

**IN THE OFFICE OF THE VALLEY COUNTY BOARD OF COMMISSIONERS
CASCADE, IDAHO
June 14, 2010**

**PRESENT: GERALD “JERRY” WINKLE)
FRANK W. ELD) COMMISSIONERS
GORDON L. CRUICKSHANK)
ARCHIE BANBURY, CLERK**

Meeting called to order by Chairman Winkle at 8:00 a.m.

Archie Banbury, Clerk, recording minutes.

Prosecuting Attorney Matt Williams asked that the minutes be amended to add an Executive Session involving litigation, as provided by Idaho Code Section 67-2345(f), concerning a matter which developed at mid-day on Friday, June 11, 2010, at which time it could not have been added to the agenda for this meeting. Commissioner Cruickshank moved to approve the agenda subject to the addition of the Executive Session requested by Matt. Second by Commissioner Eld and carried.

On motion of Commissioner Cruickshank, second by Chairman Winkle, and carried to convene an Executive Session, involving a review of matters and documents protected by Idaho Code Section 9-340D, and Idaho Code 67-2345(d). The Roll Call vote was Chairman Winkle “aye”, Commissioner Cruickshank “aye” and Commissioner Eld, “aye”.

Convened Executive Session at 8:10 a.m.

Commissioner Cruickshank moved to resume Regular Session, second by Commissioner Eld and carried. Commissioner Eld moved to increase the rates by 2% for Residential waste fees charged to the public, 1% for Commercial waste fees charged to the public, and no change on the transfer charges, effective October 1, 2010. Second by Commissioner Cruickshank, and carried.

Claims were read as follows:

General Fund	\$ 118,779.26
Road and Bridge	\$ 114,009.36
Ambulance	\$ 62,815.50
Magistrate Court	\$ 16,317.73
Probation	\$ 3,911.14
Indigent and Charity	\$ 8,702.01
Revaluation	\$ 13,844.03
Solid Waste	\$ 66,956.24
Tort	\$ 3,610.97
Weed Department	\$ 3,067.79
Waterways	\$ 2,987.72
Snowmobile 43A	\$ 4,695.58
Snowmobile 43B&C	\$ <u>16.75</u>
Total	\$ <u>419,714.08</u>

Commissioner Cruickshank moved for payment of the bills, second by Commissioner Eld and carried unanimously. (Included was \$21,188.75 from Public Defender Contingent Account.)

On motion of Commissioner Cruickshank and second by Commissioner Eld, approved Junior College tuition for Randall Wilcutt of Cascade and carried.

Glenna Young appeared and requested a \$2.40 tax be waived for the Girls Scouts. Commissioner Eld moved for cancellation of the tax, seconded by Commissioner Cruickshank and carried to cancel Treasurer's cancellation #12.

Karen Campbell appeared and asked the Board to act as the Board of Equalization for the purpose of approving the Tax Reduction Roll for 180 applicants and amounting to \$175,960. Commissioner Eld moved for approval, Commissioner Cruickshank seconded and the motion carried.

She also reported on Venture Investments' appeal before the Board of Tax Appeals, and the Board asked Matt Williams to respond to the Board of Tax Appeals.

John Blaye appeared and noted that a Mr. Ritchens would like to meet with one of the Commissioners on June 30, 2010 concerning the Stibnite mining operation. Matt Williams cautioned against doing so because of ex-parte concerns should Planning and Zoning ultimately be required to render a decision on the matter. Matt stated a simple introduction would be acceptable, and Commissioner Cruickshank suggested the meeting on the 28th of June. John also suggested that a serious buyer may have been found for the Tamarack properties.

Doug Miller appeared and reported on Probation matters. He reported on the Juvenile Justice meeting he had attended.

Cynda Herrick appeared and discussed Planning and Zoning matters, the P & Z needs a County Commissioner level Public Hearing as soon as possible. She recommended August 2, 2010 at 1:00 p.m. for consideration of the ordinances previously reviewed.

Sheriff Bolen noted the Communications Governance Committee will meet on the 23rd of June at 1:00 p.m. in the Commissioner's Chambers. Commissioner Cruickshank will attend.

Matt Williams appeared and discussed activities of the Prosecutor's Office. He is considering an adult diversion program. Trial at the end of the month will involve over 1,000 documents. He has a conflict at 4:45 p.m. and therefore requests a cancellation and postponement of that item.

Greg Malmen reported concerning the RICOH copy machines with some lease equipment. Three locations would be Treasurer, Dispatch and Road Departments.

Rick Ridenour reported on Weeds. He has all his people on board and the new ones are being tested for weed licensure. They have also begun their mapping. Mosquito trapping and testing is ready to go. He has scheduled testing for the snow groomers so as to insure they will be ready to go in the fall.

Katie Durfee reported about 50 attended the safety barbecue, and the fire drill was successful. She has also submitted a job description for approval for the Court Clerks.

Steve Brown reported on Building Department matters. Commissioner Cruickshank inquired about the Smith's Ferry snow roof and it is still under construction.

Commissioner Cruickshank reported on his trip to Washington, DC.

Commissioner Eld asked John Blaye if he had seen the letter from the Department of Commerce denying Valley County the Economic Director grant. John was to get a copy from the Chairman.

Stephanie Johnson appeared concerning Hazard Mitigation and contracts for Fire Mitigation Activities. She asked the Commission to approve selectees for bids opened on June 11, 2010 as observed by Chief Deputy Clerk, Katie Durfee. Commissioner Cruickshank moved to accept the Eagle River Landscaping bid for Paddy Flat Unit #4, for \$1,320 per acre, total \$56,100. Second by Chairman Winkle and carried.

Commissioner Cruickshank moved to accept the Pakan-Yani for Unit #1 of Little Donner for \$648 per acre, total \$16,070. Second by Commissioner Eld and carried.

Stephanie asked the Board to approve the Chairman to sign the MOU with the State of Idaho prior to the next meeting which would allow her to jump start the process. Commissioner Cruickshank moved to authorize the Chairman to sign the West Mountain Community Protection Grant. Seconded by Commissioner Eld, and carried.

John Erickson, District Ranger, Emmett Ranger District appeared and discussed the Scriver Creek Proposed Restoration Project, involving the output of about 21M board feet of timber. They want to restore Ponderosa Pine production, address watershed conditions and some road closures and road decommissionings. Anticipated decision is next year, about this time. This will be an EIS, comments will be used to develop alternatives.

Road closures and decommissionings were discussed at length with an understanding that Valley County would formally comment, and that Commissioner Eld would provide the comments concerning road closures.

The second proposal involved alternatives to reroute roads to avoid bull trout habitat in the area of Silver Creek Summit and Rice Lake.

Closed session for Indigent and Charity.

Case #10-TR66 Denied for County Medical Assistance

Case #10-CD063 Denied for County Medical Assistance

Case #10-KC090 Approved for County Medical Assistance

Case #09-CH081 Approved for County Medical Assistance

Case #10-TW061 Tabled for Additional Information

Case #10-AB069 Final Denial for County Medical Assistance/Release of Medical Lien

Case #10-JP064 Request for Lien/New Application for County Assistance

Case #10-TW080 Request for Lien/New Application for County Assistance

Case #10-RJ063 Request for Lien/New Application for County Assistance

Signed MOU for access to IDHW IBES System and also an IAC Contract for Medical Reviews of Indigent Cases over \$50,000.

Resume Regular Session at 11:37 a.m.

Carol MacGregor appeared to discuss her Homeowner's Exemption for 2008, 2009 and 2010. She did not have the exemption in Ada County during this time. Assessor Campbell responded that the Homeowner's Exemption was removed because of a change of address in November of 2007 to the Boise address. During the summer of 2008, extensive conversations took place with Ms. MacGregor concerning square footage of her home in Valley County. Ms. MacGregor did not question the status of her exemption at that time, nor any time in 2009. Assessor Campbell recommended that if the Commissioners were to give Ms. MacGregor credit for those years, that the credit be applied against 2010 taxes, as the taxing districts had already been paid and spent those tax dollars from 2008 and 2009. Commissioner Cruickshank then moved to credit the difference in tax for 2008 and 2009 to 2010. Second by Commissioner Eld and carried. Assessor Campbell will make the necessary adjustments. Assessor Campbell was also directed to have Ms. MacGregor re-apply for the exemption today for 2010.

Pete Wagner, DEQ appeared with staff and provided an update concerning water quality and provided an Idaho Environmental Guide to all assembled. Staff spoke to other issues and actions in progress.

Recess for lunch at 12:06 p.m.

Reconvene Regular Session at 1:06 p.m.

Emmett Taylor, Nez Perce Tribe, Deputy Director for watersheds, appeared to discuss watersheds. Mark Rainey and Joyce Sisson accompanied him.

They gave a presentation on road decommissioning in the Cow/Calf and Maverick areas involving the Secesch and South Fork Salmon areas.

Stephanie Bonney appeared and presented information concerning the Jughandle Water Local Improvement District (L. I. D.).

John Coombs appeared with Sheriff Bolen to request approval of the Bureau of Homeland Security HSGP, as required to close out the grant. Chairman Winkle signed the document.

Recess for Whitewater Park ceremony at 2:30 p.m.

Reconvene Regular Session at 3:45 p.m.

Wade Brown, Resource Conservation and Development Council from Emmett, Idaho appeared and led a discussion on local economic concerns.

Jerry Robinson appeared and discussed remedial funding for the damage done by the recent storms. His most current estimate is \$1,058,000 for Valley County roads and bridges, culverts, etc.

The following items were presented for approval: Agreement #10-RO-11041200-021. Commissioner Eld moved to approve this contract for Fitsum Creek, second by Commissioner Cruickshank and carried unanimously.

Agreement #10-RO-11042100-22 for East Fork Road repairs, \$350,000 from the Forest Service. Commissioner Eld moved to approve this contract, second by Commissioner Cruickshank and carried unanimously.

Jerry also presented a lease agreement for the Valdez Quarry near Yellow Pine to provide for the removal of gravel. We will have two years to complete the contract. Crushing contracts will be put out for bid next week. Commissioner Eld moved to approve the Valdez Quarry lease and Commissioner Cruickshank seconded the motion which was carried unanimously.

Commissioner Eld moved to authorize the Chairman to sign the Parks and Recreation Grant for \$33,000 for the front loader for snow removal. Commissioner Cruickshank seconded and carried unanimously.

Ralph McKenzie appeared and discussed MRF and Solid Waste matters. Hazardous waste pickup will be at the Lake Fork building on July 24, 2010.

Katie Durfee appeared and presented the Vehicle Use Policy. There are more modifications to be made to the policy.

Rick Ridenour presented documents for approval, and upon motion of Commissioner Cruickshank, second by Commissioner Eld, motion carried to approve a modification of weed spraying agreement with Boise National Forest. Rick also presented Health and Welfare Contract No. HC684900 in the amount of \$2,500.00 pertaining to Mosquito Abatement and Testing. Commissioner Eld moved to approve, seconded by Commissioner Cruickshank and carried.

Commissioner Cruickshank moved and Commissioner Eld seconded approval of minutes of May 24th, 2010 and May 28, 2010 and carried.

Commissioner Cruickshank moved and Commissioner Eld seconded approval of the Court Clerk's Assistant position description, and carried.

Meeting adjourned at 6:01 p.m.

Gerald "Jerry" Winkle, Chairman

ATTEST:

Archie N. Banbury, Clerk