

COMMISSIONERS MINUTES

JULY 29, 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 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.

Billy Kelly, Jolene Hobdey, Jim Hobdey, Guy Burnham and Bob Ruth, representing the Oasis Fire Protection District, appeared to discuss their coverage area and response capabilities. They have limited resources and are concerned with how they can provide appropriate emergency services without overwhelming the district. The main obligation is to the taxpayers within the district, and any property within the district will continue to receive the same level of services. There has been some confusion regarding the Tipanuk area, which is not located within the Oasis Fire District Coverage area. Some Tipanuk residents feel that Oasis should be responding to fires there, since Oasis is so close. The district cannot respond to any emergency calls outside of the district boundaries. Currently, the district does not have the means to add equipment or staff to increase the level of protection or coverage area. The members have discussed this with a few residents of the Tipanuk area and asked if the county could send letters to the residents of Tipanuk explaining coverage areas. Discussion followed.

Sheriff Rick Layher and Deputy Laytredda Schultz appeared to discuss a personnel issue with the Board.

Motion by Hofer, second by Wootan, to go into Executive Session pursuant to I.C. 67-2345(b) to discuss a personnel issue. 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.

The monthly Department Heads and Elected Officials meeting was held. Jennifer Reyment, of the Idaho State Insurance Fund, appeared to discuss worker’s compensation and hold a supervisor safety training refresher course.

Motion by Hofer, second by Wootan, to go into Executive Session pursuant to I.C. 67-2345(j) to discuss worker’s compensation insurance. 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.

Wade Baumgardner, Veterans Services Officer, appeared to update the board. Mr. Baumgardner has been busy assisting older Vietnam Veterans. He will be attending the annual Service Officer Training Conference on August 7th-9th in Boise. His "Outreach Visit" the Pine/Featherville area was a success and he picked up several clients. This month, they have assisted thirty veterans, spouses or family members with specific VA issues.

Mir Seyedbagheri, Extension Office, appeared to give the board his monthly update. The recent drought has helped with the mosquito issues, since the lack of rain has resulted in little standing water for mosquitoes. He has received several calls regarding crop problems due to the high temperatures. Commissioner Wootan questioned the possibility of the county being in a drought emergency situation. Mr. Seyedbagheri will evaluate the situation and if it is substantiated, he will apply for drought emergency status.

Alan Roberts, Extrication Department, appeared to give the board his monthly update. They have been busy the past month with accidents requiring extrications. They have received their new lighter, summer suits, which will be a help working in the high temperatures.

Alan Christy, Land Use and Building Department Director, appeared. They issued thirteen building permits for the month of July. Four Owyhee County permits were issued for the month of July. The expiration dates for the Mayfield Townsite are approaching. There are currently forty two active code enforcement investigations. Mr. Christy reviewed the building codes for the proposed helipad at the Pine Emergency Services Building.

Jennifer Crogg, Misdemeanor Probation Officer, appeared to update the board. There are one hundred eighty three clients on probation. The number of conditional release is thirty seven. They have had seven restitution cases for July. There are twenty eight clients enrolled in community service, which are clients on unsupervised probation only.

Steve Dye, Juvenile Probation Director, appeared. Mr. Dye reviewed his caseload report. The case load basically stayed the same, but they have more cases pending this month than they have had in the past. Currently, there are five juveniles in the community service program. There has been positive feedback from the community garden project. A few months ago, Asent, the juvenile probation substance abuse provider, went to Telehealth, which meant all of the juveniles were receiving treatment through video services. The Board and the judges expressed concerns that the juveniles needed in person treatment. Mr. Dye notified Ascent of the concerns and they have now hired an adolescent substance abuse treatment provider which will be coming to Mountain Home to provide treatment for the juveniles four days per week.

Motion by Hofer, second by Wootan, to approve the minutes for July 22, 2013.

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

Motion carried and so ordered.

Attorney Grant discussed the Consumer Price Index (CPI) regarding the request from Idaho Waste Systems for a per ton fee increase.

Motion by Wootan, second by Corbus, to increase the Idaho Waste Systems hauling per ton fee from \$11.00 to \$12.50 according to the CPI.

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.

Clerk Steele reviewed the request from Terry Ratliff, County Public Defender, to use \$600.00 from his litigation expense line item, as he is in need of a doctor to do a criminal case review. Per the public defender’s contract, he can petition the court and obtain a court order requesting the county pay the fee, but must make disclosure in order to do so. Mr. Ratliff’s office is not ready to make disclosure at this time, which is why he is requesting the cost from his litigation expense line item. There was a question of the medical review being a part of the Public Defender’s investigation and if so, should it be covered under the public defender’s contract as a base fee as an investigation expense. Mr. Ratliff explained in an email, that when using a doctor to review a case to determine whether an expert needs to be hired, then that is a litigation expense. Discussion followed.

Motion by Corbus, second by Hofer, to deny the request from Terry Ratliff, County Public Defender, for \$600.00 out of his litigation expense line item. Per the public defender contract, it should be a court ordered expense.

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

Motion carried and so ordered.

Motion by Hofer, second by Corbus, to approve and sign the letter to Elmore Medical Center regarding future expense increases. Discussion followed.

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

The Forest Service will be implementing their Stage I fire restrictions as of August 1, 2013. Attorney Grant discussed the possibility of reworking the county’s burn ban ordinance to clarify and expand restrictions regarding Forest Service and BLM lands. Discussion followed.

The board went to the parking lot to tour the new ambulance.

Discussion regarding possible changes or amendments to the burn ban ordinance was revisited.

Motion by Hofer, second by Wootan, to approve the Certificates of Residency for MacKenzie Paige Dorr, Cole James Foreman, Thomas David Jenkins, Derek S. Arel, John D. Crowe, Matthew T. Miller, Veronika Palova-Gibson and Amanda M. Tennyson.

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

Attorney Grant discussed bid specifications for the proposed construction of a jail storage building.

The tentative date for this year’s Tax Deed Sale is August 26, 2013.

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-06-13-05 Motion by Wootan, second by Corbus, to deny as applicant failed to appear for interview, failed to cooperate to determine indigency and a portion of the medical expenses were non-emergent.

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

K-06-13-06 Motion by Wootan, second by Corbus, to deny as applicant refuses to cooperate to determine indigency and a portion of the medical expenses were not medically necessary. Elmore County is not the last resource.

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

Motion carried and so ordered.

K-06-13-08 Motion by Corbus, second by Hofer, to deny as application does not meet the definition of a “completed” application per Idaho code. Elmore County is unable to locate the applicant to determine eligibility.

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

Motion carried and so ordered.

K-06-13-09 Motion by Wootan, second by Corbus, to deny as applicant failed to appear at the scheduled interview appointment. The applicant did not cooperate and Elmore County is unable to determine indigency, unable to determine if the applicant is a resident and whether Elmore County is the obligated county.

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

Motion carried and so ordered.

K-04-13-10 Motion by Corbus, second by Wootan, to approve the request for a nephrologist consult appointment for follow up of application already approved.

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

Motion carried and so ordered.

K-07-13-03 Motion by Wootan, second by Corbus, to approve with reimbursement order of \$50.00 per month and 50% of Federal and State tax refunds as payment.

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

Motion carried and so ordered.

The dispatch agreement with the City of Mountain Home was discussed.

The proposed Jail storage building was discussed.

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