

COMMISSIONERS MINUTES

SEPTEMBER 7, 2018

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

K-08-12-14 Motion by Corbus, second by Hofer, to subordinate that county lien on this particular property to the new financial institution and authorize Chairman Wootan to sign the subordination agreement.

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

Motion carried and so ordered.

Motion by Wootan, second by Corbus, to go into Executive Session pursuant to I.C. 74-206(d) – 31-874 to discuss indigent applications. Roll call vote was taken.

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

Motion carried and so ordered.

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

K-07-18-04 Motion by Corbus, second by Hofer, to approve with a reimbursement order of \$10.00 per month and 50% of federal and state income tax refunds.

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

Motion carried and so ordered.

K-07-18-05 Motion by Corbus, second by Hofer, to deny as Elmore County is not the last resource and St. Luke’s Regional Medical Center withdrew the application.

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

Motion carried and so ordered.

K-07-18-06 Motion by Corbus, second by Hofer, to suspend the application pending determination of another resource. The victim has applied for crime victim’s compensation.

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

Motion carried and so ordered.

K-08-18-03 Motion by Corbus, second by Hofer, to approve with a reimbursement order of \$5.00 per month.

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

Motion carried and so ordered.

Motion by Wootan, second by Hofer, to approve the expenses in the amount of \$234,361.37.

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

Motion carried and so ordered.

Motion by Wootan, second by Corbus, to go into Executive Session pursuant to I.C. 74-206(d) – 31-874 to hold a Hearing of Reconsideration on case K-05-18-06. Roll call vote was taken.

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

Motion carried and so ordered.

A Hearing of Reconsideration was held on case K-05-18-06. Present at the hearing were Chairman Wes Wootan, Commissioners Bud Corbus and Al Hofer, Civil Attorney Buzz Grant, Clerk Barbara Steele, Deputy Clerk Shelley Essl, Social Services Director Deb Marceau and Social Services Assistant Trish McCain. 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: The board will take the case under advisement and have legal counsel prepare findings.

Motion by Wootan, second by Corbus, to approve the minutes for July 13, 20, 26, 31, 2018 and August 3, 2018.

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

Motion carried and so ordered.

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

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

Motion carried and so ordered.

Motion by Wootan, second by Hofer, to approve the payroll for August 2018 in the amount of \$584,695.92.

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

Motion carried and so ordered.

Motion by Wootan, second by Hofer, to approve the Certificate of Residency applications for Alaina J. Groom, Lucia Rubi, Juan G. Campos, Jonni L. Clark, Saul Garcia, Vanessa G. Guadarrama and Christian A. Tyson.

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

Motion carried and so ordered.

Motion by Wootan, second by Corbus, to approve the Ambulance District Expenses in the amount of \$5,008.20.

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

Motion carried and so ordered.

Motion by Wootan, second by Corbus, to approve the Pest Abatement District Expenses in the amount of \$18,891.97.

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

Motion carried and so ordered.

Steve Dye, Probation Services Director, appeared and reviewed a Memorandum of Understanding with Desert Sage Health Centers regarding funding for the Drug Court Program.

Motion by Wootan, second by Hofer, to approve and sign the Memorandum of Understanding with Desert Sage Health Centers subject to the approval from the Supreme Court.

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

Motion carried and so ordered.

Frank Gladics appeared and discussed the PILT lawsuit.

Sheriff Mike Hollinshead appeared.

Motion by Corbus, second by Wootan, to approve and sign the Agreement for the Sale of Sheriff Services Dog to Steve Burnett.

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

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

Motion by Wootan, second by Corbus, to approve and sign the Computer Arts Master Agreement Software and Support License.

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

Motion by Wootan, second by Corbus, to approve and sign the Agreement with the City of Mountain Home for the Housing of Prisoners.

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

Motion by Wootan, second by Corbus, to approve and sign the Proclamation naming September 23-29, 2018 National Child Passenger Safety Week.

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

Motion by Wootan, second by Hofer, to approve and sign the Ninth Amendment to the County Engineer Agreement with Aspen Engineers.

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

Motion by Wootan, second by Hofer, to approve and sign the Fourth Amendment to the Qualified Economist Agreement with PNW Economics, LLC.

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

Motion by Wootan, second by Hofer, to approve and sign the Second Amendment to the County Surveyor Agreement with WHPacific Inc.

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

Motion by Wootan, second by Corbus, to approve and sign the Second Amendment to the Qualified Planner Agreement with WHPacific Inc.

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

Motion carried and so ordered.

Beth Bresnahan, Land Use and Building Department, gave the board an update on the Public Services Building and the Community Rating System.

Attorney Scott Campbell gave the board an update on the right of way conditions for the E911 site regarding golden eagle nesting.

Motion by Corbus, second by Wootan, to approve the right of way for the E911 site regarding golden eagle nesting.

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

Motion carried and so ordered.

Motion by Wootan, second by Corbus, to approve and sign the Glens Ferry Health Center Letter of Support.

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

Motion carried and so ordered.

Motion by Wootan, second by Hofer, to approve and sign the Redwood Toxicology Agreement.

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

Motion carried and so ordered.

Motion by Wootan, second by Hofer, to approve and sign the Building License Agreement with Syringa Networks, LLC.

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

Motion carried and so ordered.

Motion by Wootan, second by Hofer, to go into Executive Session pursuant to I.C. 74-206(i) to discuss a risk management claim. Roll call vote was taken.

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

Motion carried and so ordered.

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

Motion by Wootan, second by Corbus, to change that the Executive Session was pursuant to I.C.74-206(f), pending litigation after the executive session discussion started.

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

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

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

Motion carried and so ordered.

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

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

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

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

Motion carried and so ordered.

Regular session resumed.

Deliberations were held regarding the Cat Creek Energy rehearing that was held on July 26, 2018.

Motion by Corbus, second by Wootan, to approve the Finding of Fact Conclusion of Law and Order.

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

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

HOFER..... -**RECUSE**

Motion carried and so ordered.

The deliberations were concluded.

Deliberations were held regarding the Amendment to the Cat Creek Energy Development Agreement.

A short recess was taken. Regular session resumed.

Deputy Prosecutor Lee Fisher and ADA Coordinator Diana Clark appeared to discuss ADA requirements.

Heather Reynolds, Human Resources Manager, appeared and reviewed salary adjustments.

Motion by Corbus, second by Wootan, to approve salary adjustments for the Sheriff's Department.

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

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

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

Motion carried and so ordered.

Motion by Wootan, second by Hofer, to go into Executive Session pursuant to I.C. 74-206(b) to discuss a personnel issue. Roll call vote was taken.

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

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

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

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

Motion by Wootan, second by Corbus, to suspend the reading of Resolution No. 672-18 and refer to it in title only.

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

Motion by Wootan, second by Corbus, to approve Resolution No. 672-18 Adoption of Grievance Procedure under the Americans with Disabilities Act.

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

Motion by Wootan, second by Corbus, to suspend the reading of Resolution No. 673-18 and refer to it in title only.

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

Motion by Wootan, second by Corbus, to approve Resolution No. 673-18 Notice & Section 504 of Grievance Procedure under the Americans with Disabilities Act.

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

Motion by Hofer, second by Corbus, to adjourn.

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

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