

**COMMISSIONERS MINUTES
MARCH 19, 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 Chairman Arlie Shaw, Commissioners Al Hofer and Wes Wootan. Also present were Civil Attorney Buzz Grant, Clerk Barbara Steele and Deputy Clerk Shelley Hooper.

Vivian Garcia, Elections Clerk, appeared to have the Board canvass the Bruneau/Grandview School District #365 Election, which was held on March 13, 2012.

Motion by Shaw, second by Hofer, to approve the canvass of the Bruneau/Grandview School District #365 Election held on March 13, 2012.

SHAW..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

Assessor Ron Fisher, Chase Hoffman and Margo Hoffman appeared to discuss a Homeowners Exemption Application. The homeowners were approved for a Homeowner's Exemption May 15, 2008. A neighbor of the Hoffman's called the Assessor's office in October of 2009, wanting contact information for the Hoffman's, as a tree had fallen on the fence. The neighbor reported there was no one living in the Hoffman's residence at that time. Upon learning the property was vacant, the Exemption was pulled from the file. The 2010 Assessment notice sent to the Hoffman's reflected the absence of the Homeowner's Exemption. The 2010 taxes were paid in full. In November 2011 Mrs. Hoffman came into the Assessor's office to sign up for a new Homeowner's Exemption. In February 2012, the Hoffman's requested the Homeowner's Exemption be reinstated for 2010 and 2011, as Mr. Hoffman was TDY in Texas and had orders to Iraq. Assessor Fisher recommended the approval of the Homeowner's Exemption Reinstatement as well as a refund of the property taxes paid in excess of the Homeowner's Exemption amount. Assessor Fisher will fill out a Tax Cancellation Form for the refund.

Motion by Shaw, second by Wootan, to approve the minutes for March 12, 2012.

SHAW..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

Motion by Shaw, second by Hofer, to approve the Ambulance District Expenses in the amount of \$138.86, payable to Idaho Power - \$83.14 and RTI - \$55.72.

SHAW..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

The Financial Assurance Plan for Bennett Road and Glenns Ferry Landfills was discussed. The Plan states that Elmore County has no outstanding General Obligation Bonds. Chairman Shaw questioned whether the County Jail Bond is considered a General Bond Obligation. Clerk Steele will get clarification on the statement.

Motion by Wootan, second by Hofer, to approve the Financial Assurance Plan for Bennett Road and Glenns Ferry Landfills.

SHAW..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

The Forest Service will hold a Fire Emergency Tabletop Exercise on May 17, 2012 at the Pine Senior Center, from 10:00 a.m. to 3:00 p.m.

The Pine Property was discussed. Laytrede Schultz of the Sheriff's Office and Vence Parsons, Plant Facilities Manager, will visit the property and come up with ideas for the best use of the building.

The South Fork CWMA has been awarded funds from the Idaho Department of Agriculture Cost Share Program. The funds are not disbursed through the County, they are sent directly to South Fork CWMA. The Board needs to sign the acceptance letter acknowledging the awarding of the funds.

Motion by Hofer, second by Wootan, to sign the South Fork CWMA Award for 2012 State General Fund Cost Share Funds.

SHAW..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

Sheriff Rick Layher appeared to update the Board on the operations of the Sheriff’s Department. His department has been investigating several burglaries in the county. There has been thefts of metal and iron and the landfill. A tractor was stolen from the Glens Ferry Fair Ground last week. There have been many farm equipment thefts across Southern Idaho.

The Atlanta EMS QRU Unit was discussed. They have a temporary license and are awaiting information from the State EMS.

The Idaho Waste Systems Mitigation Agreement was discussed. There are several issues in the agreement, including the Site Manager requirement, upgrades to the Bennett Road Landfill and the disposal of tires that need to be resolved.

Motion by Shaw, 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..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

Regular session resumed. The following decisions were made as a result of the Executive Session:

K-02-12-04 Motion by Shaw, second by Wootan, to suspend the application as a Crime Victims Application is pending.

SHAW..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

NM-03-12-10 Motion by Shaw, second by Hofer, to approve with reimbursement of \$20.00 per month to begin May 15, 2012.

SHAW..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

Motion by Wootan, second by Hofer, to approve the Tax Cancellations No. 1154 Wishbone Spa & Grooming Salon, Lauren LeBlanc - \$19.36 and No. 1155 Gregory Hunt - \$3,896.20

SHAW..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

Motion by Shaw, second by Wootan, to approve the Certificate of Residency for Ronald Wayne Hurley.

SHAW..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

A short recess was taken.

Regular session resumed.

Motion by Shaw, second by Hofer, to go into Executive Session pursuant to I.C. 67-2345(d) – 31-874 to hold a Hearing of Continuation on case K-11-11-02. Roll call vote was taken.

SHAW..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

Present at the hearing were Chairman Arlie Shaw, Commissioners Al Hofer and Wes Wootan, Civil Attorney Buzz Grant, Clerk Barbara Steele and Deputy Clerk Shelley Hooper. Also present were Social Services Director Marianne Bate, Social Services Assistant Kalene Lewis, the applicant and the applicant’s husband. Attorney Michael Hague, representing Elmore Medical Center was on speaker phone. Chairman Shaw

swore in those who would be testifying. Questions were asked and answered. The hearing was closed.

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

K-11-11-02 Motion by Shaw, second by Hofer, to approve with reimbursement of \$50.00 per month starting next month and 50% of income tax refunds starting in 2013.

SHAW..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

A short recess was taken.

Regular session resumed.

Allen Kiester, Groomer Board member, spoke to Clerk Steele about a Liability Release Form for citizens to sign before they ride with the Groomer. Clerk Steele forwarded the form to Civil Attorney Grant for review. The Board would like more information on the request. Clerk Steele will have Mr. Kiester appear before the Board.

Motion by Shaw, second by Hofer, to go into Executive Session pursuant to I.C. 67-2345(d) – 31-874 to hold a Hearing of Continuation on case K-07-11-09. Roll call vote was taken.

SHAW..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

Present at the hearing were Chairman Arlie Shaw, Commissioners Al Hofer and Wes Wootan, Civil Attorney Buzz Grant, Clerk Barbara Steele and Deputy Clerk Shelley Hooper. Also present were Social Services Director Marianne Bate, Social Services Assistant Kalene Lewis, the applicant, the applicant’s husband and Chavon Weimer, representing St. Alphonsus Regional Medical Center. Attorney Michael Hague, representing Elmore Medical Center, and Attorney Dylan Eaton, representing St. Alphonsus Region Medical Center, were both on speaker phone. Chairman Shaw swore in those who would be testifying. Questions were asked and answered. The hearing was closed.

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

K-07-11-09 Motion by Shaw, second by Wootan, to approve with reimbursement of \$10.00 for this application, added to the current monthly payment for other applications, for a total of \$110.00 per month. If the prior applications are paid off first, the monthly payment for this application will stay at \$110.00 per month.

SHAW..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

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

SHAW..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

Regular session resumed.

Motion by Shaw, second by Hofer, to go into Executive Session pursuant to I.C. 67-2345(b) to hold an employee hearing. Roll call vote was taken.

SHAW..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

Regular session resumed. No action was taken as result of the Executive Session.

Motion by Shaw, second by Wootan, to go into Executive Session pursuant to I.C. 67-2345(f) & (b) to discuss possible litigation and a personnel issue.

SHAW..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

Regular session resumed. The personnel matter discussed in Executive Session has been tabled until next Monday, March 26, 2012.

Motion by Shaw, second by Hofer, to adjourn.

SHAW..... -AYE

HOFER..... -AYE

WOOTAN..... -AYE
so ordered.

Motion carried and

/S/ ARLEN O. SHAW, Chairman

ATTEST: /S/ BARBARA STEELE, Clerk