

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

March 23, 2009

**PRESENT: GERALD "JERRY" WINKLE) CHAIRMAN
FRANK W. ELD) COMMISSIONERS
GORDON L. CRUICKSHANK)
ARCHIE N. BANBURY, CLERK**

Chairman Winkle called the meeting to order at 9:00 a.m.

Claims were read by Commissioner Cruickshank:

General Fund	\$82,366.89
Road and Bridge	\$26,406.02
Magistrate Court	\$529.25
Probation	\$316.52
Indigent and Charity	\$9,849.22
Junior College Tuition	\$1,450.00
Solid Waste	\$4,305.69
Tort	\$29.00
Weeds	\$187.15
Waterways	\$16.96
Snowmobile 43-A	\$6,129.17
Snowmobile 43-B&C	\$558.97
Snowmobile 43-D	\$3,032.01
Board Ordered-Paige Mechanical	<u>\$4,703.61</u>
Total	<u>\$ 139,880.46</u>

On motion of Commissioner Cruickshank, with a second by Commissioner Eld, payment of the bills was approved and carried. On motion of Commissioner Eld, second by Commissioner Cruickshank approved resolution to pay boiler repairs from the Court Facilities Fund of \$4,703.61 and approved a Board Order to do so. The motion carried.

On motion of Commissioner Cruickshank, with a second by Commissioner Eld, the Board approved Junior College tuition for Daniel Woodward and Rozlyn Chambers.

Chairman Winkle led the Pledge of Allegiance to the flag of the United States.

Treasurer Glenna Young reported on progress with credit card systems being implemented by Valley County. She has another new contract with the bank for signature by the Board amending the previous contract. The Board signed the revised contract which reduces the cost by \$1.00 per transaction on motion of Commissioner Cruickshank, and second by Commissioner Eld. The motion carried.

Cynda Herrick reported on Planning and Zoning matters, including the forthcoming Census Complete Count Committee for each community. Commissioner Eld moved, and Commissioner Cruickshank seconded approval of formation of the Committee and signed a proclamation therefore.

Kevin Gaither reported on Weeds, Pest Control and Snowmobiling. He submitted a grant award from the Idaho Department of Agriculture for Weed Control in the amount of \$8000 which was approved. He has been turned down for a grant to control Milfoil. Kevin noted that he will be down sizing the milfoil control this year accordingly.

He has laid-off all but one employee in the Snowmobile Grooming program that will only be cleaning up the trail heads. He also reported on maintenance and repairs to the snow cats (groomers).

He has a training session in Coeur D'Alene concerning chemical applications on the 29th and 30th of April. He will formally request the travel upon receipt of the training announcement.

Matt Williams, Prosecuting Attorney reported on his proposed summer intern, who will be working with him for 6 weeks this summer.

Doug Miller reported on corrections matters, and asked for support of Memorandum of Agreement between Idaho Department of Juvenile Corrections and the County for the Community Incentive Program, Re-entry Program and/or Mental Health Programs. He also reported on a recent inspection. He has five detainees.

Deb Deree reported on the plans for Judge McLaughlin who will be our resident judge for district court matters.

Steve Brown, Building Department, reported he has a low level of work at this time.

Paula Fodrea, Welfare Director reported a rush of business because of the economic downturn. Energy assistance is a major concern, as well as a lot of evictions. She has applied for several grants.

Assessor Karen Campbell presented market value cancellations #103-#111 consecutively resulting from Board of Tax Appeals decisions. On motion of Commissioner Cruickshank, second by Commissioner Eld and carried to approve the changes to market value.

Al Wonenberg, Waterways Chairman appeared and discussed the potential for training of 14 and under Jet Ski operators. This may include internet based training.

Greg Malmen, IT Administrator, reported on repairs/refurbishing to the second floor courtroom. He is working to reduce high amounts of spam and viruses coming in on County computers.

Barbara Brody updated Commissioners on 4H matters and customer service training to McCall merchants through MAMA. There will be a student intern here from U of I this summer, to work on a community garden. The City received \$59,000 grant from IDPR to enhance Armstrong Park, putting in bio-swells to reduce mosquito breeding and berms to encourage sledding.

Chairman Winkle opened public hearing to address modifications of the budget due to unanticipated funds received. He requested a report concerning the proposed resolution from County Clerk, Archie Banbury. Chairman Winkle asked for any opponents or proponents. After hearing none, closed the public hearing. Commissioner Cruickshank moved, Commissioner Eld seconded to accept Resolution #09-15 and motion carried.

Scott Turlington of Tamarack not present at scheduled time. (Later, it was learned that he had an auto accident en route to the meeting.)

John Blaye discussed USDA Rural Enterprise Grant for \$10,000, to aid the Shop Local Program. At the last VAPP meeting, it was agreed upon to do a revitalization of the economy through a task force and obtain a Rural Business Opportunity grant for \$50,000 of the total cost of \$65,000. He asked for support from Commissioners and Clerk for attendance at the McCall City Council meeting on Thursday, March 26, 2009 at 7 p.m. The City of McCall wanted to see support that UPREDC has been helping their City with economic matters.

In regards to the Regional Geothermal file, he requested permission from the County Commissioners to review this file, as there are potential investors interested in this matter. Commissioner Cruickshank asked how it would affect the County to borderline into private affairs with respect to the geothermal issue. Chairman Winkle expressed holding off on approval for review of this file, until legal counsel could review it again.

Commissioner Eld moved, Commissioner Cruickshank seconded to approve signature by the Chairman for the USDA Rural Enterprise Grant and approved.

Commissioner Eld moved, Commissioner Cruickshank seconded to approve signature by the Chairman for Rural Business Revitalization Opportunity Grant and approved.

Commissioner Eld discussed the need for funding the Treasure Valley Transit, to cover shortfalls to their budget due to loss of Tamarack commitments. The Clerk has offered use of County office space, to assist with needs as well as to give them their county funding at the first of the next fiscal year. At this point in the year, we cannot provide them with any more money. Commissioners expressed support of the system.

Commissioner Cruickshank spoke of the Forests on the Edge Workshops, impacts on forests due to economic, social and ecological changes, sponsored by Western Governors Association.

Recessed for lunch at 12:00 p.m.

The regular session was reconvened at 1:04 p.m.

Staff report on Morell Meadows. Recommended motion written on staff report page 4. Road Superintendent unable to perform yet another inspection. He advised that he has no hope of facilitating a resolution. Matt Williams advised that the only solution is a Board decision. Discussion between Matt and Commissioner Eld followed concerning the propriety of having the County's engineer meet with the engineers for the opponents, trying to work out an acceptable solution from an engineering standpoint. This cannot happen until the snow melts.

Commissioner Cruickshank refers to the Morell Road Association concerns as to the Road's usage. This document refers to grading and putting new material on the road. He notes that this was not discussed with the County's Road Superintendent.

The subdivision meets County requirements and it has been inspected twice by the County's Road Superintendent and Engineer. He doesn't know what else we can do. He stands behind the Superintendent and the Engineer.

Chairman Winkle moved as follows, based on the conclusions listed above: I move to approve the final plat for Morell Meadows; approve the Road Development Agreement in the amount of \$2,528.00; and ask for authorization to sign the plat. Chairman Winkle then amended his motion to specify that the conclusions referred to are listed on page 4 of 5 of the Staff Report dated March 9, 2009. Commissioner Cruickshank seconded the motion. Motion carried. Further discussion by Commissioner Eld inquired of the Road Superintendent whether or not the drainage pooled at the east side of the road. The Road Superintendent replied that he had seen no evidence of that problem.

Commissioner Eld asks for the Chairman to amend his motion to wait for an inspection at the time of the heavy runoff. Commissioner Cruickshank adds, if, upon inspection later, and recommendation by the Road Superintendent, repairs will be required. He did not accept the request for amendment.

Chairman Winkle signed the final plat, Board received payment and Cynda took the plat to be recorded and the payment to the Treasurer.

Commissioner Eld asked if the old Road Building could be used for bus parking for Treasure Valley Transit. A portion is available for use, and the Road Department will continue to pay the power bill. It will be necessary to control the heat to avoid excessive power usage.

Executive Session regarding land purchase, not on agenda as such, but was for discussion of real estate. {Idaho Code 67-2345(c)}. A motion to executive session to be added was made by of Chairman Winkle, second by Commissioner Cruickshank and carried. Executive Session was convened.

Commissioner Eld moved to accept the RDA Addendum on Highway 55 and Davis Creek Lane as proposed by Clover Valley Properties and agreed by the Road Department.

Motion was made by Commissioner Eld to accept the RDA#1 Transfer Credit for Higgins on Highway 55 and Davis Creek Lane. The motion was seconded by Commissioner Cruickshank and carried.

Motion was made by Commissioner Eld to accept RDA #2 Transfer Credit for Higgins on Highway 55 and Davis Creek Lane. The motion was seconded by Commissioner Cruickshank and carried.

The Red Ridge Variance issue was discussed.

Commissioner Eld discussed the lack of noted hardship by the applicant. Parametrix supported the existing Road standards. Our engineer suggests a 2-1 slope versus a 4-1 slope. He thinks the Variance should be denied.

Commissioner Cruickshank is not concerned about hardships. Road standards are not concerned with hardships. Hardships are of concern only in the land use ordinance. He explained that there is recent precedent for such a variance.

Commissioner Cruickshank has inspected the Blackhawk Roads and comments that the roads are well built and well maintained. Commissioner Cruickshank believes we can accept the roads with this variance.

Commissioner Eld noted a conversation with our Engineer Dwight Utz wherein Dwight supported the 28 foot rule.

Commissioner Cruickshank moved to approve the variance as requested, i.e., 24 foot roadway. Chairman Winkle said he understands both arguments, and after listening to the expertise of Commissioner Cruickshank, he noted that he has differed with our engineers in the past and seconded the motion. Commissioner Eld voiced his disagreement. Votes in favor were Commissioner Cruickshank and Chairman Winkle. Commissioner Eld voted nay.

Dwight Utz, County Engineer and owner of Boulder Creek Engineering offered for sale a bridge for Fools Hen Creek. It is about \$24,000 (under \$25,000) as funded by the Forest Service. Matt recommended putting it out for bid to avoid criticism for self-dealing or conflict of interest. He should also submit a request for a proposal for a concrete box culvert, again less than \$25,000.

Closed session for Indigent and Charity at 3:04 p.m.

<u>Case No.</u>	<u>Action</u>
08-LG073	Assistance Approved
09-BR061	Assistance Denied
09-MW045	Assistance Denied

Executive Session convened for IC 67-2345(f) pending litigation.

Commissioner Cruickshank moved and Commissioner Eld seconded that Matt Williams be instructed to negotiate payment for the materials net of any interest charges. The motion carried.

Commissioner Cruickshank moved to accept and support The Community Incentive Program, the Re-entry Program and/or the Mental Health Program as proposed by the Idaho Department of Juvenile Corrections. The second was by Commissioner Eld and was carried by the Board.

Discussion was held concerning out-of-state, for training and other matters.

Specifically Chairman Winkle wants to limit the number of people going to the training session in Florida for Manatron training; he suggested two, the Assessor and the Treasurer. He made that suggestion when they went to training on Pro Val, but the training was not shared with the appraisers.

Treasurer Young said she understands they denied a Commissioner and another person who was taking a trip who would take the budget to zero. She explained her frugality with budget. Manatron was very expensive, total system cost was about \$90,000. Assessor has traveled two or three times. It is for the key people because it is the conversion year, and all will be new. They want to know that they have all their bases covered. This is a place where they can request their needs. Conversion to Manatron will require input directly from the attendees; the State of Idaho will not be providing technical support for this new system.

Glenna just wants to make sure they get it right since this is the first year for the Treasurer. Three functions are involved, Assessment Administration, Appraisal and the Tax Collection Function. Each functions independently.

Travel was approved by the Board, for Katie Durfee to attend the PRIMA Risk Management training in Dallas, Texas from May 31-June 3, 2009; on the condition scholarship monies are obtained to help defray her costs.

Adjourned at 5:00 p.m.

GERALD WINKLE, CHAIRMAN

ATTEST:

ARCHIE BANBURY, CLERK