

COMMISSIONERS MINUTES

OCTOBER 15, 2012

The Elmore County Commissioners met in regular session on the above date in the Commissioners Room, basement of the Elmore County Courthouse, 150 South 4th East, Mountain Home, Idaho.

Present at the meeting were Commissioners Al Hofer and Wes Wootan, Civil Attorney Buzz Grant and Clerk Barbara Steele. Chairman Arlie Shaw was absent. Commissioner Wootan will be the acting Chairman for the meeting.

Motion by Wootan, second by Hofer, to approve the Trinity Ridge Fire Expenses and one Prosecutor’s office expense for a total of \$96,057.78.

SHAW -ABSENT
HOFER -AYE
WOOTAN..... -AYE **Motion carried and so ordered.**

Motion by Wootan, second by Hofer, to approve the Certificate of Residency for Olivia Marie Ostberg.

SHAW -ABSENT
HOFER -AYE
WOOTAN..... -AYE **Motion carried and so ordered.**

Motion by Wootan, second by Hofer, to go into Executive Session pursuant to I.C. 67-2345(d) – 31-874 to hold a hearing of reconsideration on case K-12-11-06. Roll call vote was taken.

SHAW -ABSENT
HOFER -AYE
WOOTAN..... -AYE **Motion carried and so ordered.**

A Hearing of Reconsideration was held on case K-12-11-06. Present at the meeting were Commissioners Al Hofer and Wes Wootan, Civil Attorney Buzz Grant, Clerk Barbara Steele, Social Services Assistant Candy Hinton. The appeal has been withdrawn.

Regular session resumed. The following decision was made as result of the Executive Session.

Motion by Hofer, second by Wootan, to dismiss case K-12-11-06 as the applicant has withdrawn their appeal.

SHAW -ABSENT
HOFER -AYE
WOOTAN..... -AYE **Motion carried and so ordered.**

The Commissioners opened the Ambulance Bid that was received. Only one bid was received from Sawtooth Emergency Vehicles. The bid included one for a type one Conventional \$150,431.00, and type 3 Van \$138,157.00. Civil Attorney Grant will take a copy of the bid to the Elmore Ambulance Service for review.

Motion by Wootan, second by Hofer, to approve the Tenth Extension of Declaration of Local Disaster Emergency regarding the Trinity Ridge Fire, Resolution No. 501-12.

SHAW -**ABSENT**

HOFER -**AYE**

WOOTAN..... -**AYE**

Motion carried and so ordered.

ELMORE COUNTY

TENTH EXTENSION OF DECLARATION OF LOCAL DISASTER EMERGENCY

RESOLUTION NO. 501-12

AT A MEETING OF THE BOARD OF ELMORE COUNTY (the “County”) COMMISSIONERS (the “Board”), STATE OF IDAHO, ON THE 15TH DAY OF OCTOBER 2012, THE FOLLOWING RESOLUTION WAS UNANIMOUSLY ADOPTED, TO WIT;

WHEREAS, the Board, on August 9, 2012, passed Resolution No. 481-12 (“Initial Declaration”) declaring a state of local disaster emergency regarding the wild fire located in the County, referred to as the Trinity Ridge Fire; and

WHEREAS, the declaration of local disaster emergency under Idaho Code is §46-1011(1), is limited in duration to seven days unless it is continued or renewed for a period in excess of seven days with the consent of the governing board of the political subdivision; and

WHEREAS, the Initial Declaration ran from August 9, 2012 through August 16, 2012; and

WHEREAS, the Board, on August 13, 2012, passed Resolution No. 483-12 (“First Extension”) extending the declaration of local disaster from August 16, 2012 through August 23, 2012; and

WHEREAS, the Board, on August 20, 2012, passed Resolution No. 485-12 (“Second Extension”) extending the declaration of local disaster from August 23, 2012 through August 30, 2012; and

WHEREAS, the Board on August 27, 2012, passed Resolution No. 486-12 (“Third Extension”) extending the declaration of local disaster from August 30, 2012 through September 6, 2012; and

WHEREAS, the Board on September 6, 2012, passed Resolution No. 490-12 (“Fourth Extension”) extending the declaration of local disaster from September 6, 2012 through September 13, 2012; and

WHEREAS, the Board on September 10, 2012, passed Resolution No. 491-12 (“Fifth Extension”) extending the declaration of local disaster from September 13, 2012 through September 20, 2012; and

WHEREAS, the Board on September 17, 2012, passed Resolution No. 493-12 (“Sixth Extension”) extending the declaration of local disaster from September 20, 2012 through September 27, 2012; and

WHEREAS, the Board on September 24, 2012, passed Resolution No. 494-12 (“Seventh Extension”) extending the declaration of local disaster from September 27, 2012 through October 4, 2012; and

WHEREAS, the Board on September 24, 2012, passed Resolution No. 495-12 (“Eighth Extension”) extending the declaration of local disaster from October 4, 2012 through October 11, 2012; and

WHEREAS, the Board on October 10, 2012, passed Resolution No. 500-12 (“Ninth Extension”) extending the declaration of local disaster from October 11, 2012 through October 18, 2012; and

WHEREAS, the Board desires to extend the declaration of local disaster emergency from October 18, 2012 through October 25, 2012; and

WHEREAS, the Board, pursuant to Idaho Code §46-1011, has the authority to declare a state of local disaster emergency regarding the County; and

WHEREAS, the Board has determined that the wild fire located in the County, commonly known and referred to as the Trinity Ridge Fire, is a local disaster emergency; and

WHEREAS, a local disaster emergency exists in the County and the County requires state emergency assistance to supplement local efforts to protect life and property and to activate the response and recovery aspects of any and all applicable local or intergovernmental disaster emergency plans and to authorize the furnishing of aid and assistance thereunder; and

WHEREAS, the County of Elmore, acting through its Board of County Commissioners, has possession of numerous paper records which prove to be of no further purpose. The Clerk’s Office has made electronic copies of all of the following documents and will retain the electronic copies until a future date. These records consist of the following documents:

“Semi-permanent Records” under Idaho Code §31-871(a):

- Auditor Certificates – Fiscal Year 2007
- Monthly Financial Reports – Fiscal Year 2007
- Posting Reports – Fiscal Year 2007
- Commissioner Approvals – Fiscal Year 2007
- Accounts Payable – Monthly Bills- Fiscal Year 2007
- 1099’S- Fiscal Years 2003, 2004, 2005, 2006 and 2007
- Unclaimed Property Reports-Fiscal Years 2000, 2001, 2002, 2003, 2004, 2005, 2006, and 2007
- Audit Adjustments-Fiscal Years 2006 and 2007
- Jury Records – Fiscal Years 2004, 2005, 2006, and 2007
- “Temporary Records” – under Idaho Code §31-871(a)
- Tax Cancellations – Fiscal Year 2010
- Liquor License Applications - Fiscal Year 2010
- Passport Transmittals – Fiscal Year 2010

WHEREAS, approval for the destruction of the below listed records has been obtained from the Idaho State Historical Society, when required, and the Prosecuting Attorney, as provided by Idaho Code § 31-871.

NOW, THEREFORE, BE IT RESOLVED, that the Elmore County Board of Commissioners in lawful meeting assembled hereby authorizes the destruction of the following paper records:

- Auditor Certificates – Fiscal Year 2007
- Monthly Financial Reports – Fiscal Year 2007
- Posting Reports – Fiscal Year 2007
- Commissioner Approvals – Fiscal Year 2007
- Accounts Payable – Monthly Bills- Fiscal Year 2007
- Tax Cancellations – Fiscal Year 2010
- Jury Records – Fiscal Years 2004, 2005, 2006 and 2007
- 1099’S- Fiscal Years 2003, 2004, 2005, 2006, and 2007
- Unclaimed Property Reports-Fiscal Years 2000, 2001, 2002, 2003, 2004, 2005, 2006, and 2007
- Audit Adjustments-Fiscal Years 2006 and 2007
- Liquor License Applications - Fiscal Year 2010
- Passport Transmittals – Fiscal Year 2010

DATED this 15th day of October, 2012.

ELMORE COUNTY BOARD OF COMMISSIONERS

Arlen O. Shaw, Chairman

/S/ Wesley R.Wootan, Commissioner

/S/ Albert Hofer, Commissioner

ATTEST: /S/ Barbara Steele, Clerk

Discussion followed on the Ag Lease on the County’s Landfill Property. The records from the Assessor’s office were reviewed. More investigation will be done on ownership of the property.

Motion by Wootan, second by Hofer, to approve a one-time payment of \$1,000.00 to Lynn McCallum and a one-time payment of \$1,000.00 to Bob Peace regarding the Trinity Ridge Fire Emergency/Disaster for additional compensation to recognize the extraordinary contribution of those individuals during the emergency with the condition that no other compensation has or will be made.

SHAW -ABSENT

HOFER -AYE

WOOTAN..... -AYE

Motion carried and so ordered.

Commissioner Hofer stated the Pine/Featherville Volunteer Ambulance is being re-organized. They have been a corporation for over a year, are forming a Board, and now have their own tax payer ID number.

Chris Bryant, Glenn Ferry City Councilman, appeared and the contract for law enforcement was discussed. Councilman Bryant explained how the City arrived at the contract amount of \$149,270.00, the same as last year. A 3% increase that was discussed and approved by the Glenss Ferry City Council that was later reduced to 1 ½ % to the amount of \$151,509.00 with a final decision by the Glenss Ferry City Council of \$149,270.00, which amounts to no increase at all. Discussion followed that the Commissioners and Sheriff should have been involved in the Councils’ decision since it affects the County’s revenue portion of the Sheriff’s budget. The Glenss Ferry City Council and the Commissioners will meet the second Monday in April of 2013 to start contract negotiations for fiscal year 2014.

Motion by Wootan, second by Hofer, to recess for lunch.

SHAW -ABSENT

HOFER -AYE

WOOTAN..... -AYE

Motion carried and so ordered.

Regular session resumed.

Sheriff Rick Layher and Capt. Lynn McCallum appeared to discuss inmate clothing expenses. The budget for inmate clothing is at 190% for fiscal year 2012. Inmate clothing invoices were reviewed. Pocket calendars purchased in the amount of \$523.49 were also discussed. The calendars will not be ordered next year. Price comparing for inmate clothing will be looked into for future purchases. The Pine/Featherville building vehicle and equipment storage were discussed. The Search and Rescue truck will not fit in with the two ambulances and the Sheriff was asked if it could be parked on the Sheriff's side of the garage. Sheriff Layher stated the boat and snowmobiles are on that side and Sgt. Laytrede Schultz was called and put on speaker phone. Sgt. Schultz stated there is no room as they will be bringing up the snowmobiles, bringing the boat back down, and the ATV's will be left there. Sgt Schultz stated their side got narrowed during the construction of the wall that separates the Ambulance and Sheriff. Discussion followed and once all the equipment is up in the building the space will be re-evaluated by Commissioner Hofer, Sheriff Layher and Sgt. Schultz. Next year more covered storage will be added to accommodate all the parties. Sheriff Layher suggested that maybe we could ask the Highway District if they have any additional storage in their garage that the County could use.

Motion by Wootan, second by Hofer, to go into Executive Session pursuant to I.C. 67-2345(d) – 31-874 to hold an Indigent Hearing on case K-06-12-10. Roll call vote was taken.

SHAW -ABSENT
HOFER -AYE
WOOTAN..... -AYE **Motion carried and so ordered.**

A hearing was held on K-06-12-10. Present at the hearing were Commissioner Wootan, Commissioner Hofer, Civil Attorney Buzz Grant, Clerk Barbara Steele, Indigent Assistant Candy Hinton and the applicant. The applicant is requesting a continuance to submit further information. The hearing was closed.

Regular session resumed.

Motion by Wootan, second by Hofer, to continue the hearing to October 29, 2012 at 1:30 p.m.

SHAW -ABSENT
HOFER -AYE
WOOTAN..... -AYE **Motion carried and so ordered.**

Motion by Wootan, second by Hofer, to go into Executive Session pursuant to I.C. 67-2345(d) – 31-874 to discuss indigent applications. Roll call vote was taken.

SHAW -ABSENT
HOFER -AYE

WOOTAN..... -AYE **Motion carried and so ordered.**

Regular session resumed and the following decisions were made:

K-08-12-16 Motion by Wootan, second by Hofer, to deny as not indigent, the applicant failed to cooperate to determine eligibility, not a necessary medical service and not an Elmore County Resident.

SHAW -ABSENT

HOFER -AYE

WOOTAN..... -AYE **Motion carried and so ordered.**

K-09-12-01 Motion by Wootan, second by Hofer, to approve with a payback agreement of \$25.00 per month.

SHAW -ABSENT

HOFER -AYE

WOOTAN..... -AYE **Motion carried and so ordered.**

K-09-12-02 Motion by Wootan, second by Hofer, to approve with a payback agreement of \$25.00 per month and 50% of State and Federal income tax refunds.

SHAW -ABSENT

HOFER -AYE

WOOTAN..... -AYE **Motion carried and so ordered.**

Motion by Wootan, second by Hofer, to adjourn.

SHAW -ABSENT

HOFER -AYE

WOOTAN..... -AYE **Motion carried and so ordered.**

ARLEN O. SHAW, Chairman

ATTEST:

BARBARA STEELE, Clerk