

Valley County Board of County Commissioners

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**IN THE OFFICE OF THE VALLEY COUNTY BOARD OF COMMISSIONERS
CASCADE, IDAHO
August 7, 2017**

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

Meeting called to order by Chairman Cruickshank at 9:00 a.m.

Commissioner, Bill Willey led the Pledge of Allegiance.

Chairman Cruickshank presented the Commissioner Agenda for August 7, 2017. Commissioner Hasbrouck made a motion to approve the agenda as presented. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to approve the Agenda for August 7, 2017.

Chairman Cruickshank presented the Commissioner Meeting Minutes from July 31, 2017. Commissioner Willey made a motion to approve the Commissioner Meeting Minutes from July 31, 2017. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to approve the Commissioner Meeting Minutes from July 32, 2017.

Chairman Cruickshank presented the Commissioner Meeting Minutes from August 1, 2017. Commissioner Willey made a motion to approve the Commissioner Meeting Minutes from August 1, 2017. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to approve the Commissioner Meeting Minutes from August 1, 2017.

Road Superintendent, Jeff McFadden presented the Road Project Agreement 17-RO-11042100-030 with Payette National Forest. Commissioner Hasbrouck made a motion to approve the Road Project Agreement 17-RO-11042110-30 with Payette National Forest and authorize the chairman to sign. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to approve Road Project Agreement 17-RO-11042100-030 with Payette National Forest and authorize the chairman to sign.

Chairman Cruickshank presented the Kenworth Sales credit application for Road Department. Commissioner Hasbrouck made a motion to approve the Kenworth Sales Credit Application and authorize the chairman to sign. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to approve the Kenworth Sales Credit Application and authorize the chairman to sign. .

Chairman Cruickshank presented the lease agreement with Caterpillar for the Road Department. Commissioner Willey made a motion to approve the lease agreement with Caterpillar and authorize the Chairman to sign. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to approve the lease agreement with Caterpillar and authorize the Chairman to sign.

Sheriff, Patti Bolen presented the modification to the current Law Enforcement Coop Agreement with the Payette/Boise National Forest. Sheriff, Bolen explained that the modification was to assist with the cost of patrolling the forest during the Eclipse Event. She advised that the additional funding would be for \$3,000. Commissioner Hasbrouck made a motion to approve the modification to the current law enforcement coop agreement with the Payette/Boise National Forest and authorize the Chairman to sign. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to approve the modification to the current law enforcement coop agreement with the Payette/Boise National Forest and authorize the chairman to sign.

Chairman Cruickshank presented the order on the hearing for the Donnelly Public Library District. He explained that the order was to approve the creation of the Donnelly Public Library is placed on the November 2017 election. Commissioner Willey made a motion to approve the order on the hearing for the Donnelly Public Library District. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to approve the order on the hearing for the Donnelly Public Library District.

Chairman Cruickshank presented the Canyon County Juvenile Agreement. The commissioners requested that Prosecuting Attorney, Carol Brockmann review the agreement and placed on another agenda.

Assessor, June Fullmer presented value cancellation 16-15 and provided an overview of the cancellation and explained the reason for the request. Commissioner Hasbrouck made a motion to approve value cancellation 16-15. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to approve value cancellation 16-15.

Chairman Cruickshank began the discussion related to the purchase of the snow cat for the Snowmobile Clubs. Chairman Cruickshank advised that Prosecuting Attorney, Carol Brockmann prepared a legal opinion regarding the proposal to purchase a snow cat for the

snowmobile club. Mr. Mark Woods from the McCall Snowmobile Club presented to the commissioners on why he felt it was in the best interest of the tax payers to purchase a snow cat for the snowmobile grooming program. Mr. Woods informed the commissioners of the existing condition of the snow cat that was currently utilized for the grooming. He reported that the current equipment was not meeting the needs of the trails and the snow grooming program. He described how a new piece of equipment would benefit the snow grooming program and the existing trails. He reported that the grooming committee felt that the commissioners should fund the purchase of a new snow cat. Chairman Cruickshank provided a history regarding the trail systems and the original equipment that was purchased by prior county commissioners. Mr. Woods further detailed how a new snow cat would improve the trails and the snow grooming program. Mr. Wood informed the commissioners that the existing equipment would be sold and the funds would be used to refund the county. He continued to describe the difficulties with the existing equipment. Prosecuting Attorney, Carol Brockmann provided her legal opinion to the commissioners in person to the commissioners. Recreation Director, Larry Laxson explained the insuring of the current piece of equipment. It was discussed the current snow cat would need to be auctioned by Valley County. Chairman Cruickshank suggested that a request for proposal would need to be prepared by the county for the purchase of a new piece of equipment. Mr. Wood explained that the new piece of equipment would be on the snow grooming trails at Warren Wagon Road. Mr. Wood reported that the annual state snowmobile club meeting would be at the Shore Lodge, McCall on November 4, 2017. Chairman Cruickshank advised that the commissioners would take the matter under advisement and make a decision at a later time after a discussion with the Prosecuting Attorney, Carol Brockmann.

Chairman Cruickshank began the discussion related to county public roads and private road/private property. Planning & Zoning Administrator, Cynda Herrick, Road Superintendent, Jeff McFadden and Recreation Director, Larry Laxson presented to the commissioners and provided a list of roads that would be discussed during the presentation. Cynda reported that in 1990 Valley County Commissioners by ordinance adopted the Valley County Roads and name list. 90-02. she advised that it was called Rural Addressing System. The official road name list and official road maps. Cynda informed the commissioners what roads had been reviewed by the Planning & Zoning Department to make sure all roads are listed as private or public but would be doing this under a specific category. Cynda reported that she attended a course on road easement laws and described the conference that she attended related to the creation of public roads. Road Superintendent, Jeff McFadden informed the commissioners about the maps that the road department had. Chairman Cruickshank explained RS2477 roads and described a few of the roads that all under the category of RS2477. Cynda informed the commissioners when RS2477 roads were designated. The discussion continued regarding prescriptive easements and prescriptive right of ways. Jeff McFadden discussed Corral Creek Road and believed that the road was a public road but wanted to know whose responsibility it was to maintain. Chairman Cruickshank provided history related to the Corral Creek Road but he reported that the road was not on the red line maps. He believed that Valley County had never maintained Corral Creek Road. He questioned if the route was RS2477 road. He reported that culverts had been replaced on Corral Creek Road. Cynda reported that the road had been declared a road back in 1990. Chairman Cruickshank described the difficulties in identify what roads exist on what maps. Jeff reported that he was getting different information regarding 66" FERTA Easement along Clear Creek Road 409 and where individuals could camp or unload ATV's. Cynda presented to the commissioners regarding the easements and when the public could park in a public right of way. Commissioner Willey suggested that the commissioners

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would need to get a definitive answer from legal counsel. Jeff reported that he had discussed the matter with Prosecuting Attorney, Carol Brockman and she advised that the county had the ability to maintain the right of way. He also reported that it was explained that the general public could park on the right of way. Recreation Director, Larry Laxson wanted to know if the commissioners wanted to identify all of the areas that have easements. Cynda suggested that Prosecuting Attorney, Carol Brockman review all the maps and easements and allow her provide her legal opinion to the commissioners. It was discussed that the matter needs continued research and the general public needs to be provided with that information. The commissioners were clear that more education to the general public needed to be done. The commissioners agreed that more research needed to be done and after the research was done conversations needed to be done with private property owners and the general public. Recreation Director, Larry Laxson advised that he was compiling a list of possible easements that need to be reviewed. The commissioners asked how the list was being determined and suggested that possibly a town hall meeting be conducted to assist with the creation of list of those desired locations that there was confusion about accessibility and easements. It was discussed that it also needed to be determined how the easements could be used. Cynda believed that the majority of easements in question have been identified and she advised that she had a folder of the research that had been done a couple years ago. The commissioners suggested that the matter should be placed again on an upcoming commissioners meeting and should identify the winter needs and give the opportunity to clearly identify the existing easements. The commissioners believed that after the research was conducted and the existing easements are clearly determined, the general public would need to be educated with signage and other means. Cynda provided a list of other areas that need to be reviewed to determine public road access or administrative access. The commissioners further advised that the Prosecuting Attorney, Carol Brockmann needed to be included in the research.

Mr. Scott Tunnell presented to the commissioners regarding Warren Wagon Road and the existing road signage and speeding. Mr. Tunnell advised that he was representing a group of concerned citizens who reside on Warren Wagon Road. He presented a petition to the commissioners that had been signed by several different individuals. A copy of the petition would be appended to the commissioner meeting minutes. He advised that the citizens are requesting digital speed limit signs on Warren Wagon Road and provided an overview of why the request was being made. He explained that he met with 62 individuals who reside along Warren Wagon Road and the surrounding area. It was also suggested that there could be solar amber lights installed on the existing signs. Mr. Tunnel advised that he had also met with the Valley County Sheriff's Office. Road Superintendent, Jeff McFadden identified where the 25 Speed Limit signs were posted. Captain, John Coombs provided the commissioners with the statics regarding the amount of traffic stops that occur on Warren Wagon Road. The commissioners asked the potential cost for a digital signs. It was estimated that the cost of digital signs are from \$3,000 to \$7,000. Captain Coombs expressed to the commissioners that Warren Wagon Road was a heavily traveled road and made suggestions of where the sign should be located. Road Superintendent, Jeff McFadden had concerns that the digital signs would be destroyed during the winter when the county was plowing snow. The commissioners asked if the citizens would be willing to partner with the county and possibly assist with the cost to have it a designated sign for Warren Wagon Road. Mr. Tunnel explained that might be a possibility if it was designated for the Warren Wagon Road. The commissioners requested that Road Superintendent, Jeff McFadden research the cost of a few of the digital speed limit signs and present back to the commissioners.

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Chairman Cruickshank began the discussion related to the clarification of the Valley County Building being closed during the eclipse event. Chairman Cruickshank made a motion to allow the Valley County Building be closed from 10:00 to 12:00 during the eclipse event except the Courts. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed.

Commissioners recessed for lunch at 12:05 p.m.

Commissioners returned from lunch at 1:05 p.m.

Chairman Cruickshank began the discussion with the Valley County Department Heads related to the current structure of the county and who the Department Heads report directly to. He explained the options that had been presented or reviewed over the past year. He advised that the Elected Officials have developed had proposal for the commissioners to consider. He explained that the proposal would be that Elected Officials would be assigned different Department Heads for oversight purposes. Commissioner Willey provided his opinion regarding the matter and advised that he was reluctant to the proposal. Commissioner Hasbrouck believed that the proposal that was developed by the Elected Officials would benefit the county and would be a positive model. Building Official, Anne Guarino asked if the Elected Officials would be the department heads direct supervisor. Chairman Cruickshank provided his opinion regarding the official capacity of the Elected Officials and explained how the Elected Official would interact with the Department Heads on a day to day basis. Court Service Director, Skip Clapp advised the commissioners that he was in support of the proposal that had been presented by the Elected Officials and explained why he was in support of the proposal. Road Superintendent, Jeff McFadden also presented that he would be in support of the proposal being presented by the Elected Official. Prosecuting Attorney, Carol Brockman provided her input regarding the proposal being presented and explained that the Elected Officials would act as support for the Department Head that they are assigned to. The commissioners continued to explain the parameters of the Elected Officials and the responsibility that would be required. Commissioner Hasbrouck believed that the structure would allow more communication amongst the Department Heads and Elected Officials. Commissioner Willey again presented his opinion regarding the matter and wanted to know if the proposal would lessen the chance of a lawsuit against Valley County. Prosecuting Attorney, Carol Brockman continued to elaborate why she felt that the proposal was in the best interest of Valley County. Recreation Director, Larry Laxson provided his opinion regarding the proposal being presented. Chairman Cruickshank explained the new Valley County Personnel Manual that was approved on July 31, 2017, and the modifications that had been made an upgraded. He also explained that the proposal would be reviewed on a year to year basis. The commissioners concluded the discussion.

Commissioner Hasbrouck made a motion to go into Executive Session per I.C. 74-206(f)-Litigation. Commissioner Willey seconded the motion. All commissioners voted "aye" with a roll call vote. Commissioners went into Executive Session per I.C. 74-206(f)-Litigation at 2:09 p.m.

Chairman Cruickshank brought the commissioners out of Executive Session per I.C. 74-206(f)-Litigation at 2:31 p.m.

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Commissioner Hasbrouck made a motion to authorize the Idaho Attorney General to represent Valley County in the statewide litigation that is occurring against all of the Sheriff's Offices in Idaho. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to authorize the Idaho Attorney General to represent Valley County in the statewide litigation that is occurring against all of the Sheriff's Offices in Idaho.

Commissioner Willey made a motion to authorize the chairman to sign the settlement agreement that was discussed in the Executive Session. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to authorize the chairman to sign the settlement agreement that was discussed in the Executive Session.

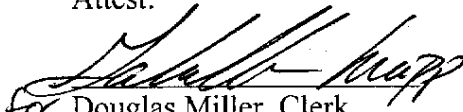
Commissioner Hasbrouck made a motion to authorize a Request for Proposal is prepared for the purchase of Snow Cat. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to authorize a Request for Proposal is prepared for the purchase of a Snow Cat.

Chairman Cruickshank began the Fiscal Year 2018 Budget Workshop.

Commissioners adjourned the meeting at 3:36 p.m.


Chairman, Gordon Cruickshank

Attest:


Douglas Miller, Clerk

Petition Purpose

Improve pedestrian, biking, and vehicle safety by reducing chronic speeding on Warren Wagon Road specifically between Quaker Hill Church Camp north to Yew Wood Street

The undersigned believe their's and other's safety is being compromised by drivers' disregard for posted speed limits, and the inadequate number of Valley County Sherriff's patrolling in this area on a regular basis. We therefore would like to request that the Valley County Commissioners strongly consider taking the following actions to remedy this situation:

Actions Requested To Increase Safety:

- Improve Speed Limit Sign visibility by increasing speed limit sign size and placement— from HWY 55 to Warren Wagon intersection with East Lake Rd. at the north end of the Lake.
- Add a solar, **DIGITAL “Your Speed”** sign at Yew Wood Rd. as you head south on Warren Wagon Rd (see attached photo)
- Add yellow flashing lights on all speed limit signs along Warren Wagon Rd between Highway 55 and East Lake Rd. to the north.
- Implement “ADVERTISED” planned speed checks multiple times throughout the year.

Supporting Information:

- Current speed limit from Yew Wood south to Hwy 55 is **25 mph**.
- From a Valley County March 2008 Master Transportation Plan, Warren Wagon Rd. was the 3rd busiest road in Valley County (excluding Hwy 55) with **1613 average daily trips**.
- Warren Wagon Rd. is one of only 4 designated Idaho Department of Transportation Collector Roads in Valley County.

- Peak summer and winter months experience much higher traffic counts on weekends and specific Holiday periods.

- From Quaker Hill Church Camp on Warren Wagon Rd. to Yew Wood is approximately ¼ mile.

- **228 homes are serviced by Warren Wagon Rd in this same ¼ mile stretch with access to those homes served by 10 streets serving 205 homes, and 23 driveways that directly access Warren Wagon Rd serving another 23 homes.**

- A gravel pit operates off of Warren Wagon Rd. at the Green Gate. Routine full and empty gravel trucks use Warren Wagon throughout the Summer and Fall months.

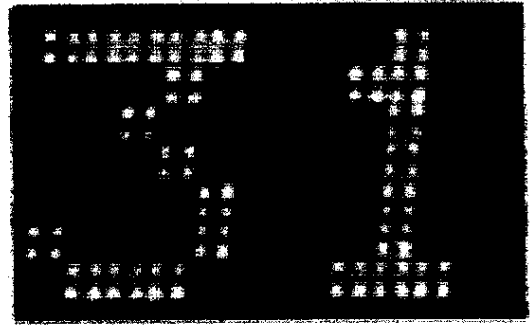
- Thousands of trips per year involve large vehicles pulling travel trailers, snow mobile trailers, and construction trailers – most who exceed the speed limit.

- Winter access from streets and driveways onto Warren Wagon Rd is significantly hampered by large snow berms, further compromising safety for vehicle ingress and egress and foot traffic using the road. This is a safety concern that is made even more so by speeding traffic in the winter months.

- Warren Wagon Rd. is the gateway to the northern part of Payette Lake and beyond. Many tourists walk and bike this road in the summer. It is an asset to Valley County and provides access to wonderful summer and winter activities to visitors and locals alike. Speeding vehicles are making the access route less safe and enjoyable for all who use this road.

SPEED
LIMIT
30

YOUR SPEED



Signature page(s) for the petition regarding improving the pedestrian, biking and vehicle safety due to chronic speeding on Warren Wagon Rd specifically between Quaker Hill Church Camp north to Yew Wood Street

<u>Name(Print)</u>	<u>Address (Print)</u>	<u>Signature</u>
John A. McBoyle	1571 Warren Wagon R.	[Signature]
Marin E Eschen	909 Lemonwood	[Signature]
Carla Baker	962 Brentwood	[Signature]
RAND HOOPER	1544 Oakwood R	[Signature]
GEORGE ROSSIE	980 FERNWOOD	[Signature]
Teresa Hapton	1612 Brooklawn	[Signature]
Steve Sator	1618 Brooklawn	[Signature]
Richard Hooban	1574 Oakwood	[Signature]
SANDRA A. PASSMORE	1617 Warren Wagon Rd	[Signature]
RICHARD A. RILEY	922 Fernwood	[Signature]
Jim Bell	941 Dishwood	[Signature]
Tanya Murphy Thomas	2754 ^{1030 Cypress Lane} Carroll	[Signature]
Betty Jones	1656 Helmich McCall	[Signature]
Cheryl Moore	1689 Forest View McCall	[Signature]
Erwin Schrieber	1060 Cynthia Ln McCall	[Signature]
Terrence Cain	1074 Miracle Lane McCall	[Signature]
Brandi Porter	1175 Meadows Rd McCall	[Signature]
Scott Tunnell	1569 Warren Wagon Rd McCall	[Signature]
LARRY JONES	1659 Helmich Rd McCall	[Signature]
LARRY STEWART	997 Cottonwood St McCall	[Signature]
Shari Bowling	1680 Meadowood	[Signature]
Ernie Bradburn	1115 Clark Rd McCall	[Signature]
Janis Van Schuyler (Cook)	982 Ironwood (McCall)	[Signature]
Jeremy Carr	1573 1/2 Miracle Lane	[Signature]
Robert Carr	1573 1/2 Miracle Lane	[Signature]
KELLY MILLER	1030 MEADOWS RD	[Signature]

Signature page(s) for the petition regarding improving the pedestrian, biking and vehicle safety due to chronic speeding on Warren Wagon Rd specifically between Quaker Hill Church Camp north to Yew Wood Street

Name(Print)	Address (Print)	Signature
Mike Whitesaver	1025 Meadows Rd.	[Signature]
DAVID ERNAT	1563 OAKWOOD	[Signature]
V. Vander Woud	1565 OAKWOOD	[Signature]
Martin Petucek	1565 Oakwood	[Signature]
Keta Stullen	2719 Knob Hill Medway TN	[Signature]
BOB JONES	1695 Brooklawn Mc	[Signature]
PETER D. SIMONIS	1594 LAKE RIDGE DR	[Signature]
Nancy Sauer	1595 Lake Ridge Dr	[Signature]
Mike Ellerbe	1602 Warhaven Ln.	[Signature]
Chad A. M... ..	1620 Lake Ridge Dr	[Signature]
SUSAN M. CARRISS	1634 Lake Ridge Dr	[Signature]
WILLIAM M. CARRISS	1634 Lake Ridge Dr	[Signature]
WINIFRED HUBERT	1670 Warren Wagon Rd.	[Signature]
KETIA MENAB	1509 Warren Wagon Rd	[Signature]
RON COATE	1611 BROOKLAWN DR	[Signature]
Scott Christie	1615 Brooklawn	[Signature]
Susie Christie	1615 Brooklawn	[Signature]
Stef Eagan	1604 Brooklawn	[Signature]
Fish Woodruff	1638 Warren Wagon	[Signature]
Emily Tetz	1612 Warren Wagon	[Signature]
CAM ECHANIS	1679 FOREST LAWN	[Signature]
Rebecca Valachi	1085 CLUB RD	[Signature]
Jeff Beem	922 Bestwood	[Signature]
VAUGHN ADUSU	1092 WYRTANUS DR	[Signature]
Chris Davis	1640 Warren Wagon	[Signature]

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VALLEY COUNTY COMMISSIONERS MEETING AGENDA Monday, August 7, 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 Commissioner Discussion (Correspondence)
 - Meeting Minutes of July 31, 2017 and August 1, 2017
 - Road Project Agreement with Payette National Forest
 - Credit Application Kenworth Sales for Road Department
 - Lease Agreement with Caterpillar for Road Department
 - Modification to current Law Enforcement Coop Agreement with the Payette/Boise National Forest – Patti Bolen
 - Order on Hearing for Donnelly Public Library District
 - Canyon County Juvenile Detention Center Housing Agreement
- 9:25 Value Cancellation 16-15-Assessor, June Fullmer
- 9:30 Purchase of Snow Cat-Discussion/Decision
- 10:00 Public Roads/Private Roads Presentation
- 11:30 Warren Wagon Rd Discussion on Road Signage and Speeding –Mr. Scott Tunnell
- 11:55 Clarification for Office Closures During Eclipse Event
- 12:00 Recess for Lunch
- 1:00 Discussion with Valley County Department Heads
- 2:00 Executive Session per I.C. 74-206-(f)-Litigation
- 2:20 Budget Workshop Fiscal Year 2018

Adjourn

COMMISSIONER'S FUTURE MEETING DATE

Monday, August 14, 2017