

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 Al Hofer, Commissioners Bud Corbus and Wes Wootan. Also present were Civil Attorney Buzz Grant, Clerk Barbara Steele and Deputy Clerk Shelley Hooper.

Terry Geis and Judy Magers, representing U.S. Ecology appeared to update the Board. They have a facility located on Simco Road where the transfer of hazardous waste takes place. U.S Ecology contributes approximately twenty million dollars annually into state and local economies through jobs, capital spending, facility improvements and expansion. They are one of the few facilities in the United States that can handle the disposal of waste that is regulated by strict EPA laws. They deal with the treatment, storage and disposal of radioactive and chemical hazardous waste. Mr. Geis feels that U.S Ecology will continue to sustain the profitability and success that will keep them as a viable employer in the area and thanked the Board for their continued support.

Motion by Wootan, second by Hofer, to approve the minutes for March 25, 2013. Discussion followed and a change was made.

HOFER -**AYE**
CORBUS..... -**AYE**
WOOTAN..... -**AYE**

Motion carried and so ordered.

Motion by Wootan, second by Hofer, to approve and sign Resolution No. 517-13 Adoption of the State Plan for Deferred Compensation.

HOFER -**AYE**
CORBUS..... -**AYE**
WOOTAN..... -**AYE**

Motion carried and so ordered.

RESOLUTION NO. 517-13

A RESOLUTION TO ADOPT THE STATE PLAN FOR DEFERRED COMPENSATION

WHEREAS, the State of Idaho has enacted Idaho Code Section 59-513 which permits the State of Idaho and any county, city or political subdivision of the state, working through its governing body, to contract with an employee to defer income to a 457 Deferred compensation plan, and

WHEREAS, the State of Idaho, but the State board of examiners has established and maintains the Deferred Compensation Plan (“Plan) for participation by state employees, and

WHEREAS, Elmore County (herein referred to as the “Participating Employer”) desires to adopt the State Plan for participation by its employees;

WHEREAS, the Participating Employer has also determined that it wishes to encourage employee's savings for retirement by offering salary reduction contributions;

WHEREAS, the Participating Employer has reviewed the Plan;

By adopting the plan, Elmore County adopts the investments and services selected by the State of Idaho Board of Examiners,

THEREFORE, the Participating Employer hereby resolves:

Section 1. The Employer shall abide by the terms of the Plan, including amendments to the Plan made by the State of Idaho Board of Examiners, all investment, administrative, and other service agreements of the Plan, and all applicable provisions of the Internal Revenue Code and other applicable law.

Section 2. The Employer may terminate its participation in the Plan.

The Elmore County Clerk has the authority to execute on behalf of Elmore County Commissioners, documents to implement the Plan for Elmore County, and to take action to correctly maintain the Plan under this Resolution.

APPROVED by the Governing Body of Elmore County this 8th day of April 2013.

DATED this 8th day of April, 2013.

ELMORE COUNTY COMMISSIONERS

/S/ ALBERT HOFER, Chairman

/S/ FRANKLIN L. CORBUS, Commissioner

/S/ WESLEY R. WOOTAN, Commissioner

ATTEST: /S/ BARBARA STEELE, Clerk

Motion by Hofer, second by Corbus, to approve the Ambulance District Expenses in the amount of \$1,936.49, Valley Co-ops Inc - \$936.49 and Lisa Knowlton - \$1,000.00.

HOFER -AYE

CORBUS..... -AYE

WOOTAN..... -AYE

Motion carried and so ordered.

Motion by Hofer, second by Wootan, to approve the Pest Abatement District Expenses in the amount of \$87.62, Centurylink - \$37.62 and IMVCA c/o David Herter - \$50.00.

HOFER -AYE

CORBUS..... -AYE
WOOTAN..... -AYE

Motion carried and so ordered.

Motion by Hofer, second by Wootan, to approve the Recorder’s Office Report, Clerk’s Bail Bond Report and the Treasurer’s Office Report for the record only.

HOFER -AYE
CORBUS..... -AYE
WOOTAN..... -AYE

Motion carried and so ordered.

The public portion of the meeting was held. Harry Lewis, owner of the Oasis Events Center, appeared. Mr. Lewis had a meeting with the Land and Building Use Department last week regarding his event center. The road leading into the event center has been an issue since last year when Mr. Lewis was informed that he needed to make improvements to the road and have it certified before he can hold any events on the property. Mr. Lewis asked if he can hold a festival in June without making the improvements to the road. He would like to see the turnout for the festival and if there is actually going to be any public interest in his event center before he invests money to improve the road. Mr. Lewis was again told that he must comply with the rules and regulations of the Land Use and Building Department in order to hold any events. Discussion followed.

A Public Hearing was held to open the budget to receive unanticipated revenue in the form of grant funds through the Idaho State Police FY2011 NICS Act Record Improvement Program (NARIP) Grant. The funds are for Livescan System Finger Print Machine. No public was present.

Motion by Corbus, second by Wootan, to approve Resolution No. 516-13 Livescan System Finger Print Machine grant funds for the Sheriff’s Department.

HOFER -AYE
CORBUS..... -AYE
WOOTAN..... -AYE

Motion carried and so ordered.

RESOLUTION NO. 516-13

A RESOLUTION AMENDING THE BUDGET OF THE ELMORE COUNTY GOVERNMENT TO PROVIDE FOR CONTINUED FUNDING AND ADJUST FOR CHANGES IN SPENDING PRIORITIES

WHEREAS, The Board of Commissioners of Elmore County have the authority and duty under Article XVIII, Section 6 of the Idaho Constitution and Title 31, Chapter 6 of the Idaho Code to provide funding operations of the Government of Elmore County and to account for the expenditure of those funds; and

WHEREAS, It is necessary to open the 2013 Elmore County Budget to meet unanticipated revenues and expenses for a livescan system received through the Idaho State Police FY2011 NICS Act Record Improvement Program (NARIP) Grant.

WHEREAS, The Board considered these adjustments to the County Budget on April 8, 2013 at a public hearing, published on March 20, 2013, and the need to amend the County Budget has been satisfactorily demonstrated to the Board of Commissioners.

NOW, THEREFORE BE IT RESOLVED that the Elmore County Board of Commissioners in lawful meeting assembled as follows:

THAT the Elmore County 2013 Budget be adjusted as follows:

1. That a new expense line item be created 190.390.00.152.00, Finger Print Machine Grant, in the amount of \$31,024.00 and a new revenue line item be created 190.487.02.152.00, Finger Print Machine Payable, in the amount of \$31,024.00.

PASSED, at the regular meeting of the Elmore County Board of Commissioners in the County of Elmore, State of Idaho, held on the 8th day of April, 2013, upon which roll call vote was duly taken and said Resolution duly passed by a unanimous vote.

ELMORE COUNTY COMMISSIONERS

/S/ ALBERT HOFER, Chairman

/S/ FRANKLIN L. CORBUS, Commissioner

/S/ WESLEY R. WOOTAN, Commissioner

ATTEST: /S/ BARBARA STEELE, Clerk

Motion by Hofer, second by Corbus, to approve the payroll for March 2013 in the amount of \$370,916.49.

HOFER -AYE

CORBUS -AYE

WOOTAN -AYE

Motion carried and so ordered.

Motion by Wootan, second by Corbus, to approve the Liquor Licenses for Albertson's LLC and El Toro Market LLC.

HOFER -AYE

CORBUS -AYE

WOOTAN -AYE

Motion carried and so ordered.

Clerk Steele discussed the Personal Property Tax issue.

Assessor Ron Fisher appeared to discuss a Casualty Loss Exemption Form for Nell Thompson. Ms. Thompson had a fire that destroyed her home, shed, deck and cover. Assessor Fisher recommended the valuations be reduced to \$2,062.00 for the manufactured home and \$93.00 for the improvements for 2013.

Motion by Wootan, second by Hofer, to approve the Casualty Loss Exemption Form for Nell Thompson on parcel # MHTR0000439800A and RPB00910020010 to reduce the valuation to \$2,062.00 for the manufactured home and \$93.00 for the improvements for the year 2013.

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

Attorney Grant reviewed the Ambulance Medical Director contract.

The Glenns Ferry Law Enforcement Contract was discussed. Sheriff Rick Layher, Glenns Ferry City Mayor Joanne Lanham, Glenns Ferry City Council Members Alan Crane and Billie Dillon appeared. There was a question of the possibility of a Sheriff's deputy doing ordinance enforcement so the city would not have to pay extra for an enforcer. Sheriff Layher stated his deputies don't know the codes well enough to provide that service. The contracted amount for law enforcement in Glenns Ferry was reduced by 3% last year. The Board requested a 2.5% increase be put back into the contract. Mayor Lanham stated that she would need to present any increase to city council as they make the final decision. Discussion followed.

Chairman Hofer stated that Pine EMS will be holding an open house on June 8th and encouraged the Sheriff's Department, Search and Rescue and Extrication to attend. The purpose of the open house will be to get the community involved in the EMS volunteer efforts.

Motion by Hofer, second by Corbus, to go into Executive Session pursuant to I.C. 67-2345(b) to discuss a personnel matter. Roll call vote was taken.

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

Regular session resumed. No decision was made as a result of the Executive Session.

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

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

Regular session resumed.

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

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

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

K-01-13-06 Motion by Wootan, second by Corbus, to sign Order of Dismissal. Elmore Medical Center withdrew the appeal as Owyhee County is the obligated county.

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

K-01-13-14 Motion by Corbus, second by Hofer, to sign Order of Dismissal as Magic Valley Regional Medical Center withdrew the appeal.

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

K-01-13-54 Motion by Wootan, second by Hofer, to sign Order of Dismissal. Elmore Medical Center withdrew the appeal as Ada County is the obligated county.

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

K-02-13-06 Motion by Corbus, second by Wootan, to deny as applicant is not indigent per Idaho Code and can self pay over five years.

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

K-02-13-08 Motion by Wootan, second by Corbus, to deny as applicant is not a resident of Elmore County and has lived in Owyhee County for six consecutive months and only used an Elmore County address for mailing purposes.

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

K-03-13-08 Motion by Corbus, second by Hofer, to deny as application is “incomplete” per Idaho Code. Applicant was given an opportunity to complete the application but failed to appear.

HOFER -AYE

CORBUS..... -AYE

WOOTAN..... -AYE

Motion carried and so ordered.

K-03-13-19 Motion by Wootan, second by Corbus, to suspend the application as applicant has lived in Elmore County for at least thirty days, has filed for an appeal for SSI/SSD benefits and meets the criteria for a suspended case.

HOFER -AYE

CORBUS..... -AYE

WOOTAN..... -AYE

Motion carried and so ordered.

Alan Roberts, Extrication Department and Sheriff Rick Layher appeared to discuss the supervision of the Extrication Department and to make sure the department has insurance coverage during rescue efforts. There was a question of how extrication is activated into service. Mr. Roberts stated they are automatically dispatched to every accident and if they are not needed the service will be cancelled. There are few instances that an extrication member may come upon an incident before being dispatched. In these cases, the member will call dispatch to report the incident, and dispatch will activate them into service. As long as they are dispatched into service, they will have insurance coverage.

Chairman Hofer opened the bid packets received from Idaho Waste Systems and Snake River Rubbish for the management of the Glens Ferry Collection Site. Each bid packet was reviewed by the Board and Attorney Grant.

Dewey Crane, of Snake River Rubbish, appeared and reviewed his proposal for the management of the Glens Ferry Collection Site.

Randy and Ronda Avery, of Idaho Waste Systems, appeared and reviewed their proposal for the management of the Glens Ferry Collection Site.

The Board will review the bid packets for the Management of the Glens Ferry Collection Site and continue discussions at the April 22nd meeting.

Motion by Hofer, second by Wootan, to approve and sign the letter of support for Idaho Waste Systems to encourage heavy industry and development within Elmore County consistent with the Elmore County 2004 Comprehensive Growth and Development Plan.

HOFER -AYE

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

Motion by Corbus, second by Hofer, to approve the Expenses in the amount of \$366,671.90.

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

Motion by Wootan, second by Corbus, to appoint Chairman Hofer as the individual entitled to vote in person or by proxy on behalf of Elmore County at the annual meeting of policyholders of Blue Cross of Idaho.

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

Motion by Hofer, second by Wootan, to approve the amended polling locations for the May 21, 2013 Taxing District Elections.

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

Motion by Hofer, second by Corbus, to approve the Certificates of Residency for Alyssa Rachelle Beck, Darcy Rae Braithwaite, Kyle Richard Brown, Shannon Marie Conway, Jessica Lynn Cook, William I. Etherington, Darby Lynn Fox, Jessica Garcia, Jeremy Dan Gillies, Heidi Susan Hersey, Alicia A. Holt, Chelsea Marie Junger, David Anthony Katsules, April Christine Mills, Christopher Clay Mills, JaDene Lynn Palmer, Marcene Siever, Bradshaw Isaac West and Miriam Rocio Damasco.

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

A short recess was taken. Regular session resumed.

Motion by Hofer, second by Wootan, to approve and sign the Bureau of Homeland Security Grant Program Documents for Disaster Services.

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

The Board appointed Alan Lawler to be the new Resource Conservation and Development representative for Elmore County.

A public hearing was held for a proposed rezone/zoning map amendment for Casa Del Norte to rezone property from Agriculture to Recreation/Tourism. Alan Christy, Land Use and Building Department Director, read the staff report into the record. Attorney Grant confirmed with Mr. Christy that notices were sent to property owners within 1,000 feet regarding the rezoning. Mr. Christy explained that rezoning to recreational use allows for more housing density per five acres as opposed to agricultural use. Darwin Yoder and Mike Grimmatt signed in as opposed to the rezoning and gave their testimony. Applicant John McCallum, and professional engineer and land surveyor Gordon Sorenson, representing Casa Del Norte, signed in as supporting the rezoning and gave their testimony. The Board will take the matter under advisement and deliberate at a later date. The hearing was closed.

Motion by Hofer, second by Corbus, to go into Executive Session pursuant to I.C. 67-2345(b)(f) to discuss a personnel issue and pending litigation. Roll call vote was taken.

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

Regular session resumed. No decisions were made as a result of the Executive Session.

Motion by Wootan, second by Hofer, to adjourn.

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

ALBERT HOFER, Chairman

ATTEST:

BARBARA STEELE, Clerk