

**IN THE OFFICE OF THE VALLEY COUNTY BOARD OF COMMISSIONERS
CASCADE, IDAHO
February 7, 2011**

**PRESENT: GORDON L. CRUICKSHANK, (CHAIRMAN)
GERALD “JERRY” WINKLE (COMMISSIONER)
RAY MOORE (COMMISSIONER)**

ARCHIE N. BANBURY, CLERK

Meeting called to order by Chairman Cruickshank at 9:00 a.m. with Clerk Banbury taking minutes.

Commissioner Winkle moved to accept the agenda as proposed, second by Commissioner Moore and carried. Chairman Cruickshank asked Jerry Robinson to lead the Pledge of Allegiance to the flag of our Country, which he did.

Chairman Cruickshank asked to correct a word in the agenda at 11:00 a.m., the first item is “Sign” Comment Letter – revise to read “Discuss” Comment Letter.

Chairman Winkle moved to accept the agenda as corrected, second by Commissioner Moore and carried.

Variance No. V-3-10 – Cramblet Shared Driveway Variance – Cynda Herrick provided the Staff Report. Planning and Zoning Commission has recommended approval with conditions. She recommends approval as well.

A motion to accept the Planning and Zoning Commission’s recommendation V-3-10 with the conditions of approval that the Shared Roadway Maintenance Agreement be signed and recorded was made by Commissioner Winkle. Commissioner Moore seconded the motion and it was carried.

Cynda then read her staff report concerning V-4-10 concerning a YMCA variance from the High Water Line Setback. Planning and Zoning Commission recommended approval.

Commissioner Moore moved to approve Variance V-4-10, second by Commissioner Winkle and carried.

Concerning Vacation No.10-3, Vacation of a Portion of Arnold Alley within the School Addition to Yellow Pine Subdivision as has been requested, Chairman Cruickshank opened a Public Hearing. All three Commissioners stated they have had no ex-parte contacts or conflicts of interest concerning this issue.

Cynda Herrick read her staff report. Planning and Zoning recommendation is to deny application. The applicant is not present, no proponents, no uncommitted and no opponents.

Chairman Cruickshank closed the Public Hearing. The Commissioners may deliberate and ask questions of Cynda or Clerk Banbury. Chairman Cruickshank did confirm with Jerry Robinson that there is a waterline through the easement.

Commissioner Winkle moved to deny Vacation Application No. 10-03, a Portion of Arnold Alley within the School Addition to Yellow Pine Subdivision and adopt the Valley County Planning and Zoning Commission's Facts and Conclusions as our own with instruction to put up a sign at the entrance of the Alley reading "Not a Through Street". Motion carried.

Woody Biomass is applying for a RAC Grant (Title II) by the 15th of this month. A letter of support has been requested for this grant. Motion was made by Commissioner Moore to authorize the Chairman to write such a letter of support and obtain approval by e-mail after review by the other Commissioners. Second by Commissioner Winkle and carried.

Matt Williams appeared to discuss a proposed ordinance. After the ordinance has been fully developed, it may be considered in light of our present posture regarding Road Development Agreements and/or impact fees, generally. Discussion centered on whether or not such an ordinance would ever be viable. Matt suggested we won't know whether or not it will be viable until we have fully developed the ordinance.

Commissioner Cruickshank asked if it would be beneficial to advertise and select a committee to study the proposed ordinance, hire an engineer to study the situation, and have a couple of workshops to further study the situation. Rob Garrison concurred, and added that this should be an in-house study, at least at first. Matt wants to start the process by appointing a committee. The statute should be studied first, and he recommended the continued use of Chris Meyer who has provided legal counsel, in the past, and is familiar with the issues.

Parametrics should be consulted to learn how they set up the original CIP's. What has happened in the past as it relates to the future is important. Jerry Robinson thinks we should review where we are today and how we got here before we appoint a committee.

Matt added that there are legal benefits to having the committee appointed.

Chairman suggested we attempt to clear the agenda from 2 to 4 p.m. on February 14th, invite Former Commissioner Phil Davis and Former Clerk Lee Heinrich. Matt, Cynda and Jerry Robinson will be here. (There is still current litigation in process.) Matt will be here to insure we don't jeopardize the pending litigation. Cynda will advertise for committee interest. Rob Garrison volunteered from the floor.

Paula Fodrea read a letter from the City of McCall. The McCall City Council appointed Council Member Jackie Aymon to the WICAP Advisory Committee. Commissioner Moore moved for acceptance of Jackie Aymon to the WICAP Advisory Committee. Motion seconded by Commissioner Winkle and carried.

Chairman Cruickshank discussed the need for a building official authorized to sign and bind the County. Anne Guarino would like the plans for which she is not qualified or licensed to approve, sent to an outside consultant, Building Department LLC, which is located in Eugene, Oregon. Anne has certification as a Building Inspector. She has to maintain her credentials through continuing education units (CEU). She discussed the activities of the office.

Annette Derrick has had certification as a Permit Technician, which needs to be updated. She cannot sign off on a permit. Commissioner Moore inquired about the adoption of the 2009 Building Codes.

Commissioner Moore moved to appoint Anne Guarino as the Interim Building Official, second by Commissioner Winkle and carried.

This subject may be discussed in more depth on February 22, 2010. Anne would like six months to prepare for the "Plan Check" exam and Building Official certification. This appointment is necessarily, therefore, open-ended.

Commissioner Moore moved to approve the increased match for the IDPR, second by Commissioner Winkle and carried.

Adjourned at 11:35 a.m.

GORDON L. CRUICKSHANK, CHAIRMAN

Attest:

ARCHIE N. BANBURY, CLERK

AB/tme 2-10-11