

**IN THE OFFICE OF THE VALLEY COUNTY BOARD OF COMMISSIONERS
CASCADE, IDAHO
October 31, 2011**

**PRESENT: GORDON L. CRUICKSHANK (CHAIRMAN)
GERALD "JERRY" WINKLE (COMMISSIONER)
RAY MOORE, (COMMISSIONER)
ARCHIE BANBURY, CLERK**

Meeting called to order by Chairman Cruickshank at 9:04 a.m. with Clerk Banbury taking minutes.

Chairman Cruickshank asked to delete the item at 10:30. It will be replaced with a discussion with Greg Malmen concerning the telephone system. Commissioner Winkle moved to accept the agenda as amended. Second by Commissioner Moore and motion carried. Commissioner Moore moved to approve the minutes of Oct 17, 2011 as previously amended, seconded by Commissioner Winkle and carried.

A discussion of the appointment of Cynda Herrick to the Area Agency on Aging was held and she was so appointed. Cynda Herrick's appointment the KWP Advisory Committee was also discussed, including the potential for conflict with her serving Valley County as the Planning and Zoning Commissioner. She would be permitted to assist the committee, but not serve as a voting member.

A discussion of the VARHA records was held. Michael David stated that both the City of McCall and Valley County have requested the records, which will involve a cost to assemble. The Board has concern for the bill. Commissioner Moore stated that he still questions the bill. The claim was not approved for payment at this time.

Sheriff Bolen and Captain Coombs appeared for the purpose of requesting approval of the Enhanced Emergency Communication Grant. On motion of Commissioner Moore and second by Commissioner Winkle, the approval was granted and the documents signed by the Chairman.

Captain Coombs added that the final step in completing the contract on the EOC building is the installation of collars around the Communication box and manhole covers. Although this is part of the contract, he wants to be assured that he should proceed, and was asked to do so. He also discussed some drainage problems, paving of some areas for additional parking and suggested repairs by the Valley County Road Department. He was directed to proceed.

Land exchanges around Cascade: Mr. John Caywood of Boise appeared and presented a power point presentation together with maps. He has been working with Fred and Elzo O'Brien concerning the reserved interest deeds surrounding Cascade Reservoir. There are 27 Ag easements on Lake Cascade which date from the 1940's. The landowners would like to exchange the deeds. They exist around Sugarloaf, on Center Irrigation property and on some of the arms. These grazing grounds load nutrients into the lake and diminish the water quality.

The essence of the proposed exchanges are to trade easements along the lake held by BOR for interior land off the lake to keep the cattle off the lake and provide more appropriate usage of the land along the lake.

The Bureau of Reclamation was invited to attend this discussion, including the local manager, Warren Sedlacek. Commissioner Winkle added that the Pine Lakes Ranch cattle are fenced off the waterfront.

Chairman Cruickshank provided the maintenance agreements for Midas Gold on behalf of the Road Department, and Commissioner Moore moved to approve them and authorize the Chairman to sign same, second by Commissioner Winkle and carried.

Chairman Cruickshank opened a Public Hearing for C. U. P. 11-04, 478 Ellis Road.

There have been no ex-parte contacts, and no conflicts of interests with the Commission.

Delta James presented the matter for consideration.

The property has storage facilities on and has been so used for many years. The owner would like to add on to the storage units, and has requested a C.U.P. for this purpose. She discussed the conditions of approval, a part of the application for the C.U.P.

Donald R Harding, Post Office Box 2306, McCall, ID appeared and spoke on behalf of himself as the person requesting the C.U.P. He added that he wants a 40' x 40' unit for storing a boat, work on the boat to be accomplished elsewhere.

There are no proponents, uncommitted, nor opponents present. Therefore, no rebuttal is required, and no questions of staff. Chairman Cruickshank closed the Public Hearing.

Commissioner Winkle had no objections, nor did Commissioner Moore.

Commissioner Winkle moved for acceptance of C.U.P. 11-04 as presented, second by Commissioner Moore, and carried.

Cynda Herrick discussed the meeting held with the Department of Lands, the Clerk, the Assessor and herself. She explained that there would be no local process, as it is not required by the statute, I.C. 58-317. They do want to enter into a Memorandum of Understanding which expresses agreement by the Cities, Counties and the State of Idaho.

The field work has been done, and it is being plotted at this time. They hope to complete this by 1/1/2012. The City of McCall has provided additional concerns.

Greg Malmen discussed his meeting with Frontier and his efforts with respect to rate setting, but is concerned about the internet line to the annex in McCall. The present contract for service to the annex can be terminated and provision of that leg assumed by Frontier. Greg will return to the Board with additional information.

Dick Vandenberg appeared to discuss personal property tax amounting to \$13.84. He has not had the business Timberland Forestry for several years. The equipment has not been used since 2008. Treasurer Glenna Young explained the process as she receives the information from the Assessor. Charles Pickens explained the situation as applying to Mr. Vandenberg, and provided the statutory provisions that are followed if the declarations are not filed, in addition to reading letters sent to him by the Assessor's Office.

Mr. Vandenberg asserted he did not receive the letters or he would have responded. Mr. Vandenberg was asked to get together with the Assessor and get all the necessary forms and assertions straightened out. Treasurer Glenna Young advised that she has not received any mail returned when sent to Mr. Vandenberg's addresses.

As regards the Employee Assistance Plan, the cost includes 4 personal sessions. Katie Durfee, Chief Deputy Clerk provided additional information on the plan, including utilization by the employees, as well as a list of additional services which are provided by the plan. Commissioner Moore moved for acceptance of the contract and authorization for the Chairman to sign. Second by Commissioner Winkle and the motion carried.

Commissioner Moore moved for acceptance of the Groomer Modification Agreements with the Boise and Payette National Forests. They will expire April 30, 2012. Second by Commissioner Winkle and carried.

Anne Guarino appeared and participated in a discussion of Plan Reviews, preparatory for a later discussion to try to move the plan review process to an Idaho firm. Commissioner Winkle will work with Anne to review options.

Mr. Vandenberg returned to inform the Commissioners that he is not liable for the corporation personally. Both the Assessor's office and the Treasurer's office do not have the correct address. The one address is a former address; the other one is completely unknown to him.

Treasurer Young recommended a waiver of all the fees for Mr. Vandenberg and collection of the personal property tax only so that the County and all Taxing Districts are made whole. This is acceptable to all concerned.

Commissioner Moore moved to waive the Warrant of Distrain and Sheriff's fees and reduce the tax on PPC000005446A to the original amount of \$13.84. Commissioner Winkle seconded and the motion carried.

Commissioner Moore moved to convene Executive Session per I.C.67-2345(1)(b) Second by Commissioner Cruickshank and carried. Roll call vote, Commissioner Winkle "aye", Commissioner Moore "aye", and Chairman Cruickshank "aye".

Convene Executive Session at 11:35 a.m.

Reconvene Regular session at 11:47 a.m.

Motion to promote the subject individual to class 7, step 4 by Commissioner Moore, second by Commissioner Winkle and carried.

Commissioner Moore moved to enter Executive session per Idaho Code 67-2345(1)(b), second by Commissioner Winkle and carried. Roll call vote, Commissioner Winkle "aye", Commissioner Moore "aye", and Chairman Cruickshank "aye".

Convened Executive Session at 11:43 a.m.

Resumed Regular Session at 1:10 p.m.

Adjourned at 1:10 p.m.

Gordon L. Cruickshank, Chairman

Attest:

Archie N. Banbury, Clerk