

# Valley County Board of County Commissioners

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**IN THE OFFICE OF THE VALLEY COUNTY BOARD OF COMMISSIONERS  
CASCADE, IDAHO  
February 13, 2017**

**PRESENT:**                   **GORDON CRUICKSHANK (CHAIRMAN)**  
                                  **ELTING HASBROUCK (COMMISSIONER)**  
                                  **BILL WILLEY (COMMISSIONER)**  
                                  **DOUGLAS MILLER (CLERK)**

Meeting called to order by Chairman Cruickshank at 9:04 a.m.

Commissioner, Bill Willey led the Pledge of Allegiance.

Chairman Cruickshank presented the Commissioner's Agenda for February 13, 2017. Chairman Cruickshank advised that there was an email from Mr. Steve Lord who is the attorney for the Tamarack Homeowners Association and he wanted to meet with the Commissioners. Commissioner Hasbrouck made a motion to approve the agenda as amended for February 13, 2017. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to approve the Commissioner's Agenda as amended for February 13, 2017.

Ms. Laila Kral with Local Highway Technical Assistance Council presented to the Commissioners regarding the Road Master Certifications that have been awarded to Mr. Sam Clemens and Ms. Sam St. Clair. She explained the process in order to be awarded the Road Master Certifications by the Valley County Road Department Employees.

Road Superintendent, Jeff McFadden reported on road closures throughout the county and he advised that the only closure that was still in affect was on the East South Fork Road. He reported that there had been twenty two slides in the area and reported that the road was extremely icy. He believed that the expense to clear the road could potentially cost over

\$100,000. He explained that he was currently contracting with Mr. David McIntock to clear areas that he could. Jeff advised that he would also be sending in Valley County equipment to assist with the cleanup. The Commissioners suggested a fly over the area to assess the situation and report back to the Commissioners.

Senior Deputy Clerk, Christina Shaffer presented the Commissioners with Claims, Board Order Claims.

General Fund	\$158,811.67
Road & Bridge	\$105,756.30
District Court	\$1,454.59
Indigent & Charity	\$33,720.00
Junior College	\$2,900.00
Revaluation	\$2,090.55
Solid Waste	\$86,563.35
Weeds	\$464.55
McCall Donnelly Snowmobile	\$17,195.00
Cascade Snowmobile	\$2,527.77
Smith's Ferry Snowmobile	\$769.22
OHV Trust Fund	\$463.40

Board Order

General Fund	\$500.00
Title III	\$4,141.80

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Total: \$417,803.78

Commissioner Willey made a motion to approve the Claims, Board Order Claim and Junior College Applications as presented. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to approve the Claims, Board Order Claims and Junior College Applications for Sage Way, Mckenzie Emerson and Bradi Donica.

Coroner, Nathan Hess presented to the Commissioners. He advised that he had been working out of his home for office work. He explained that he had not been utilizing the morgue at Heikkila Funeral Home and advised that the families typically pick up the deceased individuals which eliminates the use of the morgue. The Commissioners asked about the protocol for an unattended death. Mr. Hess advised that he would utilize the morgue in McCall if needed or he would transport the bodies to Ada County for an autopsy to be conducted. Chairman Cruickshank asked if there was a Deputy Coroner available. Coroner, Nathan Hess advised that he had two individuals that he would like to bring on as part time deputies. Clerk, Douglas Miller advised that he would need to go through the formal application process. The Commissioners informed Coroner Hess that he could utilize the Clerk's Office if needed. Prosecuting Attorney, Carol Brockman suggested that there be protocols established for the Coroner's Office and she requested that the Coroner meet with the Sherriff, Patti Bolen and Prosecuting Attorney, Carol Brockmann. The Commissioners also suggested having Coroner, Nathan Hess present on a more regular basis to the Commissioners.

Assessor, June Fullmer reported to the Commissioners that she had hired for the last opening that she had within her department. She explained that Sue Probst had returned on a part time basis to assist with the office. She reported that Anthony Franseconi had completed the land analysis. Assessor, June Fullmer reported that she would be distributing tax levies for the entire State to the Commissioners in the upcoming future.

Clerk, Douglas Miller informed the Commissioners that the transition to the Odyssey Court computer system had been delayed until October 2017 and he reported on Building and Ground matters.

Prosecuting Attorney, Carol Brockmann reported on pending lawsuits that she had been working on. Carol reported on the Justice Reinvestment Act that had been implemented by the Idaho Department of Corrections. She provided an overview of the process and how it impacts how the Prosecuting Attorney's Office handles specific cases. She advised that she had to conflict a case to the McCall City Prosecuting Attorney and explained the reasons why. She reported on the Tax Deed sale that would be taking place next week. Carol reported that the Valley County Policy & Procedure Manual was in final draft and she was opening that it could be presented for approval by the end of February 2017.

Sheriff, Patti Bolen informed the Commissioners that the Sherriff's Office had been conducting interviews for openings. She reported that there was a serious UTV accident on February 12, 2017. She provided an overview of the avalanche that occurred which had trapped a snowmobiler. She reported that she was disappointed that the Rule 80 legislation did not pass through the rules committee. She gave the Commissioners an overview of the fishing derby that took place over the weekend at Cascade Reservoir.

Treasurer, Glenna Young presented Cancellation #17-2 and explained the reasons for the requested cancellation for the late and interest charges. Commissioner Willey made a motion to approve cancellation #17-2. Commissioner Hasbrouck seconded the motion. No further discussion all in favor. Motion passed to approve Tax Cancellation #17-2.

Treasurer, Glenna Young presented Cancellation #17-3 and provided an overview of the proposed cancellation. Commissioner Hasbrouck made a motion to approve Cancellation #17-3. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to approve Cancellation #17-3.

Treasurer, Glenna reported that she would be conducting interviews next week for the opening in the Treasurer's Office.

Solid Waste Manager, Cindy Forgy reported that she had been moving boxes into the Lake Fork Office. She reported on work that she had been conducting.

Anne Guarino with the Building Department reported that two house plans had been received. She reported that she would also be conducting field work to determine damages to structures throughout Valley County. She also reported that she would be retiring December of 2017.

Court Services Director, Skip Clapp reported that he attended the discussion related to the Rule of 80 presentations to the legislature. He reported that he had received a Juvenile Detention

Contract from Ada County that had been reviewed by all parties. He briefly discussed the Court process that would take place if a juvenile was arrested and transported to Ada County Juvenile Detention Center. Skip requested that the Commissioners schedule time on an upcoming agenda to discuss the McCall Annex.

Human Resource Officer, Ken Arment reported on icy conditions around the Courthouse and prevented measures that he would like to review. Ken reported that the Valley County received the discount for ICRMP. He reported on issues with prime pay that had occurred.

IT Director, David Crawford reported that he had offered the GIS Analyst position to an individual and was awaiting a response. He reported that he had two companies provide quotes for the intercom system at the Valley County Jail.

Planning & Zoning Administrator, Cynda Herrick reported on the solar eclipse meeting that took place last week. She advised that there had been a request for Valley County to provide portable toilets on private land. The Commissioners advised that they would not consider providing portable toilets on private land but possibly at Wellington Park. She reported on the Legislative Committee that she had attended. Cynda also discussed that the City of Cascade had approached her regarding guidance on a few planning and zoning issues. The commissioners advised that if the issue does not involve the county she should not assist. Cynda reported on the Centennial Events that would be taking place.

Recreation Director, Larry Laxson reported on maintenance that occurred on some of the snow groomer sheds. Larry informed the Commissioners about the snow mobile trails and he advised that they are compiling with the avalanche protocol. He reported on repairs that had been done on the Brush Creek Trail. Larry advised that large UTV's had been impacting the snow grooming trails.

Chairman Cruickshank advised that the Commissioners would be going into a closed session for Indigent and Charity at 11:14 a.m.

Chairman Cruickshank brought the Commissioners out of closed session for Indigent and Charity at 11:21 a.m.

Decision after Indigent and Charity:

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|------------|--|
| 17-TW087   | Request for Denial                                 |
| 17-TW087   | Requests for County Indigent Lien /New Application |
| 14-RB067-2 | Request for Approval for County Assistance         |
| 14-RB067-2 | Request for Denial                                 |

Chairman Cruickshank presented the Commissioner Meeting Minutes from February 6, 2017. Commissioner Hasbrouck made a motion to approve the Commissioner Meeting Minutes from

February 6, 2017. Chairman Cruickshank seconded the motion. No further discussion, all in favor. Motion passed to approve the Commissioner Meeting Minutes from February 6, 2017.

Theresa Perry, Jim Thomas and Melanie Schuster with Idaho Parks and Recreation presented to the Commissioners regarding a proposed Idaho Department of Parks and Recreation Building that would be built near Kelly's White Water Park. Mr. Thomas explained that there was a section of a proposed road that needed to be researched to determine a possible right of way and collaborative effort to build a proposed road. Mr. Thomas advised that the area to build had not yet been determined. Planning & Zoning Administrator, Cynda Herrick advised that there might need to be discussion with the Idaho Department of Transportation regarding the proposed road for the entrance. Ms. Perry provided an overview of the building and what would be included. Mr. Thomas provided an explanation of the requirements of the area in order to build at the location. He advised that the area would need to have a natural appeal and they are continuing to research several options. Ms. Perry advised that the proposed land was donated by Mr. Mark Pickard.

Commissioners recessed for lunch at 11:55 a.m.

Commissioners returned from lunch at 1:00 p.m.

Chairman Cruickshank began the Public Hearing for the Lighting Ordinance Revision at 1:01 p.m.

Planning & Zoning Administrator, Cynda Herrick presented her staff report to the Commissioners.

Cynda provided an explanation of how compliance would be conducted if the ordinance was approved.

Chairman Cruickshank asked to hear from the applicant. Mr. Chuck Smith who resides at 9608 Packer John Road Cascade, Idaho, provided a video for the Commissioners to view and also provided testimony.

Chairman Cruickshank asked to hear from any proponents of the Lighting Ordinance. Mr. Garry Swain, 1775 Farm to Market Road McCall, Idaho, provided testimony for the Commissioners in favor of the proposed Lighting Ordinance.

Chairman Cruickshank asked to hear testimony from anyone who is uncommitted. The record should reflect that there was no one in the audience who was uncommitted.

Chairman Cruickshank asked to hear testimony from anyone who was opposed to the Lighting Ordinance. Mr. Troy Huckabee who resides at Cascade, Idaho, provided testimony on why he was an opposed to the proposed Lighting Ordinance.

Mr. Jack Paananen who resides at 13645 Farm to Market Road McCall, Idaho, provided testimony to the Commissioners to consider as an opponent of the proposed Lighting Ordinance at 1:37 p.m.

Mr. Chuck Smith provided a further testimony in favor of the proposed Lighting Ordinance at 1:40 p.m.

Planning & Zoning Administrator, Cynda Herrick provided rebuttal to the testimony in opposition of the proposed Lighting Ordinance. She reported on when the proposed Lighting Ordinance was presented to the Planning & Zoning Commission and when it was noticed in the local paper. She reported that it was unanimous decision by the Planning & Zoning Commission to approve the proposed Lighting Ordinance.

Chairman Cruickshank closed the public hearing at 1:58 p.m. and brought the matter back to the Commissioners for a decision.

Commissioner Hasbrouck made a motion to approve Lighting Ordinance #17-02. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to approve Lighting Ordinance #17-02 as written.

Chairman Cruickshank presented the Clear Creek Parking Lot Closing Documents. Commissioner Hasbrouck made a motion to have the Chairman sign the Closing Documents for the Clear Creek Parking Lot. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to sign the Closing Documents for the Clear Creek Parking Lot.

Commissioner Willey made a motion to go into Executive Session per I.C. 74-206 (b) Personnel. Commissioner Hasbrouck seconded the motion. No further discussion, all Commissioners voted "aye". Commissioners went into Executive Session per I.C. 74-206 (b) at 2:20 p.m.

Chairman Cruickshank brought the Commissioners out of Executive Session per I.C. 74-206 (b)-Personnel at 3:02 p.m. Commissioner Willey made a motion to approve the request from Treasurer, Glenna Young to set the starting salary for the Senior Deputy Treasurer at \$30,201. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to set the starting salary for the Senior Deputy Treasurer position at \$30,201.

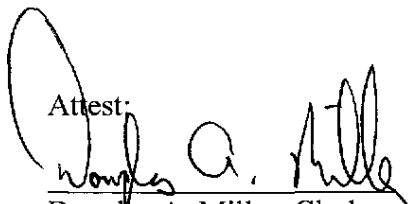
Mr. Steve Lord representing the Tamarack Homeowners Association was present to request that the Commissioners delay the Tax Deed Sale on February 21, 2017. He expressed the reasons for the request and advised that his client was attempting to negotiate with DEQ on the bonds that are outstanding. He would like the Commissioners to consider a sixty day delay and advised that North Lake Recreation Water District was willing to allow the delay. He explained that it would be possible to restructure the bond that was owed. Commissioner Willey asked if the proposal could be asked at the scheduled Tax Deed Sale. Prosecuting Attorney, Carol Brockmann provided a scenario that North Lake Recreation Water and Sewer District could provide a legal document to remove the fees and interest owed and then the Tamarack Homeowners could make the payment to redeem the taxes for the properties. Mr. Lord would like the opportunity to have his client present to the Commissioners on February 21, 2017 with North Lake Recreation Water & Sewer District, Idaho Department of Environmental Quality being present.

Emergency Service Manager, Juan Bonilla was in attendance with Road Superintendent, Jeff McFadden and Dale Nalder with Idaho Office of Emergency Management. Jeff McFadden provided an overview of the twenty-two mudslides and it was recommended that a Local Emergency Declaration should be made. Jeff reported that there are five slides left clean up. Mr. Nalder briefed the Commissioners. He advised if Valley County is incurring extraordinary cost a Local Emergency Declaration should be made.

Commissioners adjourned the meeting at 4:15 p.m.



Gordon Cruickshank, Chairman

Attest:  
  
Douglas A. Miller, Clerk

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## VALLEY COUNTY COMMISSIONERS MEETING AGENDA Monday, February 13, 2017

**PROPOSED AGENDA** Note: Any item(s) in need of a motion will be described in the agenda under the appropriate section.

9:00 Call to Order – Pledge of Allegiance – Approve Agenda

9:05 LHTAC Road Master Presentation

9:15 Claims, Board Order Claims & Junior College Tuition- Senior Deputy Clerk, Christina Shaffer

9:30 **Elected Official Reports/Discussion**

Assessor – June Fullmer

Clerk – Doug Miller

Prosecutor – Carol Brockmann

Sheriff – Patti Bolen

Treasurer – Glenna Young

Cancellation # 17-2 and 17-3

*CORONER -*

**Department Head Reports** - 5 Minutes each

Solid Waste- Cindy Forgy

WICAP

Building Department – Anne Guarino

Court Services – Skip Clapp

Extension Office- Melissa Hamilton

Human Resources/Risk Management – Ken Arment

Information Technology – David Crawford

Planning and Zoning-Cynda Herrick

Parks and Recreation- Larry Laxson

Road Superintendent-Jeff McFadden

10:30 Indigent and Charity



- 11:00 Commissioner Discussion (Correspondence)  
Meeting Minutes of February 06, 2017
- 11:30 Idaho Department of Parks and Recreation Presentation
- 12:00 Recess for Lunch
- 1:00 **PUBLIC HEARING-** Lighting Ordinance Revision
- 1:45 Clear Creek Parking Lot Closing Documents
- 2:00 Executive Session per I.C. 74-206 (b) Personnel
- 2:15 *TAMARACK ATTORNEY DISCUSSION.*  
Adjourn

COMMISSIONERS FUTURE MEETING DATE  
Tuesday, February 21, 2017