

**IN THE OFFICE OF THE VALLEY COUNTY BOARD OF COMMISSIONERS
CASCADE, IDAHO
April 14, 2008**

**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	\$125,745.10
Road and Bridge	\$97,314.43
District Court	\$6,988.58
Indigent and Charity	\$3,145.15
Junior College Tuition	\$3,000.00
Revaluation	\$11,279.97
Solid Waste	\$135,099.29
Tort	\$404.30
Weeds	\$19,612.18
Pest Control	\$77.51
Snowmobile	\$1,751.84
Waterways	<u>\$3,044.75</u>
 Grand Total	 <u>\$407,563.13</u>

On motion of Commissioner Cruickshank, second by Commissioner Eld, it was carried to approve claims for payment.

Approved Junior College tuition for Sierra Prindle on motion of Commissioner Cruickshank, second by Commissioner Eld, and carried.

The Pledge of Allegiance to the flag of our country was lead by Chairman Winkle.

Treasurer Glenna Young reported that the treasurers have a few legislative changes to contend with concerning tax deeds, which now have been reduced to 14 situations.

Assessor Karen Campbell reported that she is finalizing the assessment roll for 2007, values as of 12/31/07. Marilee Fuller will be the expert witness in the Idazona trial, if, in fact it proceeds. Karen submitted 18 tax cancellations from the Board of Tax Appeals for approval. They were approved on motion of Commissioner Cruickshank, second by Commissioner Eld, and carried.

<u>Cancellation Nr.</u>	<u>Name</u>	<u>Market Value Cancelled</u>
120	Alexander	\$105,140
121	Dykas	\$225,125
122	Schroeder Tr.	\$100,440
123	Bushka Tr.	\$ 8,260
124	Cassat	\$29,280
125	Smith	\$29,350
126	McLaughlin	\$103,380
127	Hower	\$40,000
128	Murphy	\$42,890
129	G and G Assoc.	\$28,610
130	Not Available at this time	-
131	Carhart Tr.	\$63,220
132	Valley Kimberly	\$122,560
133	Valley Kimberly	\$ 32,190
134	Sanda	\$ 26,880
135	Taylor	\$ 40,130
136	Levin	\$ 79,640
137	White	\$ 22,275
138	Nightengale	\$ 23,190

The Board requested a spread sheet listing all decisions of the Board of Tax Appeals where values were reduced, to be considered by the State Tax Commissions as to their relevance next year.

Kevin Gaither provided a copy of a grant requested for \$31,000 for the Upper CWMA weed control area of which he is the Chairman. Motion by Commissioner Cruickshank, second by Commissioner Eld and carried to apply for the grant.

Concerning Pest Control responsibilities Kevin asked to again contract with Clarke for mosquito spraying if an outbreak of West Nile Virus should occur, as an extension of last year's contract. (This is simply a precautionary step to enable a rapid

response which would still require notice and coordination with a number of citizens who may have allergies and others whose livelihoods and/or hobbies might be affected if spraying actually became necessary.) He is working with Edwards Mosquito District to enter into a contract to do nuisance mosquito spraying on their behalf

Finally, Snow Grooming has ended except for servicing the groomers and storing them until next winter.

Doug Miller reported and advised the Board that the Department of Juvenile Corrections will be providing information concerning their funding of operations for next year (in May, 2008).

Doug has been contacted by Idaho Fish and Game regarding their participation on the trail crews to provide some education for juvenile offenders and will work towards providing this learning experience to appropriate offenders.

Mountain Life Church has requested assistance for their wood bank project operators to use the Court Services area for woodcutting to aid WICAP next winter. Juveniles may be involved in splitting wood and loading trucks. After discussion, while this may be a good experience for those involved, perhaps a more appropriate site, such as the old gravel pit at Lake Fork, could be found.

Sheriff Patti Bolen reported a large burglary ring has been identified, and is still being investigated with two or more offenders to be charged with felonies, including raising marijuana. Both the probation officers and Sheriff's Office have been working together to locate items stolen during the burglary.

IT Administrator Greg Malmen reported concerning control of public entry doors with surveillance cameras. Also, he had recently experienced a major firewall failure at the McCall Annex, and has had to replace the server. Also, he has increased the licensing agreements for imaging.

Cynda requested approval to amend the subdivision regulations. Motion by Commissioner Cruickshank, second by Chairman Winkle to continue with amending the subdivision regulations. Commissioner Eld does not believe the work sessions have been completed. Essentially, she wants to refer the matter back to the Planning and Zoning Commission for completion. Motion carried.

Planning and Zoning has set a special meeting to work on the compatibility index, May 8th 2008 at 3:00 p.m.

Barbara Brody introduced new 4-H coordinator, Alysso Statz. The 4-H rules are ready to be published. Barbara can organize pest control events, but cannot, for insurance reasons, provide any consulting services.

Family night out is scheduled and has a grant for \$900 for the primary program on methamphetamine additions.

Sheriff Bolen submitted cooperative agreement with the Forest Service for 2008 for signature.

Need to pass an ordinance regarding additional funding for E9-1-1.

She attended a training session concerning Search and Rescue, which is now clearly the responsibility of the Sheriff's Office.

Steve Brown reported he has nothing new to report. Questions if he is to go forward with the Code Enforcement position.

Paula Fodrea reports completion of the Energy Assistance Program, resulting \$76,000 in benefits to Valley County residents. Many construction workers are now asking for benefits. This is a new phenomenon. She has hired a part-time clerk and still searching for a handyman. WICAP Board meeting is set for Thursday night, April 17, 2008.

Matt Williams reported major burglary in McCall which lead into the County, resulting in 5 search warrants in McCall, jointly served by McCall Police and Sheriff's Deputies. Much property was recovered as well as the discovery of a small marijuana growing operation. Four burglaries were solved as a result. Many felonies were involved in this effort. Matt also discussed mental health processing difficulties.

Mike Keithley provided his report, which he explained in summary form and asked the Board reduce his stipend by \$100 as it is more than he needs to reimburse his expenses. He suggested that the \$100 could be put to better use by the Veterans Memorial or WICAP. Commissioner Cruickshank moved to honor Mike's request to reduce his stipend and adds, has the right to have it be reinstated if heeded. Commissioner Eld seconded, carried to approve. In the meantime, the funds shall accumulate to the benefit of the Valley County War Memorial.

Joe Posluzny, representing the Senior Center, advises that the fee to the Extension Service will be waived, and replaced with a \$20 cleaning fee. Gordon noted that paying a cleaning fee is appropriate, generally agreed at \$20.

Todd Godfrey of High Desert Harley-Davidson appeared to discuss the Spud-run planned for July 12-13, 2008 was introduced by Mayor Dick Carter, together with Dave Thomas owner of High Desert Harley Davidson.

They asked for the support of the Valley County Board of Commissioners and expressed that they would like to make this an annual trip. They are coordinating with the City of Cascade and the Valley County Fair Board. Chairman Winkle asks that they coordinate closely with the Sheriff's Office. Chairman Winkle understands they wish to

use the arena at the Fair Grounds. They expect from 800 to 1200 individuals will make this first venture and project as many as 3000 in the future if things go well.

Indigent and Charity proceeded in a closed session beginning at 11:17 a.m.

<u>Case Number</u>	<u>Action</u>
08-BC073	Denied – Lack of documentation
08-Rf076	Approved for Prescriptions
08-DC054	Denied for Assistance
07-N008	Assignment from CAT
07-WP005	Assignment from CAT

Commission approved Resolutions #08-07 and 08-10 on motion of Commissioner Cruickshank, second by Commissioner Eld, concerning Best Management Practices for Storm Water, and McCall Impact Area Comprehensive Plan, respectively.

Noon recess at 12:00 p.m.

Reconvened by Chairman Winkle at 1:00 p.m.

Cynda Herrick and Matt Williams provided Deeds and Releases to cancel contributions by developers according to the recently rescinded affordable housing ordinance – Valley County Ordinance #08-02.

Commissioner Cruickshank moved to release the VARHA requirements on the following subdivisions: PINE TREE KNOLL, HORSE HEAVEN, FALCONPOINT, WHISTLER’S COVE, HIDDEN TRAILS, SWEETWATER RUN, AND THE BEND. Seconded by Commissioner Eld and carried.

Commissioner Eld requests the record show that this is a tremendous blow against the affordable housing program started by Valley County.

Cynda Herrick presented names to be considered for the Impact Fee Study Committee as follows: Steve Loomis, Harry Stathis, Deb Gaither, Larry Mangum, Judy Linman, Kimberley Zanier, Judy Nissula, Gary Swain and a representative from the McCall Impact Area.

On motion of Commissioner Eld, all 9 named individuals are to be appointed, though they may decline. Second by Commissioner Cruickshank and carried.

Considering the scenic overlay ordinance proposal, it is the opinion of Counsel Matt Williams that the Valley County Board of Commissioners may hold a public hearing on the issue, according to the statute, but is not required.

Commissioner Eld asked if reworking the ordinance as it exists is a correct approach. Can they hold work sessions, rework the ordinance, hold a public hearing, decide issues and then send it back to Planning and Zoning?

Chairman Winkle wants to have a public hearing to hear what the people have to say. He believes that the commission needs their input.

Commissioner Eld explained his version of the evolution of the committee. He wants to Rework the ordinance, and present it again. Can he make changes and suggestions to it?

If they don't act on this in 30 days its dead anyway. A new ordinance with a new number will restart the process.

Chairman Winkle moved to have a public hearing and then start a new ordinance. (No Second) Matt Williams commented the old committee may not have had proper representation. Commissioner Cruickshank wants to have a public hearing "of some kind" to see what the public wants.

Commissioner Eld then reiterated his earlier arguments in favor of reworking the existing ordinance.

Gary Swain, from the floor, added that he had heard these same questions from Planning and Zoning. How do you get this done? It has to die. It was done wrong. Ask the people on the highway. We have to be willing to compromise and not demand the property. It is a taking. Let this thing die and start again in 60 to 90 days. Should have Cynda head it up.

Mary Hart added from the floor that they had many meetings on the comprehensive plan. Comp plan is reflected in the in the scenic byway.

Commissioner Eld moves to drop the present ordinance, appoint a new committee and start over. Commissioner Cruickshank seconded and carried. Commissioner Eld points out under Idaho law, zoning is allowed.

He wants Matt to provide guidance regarding "taking" generally.

Chairman Winkle called for a five minute recess.

Motion to have a public hearing for people come in with constructive suggestions and/or recommendations as to what they would like to see in the Highway 55 ordinance by Commissioner Eld. Second by Chairman Winkle, and passed.

Set public hearing May 5th at 6:00 p.m.

Recycling. Jerry Robinson said he had been working with the problem. A discussion followed, concerning the proposal by Lakeshore Disposal and comparison with Recycle Partners.

The Commissioners set May 12th as next step. Get copy to Commissioners early.

Engineer report. Jeff Schroeder reported that he has talked to Parametrix. They will take over on May 1 after his resignation. He will provide three completed 404 reports. Jeff expressed his gratitude to the County for the experience and the Board wished him well in his new endeavors.

A discussion regarding Valley County's responsibility for maintenance of Warm Lake Road followed.

Proposals for Chip Sealing and Asphalt from Idaho Asphalt Supply, Inc. and Snake River Construction were reviewed. At issue is whether or not to purchase from these suppliers without a bid following the statute as regards "piggy backing" on other contracts as selected by other agencies. In this case consideration was given to the contracts or Asphalt (Bingham County)"Piggy Back" and for Chip Sealing (State of Idaho bid) "Piggy Back". Files contain bid copies for Piggy Back determination.

A motion was made to approve Chip Sealing by Snake River Construction for 2008 for the chip sealing project by Commissioner Cruickshank, 2nd by Commissioner Eld and passed to authorize Chairman Winkle to sign the contract.

Motion by Commissioner Eld to approve the new Minimum Standards for Public Road Design and Construction drafted April 7, 2008 by the Road and Bridge Department. Second by Commissioner Cruickshank and passed.

A motion was made by Commissioner Eld and second by Commissioner Cruickshank to approve rates for dump charges effective June 1st. Free dump days from May 16th to May 25th. The dump will continue to be open 6 days per week, Monday through Saturday.

Jerry Robinson recommended Jeff McFadden as selectee for Assistant Road Superintendent and his selection as such was unanimously approved by Board without formal motion.

Need to hire an engineer. Probationary period should be set.

Commissioners approve Kim O'Dell contract for cleaning and signature by Chairman Winkle.

Meeting adjourned at 5:18 p.m.

GERALD WINKLE, CHAIRMAN

ATTEST:

ARCHIE N. BANBURY, CLERK