

# Commissioners' Meeting Minutes - Week of October 30, 2023

\*\*\*Monday, October 30, 2023, at 9:00 a.m., Commissioners met in regular session with Chairman Tim Bertling, Commissioner Wally Cossairt, Commissioner Ben Robertson, Clerk Glenda Poston, and Deputy Clerk Michelle Rohrwasser.

9:00 a.m., Commissioners said the Pledge of Allegiance.

Commissioner Cossairt moved to sign a Certificate of Residency for Jadyn Bennett. Commissioner Robertson second. Motion passed unanimously.

Commissioner Cossairt moved to adopt Resolution 2024-3. A resolution of Boundary County, Idaho, amending and updating the official fee schedule related to land use and development applications and associated administrative fees, and establishing an effective date. Commissioner Robertson second. Motion passed unanimously. Resolution 2024-3 reads as follows:

Boundary County, Idaho Resolution 2024-3

A RESOLUTION OF BOUNDARY COUNTY, IDAHO,  
AMENDING AND UPDATING THE OFFICIAL FEE SCHEDULE  
RELATED TO LAND USE AND DEVELOPMENT APPLICATIONS AND ASSOCIATED ADMINISTRATIVE FEES  
AND ESTABLISHING AN EFFECITVE DATE.

WHEREAS, Boundary County is required to exercise land use planning powers as granted at Idaho Code §67-6503 by developing ordinances establishing zones and regulating land uses, and;

WHEREAS, Idaho Code §67-6519 provides authority for the County to charge a reasonable fee for land use applications; and

WHEREAS, the County has authority pursuant to Idaho Code §63-1311 to collect fees for services provided by the County that would otherwise be funded by property tax revenue, and that such fees are reasonably related to, but do not exceed, the actual costs of services; and

WHEREAS, Section 3.9 of Zoning and Subdivision Ordinance 9B18LOV2, adopted by the Board of County Commissioners April 8, 2019, allowed the adoption of fees associated with land use application processes; and

WHEREAS, on Tuesday, October 24, 2023, the Board of County Commissioners conducted a duly noticed public hearing in accord with Idaho Code §63-1311A; and

NOW, THEREFORE, BE IT RESOLVED by the members of the Board of Commissioners of the County of Boundary, Idaho, that the following schedule of fees is hereby adopted to cover the costs of administering the provisions of the Boundary County Zoning and Subdivision Ordinance, rescinding any resolutions in conflict, and establishing the fee schedule as effective upon passage of this resolution:

Done this 30th day of October, 2023.

BOUNDARY COUNTY  
BOARD OF COMMISSIONERS

s/\_\_\_\_\_

TIM BERTLING, Chairman

s/\_\_\_\_\_

WALLY COSSAIRT, Commissioner

s/\_\_\_\_\_

BEN ROBERTSON, Commissioner

ATTEST:

s/\_\_\_\_\_

GLENDIA POSTON, Clerk

Recorded as instrument #295742

OFFICIAL FEE SCHEDULE, BOUNDARY COUNTY, IDAHO  
LAND USE & DEVELOPMENT APPLICATIONS  
ADOPTED BY RESOLUTION 2024-3

APPLICATION TYPE FEE AMOUNT

Certificate of Compliance \$50.00, plus actual cost of professional services if the initial fee is exceeded.

Request to Examine or Copy Records. First 100 pages are free of charge. Per Idaho Code

Residential Placement Permit \$400.00

Commercial/Industrial Placement Permit \$500.00

Conditional Use Permit \$500.00

Special Event Permit \$200.00

Temporary Use Permit \$500.00

Variance \$400.00

Parcel Split, Simple \$500.00

Parcel Split, Primitive \$500.00

Parcel Line Adjustment \$500.00

Lot Line Adjustment, Subdivision \$500.00

Subdivision, Short Plat \$500.00, plus \$25.00 per lot

Subdivision, Long Plat \$1000.00, plus \$50.00 per lot

Quasi-judicial Zone Map Amendment \$500.00

\*Comprehensive Plan Amendment \$500.00

\*Ordinance Amendment \$500.00

Appeal \$500.00

Floodplain development permit \$100.00, plus actual cost of engineering and other professional services once initial fee is exceeded.

Utility Permits \$250.00

Vacation of Plats/Rights-of-Way \$400.00, plus cost of professional services if the initial fee is exceeded

Permit Time Extension Request \$100.00

\* Fee not to be imposed if amendment application is initiated by the Planning and Zoning Commission or the Board of County Commissioners.

In addition to the above fees, applicants shall also reimburse Boundary County for first class mailings and legal advertisements required for public notification.

9:30 a.m., County Civil Attorney Tevis Hull contacted Commissioners via telephone to update them on various matters he's working on.

Commissioner Robertson moved to go into executive session pursuant to Idaho Code 74-206(1)b, to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public-school student; and Idaho Code 74-206(1)c, to acquire an interest in real property which is not owned by a public agency. Commissioner Cossairt second.

Commissioners voted as follows: Chairman Bertling "aye", Commissioner Cossairt "aye" and Commissioner Robertson "aye". Motion passed unanimously. The executive session ended at 10:00 a.m. No action was taken.

The call to Attorney Hull ended.

10:00 a.m., Chief Probation Officer R.J. Webber joined the meeting to discuss general probation matters.

Commissioner Robertson moved to go into executive session pursuant to Idaho Code 74-206(1)b, to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public-school student. Commissioner Cossairt second.

Commissioners voted as follows: Chairman Bertling "aye", Commissioner Cossairt "aye" and Commissioner Robertson "aye". Motion passed unanimously. The executive session ended at 11:00 a.m. No action was taken.

The meeting with Mr. Webber ended at 11:00 a.m.

Commissioner Robertson moved to sign a letter of intent to purchase real property. Commissioner Cossairt second. Motion passed unanimously.

Commissioners tended to administrative duties.

Commissioner Cossairt moved to sign the Boundary County Youth Crisis and Domestic Violence Hotline in-kind letter. Commissioner Robertson second. Motion passed unanimously.

Commissioner Cossairt moved to rescind Resolution 2023-64 as it's a duplicate of another resolution. Resolution 2023-64 was not recorded.

Commissioner Cossairt moved to sign the Agreement for Medical Examiner's Services with Spokane County. Commissioner Robertson second. Motion passed unanimously.

Commissioners recessed for lunch at 12:00 p.m.

1:30 p.m., Commissioners reconvened for the afternoon session with Chairman Tim Bertling, Commissioner Wally Cossairt, Commissioner Ben Robertson, Clerk Glenda Poston, and Deputy Clerk Michelle Rohrwasser.

1:30 p.m., Road and Bridge Department Co-Superintendents Renee Nelson and Randy Morris joined the meeting to give the department report. A written report was provided. Mr. Morris presented the written department report and reviewed work being done.

Ms. Nelson discussed a matter pertaining to an employee's vacation hours that exceeds the 120-hour vacation hour limit for the end of the year. If the employee is unable to reduce their vacation hours to 120 hours by December 25th, they need to write a letter to Commissioners requesting an extension of time in order to use those additional hours after the cutoff date.

Ms. Nelson spoke of the tour of Road and Bridge office, shop, etc., by Alicia Ray with the State Insurance Fund and she said it went well. Commissioner Robertson mentioned the request for rock for Mallard Road.

The meeting with Ms. Nelson and Mr. Morris ended at 1:46 p.m.

2:00 p.m., Solid Waste Department Superintendent Claine Skeen joined the meeting for Commissioners' discussion on 10-yard compacting dumpsters and the permitting process for air curtain incinerators.

Mr. Skeen commented that Carlos Stockdale is working on the 10-yard containers. These containers will be returned to the landfill before being transferred to the monitored sites, replacing the 20-yard containers. Mr.

Skeen commented on forwarding to Commissioners the correspondence he's had with Maul Foster Engineer Ellery Howard about the air curtain incinerator permitting process. Chairman Bertling said Mr. Howard states Maul Foster will be able to present a formal proposal on the permit process on November 3rd. There is also another company out of Oregon using an air curtain incinerator so Maul Foster will take their information as well and review the process for permitting for air quality. Maul Foster is going to use permitting information used by Shoshone County, but this is providing more information. Mr. Skeen said he was told the permit process takes six months. Chairman Bertling replied that he heard the process takes six to eight weeks, but it took Shoshone County over a year. Commissioners want to see what the formal proposal states.

Mr. Skeen mentioned he would also forward his correspondence with Panhandle Health District Environmental and Health Protection Administrator Erik Ketner about the landfill operation and closure plans to Commissioners. Chairman Bertling asked Mr. Skeen if he's heard any information about separating glass for other purposes.

County residents Ray Sulier and Nadine Sulier joined the meeting.

Commissioners asked if Mr. Skeen had discussed a rotating work schedule with his staff. Mr. Skeen said he hasn't talked to his employees about proposing a rotating schedule as of yet. Mr. Skeen questioned if the idea of a rotating schedule is just for his department or other departments as well. Commissioners mentioned the Restorium and Sheriff's Office as having varying schedules. Chairman Bertling mentioned that Commissioners have issues with Assistant Administrator Richard Jenkins working on weekends, because of potential delays in submitting claims and paperwork to the Clerk's Office if he's working weekends. Clerk Poston also voiced her concerns and explained the adverse effects with delays in receiving claims for payment and payroll information. Mr. Skeen asked if Commissioners want his staff to be on a rotating schedule or a different schedule? Mr. Skeen said he would like a supervisor working on weekends so they can make decisions or make the calls that a supervisor would need to make. Chairman Bertling said Mr. Jenkins should remain working the week days so he can prepare paperwork, unless Mr. Skeen is going to take on that responsibility. Mr. Skeen said to let him know what schedule Commissioners would like Mr. Jenkins to work. It was said when preparing paperwork, that should be more so done during the week, such as Wednesday through Saturday, so they don't get behind in preparing and submitting paperwork to the county. Commissioner Robertson said he gets the point of having a supervisor on shift and he asked if Mr. Skeen would want to split the weekends. Mr. Skeen said no, that he's salaried, but he's already on call every day. It's just Sunday to be at the office door, according to Chairman Bertling. Mr. Skeen said the landfill already has an employee at the door; it's an operator. Mr. Skeen mentioned having seven to 10 roll off containers that needs to be dumped on Mondays. Chairman Bertling said he's hoping that doesn't have to happen when using the compacting containers. Mr. Skeen said there are still other sites with roll offs. Chairman Bertling asked Mr. Skeen to be flexible enough to talk to his employees to see if they would like a rotating schedule; not that the county is locked into it. If they're not agreeable, then the schedule can rotate so that everyone is the same. Mr. Skeen questioned why now? Chairman Bertling said Commissioners are looking to make it equal for everyone and

he added that the Road and Bridge Department is pretty flexible with their employees working weekends. Mr. Skeen said he has people working weekends and he commented on Mr. Jenkins's schedule. Chairman Bertling said they want to change his schedule for paperwork purposes and then see how it works out. It's not set in stone. Clerk Poston said regardless of who does the paperwork, her office needs it as it can stop every one and she explained not receiving one employee's time sheet. If a time sheet is not turned in, her office still needs to move forward. Clerk Poston commented that she appreciates whomever is completing the paperwork.

The meeting with Ms. Skeen ended at 2:12 p.m.

Mr. Sulier asked Commissioners what brought up the possible changes to the landfill schedule of operating seven days per week. Chairman Bertling said the landfill used to be open seven days per week. Commissioner Robertson said there has been overwhelming public comment requesting the seven day per week schedule. Ms. Sulier mentioned that she opposes it. Mr. Sulier explained that they live across the street from the landfill and he commented on the noise factor on that seventh day. Mr. Sulier mentioned that the landfill is maintained very well. Ms. Sulier thanked Commissioners for what they do and she added that she doesn't usually complain about the noise from the landfill, but she is now, because it has been so quiet on Sundays. Mr. and Ms. Sulier commented about the early time of day they hear the equipment. Commissioners said that shouldn't be happening anymore and they explained that the main landfill had been short-staffed. Commissioner Cossairt mentioned the landfill had employees working 3, 13-hour days and that is not and should not be happening any more. Ms. Sulier spoke of people wanting to enjoy a quiet afternoon.

Mr. and Ms. Sulier left the meeting at 2:20 p.m.

2:20 p.m., There being no further business, the meeting recessed until tomorrow at 9:00 a.m.

\*\*\*Tuesday, October 31, 2023, at 9:00 a.m., Commissioners met in regular session with Chairman Tim Bertling, Commissioner Wally Cossairt, Commissioner Ben Robertson, Clerk Glenda Poston, and Deputy Clerk Michelle Rohrwasser.

9:00 a.m., Commissioner Robertson moved to go into executive session pursuant to Idaho Code 74-206(1)b, to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public-school student. Commissioner Cossairt second. Commissioners voted as follows: Chairman Bertling "aye", Commissioner Cossairt "aye" and Commissioner Robertson "aye". Motion passed unanimously. The executive session ended at 11:10 a.m. No action was taken.

Road and Bridge Department Co-Superintendents Renee Nelson and Randy Morris joined the meeting at 11:18 a.m.

Ms. Nelson discussed the Concept Report for the School House Road Improvement Project.

Commissioner Robertson moved to sign the Concept Report for the School House Road Improvement Project. Chairman Bertling yielded the chair to second. Motion passed unanimously.

Ms. Nelson and Mr. Morris left the meeting at 11:30 a.m.

County Civil Attorney Tevis Hull joined the meeting at 11:30 a.m. to discuss a personnel related matter.

Attorney Hull left the meeting.

There being no further business, the meeting adjourned at 11:45 a.m.

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TIM BERTLING, Chairman

ATTEST:

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GLENDIA POSTON, Clerk

By: Michelle Rohrwasser, Deputy Clerk

**Date:**

Monday, November 6, 2023 - 17:30