

Valley County Board of County Commissioners

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**IN THE OFFICE OF THE VALLEY COUNTY BOARD OF COMMISSIONERS
CASCADE, IDAHO
May 8, 2017**

**PRESENT: GORDON CRUICKSHANK (CHAIRMAN)
 ELTING HASBROUCK (COMMISSIONER)
 BILL WILLEY (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 Commissioners' Agenda for May 8, 2017. Commissioner Hasbrouck made a motion to approve the agenda for May 8, 2017 as presented. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to approve the Commissioners agenda for May 8, 2017 as presented.

Senior Deputy Clerk, Christina Shaffer presented the Commissioners with Claims, Board Order Claim and Junior College Applications.

General Fund	\$99,791.69
Road & Bridge	\$37,475.52
District Court	\$3,427.91
Indigent & Charity	\$3830.02
Junior College Tuition	\$2,050.00
Revaluation	\$167.69
Solid Waste	\$82,306.21
Weeds	\$349.93
Waterways	\$27,245.44

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McCall Donnelly Snowmobile	\$451.38
Cascade Snowmobile	\$1,431.78

Board Order	Title III	\$5,441.16
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Total:	\$263,957.73
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Chairman Cruickshank suggested that the Commissioners hold the payment to the South West RC&D in the amount of \$477.00 until further discussion could be made related to the responsibilities of South West RC&D. Chairman Cruickshank made a motion to approve the Claims, Board Order Claims and Junior College Applications and hold the payment to South West RC&D. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to approve the Claims, Board Order Claim and Junior College Applications for Ms. Cassia Whipple, Mr. Justin Welborn, Mr. Brandon Alpha, Ms. Bethany Nay, Ms. Hunter Hagen, Ms. Brooklyn Robinson, and hold the payment to the South West RC&D in the amount of \$477.00.

Chief Deputy Assessor, Sue Leeper informed the Commissioners that the Assessor's Office was provided guidance from Prosecuting Attorney, Carol Brockmann related to new legislation that was passed involving park models. She advised that park models that have any structure improvements would stay on the tax rolls and those park models that do not meet those requirements would be required to register with Department of Motor Vehicles. Sue informed the Commissioners what taxes and fees would be associated with the park models that have structure improvements. Sue reported that new construction amounts would be submitted to the Commissioners in the upcoming weeks.

Clerk, Douglas Miller provided an update related to the Fiscal Year 2018 Budget. He informed the Commissioners that the improvements at the Valley County Jail had been completed. He reported that there would be a jury trial on May 11, 2017.

Treasurer, Glenna Young reported that the Treasurer's Office had been working on tax deed properties scheduled to come before the Commissioners on July 25, 2017. She provided the Commissioners with a brief overview of the properties that are in tax deed status. She reported to the Commissioners that there was a District III meeting in Caldwell, Idaho on May 12, 2017, at 8:30 a.m. She reported on vacations that were occurring within the Treasurer's Office.

Chairman Cruickshank advised that Solid Waste Supervisor, Cindy Forgy was unable to attend the meeting but did submit an updated report via email. Scott with Lake Shore Disposal reported on solid waste matters. He advised that transports of solid waste had increased. Commissioner Hasbrouck reported that there would be Five County Landfill Meeting in Riggins, Idaho, on May 12, 2017.

Building Official, Anne Guarino reported that the Building Department had been receiving building plans and she had been conducting plan reviews. She reported on matters involving

Tamarack properties and improvements that were being planned at the Village. She informed the Commissioners that she would be attending Idaho Association of Building Officials on May 10th, 2017.

Court Services Director, Skip Clapp reported on trainings that the Adult Misdemeanor Probation Officers would be attending. He also informed the Commissioners that Juvenile Probation Officer, Dee Phillips would be attending training in Coeur d'Alene, Idaho, related to underage parties. He reported on statistics that he obtained related to drug testing in Valley County and positive drug tests. Skip advised that there was one juvenile who was detained by local law enforcement for warrants but the individual was able to post a bond. He reported on files that he still had at the juvenile detention center that needed to be locked up. Skip informed the Commissioners about cleaning of the McCall Annex and asked if employees could come in to earn comp time. The Commissioners believed that could be done during the normal work week. Skip reported on inventory that remains at the Valley County Juvenile Detention Center and he advised that he would discuss with Sheriff, Patti Bolen to determine if the items could be used at the Valley County Jail. He advised that the computers in the detention center would be picked up by IT Director, David Crawford. Skip discussed with the Commissioners the continued development of a list of organizations that would be able to utilize the Annex. The Commissioners suggested creating parameters for organizations to use the building

Human Resource Director, Ken Arment informed the Commissioners that he would be attending Idaho PRIMA Conference in Boise on May 10, 2017. He reported that he would be attending the national PRIMA meeting on June 4, 2017, in Phoenix, Arizona. Ken reported to the Commissioners that there were two openings at the Valley County Road Department. He informed the Commissioners that there were openings at the weed department. He advised of openings within the Sheriff's Department. Ken requested that the Commissioners review literature that he obtained related to Human Resources and best management practices.

IT Administrator, David Crawford provided an update related to matters involving the IT Department. He informed the Commissioners about the issue with the phone lines last week. He reported that he would be conducting interviews for the Network Analyst position and the GIS Analyst position. He reported that he planned on replacing the overhead projectors in the Courtroom and the Commissioners Room. David talked about the implementation of actual time clocks for employees and provided an overview of the test that had been occurring related to the time clocks. The discussion continued regarding the benefits of having a time clock for employees.

Planning & Zoning Director, Cynda Herrick discussed with the Commissioners the flood plain permits that would be required because of established guidelines. She reported that ITD had been notified of the requirements to obtain a flood plain permit for the South Bridge in Cascade, Idaho. Cynda reported on P&Z Appeal of denial that the appellant wanted to reschedule the hearing and she was requesting guidance from the Commissioners. The Commissioners advised that the hearing could be rescheduled for June 19, 2017. Cynda informed the Commissioners that the properties at Tamarack would need to get sanitary restrictions released before a building permit could be issued. She wanted the Commissioners to be aware that there was a Red Cross Blood Drive next week at the American Legion Hall on May 11, 2017.

Recreation Director, Larry Laxson reported that on May 18, 2017, there would be Payette Forest Coalition meeting in McCall, Idaho. He provided an overview of the seasonal work that had been conducted on the snow groomer garages. He reported that the residents of Smiths Ferry would like to be on the agenda on May 15, 2017, to discuss the eclipse. Larry discussed the request for barb wire fencing at the Clear Creek property that the county purchased. The Commissioners advised that the fencing work needed to be completed and authorized Larry to move forward with the fencing project. Larry believed that the Commissioners also needed to develop rules for the Clear Creek area and consider installation of a portable toilet. Larry advised that he would also install a donations box to help fund the service. Commissioner Hasbrouck made a motion to authorize up to \$3,000 to be expended from the General Fund Reserve to pay for the barb wire fencing at the Clear Creek property. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to authorize up to \$3,000 to be expended from the General fund Reserve to pay for the barb wire fencing at the Clear Creek Property.

Road & Bridge Superintendent, Jeff McFadden presented the Local Professional Service Contract between Horrocks Engineers and Valley County related to the engineering of East Lake Fork Bridge. Chairman Cruickshank asked if Prosecuting Attorney, Carol Brockmann had reviewed the contract. Jeff advised that he would submit to Carol for review. Jeff reported to the Commissioners that there had been four resignations within the Road Department. He advised that he would be down to ten full time positions. Jeff discussed the need of an employee who is requesting to utilize the time bank in order to have time off for medical reasons. Human Resource Director, Ken Arment explained the application process and referred to the Valley County Personnel Manual. Jeff began the discussion related to the rehire of weed sprayer, Dale Hetherington and requested that the salary be increased by 3% because he would be returning for his third year. Commissioner Willey made a motion to grant the request for 3% increase for the returning weed applicator. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed that the salary be increased by 3% for the returning weed applicator.

Jeff discussed the need to have a credit application with Alberton's for dry ice. Commissioner Willey made a motion to allow the Clerk's Office to set up a credit account with Albertsons. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to allow the Clerk's Office to set up a credit account with Albertsons in McCall, Idaho.

Chairman Cruickshank advised that the Commissioners would be going into a closed session for Indigent and Charity at 11:03 a.m.

Chairman Cruickshank brought the Commissioners out of closed session for Indigent and Charity at 11:15 a.m.

Decision after Indigent and Charity:

- 17-DC080 Request for County Indigent Lien/New Application
- 17-MR083 Request for County Indigent Lien/ New Application
- 17-SP070 Request for Approval

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17-CS075 Request for Approval

17-TW087-2 Request for Denial

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

Chairman Cruickshank presented the Letter of Agreement between Valley County and WR Community Solutions for the Supply Assessment for woody biomass. Commissioner Hasbrouck made a motion to approve the LOA between Valley County and WR Community Solutions for the supply assessment for woody biomass. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to approve the Letter of Agreement between Valley County and WR Community Solutions for the supply assessment for woody biomass.

Chairman Cruickshank presented the Conflict Public Defender Contracts for Mr. Layne Davis, Mr. Michael Pierce, Mr. John DeFranco and Mr. John Kormanik. Commissioner Willey made a motion to approve the Conflict Public Defender Contracts and authorize the Commissioners to sign. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to approve the Conflict Public Defender Contracts for Mr. Layne Davis, Mr. Michael Pierce, Mr. John DeFranco and Mr. John Kormanik.

Chairman Cruickshank presented the written bid for the tax deed properties that were formally auctioned on May 1, 2017. He advised that there were no bids received on that date and this written bid was received on May 4, 2017. Chairman Cruickshank asked Treasurer, Glenna Young if she had received any other bids. Glenna advised that the Treasurer's Office had not received any other bids. Chairman Cruickshank opened the bid for the properties that were available during the auction on May 1, 2017. Chairman Cruickshank informed those in attendance that the written bid was for \$100,000 from Mr. D. Michael Dunne for RP005390190200, RP005390190190, RP005390190180, RP005390190170, RP005140190070, RP005140190010, RP005140190060, RP005140190050, RP00514019000B, RP00530000000A, RP005390190220, RP005390190210, RP005300P200010, RP00587000000A, RP00515006000A. Chairman Cruickshank advised that the bid that was received had a cashier's check for \$100,000 and a separate check for \$195 for recording fees. The Commissioners discussed the matter in detail and advised that the written bid was the first bid that had been received in three years after three separate county auctions. Treasurer, Glenna Young reported on the time and expense cost to attempt to collect the back taxes for the properties that are in the tax deed status. Commissioner Hasbrouck made a motion to accept the \$100,000 bid and the \$195 from Mr. D. Michael Dunne for RP005390190200, RP005390190190, RP005390190180, RP005390190170, RP005140190070, RP005140190010, RP005140190060, RP005140190050, RP00514019000B, RP00530000000A, RP005390190220, RP005390190210, RP005300P200010, RP00587000000A, RP00515006000A. Commissioner Willey seconded the motion. No further discussion, all in favor. Motion passed to accept the \$100,000 bid from for the remaining 15 parcels that are listed on Exhibit A and the \$195.00 for recording fees.

Chairman Cruickshank recessed as the Valley County Board of Commissioners at 11:45 a.m. and convened as the Valley County EMS Board at 11:46 a.m.

Cascade Fire Chief, Steve Hull presented to the Commissioners and advised that there was a request for funding in amount of \$5,000 from the EMS Account for maintenance on the Yellow Pine Ambulance. He presented that there were eight calls to the Yellow Pine area last year and presented a handout related to the matter regarding the proposed expenses. Chief Hull also presented a support letter from the McCall Fire District and in attendance for support was Donnelly Fire Chief, Juan Bonilla.

Commissioner Willey made a motion to expend \$5,000 from the EMS account to the Cascade Fire Department for the maintenance of the Yellow Pine Ambulance. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to expend \$5,000 from the EMS Account to the Cascade Fire Department for the maintenance cost of the Yellow Pine Ambulance.

Chairman Cruickshank reconvened the Valley County Board of Commissioners at 12:00 p.m.

Chief, Steve Hull presented a letter of support for a cardiac monitors grant to be signed by the Valley County Commissioners. Commissioner Willey made a motion to approve the letter of support for the cardiac monitors and authorize the Commissioners to sign. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to approve the letter of support for cardiac monitors grant.

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

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

Chairman Cruickshank opened the Public Hearing for the Waterways Ordinance at 1:00 p.m. on May 8, 2017.

Chairman Cruickshank asked a representative from the Waterways Committee to present initially to the Commissioners. Mr. Jally Zeydel, 295 Moon Ridge in McCall, Idaho, presented to the Commissioners regarding the Waterways Committee's dedication to reviewing the prior ordinance and why the Waterways Committee was suggesting the proposed changes to the ordinance that is being proposed. He advised that the Waterways Committee believed that 2/3 of the ordinance is already covered in the Idaho State Boating Rules. He advised that there was no way to enforce a 300 foot no wake zone and the cost would be substantial to buoy off a 300 foot no wake zone.

Chairman Cruickshank asked to hear from Mr. Culter Umbach who resides at 280 Charlie Lane, McCall, Idaho. Mr. Umbach presented to the Commissioners as an opponent to the proposed ordinance. Mr. Umbach provided a written copy of his comments to the Commissioners.

Chairman Cruickshank invited Mr. Jally Zeydel to present again to the Commissioners. Lieutenant, Jason Speer provided the Commissioners with an overview of enforcement issues

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related to no wake zones. He informed the Commissioners of the cost of installing buoys in the no wake zones and advised that the cost per buoy was \$900. He advised that every year the Waterways Department exceeds the budget for repair of buoys.

Chairman Cruickshank asked to hear from proponents of the proposed ordinance. Mr. Harvey Iverson, Morning Drive Donnelly, Idaho, presented to the Commissioners as a proponent to the Waterways Ordinance.

Mr. Don Lojek Warren Wagon Road, Donnelly, Idaho, presented to the Commissioners as a proponent to the Waterways Ordinance. He discussed an area on the Willow Creek area that he believed needed to be a no wake zone.

Chairman Cruickshank asked to hear from undecided. The individual who signed the signup sheet as an undecided chose not to present.

Chairman Cruickshank asked to hear from opponents to the proposed Waterways Ordinance.

Mr. Charlie Nightengale, 1300 Shady Lane Loop, McCall, Idaho, presented to the Commissioners as an opponent to the proposed Waterways Ordinance. Mr. Nightengale had concerns related to reducing the feet of the no wake areas.

Ms. Bev Nightgale, 1300 Shady Lane Loop, McCall, Idaho presented to the Commissioners as an opponent.

Mr. Robert Ekedahl, 1430 Shady Lane Loop, McCall, Idaho, presented to the Commissioners as an opponent to the proposed Waterways Ordinance.

Mr. John Davidson, Sylvan Beach, McCall, Idaho, presented to the Commissioners as an opponent to the proposed Waterways Ordinance. He was requesting speed restrictions through the Narrows Area on Payette Lake.

Mr. Steve Goodall, 97 Coy Road, McCall, Idaho presented to the Commissioners as an opponent to the proposed Waterways Ordinance. He believed that there should be more regulations on boaters. He believed that it was the boat captain's responsibility to fully know the regulations of the lake and advised that the regulations should be posted at the launch areas.

Mr. Rick Fereday, McCall, Idaho, presented to the Commissioners as an opponent to the proposed Waterways Ordinance. He believed that the Waterways Committee needed to focus more on the environment. He also believed that the Waterways Committee needed to be more diverse and the mission should be modified.

Ms. Melissa Coriell, 1109 Buckhorn Way, McCall, Idaho, presented to the Commissioners as an opponent to the proposed Waterways Ordinance.

Ms. Susie Marshall, 1600 East Lake, McCall, Idaho, presented to the Commissioners as an opponent to the proposed Waterways Ordinance. She requested that there be additional signs to list boater regulations at the boat launches.

Mr. Douglas Roe, East Side Road, Camp Ida-Haven, presented to the Commissioners as a proponent to the proposed Waterways Ordinance. He also advised that he was a member of the Waterways Committee. He believed that the Idaho State Boat Regulations are sufficient for the normal citizen.

Lieutenant, Jason Speer informed the Commissioners that there were 19 infractions that were written last year for violation of no wake zone.

Chairman Cruickshank referred to emails that were received by the Commissioners regarding the proposed Waterways Ordinance. Chairman Cruickshank asked if there had been any discussion related to Wake Board Boat Regulations. Lieutenant Speer reported that there had been discussions but no formal decisions related to Wake Board Boat specific regulations. Lieutenant Speer informed the Commissioners about current signs that exist related to boat regulations. He did suggest one modification to the proposed Waterways Ordinance.

Commissioner Willey informed the audience that he had attended several Waterways Committee meetings related to the proposed ordinance and commended the work that had been conducted. He believed that the main concern of the citizens was the setback for no wake zones on Payette Lake.

Chairman Cruickshank allowed Mr. Zeydel from the Waterways Committee to address the Commissioners in closing the Public Hearing.

Chairman Cruickshank closed the Public Hearing at 2:40 p.m. and brought the matter back to the Commissioners.

Commissioner Hasbrouck provided his opinion related to the matter and agreed that a 300 foot no wake zone should be included in the proposed Waterways Ordinance. He believed that the proposed Waterways Ordinance could be passed if there was language added related to a 300 foot no wake zone on Payette Lake. Chairman Cruickshank suggested that any modifications that are proposed need to be reviewed by the Prosecuting Attorney, Carol Brockman. Commissioner Willey made a motion to approve Ordinance #17-04 Waterways Ordinance with the addition of a section addressing the Main Payette Lake 300 Foot No Wake Zone with the penalty being an infraction after reviewed by Prosecuting Attorney, Carol Brockmann. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to approve Ordinance #17-04 Waterways Ordinance with the addition of a section in the ordinance addressing the Main Payette Lake 300 foot No Wake Zone with the penalty being an infraction after the additions are reviewed by Prosecuting Attorney, Carol Brockmann.

Chairman Cruickshank began the bid opening for the Warm Lake Highway project. Valley County Road Superintendent, Jeff McFadden presented the bids for the Warm Lake Highway Project to the Commissioners. He stated that there were three bids that had been received. Chairman Cruickshank opened the first bid from POE Asphalt Paving and reported that the total amount was for \$1,674,267.50. The second bid that Chairman Cruickshank opened was from Knife River Corporation and reported that the total amount was for \$1,450,000. The third bid that Chairman Cruickshank opened was from HK Contractors and reported that the total amount was for \$2,492,525.00. Road Superintendent, Jeff McFadden recommended to the Commissioners that the matter be taken under advisement. Commissioner Willey made a

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motion to take the matter under advisement for further discussion/decision on May 15, 2017; at 4:45 p.m. Commissioner Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to take the matter under advisement for further discussion/decision on May 15, 2017 at 4:15 p.m., regarding the bids for the Warm Lake Highway.

Commissioner Hasbrouck made a motion to go into Executive Session per I.C. 74-206 (1f)-Litigation. Commissioner Willey seconded the motion. Commissioner Hasbrouck, Commissioner Willey and Chairman Cruickshank voted "aye" to go into Executive Session per I.C. 74-206 (1f)-Litigation. Commissioners went into Executive Session per I.C. 74-206 (1f)-Litigation at 3:13 p.m.

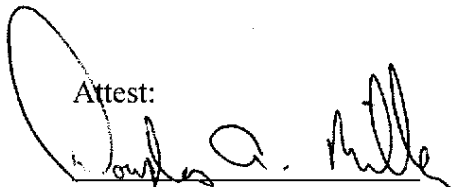
Chairman Cruickshank brought the Commissioners out of Executive Session per I.C. 74-206 (1f)-Litigation at 3:44 p.m. No decision was made after the Executive Session per I.C. 74-206 (1f)-Litigation.

Clerk, Douglas Miller began the Budget Workshop at 3:45 p.m.

Commissioners adjourned the meeting at 5:15 p.m.



Gordon Cruickshank, Chairman

Attest:


Douglas A. Miller, Clerk

Valley County Board of County Commissioners

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VALLEY COUNTY COMMISSIONERS MEETING AGENDA Monday, May 8, 2017

DOUGLAS A. MILLER
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dmiller@co.valley.id.us

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 Claims, Board Order Claims & Junior College Tuition- Senior Deputy Clerk, Christina Shaffer
- 9:10 **Elected Official Reports/Discussion**
Assessor – June Fullmer
Clerk – Doug Miller
Prosecutor – Carol Brockmann
Sheriff – Patti Bolen
Treasurer – Glenna Young

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 & Bridge- Jeff McFadden
Local Professional Service Agreement Signature

- 10:30 Indigent and Charity
- 11:00 Commissioner Discussion (Correspondence)
Meeting Minutes of May 1, 2017
LOA for the Supply Assessment
Approval of Conflict Public Defender Contracts
Mr. Layne Davis, Mr. Michael Pierce, Mr. John Defranco, Mr. John Kormanik

Acceptance of Written Bid Proposal for Tax Deed Properties

11:30 Cascade Fire Department Presentation-Chief, Steve Hull
Letter of Support for Grant-Cardiac Monitors
Discussion/Decision Yellow Pine Ambulance

12:00 Recess for Lunch

1:00 Public Hearing-Waterways Ordinance

2:00 Budget Workshop-Clerk, Douglas Miller

3:00 Bid Opening for Warm Lake Highway

3:30 Executive Session per I.C. 74-206 (1f)-Litigation

Adjourn

COMMISSIONERS FUTURE MEETING DATE

Monday, May 15, 2017