

**COMMISSIONERS MINUTES**

**DECEMBER 29, 2014**

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, Commissioners Bud Corbus and Wes Wootan, Civil Attorney Buzz Grant, Clerk Barbara Steele, and Deputy Clerk Shelley Essl.

A Public Hearing was held regarding an update and amendment to the Comprehensive Plan CPA-2012-01. Chairman Hofer opened the public hearing. No public was present.

Mr. Christy read a brief staff report into the record.

Motion by Hofer, second by Corbus, to accept the amendment to the Comprehensive Plan CPA-2012-01.

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

**Motion carried and so ordered.**

The hearing was closed.

Mr. Christy gave the board an update regarding the Courthouse master plan. He spoke with three references for CTA Architects. He also spoke with two references for ZGA Architects, but would like to speak with one more reference. He will give the board a written report once he speaks with the last reference.

Mr. Christy also updated the board on his monthly progress. The Planning & Zoning Commission is still at seven members and he has not received any applications, but will re-advertise. Eleven building permits were issued for December 2014. There are currently four pending building permits for Elmore County. Mr. Christy anticipates building permits, especially new constructions, to slow down over the next few months. For December, there was one new residential construction, one new mobile home and two agriculture permits. They have had one conditional use permit application. The department will be installing a building permit/project tracking program after the first of the year. There are currently thirty one code enforcement investigations and the county has moved forward with prosecution on one code violation.

Jay Wilson, Elmore Ambulance Services supervisor, appeared to discuss ambulance repairs and the remounting of another ambulance. He has been doing research and working on a specs sheet for the ambulance remount. He would also like to request a new back-up generator for the station in case of a power outage. Mr. Wilson stated that one of their ambulances will need new injectors. He has looked into fitting the ambulance with a built in heater to keep the inside of the ambulance warm instead of

running the heat in the ambulance bay, which will help to keep the heating costs down. Mr. Wilson also discussed upgrading the EMT's cell phones which will give the EMT's the ability to transmit medical information ahead to the hospital while they are still en route with a patient.

The monthly department head meeting was held.

Brian Chevalier, Pine EMS Supervisor, appeared to update the board. A new roof has been put on the Pine ambulance building. A few new volunteers will be joining in Pine and more of the local residents are beginning to participate with the ambulance services. He will be attending a snowmobile training class in Twin Falls this week. Once he finishes the class he will become an instructor and will be able to conduct the training classes. In the spring, he will attend classes to become an ATV instructor as well.

Mir Seyedbagheri, Extension Office, appeared. The pest department is currently GPS mapping water areas getting ready for mosquito migration and spraying. He has held soil training classes for growers and has held pesticide recertification training for farmers and ranchers.

Wade Baumgardner, Veterans Service Officer, appeared. Mr. Baumgardner has been working on a few Dependent Indemnity Compensation cases for surviving spouses of veterans who have died as a result of a service connected disability. That amounts to about \$1,300.00 monthly for the recipient. He has pre-registered a couple for the Idaho State Veterans Cemetery in Boise. He participated in a military rites funeral at the War Memorial Hall in Glenns Ferry on December 4<sup>th</sup>. He has closed out several claims that have been successful in the veterans receiving compensation and/or increases in the disability rating. Since the last meeting, they have assisted thirty seven veterans, spouses or family members with their specific issues.

Bill Richey, military liaison to Elmore County, appeared to update the board on military personnel stationed at the Mountain Home Air Force base. The board has concerns with the fact that several personnel are living in Boise and commuting to Mountain Home. Mr. Richey stated that the main reason for that is the fact that there are larger schools in Boise. The wing commander is working on improvements to the school located on the base. He is also improving other facilities on the base, including new equipment in the fitness center and a year round swimming pool. The movie theater has also been renovated to include digital equipment. Movies will be shown for free, and there will be concessions available for purchase. He is hoping these projects will encourage personnel to live on base or in Mountain Home instead of Boise. Another reason personnel choose to live in Boise is due to their spouse being employed there. Mr. Richey discussed the surface water acquisition. The Idaho Department of Water Resources purchased water and put it in the water bank, strictly for use at the air force base. They have seven years to use it, with a five year extension available. The process is slowly moving forward. Mr. Richey also stated that the base will be doing a total reconstruction of the runway and part of the taxi way. They will start out with construction on each end of the runway, leaving room for take

offs and landings. Then the runway will need to be closed for forty five days to finish the construction on the middle section.

Steve Dye, Juvenile Detention Supervisor, appeared. Mr. Dye reviewed the case load summary and community service report. His newest probation officer just completed POST training. The APC building has been rearranged to accommodate space for the Court Assistance Officer.

Emma Scott-Landers, Drug Court Coordinator, appeared to update the board. The prosecutor’s office is currently reviewing potential entries into the program. All participants, with the exception of four, have completed their community service, so those numbers are down. She has scheduled graduation dates for February 10<sup>th</sup>, May 19<sup>th</sup>, August 18<sup>th</sup> and November 17<sup>th</sup> of 2015.

Traci LeFever, E911 Coordinator, appeared to update the board of a tentative appointment to the Elmore County Public Safety Communications Board.

Motion by Wootan, second by Corbus, to approve the appointment of Rosanna Castle to the Elmore County Public Safety Communications Board as a representative of the Mayfield, Oasis, Tipanuk areas.

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

Motion by Hofer, second by Corbus, to approve the Certificate of Residency applications for Brandon Trinidad Zacarias, Anton M. Walters and Janessa R. Walters.

**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 \$36.12, payable to Centurylink.

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

Motion by Hofer, second by Corbus, to approve the Ambulance District Expenses in the amount of \$70.72, payable to Henry Schein.

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

The monthly elected officials meeting was held.

Chief Deputy Mike Barclay and Lieutenant Bobby Wade appeared to update the board. Sheriff Rick Layher was held up at an accident scene. The liabilities for the groomer being used to pull stranded vehicles from closed roads in Pine were discussed.

Amber Sloan, Treasurer Elect, appeared. They are interviewing for a replacement for Ms. Sloan’s current position. They are starting the tax deed process and currently have two hundred eighty parcels that have three year delinquencies.

Alan Lawler, RC&D appeared to update the board. Mr. Lawler handed out and reviewed publications explaining the Idaho Oregon Snake River Water Trail. Idaho Power has been working on a project at Swan Falls which included revamping the campground and adding boat launches above and below the dam. There is a water trail project in Glens Ferry that will reconstruct the boat ramp. Canyon County has constructed an educational facility in Celebration Park, which is the only archeological park in the state. Mr. Lawler has mentioned it to the Mountain Home library to see if summer trips to the park can be planned for children in Mountain Home. The boat docks at Black Sands were also reconstructed. RC&D has completed twenty six projects this year. Marsing got project approval to build a senior center. Glens Ferry also got project approval for an extension to their airport.

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-12-14-03 Motion by Corbus, second by Wootan, to deny as not indigent, unable to determine residency, not emergent, may be untimely filed if surgery was performed on 12/22/14 as indicated by the applicant, not the last resource as homeowner’s insurance may be a resource and the applicant failed to cooperate to determine eligibility for county assistance.

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

K-12-14-04 Motion by Corbus, second by Wootan, to deny as not medically necessary or emergent per medical review.

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

K-10-14-06 Motion by Corbus, second by Wootan, to approve additional treatment plan for cancer treatment per medical review.

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

**Motion carried and so ordered.**

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 hold a Hearing of Reconsideration on case K-08-14-06. Roll call vote was taken.

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

**Motion carried and so ordered.**

A Hearing of Reconsideration was held on case K-08-14-06. Present at the hearing were Chairman Al Hofer, Commissioners Bud Corbus and Wes Wootan, Civil Attorney Buzz Grant, Deputy Clerk Shelley Essl and Social Services Director Marianne Bate. Questions were asked and answered and the hearing was closed.

Regular session resumed. The board will take the case under advisement.

A third deliberation session was held regarding the appeal of CUP-2014-11 Idaho Country Concerts, LLC for a two year music festival, vendors and campgrounds. Chairman Hofer stated that this is a quasi-judicial matter. The public hearing and the record are closed. The review of the record is de novo. The board will not be taking comments, including non-verbal gestures, from the public during these deliberations or otherwise until and unless the record is re-opened. Members of the public were asked to refrain from talking to the board or otherwise trying to influence the board’s decisions through non-verbal gestures.

Attorney Grant stated that he has revised the proposed findings following last week’s deliberations by the board. The section regarding fire fighting was completely rewritten. Attorney Grant discussed ancillary agreements with the Sheriff, EAS and a wild land fire fighting company, within the conditions. During the last deliberation the board stated they wanted these final executed agreements provided to the commissioners no later than one hundred twenty days (120) before the event. Attorney Grant suggested

that the board consider changing the conditions to have the agreements provided to each department instead of to the board for approval. He also suggested that the board require a status report be provided one hundred twenty days (120) before the event and have the final executed agreements provided sixty (60) days before the event to give the applicant adequate time to get the agreements finalized.

The board agreed to add to the conditions that a status report is to be provided one hundred twenty days (120) before the event and have the final executed agreements provided sixty (60) days before the event to give the applicant adequate time to get the agreements finalized.

The board also agreed to add that the Sheriff and EAS will review and approve their agreements.

The coverage area in the firefighting condition was discussed.

Motion by Wootan, second by Corbus, to take a ten minute recess.

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

**Motion carried and so ordered.**

Regular session resumed.

The board continued deliberations.

The board agreed that the firefighting coverage area shall include the concert site and the immediate vicinity of the concert site.

A short recess was taken. Regular session resumed.

Motion by Corbus, second by Wootan, to approve the Finding of Facts, Conclusion of Law and Order for CUP-2014-11 Idaho Country Concerts, LLC. The board affirms the approval of the Conditional Use Permit and application by the commission and modifies and replaces the conditions contained in the Conditional Use Permit approval by the commission with the board’s conditions attached hereto.

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

**Motion carried and so ordered.**

Motion by Hofer, second by Corbus, to adjourn.

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

**Motion carried and so ordered.**

**/S/ WESLEY R. WOOTAN, Chairman**  
**ATTEST: /S/ BARBARA STEELE, Clerk**