

**IN THE OFFICE OF THE VALLEY COUNTY BOARD OF COMMISSIONERS  
CASCADE, IDAHO  
December 14, 2009**

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

**ARCHIE N. BANBURY, CLERK**

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

Claims were read as follows:

|                      |                      |
|----------------------|----------------------|
| General Fund         | \$ 102,404.75        |
| Road and Bridge      | \$ 65,127.12         |
| Ambulance            | \$ 534.33            |
| District Court       | \$ 2,822.94          |
| Probation            | \$ 6,020.59          |
| Indigent and Charity | \$ 8,530.66          |
| Revaluation          | \$ 6,005.90          |
| Solid Waste          | \$ 77,147.41         |
| Tort                 | \$ 161.90            |
| Weed Department      | \$ 655.74            |
| Waterways            | \$ 1,046.43          |
| Snowmobile 43A       | \$ 554.03            |
| Snowmobile 43B&C     | <u>\$ 4,804.82</u>   |
| Total                | <u>\$ 275,816.62</u> |

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

A Board Order Claim was submitted for approval concerning CH2M Hill. Claim to be expended from the Court Facilities Trust for architectural drawings for Sheriff's garage in the amount of \$13,763.27.

On motion of Commissioner Cruickshank, and second by Commissioner Eld, Board Order Claim was approved.

On motion of Commissioner Cruickshank, and second by Commissioner Eld, the Board approved Junior College tuition for John R. Tassano.

Glenna Young, Treasurer, requested Tax Cancellations for corrections of errors (2) and (1) concerning a past due bill from North Lake Sewer, a total of three cancellations. Commissioner Eld moved, and Commissioner Cruickshank seconded, cancellation of the taxes numbered 1, 2 and 3. Motion carried.

Karen Campbell, Assessor, requested Market Value Cancellations #19 and 20, one being exempt, and the second being an RV that had been properly licensed and thus exempt. On motion of Commissioner Eld, and second by Commissioner Cruickshank, the Board approved the Market Value Cancellations.

Cynda Herrick, Planning and Zoning Administrator reported on her attendance, along with three P&Z Commissioners, at training in Boise. There are four applicants for vacancies on the P&Z Commission: Tom Olson, Kathy Deinhard Hill, Rhonda Sandmeyer and Ann Seastrom.

Captain Coombs reported on competitive grant monies available for Emergency Operation Centers. He recommended not applying for them because of his heavy workload. He was asked, by Commissioner Cruickshank, to contact Sage Community Resources to determine if they may be able to assist. He will also speak to R. C. & D. on the same subject.

Rick Ridenour, interim Weed Supervisor, presented a claim to the State of Idaho for fees and costs Valley County has paid. He reported Snow Cats are ready to go except the New Holland which will be ready next week.

Francy Garrison reported Ada County is charging for law clerk time on the Tamarack matter. So far, this has not amounted to much. Trial is scheduled for March.

Steve Brown reported nothing new in the Building Department.

Commissioner Cruickshank was excused to participate in a telephone conference.

Katie Durfee, Risk Manager, reported on insurance matters and a significant reduction in costs due to a successful safety program.

JoAnn Fly, Elections Officer, asked to change one of the polling places from the Hunt Lodge to the McCall-Donnelly High School. On motion of Commissioner Eld, and second by Commissioner Cruickshank, the designated polling place for both the McCall and Payette Precincts will be the McCall-Donnelly High School.

Doug Miller, Probation Department Head, reported he had 10 felonies, and 62 misdemeanors involving juveniles last year. He has 204 misdemeanor probationers being supervised by his staff. He will be submitting his juvenile justice report for approval.

John Mansidor appeared. He is the Treasurer and a Director for the Shepherd's Home. The Shepherd's Home has not been operating for the past year. Fundraisers have been inadequate. They failed to file or return the request for exempt status for this year, and it has been denied. They seek relief. The economy has been so unpredictable that the purpose for which the Shepherd's Home had been created has escaped the Board's control. Staffing costs were uncontrollable. It is now closed.

Assessor Karen Campbell explained the law and process, and further that she, as Assessor, had no choices in the matter. Chairman Winkle explained they would consider the matter and discuss it upon the return of Commissioner Cruickshank to the meeting.

Closed session for Indigent and Charity.

|                  |                                            |
|------------------|--------------------------------------------|
| Case #09-TC063-2 | Approval for Medications Only              |
| Case #09-HJ070   | Approved for Assistance                    |
| Case #09-KF086   | Request for Assistance Denied              |
| Case #09-SG077   | Final Denial                               |
| Case #09-ZM053   | Notice of Lien, Application for Assistance |
| Case #09-SW071   | Notice of Lien, Application for Assistance |
| Case #09-RS059   | Notice of Lien, Application for Assistance |
| Case #09-JA079   | Notice of Lien, Application for Assistance |
| Case #07-EE001   | CAT Assignment                             |

Glenna Young appeared for the purpose of discussing investment policy, interviews and overtime policies. For overtime it was necessary to close the meeting, and Commissioner Cruickshank moved to convene an Executive Session to discuss the matter, specific to departments and personnel, per I.C. 67-2345(b). Commissioner Eld seconded the motion, and it was carried to convene Executive Session.

Reconvene Regular Session.

Commissioner Eld moved, and Commissioner Cruickshank seconded, approval of a Board Order Claim in the amount of \$7,752.60 for Private Investigator Schoonover in regards to the State vs. Abarca.

12:00 noon    Recess for Lunch

1:00 p.m.     Reconvene Regular Session

Commissioner Cruickshank moved, and Commissioner Eld seconded, approval and publication of claims for Title III funds (1) for reimbursement of previously expended funds and (2) a request for a project to provide funding for on-going and future fire mitigation activities.

Cynda Herrick appeared and provided information concerning Blackhawk Lake Estates, Common Area Addition. Commissioner Eld moved, and Commissioner Cruickshank seconded, approval of the Final Plat for Blackhawk Lake Estates, Common Area Addition; and, authorized the Chairman to sign the Plat when the taxes are paid in full; and, the Planning & Zoning Commission's ten-day appeal period is over on December 21, 2009, at 5:00 p.m.

Steve Milleman, Attorney, appeared on behalf of Lester Storage, previously approved by Planning and Zoning. He requested continuation of approval to proceed with this project which has not been completed within the time allotted. They asked that McCall Planning & Zoning acknowledge that a second public hearing is not needed. This request was approved, on motion of Commissioner Eld, and second by Chairman Winkle.

McCall P&Z requested McPaws be awarded a Conditional Use Permit to allow the use of kennels and/or animal clinic as it had been used in the past. Commissioner Eld moved for approval of McPaws application, seconded by Commissioner Cruickshank and carried.

Commissioner Cruickshank moved, and Commissioner Eld seconded, approval of the Local Road Mileage Report and Maps, and authorization for the Chairman to sign the same, and carried. Commissioner Cruickshank moved to authorize the Chairman to sign the revenue and expenditures for the Local Roads Report when completed. Commissioner Eld seconded and the motion carried.

Commissioner Eld moved to approve an exchange of a portion of the Road Development Agreement dated 6/18/07 in the amount of \$54,070, less \$643 for Right-of-way, a net amount of \$53,427, and also less the fence erected by Jeffus in the amount of \$35,357, leaving Jeffus owing \$18,070 on his original Road Development Agreement. The motion was seconded by Commissioner Cruickshank and carried.

The Elk Meadows River Ranch Road Development Agreement issues were tabled until January 11, 2010 on motion of Commissioner Cruickshank, second by Chairman Winkle and carried.

Mr. Clint Knuckels appeared and discussed his declination of an extension of his crushing contract. His present situation is such that the money he is to receive on the remainder of his crushing contract will not cover his fuel costs alone. He cannot continue. He must crush 111,000 tons to complete the contract. Presently, he is paid \$4.94 per ton. The Board will revisit the matter in June, 2010.

Commissioner Eld moved, and Commissioner Cruickshank seconded, preparation of a letter of support for the rebuilding of School Street in Cascade. Motion carried.

Commissioner Eld moved, and Commissioner Cruickshank seconded, approval of use of water rights for the Lake Fork Pit. Motion carried.

A short discussion of the proposed recycle center in McCall followed, but could not be decided until an affirmative opinion has been received from the Prosecuting Attorney.

A further discussion involving rate charges for commercial waste followed.

Commissioner Eld moved to accept the check for approximately \$26,000 in payment for “mixed loads”, but notes that it is based upon Lakeshore records. Seconded by Commissioner Cruickshank, and carried.

The Advisory Committee for EMS appeared and noted that they have been working on the Operations Plan. Discussion was held concerning the process now on-going at the State level. Present were Barb Pyle, Donnelly, Garrett de Jong, Assistant Chief, McCall, and Jill Hiller, Cascade. Also present were Juan Bonilla, Donnelly Fire Chief, Jim Hass, Cascade Rural Fire Chief, and Rick Krause, Cascade EMT, as well as Bill Kaiser, Commissioner Cascade Rural Fire District, and Karen Campbell, Commissioner Donnelly Fire/EMS.

Commissioner Eld asked Chief Hass if the Cascade Rural Fire Department intends to continue with the EMS, now that EMS has passed as a Taxing District. A letter received indicates reluctance by Cascade. Hass wants EMS in Cascade but there are not enough volunteers to keep it going. Mr. Kaiser is in 99.9% in favor of our contract. He supports EMS. He doesn't think the Medical Director should have access to personnel records and provide direction to the staff. Ms. Hiller agrees with the by-laws.

The Operating Plan and By-Laws reviewed and changes were agreed upon, subject to the final legal review by the Valley County Prosecuting Attorney.

Karen Campbell noted we should get Commissioner Heinrich into the mix as soon as possible.

Adjourned at 4:43 p.m.

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**GERALD “JERRY” WINKLE, CHAIRMAN**

**ATTEST:**

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**ARCHIE N. BANBURY, CLERK**