

Idaho Association of Counties
Intergovernmental Affairs Committee Meeting Agenda
Boise Centre | Boise, Idaho | Monday, September 26, 2016



MEETING MINUTES

Members Present:

Chair: Mary Lou Hansen, Teton Clerk	Kootenai: Mike McDowell, Assessor
Vice: George Urie, Twin Falls Commissioner	Jefferson: Colleen Poole, Clerk
Ada: Bob McQuade, Assessor	Latah: Patrick Vaughn, Assessor
Ada: Vicky McIntyre, Treasurer	Lewis: Pauline Malone, Treasurer
Bannock: Radene Baker, Treasurer	Lincoln: Linda Jones, Assessor
Bear Lake: Tricia Pousen, Treasurer	Minidoka: Max Vaughn, Assessor
Boundary: Glenda Poston, Clerk	Nez Perce: Dan Anderson, Assessor
Canyon: Gene Kuehn, Assessor	Nez Perce: Barb Fry, Treasurer
Cassia: Joseph Larsen, Clerk	Payette: Sharon Worley, Assessor
Clearwater: Carrie Bird, Clerk	Payette: Betty Dressen, Clerk
Fremont: Bill Baxter, Commissioner	Washington: Georgia Plischke, Assessor
Fremont: J'Lene Cherry, Treasurer	State Tax Commission: Steve Fiscus
Gooding: Helen Edwards, Commissioner	
Gooding: Justin Baldwin, Assessor	

Members Absent:

Adams: Sherry Ward, Clerk	Minidoka: Laura Twiss, Treasurer
Butte: Lori Beck, Treasurer	Payette: Donna Peterson, Treasurer
Canyon: Craig Hanson, Commissioner	Shoshone: Leslee Stanley, Commissioner
Lemhi: Mary Ann Heiser, Treasurer	Washington: Tom Anderson, Commissioner
Madison: Sherry Arnold, Treasurer	State Tax Commission: Greg Heinrich

Others Present:

Don Drum, Executive Director, PERSI	Latah: Pat Vaughn, Assessor
Ada: Bob Perkins, Procurement Manager	Canyon: Tracie Lloyd, Treasurer
Ada: Lorna Jorgensen, Deputy Prosecuting Attorney	Blaine: Larry Schoen, Commissioner
Ada: Erica White, Deputy Prosecuting Attorney	Valley: June Fullmer, Assessor
Lemhi: Jenny Rosin, Assessor	Clearwater: Susan Spence, Assessor
Jenny Hemly, Business Attraction, Idaho Commerce	Teresa Baker, Director of Government Affairs, IAC

Chair Mary Lou Hansen called the meeting to order at 3:30 p.m.

Don Drum, Executive Director of PERSI, made a Powerpoint presentation regarding possible increases in contribution rates at the beginning of 2017. The end of the fiscal year and the investments on that particular date require the Board to implement a rate increase but there may be a delay in the implementation. This is due to the fact that the market was just down on last few days of the fiscal year and it bounced back right after.

Drum also discussed the difference between defined contribution plans and defined benefits plans and why it is good for PERSI members to continue as a defined benefits plan.

Lastly, Drum told the committee about the potential impact regarding two pieces of proposed

legislation that he was aware of. The first is a proposal to add juvenile probation, detention and corrections officers and dispatchers to the Rule of 80. The impact of this legislation would be an increase in those employees' contributions by about 1.5% from Class 1 members to Class 2 members. The second is a proposal by the Professional Fire Fighters of Idaho to change the spousal benefits for those members who are under the Rule of 80. This proposal would impact all members of Class 2 and their contributions would increase by about 1.5%.

Larsen moved and Fry seconded the approval of the minutes of the February 2016 meeting. The motion carried unanimously.

Old Business

Chair Hansen updated the committee on old business as follows:

The update on the Recorders manual is complete and has been distributed to County Recorders.

The Budget/Finance Manual subcommittee has met and is continuing to work on the project?

The death certificate short form project has been tabled by the committee working on the project as there was issues that made its use not feasible.

Jenny Hemly from the Idaho Department of Commerce explained that there is a user guide that has been made available for tax exemptions under Idaho Code §63-602nn. The exemption is getting used more and the Department of Commerce has been working with economic development groups and county assessors to allow more ease for its implementation. Alan Dornfest from the Idaho State Tax Commission has proposed rules to allow for guidance for the exemption and they will be presented to the 2017 Legislature for approval.

IAC Legislative Proposals

Procurement Interim Committee

Bob Perkins, Director of Ada County Purchasing, spoke about the interim legislative committee on procurement that has been meeting this year to discuss changes in the statute for political subdivisions. He explained that he has spoken to different counties and cities about changes they would like to see and made a presentation on the proposed changes to the committee in September 2016. He stated that the changes were well received by the committee.

Highlights for the changes for counties would include allowing commissioners to delegate authority for purchasing as it is commonly done now which is actually not allowed by statute under current practice by resolution. McGoon v. Valley County was the underlying case that held that the authority for the BOCC to delegate purchasing authority does not exist.

The complete Powerpoint presentation along with all the presentations to the committee is on the legislative committee's website and it is available [here](#). Perkins answered various questions including one about allowing for a county policy versus a resolution for the authority.

Open Meeting Act Clean-Up Resolution

Bonner County Clerk Michael Rosedale submitted a resolution for membership consideration with the support from the Clerks and Commissioners. Teresa Baker provided information on the resolution to the committee. Linda Jones moved to recommend this resolution to the general membership. Bill Baxter seconded the motion. The motion carried unanimously.

Affordable Housing Tax Exemption

Blaine Commissioner Larry Schoen presented a resolution which addresses the issue of workforce housing in some communities in some counties. The exemption would be discretionary by the BOCCs and a temporary exemption. This program would be administered by a housing authority.

Chair asked Alan Dornfest if he had any comments on the legislation. Dornfest said that he did not have any recommendations but asked that any statute be very specific and that he be kept in the loop if the proposal moves forward.

There was no motion from committee members to recommend the resolution to the general membership.

Early Voting

Chair Hansen presented a resolution to the committee to amend Idaho Code § 34-1012(6) to make early voting to eliminate the need for a ballot envelope and for an election worker to "proclaim" a vote.

Colleen Poole moved to recommend this resolution to the general membership, Carrie Bird seconded the motion. The motion carried unanimously.

Recording Fees For Water Districts

Patty Temple, Minidoka Clerk, presented a resolution to amend Idaho Code § 43-711 to require irrigation districts to record delinquency lists in the same manner as other records are required including using the uniform recording fee statute per Idaho Code § 31-3205.

Glenda Poston moved to recommend this resolution to the general membership, Vicky McIntyre seconded the motion. The motion carried unanimously.

Titles for Park Model Homes

Dan Anderson, Nez Perce Assessor, presented a resolution to title park model homes for a document for proof of ownership. Linda Jones moved to recommend this resolution to the general membership, Gene Kuehen seconded the motion. The motion carried unanimously.

Missed Property Rolls Delivery Date

Tracie Lloyd, Canyon Treasurer, presented a resolution to remove the requirement for the Auditor to deliver the missed roll to the Treasurer after the first Monday in March. Current practice is not to delay the delivery of the roll. Gene Kuehen moved to recommend to the general membership and Tricia Pousen seconded. The motion carried unanimously.

Online Publication of Commissioners' Proceedings Pursuant to Idaho Code §31-819

Chair Hansen withdrew this item from the agenda.

Printing Ordinances

Lorna Jorgenson, Deputy Ada Prosecuting Attorney, presented a resolution to remove the requirement of a county to publish an ordinance if the ordinance is codified. Larry Schoen stated that the statute is not clear and recommended that the issue be looked at further before moving forward on the resolution.

Linda Jones moved to table the recommendation. The motion died for the lack of second.

Bill Baxter moved recommend the resolution to the general membership with a change in language to be considered by the legislative committee. The motion was seconded by Max Vaughn. The motion carried.

Idaho Protection of Public Employees Act

Lorna Jorgensen presented a resolution to amend the Whistleblower Protection Act in Idaho Code §6-2104(2) to be consistent with other portions of the statute by adding language that makes it clear that an employer cannot take adverse action against an employee because that employee participates or provides information involving the waste of public funds, property or manpower or a violation of law, rule or regulation. Tricia Pousen moved to recommend the resolution to the general membership. The motion was seconded by and Gene Kuehn. The motion carried unanimously.

Legislative Proposals Affecting Counties

Title One is proposing a modification to recording fees. No discussion was had as there was not a representative from Title One present to discuss.

Administrative Fees for Handling Urban Renewal

George Urie discussed the need for legislation for counties to charge Urban Renewal Districts for collecting taxes for them. He stated that Dan Blocksom was going to draft legislation for Treasurers to charge a fee to all taxing districts for tax collection. Urie stated that he would like that ability to come back to the counties but he does have specific proposal at this time.

Max Vaughn explained that the county can collect fees on urban renewal. Urie stated that he believed that the statute had been changed but was unclear.

Alan Dornfest was asked for his comments and he stated that he did not believe that the statute was clear. Vaughn stated that the statute was changed to allow for the charging of fees and that he would provide a copy of the statute to be forwarded to the committee with the minutes of the meeting.

Max will be keeping track of what his staff does to appraise the urban renewal district and direct bill for those fees. The fees will go back into the Revaluation Account.

Chair Hansen adjourned the meeting at 5:30 p.m.