

CHAPTER 5

BOARD OF COUNTY COMMISSIONERS

SECTION:

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1-5-1: **BOARD ESTABLISHED; ELECTION AND TERMS OF OFFICE:** There is hereby established a board of county commissioners which shall consist of three (3) members, one from each district in the county. At the general election in 1936, two (2) members were elected for a term of two (2) years and one member for a term of four (4) years; at each biennial election thereafter, one member is to be elected for a term of two (2) years and one for a term of four (4) years, it being further provided that at the general election in 1936, the commissioner from county commissioner district no. 1 shall be elected for a term of four (4) years, and that the four (4) year term shall be allotted thereafter in rotation to districts no. 2, 3, and 1. (2003 Code)

1-5-2: **QUALIFICATIONS:** No person shall be elected to the board of county commissioners unless such person has attained the age of twenty one (21) years at the time of the election, is a citizen of the United States, and shall have resided in the county one year next preceding his election and in the district which he represents for a period of ninety (90) days next preceding his election. (2003 Code)

1-5-3: **BOND:** Each county commissioner shall execute an official surety bond or, in lieu thereof, the county shall provide suitable crime insurance, as provided in Idaho Code section 59-804. (2003 Code)

1-5-4: ORGANIZATION; MEETINGS:**A. Officers:**

1. Chairman: The members of the board of county commissioners shall, at their first regular meeting on the second Monday of January next after their election, elect a chairman from their number.
2. Clerk: The county auditor is ex officio clerk of the board of county commissioners.

B. Meetings:

1. Regular Meetings: The regular meetings of the board of county commissioners shall be held at the county seat on Monday of each week.
2. Adjourned Meetings: Adjourned meetings may be provided for, fixed and held for the transaction of business, by an order duly entered of record, in which must be specified the character of business to be transacted at such meetings, and none other than that specified must be transacted.
3. Special Meetings: If, at any time after the adjournment of a regular meeting, the business of the county requires a meeting of the board of county commissioners, a special meeting may be ordered by a majority of the board. The order must be entered of record, and five (5) days' notice thereof must, by the clerk, be given to each member not joining in the order. The order must specify the business to be transacted, and none other than that specified must be transacted at such special meeting.
4. Public Meetings: All meetings of the board of county commissioners must be public, and the books, records and accounts must be kept at the office of the clerk, open at all times for public inspection, free of charge. The clerk of the board must give five (5) days' public notice of all special or adjourned meetings, stating the business to be transacted, by posting three (3) notices in conspicuous places, one of which shall be at the county courthouse door.

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C. Quorum; Procedures:

1. Majority; Chairman: A majority of the board constitutes a quorum. The chairman must preside at all meetings of the board of county commissioners, and in case of his absence or inability to act, the members present must, by an order, select one of their number to act as chairman temporarily.
2. Oaths: Any member of the board or the clerk may administer oaths to any person concerning any matter submitted to the board or connected with its powers or duties. (2003 Code)

1-5-5: **POWERS AND DUTIES:** The board of county commissioners shall have those powers and duties set out in Idaho Code section 31-801 et seq., as amended. (2003 Code)