

**IN THE OFFICE OF THE VALLEY COUNTY BOARD OF COMMISSIONERS  
CASCADE, IDAHO  
June 3, 2013**

**PRESENT: GORDON L. CRUICKSHANK (CHAIRMAN)  
ELTING G. HASBROUCK (COMMISSIONER)  
BILL WILLEY (COMMISSIONER)  
ARCHIE BANBURY (CLERK)**

Meeting called to order by Chairman Cruickshank at 9:00 a.m.

Commissioner Bill Willey led the Pledge of Allegiance to the Flag of our Country.

Commissioner Willey moved to approve the agenda with the addition of the appointment of a member to the Waterways Advisory Committee at the request of Waterways Advisory Committee Chair Al Wonenberg. The vacancy on the Waterways Advisory Committee was previously unknown to the Board. Commissioner Hasbrouck seconded and the motion carried unanimously. Mr. Doug Roe was nominated by the Committee. Commissioner Hasbrouck moved to accept the resignation of Ken Patterson and appoint Doug Roe in his place. Second by Commissioner Willey and carried unanimously.

Commissioner Hasbrouck moved for approval of a Board Ordered claim to purchase postage from Pitney Bowes in the amount of \$20,000. Second by Commissioner Willey and carried unanimously.

Commissioner Willey moved for approval of the May 28<sup>th</sup>, 2013 minutes, second by Commissioner Willey and carried unanimously.

Chairman Cruickshank noted receipt of Clerk Archie Banbury's letter of resignation. Commissioner Hasbrouck moved for acceptance of his resignation, second by Commissioner Willey and carried unanimously.

David Crawford presented a policy statement concerning Information Technology Policy; Planning, Purchase and Use. It was read and discussed by the Board. Commissioner Hasbrouck moved for approval of the policy, second by Commissioner Willey and carried.

Glenna Young inquired as to whether the “Stuffing Machine” would become an Information Technology responsibility and accordingly service and repairs thereof would be the responsibility of I.T. She reported that there were problems and had to call the repairman when it was really needed. David will look into the matter and report back to the Board.

Glen Szymoniak, Superintendent of McCall-Donnelly schools, appeared and was accompanied by Business Manager Cheryl Moriarity and Jacob Olson, Special Programs Director. He noted a change in funding for Juveniles in the Detention Center as the result of a change made by the legislature.

He provided a copy of the relevant IDAPA Rules and the Idaho Code which makes it clear as to the County’s responsibility to provide reimbursement to the schools for education for those juveniles who are in a detention schedule. It appears that the previously agreed \$10,000 is a close approximation of what the County should be paying. Doug Miller Court Services Director will appear on the June 10<sup>th</sup> agenda for further discussion with the Board.

Larry Laxson appeared and discussed a fee to be collected from those using the Cabarton Bridge rafting launch site. He noted that the site is busy with both outfitters and private rafters. Commissioner Willey suggested that perhaps the facility could be used without a charge. After discussion, it was decided to provide for a voluntary fee and stickers acknowledging the payment for parking. Accordingly, he introduced a resolution to provide for voluntary fees of \$5.00 per day for rafters, or \$20.00 for the season, and a fee for outfitters of \$150.00 each season.

Commissioner Willey moved to approve Resolution 13-10, dealing with the voluntary fees to be charged at the Cabarton Boat Launch, second by Commissioner Hasbrouck and carried. A related issue was also discussed, that of overnight camping on the site which is too small to accommodate such use. Larry was asked to put a sign providing “No Overnight Camping”.

Bob Fodrea appeared and discussed his RDA Credits. He would like to know things are progressing. His credits, which he still has, have been used for recording and other small items and variances. They have been accepted by both Planning and Zoning and the Clerk’s Office.

He has a substantial amount of credits. He has let Cynda know that he would exchange his credits for cash. He is considering advertising that fact to others who may want to buy his credits and use them for paying for recording fees and other administrative charges made by Valley County.

Valley County Prosecuting Attorney Jay Kiiha questioned if the transfer agreement permits him to transfer the credits. He suggested that because of the bankruptcy of Mr. Fodrea’s former partner, Mr. Rennison, the Commissioners should not answer his request today. Mr. Fodrea said he intends to continue to use the credits in exchange for services with Valley County. Mr. Kiiha recommended that Mr. Fodrea go and speak to the trustee in bankruptcy about the disposition of the credits. He should then provide the response of the trustee to the Board of County Commissioners.

Mr. Kiiha pointed out that for Mr. Fodrea to exchange the RDA credits, he must have a transfer agreement. The Board of County Commissioners can approve the transfer agreement. Mr. Kiiha advises the Board to no longer accept the credits to pay for County Services.

Adjourn for lunch at 11:30.

Resume Regular Session at 1:00 p.m.

Chairman Cruickshank opened the Public hearing as concerns the Warren Wagon Road validation. He asked for those appearing to address the Board through the microphone.

Planning and Zoning Administrator Cynda Herrick had been asked to schedule the validation, and unlike other Planning and Zoning matters, there is no staff report. Warren Wagon Road is a major collector. The purpose for the validation is to clarify ownership of the road and adjacent rights of way.

She introduced a record of survey from Russell surveying and explained the various gaps in right of way. There is a “no man’s land” strip of property which no one seems to own.

Scott Tunnel, 1521 Warren Wagon Road, McCall, spoke. He has no specific concerns except that the “no man’s land” may belong to the Payette Lakes Club, Inc., as a common area to the club.

Dana Van Skyler, 980 Ironwood addressed the Board. She requested a copy of the map Cynda referred to. She is also concerned that the highway may overlay some of her property.

Don Hetherington, 1402 Warren Wagon Road, McCall added that he is concerned about the County’s ability to take the property away from them. Chairman Cruickshank acknowledged that there is more research to be done.

Prosecutor Kiiha and Cynda responded that they could check things out and meet again in August 5<sup>th</sup>, 2013. Chairman Cruickshank moved to postpone the public hearing until that date at 1:00 p.m., second by Commissioner Hasbrouck and carried, unanimously. Chairman Cruickshank closed the public hearing.

Jeff McFadden appeared and represented for the Road Department. Concerning a right of way, Dave Ernat has executed a quitclaim deed for property along Warren Wagon Road to Valley County. Motion to accept the right of way document by Commissioner Hasbrouck, second by Commissioner Willey and carried unanimously.

Jeff noted that the Cul-de-sac on Withers Lane is not County owned property. The owners have allowed the county to use the area as a turnaround for equipment.

Commissioner Hasbrouck moved for acceptance of a Weed Agreement with the Forest Service for weed spraying, 200 acres for \$3,500. Second by Commissioner Willey and carried unanimously.

Jeff also reported that they are working on the Heinrich Lane reconstruction. Johnson Creek Road is bladed. Deadwood Road is still closed. The Road Department is meeting with folks in the Big Creek and Yellow Pine area looking for gravel sources to reduce the cost of hauling from the main valley for maintenance of those roadways.

Adjourned at 2:30 p.m.

---

Gordon L. Cruickshank, Chairman

Attest:

---

Archie N. Banbury, Clerk

AB/akm6-7-13