

**COMMISSIONERS MINUTES**

**DECEMBER 16, 2013**

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

Present at the meeting were Chairman Al Hofer, Commissioner Bud Corbus, Civil Attorney Buzz Grant, Clerk Barbara Steele and Deputy Clerk Shelley Hooper. Commissioner Wes Wootan will be late.

Motion by Hofer, second by Corbus, to approve the minutes for November 25, 2013 and December 9, 2013.

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

Motion by Hofer, second by Corbus, to approve the Pest Abatement District expenses in the amount of \$484.72, payable to Les Schwab.

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

Motion by Hofer, second by Corbus, to approve the Ambulance District expenses in the amount of \$105,452.18, Valley Co-ops Inc.-\$444.00, Norco-\$25.29, and Elmore Medical Center-\$104,982.89.

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

Commissioner Wootan joined the meeting.

Motion by Hofer, second by Corbus, 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 Arrowrock Road maintenance agreement was discussed. An agreement was drawn up by Attorney Grant and approved by both the Elmore County Commissioners and the Atlanta Highway District (AHD). The Boise County Commissioners did not sign the agreement. They amended it, making three significant changes to the agreement. First, they did not address what happens once the \$20,000.00 is spent, and it was speculated that AHD would be required to maintain the road without being compensated. Second, they reduced the hourly rate for the grader and the loader from \$150.00 to \$135.00, which AHD finds

unacceptable and will not agree to. Third, they added that AHD will be responsible for removing any rocks in the road. AHD cannot remove large rocks or reconstruct the road, but will remove small rocks from the road. It was agreed that a rock that will not fit in a loader is beyond the scope of the contract. Attorney Grant stated that Boise County agreed that once the \$20,000.00 was spend, AHD will no longer be obligated to plow the road until they are compensated. Attorney Grant drafted an amendment to the agreement to send to Boise County for their review. Discussion followed regarding the amendment to the agreement.

Motion by Hofer, second Wootan, to approve and sign the Arrowrock Road Maintenance Agreement, the Amendment to the Arrowrock Road Maintenance Agreement and the document delivery letter.

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

Dave Humphreys, Extension Office, appeared to review the 2014 Annual Operating Plan for the South Fork Cooperative Weed Management Area.

Motion by Wootan, second by Hofer, to approve the 2014 Noxious Weed Cost Share Request with the Idaho State Department of Agriculture in the amount of \$13,000.00.

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

Motion by Wootan, second by Corbus, to approve and authorize Chairman Hofer sign the Memorandum of Understanding between Elmore County, the State of Idaho USDI, Bureau of Land Management, Boise District Idaho Department of Lands and the USDA Forest Service Boise National Forest.

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

Motion by Wootan, second by Corbus, to approve and authorize Chairman Hofer to sign the Contract Amendment between the Idaho Department of Health and Welfare and Elmore County for the Elmore County Extension Office in the amount of \$4,000.00.

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

Steve West and Ryan Morgan of Centra Consulting Inc. appeared to update the board of the arid exemption at the Bennett Road Landfill. Mr. Morgan sent a draft of the proposal to Attorney Grant for review. The Department of Environmental Quality (DEQ) wants Centra to drill test holes until they hit

ground water. Mr. Morgan feels that is too deep to drill, so they are proposing drilling to one hundred twenty five feet, or ten to fifteen feet into bedrock, whichever is shallower, checking to see if there are any fractures in the bedrock. A hydrogeologist with DEQ will be present during the drilling to examine the core samples. If large fractures are found, there will be no way to justify an arid exemption and liners will have to be put in place. Two quotes for the drilling came to Mr. West's office after he left for the meeting, so he will forward those to the board after the meeting.

The Bureau of Land Management has completed a right-of-way reservation for a three hundred thirty foot wide buffer zone around the Glenns Ferry Landfill. Attorney Grant has been in contact with the Department of Environmental Quality and is working on the necessary documents to complete the buffer zone process.

Motion by Wootan, second by Corbus, to sign the thank you letters to Pete Wagner of the Department of Environmental Quality and John Sullivan of the Bureau of Land Management for their help in resolving the buffer zone issue at the Glenns Ferry Landfill.

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

Motion by Hofer, second by Corbus, to go into Executive Session pursuant to I.C. 67-2345(d) – 31-874 to hold a Hearing of Continuation on case K-09-12-07. Roll call vote was taken.

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

A Hearing of Continuation was held on case K-09-12-07. Present at the hearing were Chairman Al Hofer, Commissioners Bud Corbus and Wes Wootan, Civil Attorney Buzz Grant, Clerk Barbara Steele, Deputy Clerk Shelley Hooper, Social Services Director Marianne Bate, James Dorman, attorney for the applicant and the applicant. Questions were asked and answered and the hearing was closed.

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

K-09-12-07 Motion by Hofer, second by Corbus, to approve with the applicant reimbursing Elmore County the amount of \$11,405.12, with a reimbursement order of \$175.00 per month to begin April 1, 2014. The applicant is required to meet with the board in March 2014 to update his employment status and reassess the reimbursement at that time.

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

Motion by Hofer, second by Corbus, to approve the expenses in the amount of \$125,385.06 for the Little Queens Fire and \$214,654.78 for the Elk Complex Fire.

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

**Motion carried and so ordered.**

Motion by Hofer, second by Wootan, 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-04-13-06 Motion by Corbus, second by Hofer, to set a date for a Hearing of Reconsideration to review new information.

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

**Motion carried and so ordered.**

K-06-13-09 Motion by Corbus, second by Hofer, to sign Order of Dismissal as St. Luke’s Elmore withdrew their appeal.

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

**Motion carried and so ordered.**

K-10-13-07 Motion by Corbus, second by Wootan, to deny as Elmore County is not the obligated county, Ada County is the obligated county.

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

**Motion carried and so ordered.**

K-11-13-02 Motion by Wootan, second by Corbus, to deny as Elmore County is not the last resource for a portion of the application. A medical review stated that treatment from 11/1/13 to 12/5/13 was not medically necessary and emergent.

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

**Motion carried and so ordered.**

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

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

**Motion carried and so ordered.**

Regular session resumed.

Sheriff’s Department Chief Deputy Mike Barclay appeared. Chief Deputy Barclay is waiting for estimates from Northwest Security for camera placement in the courthouse and is working with Carol Killian, Disaster Services Coordinator, regarding funding for the new cameras. He also discussed getting in-car cameras in the department’s patrol cars. The cameras preserve the integrity of the department, the officer and saves on court time. He will be able to acquire five to ten cameras from the state. They generally cost \$5,000.00 to \$6,000.00 per camera, but he will be able to purchase them for \$500.00 per camera. He is also working with Intermountain Communications on an install estimate. They have hired a new officer for the position in the Pine/Featherville area. Second interviews for the jail commander position will be conducted tomorrow.

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 possible litigation. 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 approve the Certificate of Residency applications for Jaimie Kaitlynn Bonorato, Michael D. Leopard and Taylor O. Saucedo.

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

**Motion carried and so ordered.**

Motion by Hofer, second by Corbus, to approve Tax Cancellation No. 1227 Charles H. Durand-\$179.92, No. 1228 Kevin D. and Sandra R. Davis-\$52.12, No. 1229 Larry Allen Walker-\$63.92, No. 1230 Brenna S. and Jory L. Reynolds-\$1,873.08, No. 1231 Featherville Townsite Water Corporation-\$55.62, and No. 1233 City of Glenns Ferry-\$347.68.

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

**Motion carried and so ordered.**

Assessor Ron Fisher appeared to review Casualty Loss Exemption forms for Mary Mellen and Underwood Camp Trust due to wildfires.

Motion by Corbus, second by Hofer, to approve the Casualty Loss Exemption form for Underwood Camp Trust, parcel# 01N07E054810, to reduce the improvement value to \$4,108.00 for 2013.

**HOFER ..... -AYE**

**CORBUS ..... -AYE**

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

**Motion carried and so ordered.**

Motion by Corbus, second by Hofer, to approve the Casualty Loss Exemption form for Mary Mellen, parcel# 01N09E177240, to reduce the improvement value to \$6,471.00 for 2013.

**HOFER ..... -AYE**

**CORBUS ..... -AYE**

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

**Motion carried and so ordered.**

Personal use of county vehicles was discussed. The IRS guidelines pertaining to employees who are taxable or exempt were reviewed.

Senator Bert Brackett phoned into the meeting to discuss the Arrowrock Road issue. Earlier in today’s meeting, the board signed the amendment to the road maintenance agreement and sent it to Boise County for review at their meeting tomorrow. Chairman Hofer asked what the next course of action would be if Boise County does not sign the amendment to the agreement. Senator Brackett stated he is working with Stuart Davis and Dave Winecoup on legislation that could give a long term solution to the issue. The board feels there is an urgency to get an agreement in place, as pending winter weather is a major concern. It was questioned whether Atlanta can plow the road without an agreement in place. Attorney Grant will find out if Atlanta has jurisdiction to plow the road without an agreement with Boise County.

Motion by Wootan, second by Corbus, to adjourn.

**HOFER ..... -AYE**

**CORBUS ..... -AYE**

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

**Motion carried and so ordered.**

**/S/ ALBERT HOFER, Chairman**

**ATTEST: /S/ BARBARA STEELE, Clerk**