

**IN THE OFFICE OF THE VALLEY COUNTY BOARD OF COMMISSIONERS
CASCADE, IDAHO
PRESENT: GORDON L. CRUICKSHANK (CHAIRMAN)
GERALD "JERRY" WINKLE (COMMISSIONER)
RAY MOORE, (COMMISSIONER)
ARCHIE N. BANBURY, CLERK
June 11, 2012**

Meeting called to order by Chairman Cruickshank at 9:02 a.m. with Clerk Banbury taking minutes.

Commissioner Moore moved to approve the agenda as presented, second by Commissioner Winkle and carried.

Commissioner Moore moved for approval of the claims of \$198,626.32, including board ordered claims of \$7,087.29 and \$729.48 as presented. Second by Commissioner Winkle and the motion carried.

Clerk Banbury led the Pledge of allegiance.

David Crawford - IT Department reported and discussed the Court software maintenance renewal for the software at the McCall Annex. Commissioner Moore moved for approval, Commissioner Winkle seconded and the motion carried. He noted the problem with the air conditioner in the server room. We need a more rapid response. He also discussed reporting of costs for services his office he renders.

Vim Braak - U of I Extension appeared and is finishing the economic report on the Kelly Water Park. He plans on more statewide work for the rest of the month. The Fair preparation appears to going along satisfactorily.

Cynda Herrick- P & Z appeared and discussed the "Spurrin' for Jesus" event... without a Conditional Use Permit. Chairman Cruickshank suggested an e-mail asking for notification of their intentions. The board agreed that a "Friendly reminder" might be appropriate.

She mentioned clutter being accumulated at an address in Finlandia.

She asked about RDA credits being used for fees ordinarily charged by county government.

This needs further discussion later during Commissioner's discussion.

Rick Ridenour – Weed/Snow Department appeared and presented contracts for weed spraying with the Idaho Department of Transportation along Highway 55 through Valley County. Contract is for \$3,500 for the weeds. He was provided a list of allowable chemicals he can use for these purposes. Commissioner Moore moved for approval of the contract for noxious weeds, second by Commissioner Winkle and carried.

He also provided another contract, #HC755000 from Health and Welfare, for Mosquito testing, similar to those we've had in the past and is for \$3,000, which provides for reimbursement for supplies and salaries. The contract expires 9/30/2012. Commissioner Moore moved for approval of the contract, second by Commissioner Winkle and carried.

He noted that that will receive the final drive for the Donnelly snow cat tomorrow for installation.

Assessor June Fullmer mentioned losing an appraiser at the end of the month and stated that she would not be replacing him until the end of the year.

Clerk Banbury reported no news, just business as usual in the Clerk's Office.

Treasurer Glenna Young reported business as usual for this time of year with the posting of taxes received and is in the waiting period for determination of tax deed sales with the intent to have less than 10 parcels to be considered to sell.

Commissioner Moore asked revisit the RDA question "... RDA credits can only be used for the payment of or be applied to for other development costs..." They may not be used for other purposes.

Commissioner Moore moved and Commissioner Winkle seconded approval of the meeting minutes of June 4th, 2012 and signature by Acting Chairman Winkle.

Commissioner Moore moved to approve the letter to ITD concerning exempt plates for the Senior Center van. Second by Commissioner Winkle and carried to approve the letter

Selection of the Coroner to replace Marvin Heikkila, who resigned effective July 1st, 2012 was discussed. The Republican Central recommends Nathan Hess, Paul Gullickson and Pat Cowles, in that order.

Sheriff Bolen was present and the board inquired if she had any input. She said she only know two of the three candidates. Chairman Cruickshank provided her with a copy of the applications. After she looked at the resumes, she still offered no input.

Commissioner Winkle moved to accept the recommendation of the Central Committee (for Nathan Hess), second by Commissioner Moore. It was noted by Commissioner Moore and Chairman Cruickshank that Nathan Hess had been doing the job (acting) for the Coroner, as he is the current Deputy Coroner. Clerk Banbury will notify the candidates for the position of the decision and invite Mr. Hess to his office for swearing-in on July 2nd.

Closed session for Indigent and Charity at 10:36 a.m.
12-SW065 Request Medical Indigent Lien
12-LC053 Request Medical Indigent Lien
12-JE064 Request Medical Indigent Lien
12-ER062 Request Medical Indigent Lien
12-TC061 Request Subpoena Signature
11-BR051 Indigent Hearing

A hearing concerning an indigent matter was convened. *The applicant will not be identified in these minutes. The hearing was recorded and he is identified in the recorded version should a record of the hearing be required.* St. Alphonsus, Attorney Hayes presenting argument in favor of indigency, and Mr.-----Testified. Mr.----- was sworn by Chairman Cruickshank.

Mr. -----is unemployed and his business has no work. He has lost his home, and he has borrowed \$2,500 from his son. He has loaned his business some funds from his inheritance.

He still has no work. He is recovering from his injuries. Blue Cross refuses to pay because he had been drinking when he had his accident. After two or three months, he dropped his insurance with Blue Cross because they refused to pay. Miss Hayes asserts he is in fact indigent.

The original denial was based on the prior income reflected on his tax returns. After a year has passed he has dissipated his assets. Miss Hayes cites a decision from Canyon County which supports her position. Third Judicial District is the site of that decision, we are in the Fourth so the decision may be considered but is not binding on Valley County. Mr. ----- suggested that he might be able to pay later.

Commissioner Moore moved to close the hearing, take it under advisement and decide by June 26th 2012. Second by Commissioner Winkle and carried.

Chairman Cruickshank recused himself from involvement in Case Nr#12-TC061 as it concerns a member of his family. Commissioner Moore signed the subpoena.

Resume regular session at 11:02 a.m.

Concerning Vacation Application No. VAC12-01 for the Utility and Drainage Easement between lots 12 & 15 of Block 1 in Grass Meadows Subdivision, Chairman Cruickshank opened a public hearing.

Commissioner Moore, Commissioner Winkle and Chairman Cruickshank asserted no ex parte contacts or conflicts of interest as regards this application. This should be stated as between Lots 12 and 13 as it was in correct as printed on the agenda. They own both lots 12 and 13.

The planning and zoning review resulted in a recommendation for approval by unanimous vote.

Cynda Herrick provided a staff report.

Applicant, Bill Klevenberg of Boise, stated that he plans to build his home on both lot 12 and 13 next year. He explained the positioning of the residence is necessitated by his desire to preserve the existing trees as much as possible. Drainage is provided along the back side of the lots and drains into another drainage several lots from theirs. Idaho Power commented they have a structure in a portion of the easement and would like it to remain to support utilities and asked to avoid interference with a guy wire nearby.

There are no other proponents.

There are no uncommitted or opponents. Chairman Cruickshank closed the public hearing.

Commissioner Winkle moved to follow the findings of the planning and zoning commission as concerns this application and accept staffs recommended motion. Second by Commissioner Moore and carried.

At 11:37 am the Public Hearing began as Michelle Groenevelt appeared on behalf of the City of McCall to present the digital data submission standards as a zoning ordinance amendment.

Chairman Cruickshank asked for any ex parte or conflict, hearing none, he then asked for a staff report. An explanation of the DDSS project was then turned over to Nathan Stewart (City Engineer) and Garrett Mapp (City GIS). The standards were required by the Code but initially not used in day to day functions but because they are a state requirement, must uphold.

Costs of DDSS are predicted to minimal, maybe \$10.00 per lot, and maybe \$100 per plat.

John Russell – County Surveyor said he has been involved with the city by providing input as to the project. John explained all the principal or main surveyors in the county and most who come from out of county to do work have been contacted and do not object to this system

Chairman Cruickshank closed the public hearing.

Commissioner Moore moved to approve the DDSS and approve the revised ordinance implementing it. Second by Commissioner Winkle and carried. Cynda will assign an ordinance number.

Adjourn for lunch at 12:00 noon

Reconvene at 1:00 p.m.

Lakeshore Disposal appeared for discussion centered on revenues, and the total decline since FY 2009 to support the rate increase they have previously requested. Much discussion was held on what was reasonable and beyond the control of Lakeshore.

Commissioner Moore moved to increase the four revenue sources, Roll-off, Residential, commercial and Transfer by 3.6% for Fiscal 2013 which commences on 10/1/2013. Second by Commissioner Winkle and carried.

Bill Willey addressed the history and operations of Valley Soil and Water Conservation Districts.

There are 50 such districts in Idaho. Each district utilizes the funding from counties to match with funding from the State of Idaho. If the county funds at a lesser amount then the state will fund at the lower amount. Bill provided a summary of projects that have benefited many areas in Valley County including the Road Department. In Valley County the District receives cash funding and inkind services by maintaining an office in a building owned by Valley County.

They do projects related to water quality funded in large measure by state and federal grants. Commissioner Winkle asked what a Pivot irrigation system cost. The average price of a good pivot costs \$235 per acre.

Pat Cowles appeared and requested a waiver of Building Permit fees for a needy and deserving resident. A local church congregation intends to raise money and construct a small but adequate residence for this individual

Commissioner Moore moved to waive the building permit limit the plan review feed to actual out of pocket costs for the proposed residence at 10169 Timber Rim Drive. Second by Commissioner Winkle and carried.

Sheriff Bolen appeared for the purpose of discussing E-911 and the expenses of running dispatch.

Commissioner Moore has developed a draft letter to send to the Chiefs of Police.

She provided the old 911 minutes from the early 1990's when funding was first identified and user fees to be paid by the cities.

Chairman Cruickshank proposed a sit down session with the city's representatives and discussing the problem with all concerned. They should be invited by letter to a meeting to discuss the 911 with the issues. The mediation of these issues with Canyon and Blaine counties should also be discussed to reflect the fact that there are complicated issues, but they have been resolved in counties both large and small.

Commissioner Moore moved to authorize the Chairman to sign such a letter if completed before Monday, June 17, 2012. Second by Commissioner Winkle and carried.

Jerry Robinson addressed his issue on East Side Drive. He needs 6,500 feet of Right of Way that is 100 feet wide. There is a mixture of properties that can be traded back and forth and shorten the necessity to purchase of 5,500 feet.

He has an easement from Simplot which requires 6,000-7,000 of fencing which is \$2.50 to \$2.75 per foot. He is to pursue these two items.

He reported damage to a water truck from a windfall.

He wants to hire a seasonal employee to operate his D-8 cat for six days a month. The employee is limited to 4 months and 4 weeks of actual employment.

Ralph McKenzie appeared and provided summaries of MRF activity.

Adjourn meeting at 3:00 p.m.

Gordon L. Cruickshank, Chairman

Attest:

Archie N. Banbury, Clerk

AB/tme 6-18-12