

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

July 13, 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	\$78,738.10
Road and Bridge	\$147,869.67
Magistrate Court	\$1,893.57
Probation	\$2,297.24
Indigent and Charity	\$24,402.03
Revaluation	\$244.22
Solid Waste	\$83,603.85
Tort	\$662.77
Weeds	\$1,089.76
Pest Control	\$928.18
Waterways	\$11,514.96
Snowmobile 43A	\$115.64
Snowmobile 43B	\$4,781.34
Bond Redemption	<u>\$236,472.50</u>
Total	<u>\$594,613.83</u>

On motion of Commissioner Cruickshank, and second by Commissioner Eld, payment of the bills was approved and carried.

On motion of Commissioner Cruickshank, and second by Commissioner Eld, unanimously carried to pay \$590.00 from Economic Development Contingency for an expert witness in a Public Defender's case.

On motion of Commissioner Cruickshank, and second by Commissioner Eld, carried unanimously to pay \$4,540.00 for a private investigator for the Public Defender.

On motion of Commissioner Eld, and second by Commissioner Cruickshank, approved Resolution #09-22, authorizing the opening of a trust account by Sheriff Bolen for administration of JAG Grant in the amount of \$24,549.00.

Major Mike Keithley, USMC Retired, Valley County's Veterans Service Officer, delivered his quarterly report. Copy included.

Glenna Young reported and requested endorsement of three FMLA requests. She requested a Tax Cancellation for the owner of a mobile home which had been destroyed prior to 2008.

On the motion of Commissioner Eld, and second by Commissioner Cruickshank, the Board carried to approve subject Tax Cancellation as requested by Dale R. Hadley.

Karen Campbell reported BOE continues on 7/15/09 at 8:00 a.m. She submitted a request for a Cancellation of Market Value for Quaker Hill Conference, an Exempt organization.

Commissioner Eld moved for approval, Commissioner Cruickshank seconded and carried for Market Value Cancellation. She also requested leave without pay for an employee. Commissioner Eld moved, Commissioner Cruickshank seconded the motion, and carried by the Board.

Deb Deree reported a fee schedule change, 25 in custody after the 4th of July, a very busy docket thereafter, and also for the weeks to come. She also asked for the appointment of three new board members for the Edwards Mosquito District, all of whom reside in the District. They will be considered during correspondence.

Kevin Gaither reported on Weed and Mosquito matters, noting that a case of West Nile Virus was found in Gem County.

Cynda Herrick reported on Planning and Zoning, particularly with respect to the airport proposal in Central Valley County.

Paula Fodrea reported concerning WICAP. The guidelines for assistance have been increased to enable additional citizens to be eligible for assistance, from 125% of Federal Poverty Level to 200%.

Greg Malmen reported on data processing matters. He is evaluating Windows 7 software, a replacement for current Windows and Vista.

Sheriff Bolen reported on the 4th of July. They again had to close North Beach, as they have in the past. A complete debriefing has not yet been conducted. They had 26 bookings on the 4th and a large number of citations.

Prosecutor Matt Williams reported a heavy workload following the 4th of July weekend.

Doug Miller reported concerning Juvenile Detention and Probation. He will be sending two people to training in Idaho Falls at no cost to the County.

Closed Session for Indigent and Charity at 10:32 a.m.

09-DD058	Approved for Medical Assistance
09-SB053	Denied for Medical Assistance
09-DE057	Denied for Medical Assistance
09-TB084	Denied for Medical Assistance
09-SB059	Notice of Lien Application for Assistance
09-RG054	Notice of Lien Application for Assistance
08-TO061	Release of Medical Lien–Withdrawal of Application for Assistance
07-MI005	Release of Medical Lien – Assistance Denied
08-KB079	CAT Assignment of Payments

Commissioner Cruickshank moved to hold the Board-ordered claim for a private investigator for the Public Defender, approved this morning, for additional information. Second by Commissioner Eld and carried.

Undersheriff Coombs and Sheriff Bolen reported concerning the proposed building across from the Sheriff's Office. They asked for approval for CH2M Hill to proceed with task order and related analysis of needs. They will try to return a breakdown of costs in Subtask 2 of their proposal, construction costs, phasing and delivery options.

Treasurer Glenna Young appeared to discuss tax deeds. The buildings at Stibnite require more definitive work.

Glen Holdren appeared to discuss the South Lake Recreational Sewer and Water District. There is no mandate from EPA or DEQ. Discussed levy and lots. They concluded there is little likelihood of an L.I.D. being approved.

What direction do the Commissioners want to go: (1) Close it down, or (2) Complete the Facility Planning Study?

Commissioner Eld responded –“pull the plug.” We don’t have a site, and it is not economically feasible. Holdren believes the District feels no pressure to complete the project. The public does not support it. The affected individuals in the District have other options on their own.

A final document is needed for DEQ. Holdren was asked to complete it, minimally, i.e., no more than is necessary. Kevin McNeil added that a lot of information has been compiled, and it should be placed in a format that can be picked up later and considered at a later date. Commissioner Eld moved to close it down and complete the work. Not being immediately seconded, the motion died.

Kevin McNeil, DEQ, Boise, Idaho. What should be done regarding the remaining STAG funds? He advised that these funds could be applied to any wastewater funds. They could be reassigned to the City of Cascade. Funds can also be de-obligated and the money returned to the Treasury. (There may be one or two other options which he will research). Commissioner Eld would like to see the grant transferred to the City of Cascade, and that it may be used for construction purposes.

Commissioner Eld, therefore, moved again to add a technical word change which would assign the grant to the City of Cascade. Second by Chairman Winkle and carried. A transmittal letter from the County to EPA should be required.

If this fails, Commissioner Cruickshank would like to leave the administration of the grant with the County to the benefit of the City of Cascade. This motion was seconded by Commissioner Eld and carried.

Adjourned for Lunch.

Reconvened Regular Session at 1:07 p.m.

Everett Arter appeared to discuss disposal matters. Construction debris, wood scraps from the High School, and wood trimmings from a cabinet shop. Commercial debris or simply clean wood. Should it be treated as commercial refuse and charge that rate?

Commissioner Eld moved to drop the commercial accounts from the tax rolls and develop a rate schedule. Commissioner Cruickshank seconded and the motion carried.

Mary Hart appeared and spoke concerning recycling, and a return to the site near Lakeshore Disposal. The \$50,000 commitment is needed in the 2010 budget.

Everett noted that Warm Lake is a mess (Fourth of July crowd). They are working on it, and also have the Warren situation under control.

Commissioner Jim Rehder, Idaho County appeared to discuss the Warren Wagon Road, Secesh Summit, and other Idaho County roads that could be more economically maintained by Valley County. The dialogue was opened, and the respective Road Departments will work out the details and present them for approval.

Dennis Walker appeared on behalf of the Paddy Flat Homeowner's Association. He advised that there are five miles of road involved that have been transferred from the Forest Service to Valley County. USFS have been paying \$950 per mile to Valley County for maintenance.

There has been no maintenance since 2004. They started blading it last week, and will finish tomorrow. It is a County Road and will be maintained.

Chairman Winkle moved, and Commissioner Cruickshank seconded the designation of Commissioner Eld to sign Cooperative Agreements for Hazardous Fuels on behalf of Cabin Creek Enterprises, the County's contractor for these services. The motion was carried.

Road Department:

Jerry Robinson appeared and presented a new bid for Chip Sealing which is a "Piggy-Back" contract following Ada County's negotiated price. On motion of Commissioner Eld, and second by Chairman Winkle motion was carried.

The Nez Perce MOU for Parks Creek Bridge replacement was approved on motion of Commissioner Eld, second by Chairman Winkle and carried.

Commissioner Eld moved for approval of the Department of Justice agreement for inmate assistance. Seconded Chairman Winkle and carried.

The Long Valley Preservation Society's Road Development Agreement was discussed. On motion of Chairman Winkle, and second by Commissioner Cruickshank, the fee was set at \$1,122. Motion carried. Commissioner Eld abstained.

Commissioner Eld moved to accept the "Piggy-Back" bid (from Keuterville Highway District) for a 2010 Kenworth truck. Seconded by Commissioner Cruickshank and carried.

Discussion held as to on-going Road Department projects. The whole operation is very busy at this time of year with multiple projects proceeding simultaneously.

Motion by Commissioner Cruickshank, second by Commissioner Eld to purchase the used Kenworth water truck from Lance Hess and carried.

Jim Chambers representing Payette 25 Partnership presented a Memorandum of Understanding with the Road Department to deal with portion of right-of-way for a historic sheep trail.

Commissioner Cruickshank moved to approve the purchase a small parcel of land for right-of-way purposes for \$120.00 from Royal Fork Restaurants. Seconded by Commissioner Eld and carried.

Commissioner Cruickshank moved and Commissioner Eld seconded acceptance of the highest bids for the surplus sale by the Road Department and carried.

Closed Session for Personnel Matter, I.C. 67-2345(b).

Reconvened Regular Session.

Motion by Commissioner Cruickshank, second by Commissioner Eld, and carried to approve Agreement for Hazardous Fuels removal regarding William Cleaves.

On motion of Commissioner Cruickshank, second by Commissioner Eld, and carried to appoint the following nominees to the Edwards Mosquito Abatement Board (per list): Deb Deree, Doug Miller, Jess Ellis, Brian Koch and JoAnn Fly.

Adjourn at 5:07 pm

GERALD "JERRY" WINKLE, CHAIRMAN

ATTEST:

ARCHIE N. BANBURY, CLERK