

**IN THE OFFICE OF THE VALLEY COUNTY BOARD OF COMMISSIONERS
CASCADE, IDAHO
NOVEMBER 24, 2008**

**PRESENT: GERALD “JERRY” WINKLE) CHAIRMAN
FRANK W. ELD) COMMISSIONERS
GORDON L. CRUICKSHANK)**

ARCHIE N. BANBURY, CLERK

Meeting called to order by Chairman Winkle at 9:10 a.m. Also present were Commissioners Frank Eld and Gordon Cruickshank, and County Clerk Archie Banbury.

Claims were read as follows:

General Fund	\$ 72,284.40
Road and Bridge	\$ 15,443.77
Valley County Ambulance	\$ 22,275.00
District Court	\$ 3,180.90
Indigent and Charity	\$ 8,517.58
Solid Waste	\$ 78,036.44
Tort	\$ 31.67
Weeds	\$ 438.40
Pest Control	\$ 32.01
Waterways	\$ 43.98
Snowmobile Smith’s Ferry	\$ 390.14
Total	<u>\$ 200,674.29</u>

On motion of Commissioner Cruickshank, second by Commissioner Eld, it was carried to pay the bills.

Additions to the agenda for personnel matter and fuel bid moved by Commissioner Cruickshank, second by Commissioner Eld and carried.

Assessor Karen Campbell presented three market value cancellations for approval in conformance with the decision of the Idaho Board of Tax appeals, Numbers 68, 69 and 70. On motion of Commissioner Cruickshank and second by Commissioner Eld, it was carried to approve the market value cancellations above.

Treasurer Glenna Young reported tax receipts received of \$98,000 and discussed working with taxpayers. She also discussed the recent implementation of credit card processing by the courts.

Sheriff Patti Bolen reported thirty five inmates are present in the jail. It is also time to inspect the jail.

Cynda Herrick reported that two of the Planning and Zoning Commissioners, Hatfield and Garrisons' terms will expire in January 2009. Both would like to be reappointed.

Commissioner Cruickshank asked to be recused from consideration of the Jughandle CUP 08-16.

Greg Malmen reported on the migration to the metro Ethernet which has been successful thus far. There is a small portion of the Manatron contract to be signed.

Paula Fodrea reported on WICAP matters, energy assistance is improved. Thanksgiving baskets are in progress and should be good. Ron Lundquist has been a big help to her so far in his role as handyman. She also discussed the "Giving Tree" program improvements. Chairman Winkle moved and Commissioner Eld seconded to move Mary Heinrich to full time status at a salary of \$23,016 per year. Carried.

Barbara Brody reported and presented packages including nutrition, impact statements, an invitation to Horizon functions, Master Gardeners, demographics, as well as other information. She complained about the trash and cleaning. She is still working with Southern Valley County Recreation District to try and obtain additional funding for the after school project.

Matt Williams reported that he has been busy with jury trials, the first of which the defendant has decided to plead guilty. The second defendant also entered a plea of guilty prior to jury selection.

Steve Brown appeared and was asked his opinion on a proposed Memorandum of Understanding with the City. Steve has a copy and has read it. Ronn Julian was asked for his comments on the MOU. He spoke for the City Council, and signified his interest in cooperating with and compensating the County. The MOU is an attempt to eliminate unnecessary fixed costs. He knows that with the slowdown they are wasting funds with the present arrangement. Ronn has met with Steve, but did not get very far with him,

because Steve said he was not aware that he could not work for the City of Cascade. Commissioner Winkle read the minutes where that provision was stated aloud.

Mayor Carter spoke and referred to an e-mail that he had sent the Commission, and voiced his opposition to the MOU in general and says he wants it to go away. Suggests that he would like the last paragraph of the MOU to be reconsidered, it seems to have legal problems. Judy Nissula, City Council expressed that it is a dollar and cents decision, that is, no income, no expense. However, payment of a constant salary is wasteful. Steve Brown said he would like to keep it as it is.

Commissioner Eld moves to remove the provision that he cannot work for the City. Commissioner Cruickshank discusses the details of his employment. It comes back to dollars and sense. He favors the MOU. Chairman Winkle moves to table to the end of the day. Commissioner Eld withdraws his motion and accepts Chairman Winkle motion to table. This carried the motion to table.

JoAnn Fly, elections clerk, presented the Petition of the EMS Sponsors and the Commission accepted the petition. The petition must be published three times in the proper newspaper, and then public hearings may be held. Commissioners set the evenings of January 20th and the 22nd, at 7:00, tentatively at the Legion Hall in Cascade, and the McCall School District. Publication will be arranged by JoAnn Fly in December.

Chairman Winkle moved for an executive session, second by Commissioner Eld.

10:50 a.m. Convened Executive Session per I.C. 67-2345 (b) regarding a personnel matter.

Motion made Commissioner Eld and second by Commissioner Cruickshank concerning this matter to clarify Departmental authority to hold hearings on disciplinary matters with the Human Resources and Prosecuting Attorney in attendance Department Heads to keep Commissioners informed of these matters. Carried.

Closed session for Indigent.

Carol MacGregor appeared and stated that she has been charges on her taxes for 600 more square feet than the appraisers have documented for her parcel. Assessor Karen Campbell agrees with Carol's measurement. This has gone on for 6 years. The 2008 year has been adjusted. The total tax overpaid is slightly more than \$1,000.

Motion by Commissioner Cruickshank and second by Commissioner Eld to refund \$1,202 to Carol MacGregor and carried.

Stephanie Johnson appeared on behalf of Cabin Creek and explained the termination of a contractor. The faults in his work have been remedied. She has talked to Baron Loper who will accept the contract in accordance with guidelines outlined in the contract for Paddy Flat for the balance of the work with his prior bid.

Commissioner Eld moved and Commissioner Cruickshank seconded approval and transmission of the letter to the Regional Forester concerning the travel plan.

Motion by Commissioner Cruickshank and second by Commissioner Eld to reduce the amount of credit on the Hwy 55/Davis Creek realignment. The original value to be credited \$129,932 less \$7,101.87 for a new value of \$122, 830.13. Carried.

For the Davis Creek Lane extension, Commissioner Cruickshank to start with a credit of \$132,477, to deduct \$13,891.31, for a new value of \$118,585.69. Seconded by Commissioner Eld and carried.

Concerning the fuel bid, only one received from the Kennedy Fuel. Motion by Commissioner Cruickshank and second by Commissioner Eld to accept the Kennedy bid and carried.

Adjourn for jail visitation and inspection.

Reconvene at 2:38 P.M.

Chris Carey, Waste Connections Inc., District Manager and Jason Pratt, Controller, Operations Supervisor.

Responding to questions about residential, number of residences 3,058 and does not include Donnelly or Cascade. City government bills the residential customers. Commercial accounts number 204 accounts. There are 56 temporary commercial accounts. These are the total numbers of Valley County customers. Each account has a municipal code to denote location. The county's list of commercial accounts must be reconciled to Lakeshore's – there is a vast difference between the two.

Discussion ensued concerning problems and potential solutions.

Rescinding the rate requests was suggested by Chris Carey. The May 29, 2008 increases requested in May and October 20, 2008 are suspended herewith until we arrange suitable audit and verification arrangements as to what is dumped.

Motion to convene executive session by Commissioner Eld and Second by Commissioner Cruickshank, and carried. Purpose is pre-litigation per Idaho Code Section 67-2345(f).

No decisions made as a result of this discussion.

Steve Brown returned to the meeting.

As to his employment with Cascade, Commissioner Cruickshank asked Commissioner Eld for his opinion.

Steve must maintain a 40 hour week with the County between the hours of 7 a.m. and 6 p.m. and obtain advance authorization for any overtime beyond the 40 hours.

Motion by Chairman Winkle to pay a 1% bonus to all full-time employees, exclusive of elected officials.

Adjourned at 5:20 p.m.

GERALD WINKLE, CHAIRMAN

ATTEST:

ARCHIE N. BANBURY, CLERK

