

**IN THE OFFICE OF THE VALLEY COUNTY BOARD OF COMMISSIONERS  
CASCADE, IDAHO  
December 2, 2013**

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

Meeting called to order by Chairman Cruickshank at 9:07 a.m.

Valley County Road Superintendent, Curtis Bennett led the pledge of allegiance.

Chairman Cruickshank asked if the Commissioners wanted to amend the agenda to discuss Trabbert Lane after the agenda item Wellington Snow Park Grant. Commissioner Willey made a motion to approve the agenda with the addition of the Trabbert Lane clearing discussion. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to amend the agenda to discuss Trabbert Lane clearing and approve the agenda with the changes.

Ken Postma with Cabin Creek Enterprises presented a General Service Agreement for Extension of Acres for Meadow Bear Unit #3. Commissioner Willey made a motion to accept the addendum for Meadow Bear Unit #3 which includes an additional 3.8 acres of land. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to approve the Extension of Acres of 3.8 acres for Meadow Bear Unit #3.

Chairman Cruickshank presented the meeting minutes from November 25, 2013. Commissioner Hasbrouck made a motion to approve the meeting minutes with a correction of the spelling for Captain Coombs. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to approve the meeting minutes with the correction of the spelling for Captain Coombs.

Chairman Cruickshank presented the Valley County Public Defender contract which is set to expire December 31, 2013. Chairman Cruickshank pointed out that the Valley County Public Defender contract was actually for two years and was to expire December of 2015. Valley County Public Defender, Scott Erekson advised that it was agreed that the County would review this agreement in December of 2013. Mr. Erekson also notified the Commissioners about the potential changes in the future to the Public Defender contract. Mr. Erekson informed the Commissioners that the Public Defender's office has handled 373 cases in 2013. He advised that these statistics are the same as last year. Commissioner Hasbrouck asked about the Conflict Attorney's? Mr. Erekson advised of how the Conflict Attorney contract works. That if he determines a case is a conflict for him he will notify the Judge who will then appoint a conflict attorney. He advised how this is set up in the Counties budget. Commissioner Hasbrouck asked about a contract for conflict attorneys and suggested that Valley County Prosecuting Attorney, Jay Kiiha and County Clerk, Doug Miller were working together to get a Request for Proposal submitted for conflict attorney and for the Commissioners to review and make a decision. Commissioner Willey made a motion to extend the Public Defender Contract with Mr. Scott Erekson from January 2014 to December 31, 2014. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to extend the Valley County Public Defender Contract with Mr. Scott Erekson from January 2014 to December 31, 2014.

Chairman Cruickshank advised that the Commissioners received a letter regarding appointment of Brian Hines to the Valley County Fair board. Commissioner Willey made a motion to appoint Brian Hines to the Valley County Fair board. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to appoint Brian Hines to the Valley County Fair Board.

Chairman Cruickshank presented the option to purchase additional ICRMP Insurance for terrorist coverage to discuss amongst the Commissioners. Commissioner Hasbrouck made a motion to sign the rejection of coverage insurance for Terrorist Coverage with ICRMP. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to have Chairman Cruickshank sign the rejection of coverage for the Terrorist Insurance with ICRMP.

Chairman Cruickshank presented the SAAP Certification letter which indicated that Valley County has not used any of the SAAP funds for lobbying against the Federal Government. Commissioner Hasbrouck made a motion to have Chairman Cruickshank sign the SAAP certification letter. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to have Chairman Cruickshank sign the SAAP certification letter.

Valley County Assessor, June Fullmer presented a request for cancelation of market value for William A. Mott, Parcel number LR00196001013A. The market value to be canceled is \$1,225. Commissioner Hasbrouck made a motion to approve tax cancellation for William Mott, Parcel Number LR00196001013A in the amount of \$1,225. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to approve tax cancellation for William Mott, Parcel Number LR00196001013A.

Chairman Cruickshank provided the Commissioners with notification of the Secure Rural Schools Funding and the amount that Valley County is to receive. Chairman Cruickshank

advised that the Commissioners need to discuss what percentage should be distributed amongst Title I, Title II and Title III projects within Valley County. It was suggested that a conversation take place with Cabin Creek Enterprises, the Valley County Road Department and it was recommended that this be added to the agenda on December 9, 2013, for further discussion.

Valley County Recreation Director, Larry Laxson provided information regarding Wellington Snow Park Grant. He informed the Commissioners that if the County is awarded this grant, one of the purposes would be to purchase additional property at Wellington Park. Larry advised that there is currently \$7,000 available to purchase the property with the listed price of the property is \$57,000. They are trying to get 25% of the total cost and trying to apply for the grant for the remaining amount. 7.2 acres is available. They need an additional \$7,000 to get the 25%. Commissioner Hasbrouck advised that he would be willing to recommend taking an additional \$5,000 from the NASI fund. Commissioner Hasbrouck made a motion to allow Larry Laxson to access \$10,000 of NASI funds to utilize as matching funds if the Wellington Snow Park Grant is awarded. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to allow Larry Laxson to access \$10,000 of NASI funds as matching funds for the Wellington Snow Park Grant.

Valley County Road Bridge Superintendent, Curtis Bennett advised that Trabbert lane is being brushed in order to allow the road department to provided snow removal. Curtis advised that the clearing is being done in order to maintain appropriate snow removal. Curtis advised that there are a lot of willows and brush. He reported that the road department is removing enough snow so that there is snow storage. Chairman Cruickshank advised that the message he received was that the road department is clearing all of the trees on this lane. Curtis advised that his department is utilizing chains saws and chippers to conduct the work. Commissioner Willey asked if the work was being suspended today? Curtis advised that it was but recommended that one of the Commissioners come out to the worksite and talk with Homeowners about their concerns. It was agreed that Commissioner Willey would visit the worksite with Curtis Bennett to discuss concerns with the Homeowners but understands that getting prepared for snow removal is very important.

Chairman Cruickshank informed the Commissioners that he spoke with individual about why the County does not offer an incentive to pay all of their taxes with one payment? Chairman Cruickshank placed a call to Idaho Association of Counties Director, Dan Chadwick, who explained that when the tax levies are set that is the amount that is needed to adequately fund the counties budget and the tax payers are required to pay that amount. By state law those people have an obligation to pay those assessed fees. It was presented that Idaho State law does not allow the County to offer incentives to individuals to pay off taxes in one payment. Valley County Treasurer Glenna Young advised that other States do allow incentives to pay off taxes in one payment.

Chairman Cruickshank presented the potential costs of moving the McCall Department of Motor Vehicle from the McCall Annex and wanted to talk about where the funds would be expended from? Chairman Cruickshank advised that the cost would be \$600 per month for the lease of the area at Idaho First Bank. It was asked where this money would come from or is this something that we need to budget for in the next year's budget? Commissioner Hasbrouck asked if it would be possible to sign a longer term lease? Ralph McKenzie advised that he believed that is possible to sign a longer term lease. Chairman Cruickshank asked where the

funds would be coming from and asked if it would be a continued expense? June Fullmer advised that Valley County Assessor's budget would need to be increase in order to pay the \$600 lease. June Fullmer believed that it was very important for the Commissioners to continue to discuss and consider planning for in the future. She advised this is a temporary solution to utilize the bank. Glenna Young asked for the \$7,200 a month could the County purchase a mobile office building for the Department of Motor Vehicles? Chairman Cruickshank indicated that security would be a concern if that was done with Department of Motor Vehicle. Glenna asked if Idaho First Bank would cover liability insurance? Ralph advised that he did not know if that amount would cover the cost of liability insurance. Commissioner Hasbrouck asked about a specific line item in the Building and Grounds budget that could be used to help offset the costs? Ralph advised that he does not know if he has an expense line in the budget to cover the costs. Commissioner Hasbrouck believed that \$600 a month is a very good deal but is concerned that the Cascade Building has much needed improvements that need to be made as well. Ralph advised that he has other contingency funds that he would need for other projects. Chairman Cruickshank asked if it would be appropriate to sit down with Skip Clapp to talk about possible solutions to expand the Annex? Commissioner Willey advised that he liked the idea of the possibility of a mobile building. Ralph advised that he looked at portable offices and is concerned that those types of buildings do not have snow load capabilities. Commissioner Willey felt that the County should wait for the new budget year in order to make sure there are the funds to complete the move. Chairman Cruickshank expressed that even if the County does enter into an agreement with the bank, it probably would not be done until later in the year. Commissioner Willey wanted to know if the County would continue to look at other permanent structures? Commissioner Hasbrouck advised that the County has the opportunity to lease the bank now and it is possible that this option would not be available for long. Chairman Cruickshank suggested that the Commissioners develop a Master Plan or review the future needs of the McCall Annex. Commissioner Willey believed that if the County decides to enter into a lease with the bank, there would need to be assurance of long term lease with a fixed monthly amount. Chairman Cruickshank advised that it would still need to be an annual renewable agreement. Chairman Cruickshank would like June Fullmer, Ralph McKenzie and Skip Clapp to continue to research possible options and continue this discussion. Commissioner Hasbrouck expressed that he believes there are other priorities that should be looked at besides the McCall Annex, including the north end of the Cascade Building.

Commissioner Willey made a motion to go into Executive Session per IC 67-2345 (1) (b)-Personnel. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor to go into Executive Session. Motion passed to go into Executive Session per IC 67-2345(1) (b)-Personnel at 1:03 p.m.

Commissioners came out of Executive Session at 1:47 p.m. No decision was made by the Commissioners.

Valley County Recreation Director, Larry Laxson provided an email regarding signage issue for the CXT Restroom near Council Mountain and No Business Lookout which would of notified the general public that the facility was provided by Donnelly Snowmobile Club, Idaho Parks and Recreation, Valley County, Adams County, Payette National Forest. Susan Bliss Jenkins with the Payette National Forest responded via email that Forest Service policy does not allow for plaques or signs of this nature to be fixed upon a structures or facilities.

Board of County Commissioners Meeting

December 2, 2013

Page 4

Valley County Prosecuting Attorney, Jay Kiiha received a letter from a party regarding a land locked property. The property that is connected to the County property is owned by Mr. Ralph Giebel. Mr. Kiiha referenced Idaho Code Title 31-808 sub section (1).

Ralph Giebel provided some information about the land locked property and reported that in 1984 Simplot quick claimed the property to Valley County. Mr. Giebel is asking for this property to be a buffer piece of land. Mr. Giebel does have the quick claim deed that was done by Simplot. Chairman Cruickshank was surprised that Simplot quick claimed this property. Jay Mr. Kiiha informed the Commissioners that by resolution the Commissioners can determine the property is odd-lot property and if the Board says that the property has no use, the property can get appraised and sold. Mr. Kiiha referenced Idaho Code Title 31-808 sub section (8).

Mr. Giebel did not believe that the property would be worth the appraised amount. Commissioner Hasbrouck asked if the County auctioned this property off and Simplot purchased the property, would Mr. Giebel be upset. Mr. Geibel indicated that he would not be upset and again indicated that this piece of property would be a buffer. Mr. Kiiha provided options of what the Commissioners could do with the property. The Commissioners could declare the property as unusable, do nothing with the property or declare the property as an odd-lot property. Commissioner Willey asked if nothing was done with the property, would it affect Mr. Giebel? Mr. Giebel advised that it would not affect him. Chairman Cruickshank advised that it might be in the Counties best interest to do nothing with this property. It was recommended by Mr. Kiiha to leave the property as it is.

Commissioners adjourned the meeting at 2:25 p.m.

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Gordon Cruickshank, Chairman

Attest:

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Douglas A. Miller, Clerk