

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

A Public Hearing was held regarding opening the FY2012 Budget for expenses related to the Trinity Ridge Fire. No public was present.

Clerk Steele reviewed line items and the expenses she has received to date. There are still several expenses that she has not yet received. Expenses incurred by the Pine EMS during the fire were discussed. The hearing was closed.

Motion by Shaw, second by Wootan, to approve and sign Resolution No. 496-12 Amending the Budget of the Elmore County Government to Provide for Continued Funding and Adjust for Changes in Spending Priorities.

SHAW -**AYE**

HOFER -**AYE**

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

Motion carried and so ordered.

RESOLUTION NO. 496-12

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 2012 Elmore County Budget to meet unanticipated needs and expenses for various departments due to the Trinity Ridge Fire Disaster.

WHEREAS, The Board considered this adjustment in the amount of \$50,000.00 to the County Budget on September 24, 2012 at a public hearing, notice of public hearing posted on September 5, 2012 and published on September 12, 2012, 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 2012 Budget be adjusted as follows:

1. That an expense line item number 190.487.01.020.03, Trinity Ridge Fire Payroll, Sheriff's Office, be created and the budget amount be set at \$41,800.00 to be transferred from line item 138.338.00.099.00, PILT.
2. That an expense line item number 190.488.01.020.03, Trinity Ridge Fire Payroll, Jail Department, be created and the budget amount be set at \$100.00 to be transferred from line item 138.338.00.099.00 , PILT.
3. That an expense line item number 190.489.01.020.03, Trinity Ridge Fire Payroll, Dispatch, be created and the budget amount be set at \$2,000.00 to be transferred from line item 138.338.00.099.00, PILT.
4. That an expense line item, number 100.406.01.020.03, Trinity Ridge Fire Payroll, Disaster Services, be created and the budget amount be set at \$3,000.00 to be transferred from line item 138.338.00.099.00, PILT.
5. That an expense line item, number 100.406.02.034.00, Trinity Ridge Fire Expenses, Disaster Services, be created and the budget amount be set at \$3,100.00 to be transferred from line item 138,338.00.099.00, PILT.

PASSED, at the regular meeting of the Elmore County Board of Commissioners in the County of Elmore, State of Idaho, held on the 24th day of September, 2012, upon which roll call vote was duly taken and said Resolution duly passed by a unanimous vote.

ELMORE COUNTY COMMISSIONERS

/S/ ARLEN O. SHAW, Chairman

/S/ ALBERT HOFER, Commissioner

/S/ WESLEY R. WOOTAN, Commissioner

ATTEST: /S/ BARBARA STEELE, Clerk

Motion by Shaw, second by Hofer, to approve the minutes for September 10, 2012 and September 17, 2012.

SHAW -AYE

HOFER -AYE

WOOTAN..... -AYE

Motion carried and so ordered.

Motion by Shaw, second by Wootan, to approve the expenses in the amount of \$169,044.73.

SHAW -AYE

HOFER -AYE
WOOTAN..... -AYE

Motion carried and so ordered.

Motion by Shaw, second by Hofer, to approve and sign Resolution No. 494-12 Seventh Extension of Declaration of Local Disaster Emergency.

SHAW -AYE
HOFER -AYE
WOOTAN..... -AYE

Motion carried and so ordered.

ELMORE COUNTY
SEVENTH EXTENSION OF DECLARATION OF LOCAL DISASTER EMERGENCY

RESOLUTION NO. 494-12

AT A MEETING OF THE BOARD OF ELMORE COUNTY (the “County”) COMMISSIONERS (the “Board”), STATE OF IDAHO, ON THE 24TH DAY OF SEPTEMBER 2012, THE FOLLOWING RESOLUTION WAS UNANIMOUSLY ADOPTED, TO WIT;

WHEREAS, the Board, on August 9, 2012, passed Resolution No. 481-12 (“Initial Declaration”) declaring a state of local disaster emergency regarding the wild fire located in the County, referred to as the Trinity Ridge Fire; and

WHEREAS, the declaration of local disaster emergency under Idaho Code is §46-1011(1), is limited in duration to seven days unless it is continued or renewed for a period in excess of seven days with the consent of the governing board of the political subdivision; and

WHEREAS, the Initial Declaration ran from August 9, 2012 through August 16, 2012; and

WHEREAS, the Board, on August 13, 2012, passed Resolution No. 483-12 (“First Extension”) extending the declaration of local disaster from August 16, 2012 through August 23, 2012; and

WHEREAS, the Board, on August 20, 2012, passed Resolution No. 485-12 (“Second Extension”) extending the declaration of local disaster from August 23, 2012 through August 30, 2012; and

WHEREAS, the Board on August 27, 2012, passed Resolution No. 486-12 (“Third Extension”) extending the declaration of local disaster from August 30, 2012 through September 6, 2012; and

WHEREAS, the Board on September 6, 2012, passed Resolution No. 490-12 (“Fourth Extension”) extending the declaration of local disaster from September 6, 2012 through September 13, 2012; and

WHEREAS, the Board on September 10, 2012, passed Resolution No. 491-12 (“Fifth Extension”) extending the declaration of local disaster from September 13, 2012 through September 20, 2012; and

WHEREAS, the Board on September 17, 2012, passed Resolution No. 493-12 (“Sixth Extension”) extending the declaration of local disaster from September 20, 2012 through September 27, 2012; and

WHEREAS, the Board desires to extend the declaration of local disaster emergency from September 27, 2012 through October 4, 2012; and

WHEREAS, the Board, pursuant to Idaho Code §46-1011, has the authority to declare a state of local disaster emergency regarding the County; and

WHEREAS, the Board has determined that the wild fire located in the County, commonly known and referred to as the Trinity Ridge Fire, is a local disaster emergency; and

WHEREAS, a local disaster emergency exists in the County and the County requires state emergency assistance to supplement local efforts to protect life and property and to activate the response and recovery aspects of any and all applicable local or intergovernmental disaster emergency plans and to authorize the furnishing of aid and assistance thereunder; and

WHEREAS, the Board requests that the Governor of the State of Idaho, together with the other appropriate state officials, along with other appropriate federal officials, to make such declarations, and provide such assistance within County as required and allowed by law.

NOW, THEREFORE, BE IT RESOLVED, that Elmore County Board of Commissioners does hereby declare, pursuant to Idaho Code §46-1011, that a local disaster emergency exists in Elmore County, Idaho; and

BE IT FURTHER RESOLVED, that the Governor of the State of Idaho be advised of this local disaster emergency and is requested to take all action available for the amelioration of the above described local disaster emergency; and

BE IT FURTHER RESOLVED, that the Elmore County Recorder be directed to properly file this Resolution pursuant to Idaho Code Section 46-1011 and that the Elmore County Clerk provide prompt and general publicity of this declaration.

BE IT FURTHER RESOLVED, that this Resolution shall remain in effect for seven days, unless it is extended by the Elmore County Board of Commissioners.

Approved as a Resolution of the Elmore County Board of Commissioners effective on this 24thth day of September 2012.

ELMORE COUNTY COMMISSIONERS

/S/ ARLEN O. SHAW, Chairman

/S/ ALBERT HOFER, Commissioner

/S/ WESLEY R. WOOTAN, Commissioner

ATTEST: /S/ BARBARA STEELE, Clerk

Motion by Shaw, second by Hofer, to approve and sign Resolution No. 495-12 Eighth Extension of Declaration of Local Disaster Emergency.

SHAW -AYE

HOFER -AYE

WOOTAN..... -AYE

Motion carried and so ordered.

**ELMORE COUNTY
EIGHTH EXTENSION OF DECLARATION OF LOCAL DISASTER EMERGENCY**

RESOLUTION NO. 495-12

AT A MEETING OF THE BOARD OF ELMORE COUNTY (the “County”) COMMISSIONERS (the “Board”), STATE OF IDAHO, ON THE 24TH DAY OF SEPTEMBER 2012, THE FOLLOWING RESOLUTION WAS UNANIMOUSLY ADOPTED, TO WIT;

WHEREAS, the Board, on August 9, 2012, passed Resolution No. 481-12 (“Initial Declaration”) declaring a state of local disaster emergency regarding the wild fire located in the County, referred to as the Trinity Ridge Fire; and

WHEREAS, the declaration of local disaster emergency under Idaho Code is §46-1011(1), is limited in duration to seven days unless it is continued or renewed for a period in excess of seven days with the consent of the governing board of the political subdivision; and

WHEREAS, the Initial Declaration ran from August 9, 2012 through August 16, 2012; and

WHEREAS, the Board, on August 13, 2012, passed Resolution No. 483-12 (“First Extension”) extending the declaration of local disaster from August 16, 2012 through August 23, 2012; and

WHEREAS, the Board, on August 20, 2012, passed Resolution No. 485-12 (“Second Extension”) extending the declaration of local disaster from August 23, 2012 through August 30, 2012; and

WHEREAS, the Board on August 27, 2012, passed Resolution No. 486-12 (“Third Extension”) extending the declaration of local disaster from August 30, 2012 through September 6, 2012; and

WHEREAS, the Board on September 6, 2012, passed Resolution No. 490-12 (“Fourth Extension”) extending the declaration of local disaster from September 6, 2012 through September 13, 2012; and

WHEREAS, the Board on September 10, 2012, passed Resolution No. 491-12 (“Fifth Extension”) extending the declaration of local disaster from September 13, 2012 through September 20, 2012; and

WHEREAS, the Board on September 17, 2012, passed Resolution No. 493-12 (“Sixth Extension”) extending the declaration of local disaster from September 20, 2012 through September 27, 2012; and

WHEREAS, the Board on September 24, 2012, passed Resolution No. 494-12 (“Seventh Extension”) extending the declaration of local disaster from September 27, 2012 through October 4, 2012; and

WHEREAS, the Board desires to extend the declaration of local disaster emergency from October 4, 2012 through October 11, 2012; and

WHEREAS, the Board, pursuant to Idaho Code §46-1011, has the authority to declare a state of local disaster emergency regarding the County; and

WHEREAS, the Board has determined that the wild fire located in the County, commonly known and referred to as the Trinity Ridge Fire, is a local disaster emergency; and

WHEREAS, a local disaster emergency exists in the County and the County requires state emergency assistance to supplement local efforts to protect life and property and to activate the response and recovery aspects of any and all applicable local or intergovernmental disaster emergency plans and to authorize the furnishing of aid and assistance thereunder; and

WHEREAS, the Board requests that the Governor of the State of Idaho, together with the other appropriate state officials, along with other appropriate federal officials, to make such declarations, and provide such assistance within County as required and allowed by law.

NOW, THEREFORE, BE IT RESOLVED, that Elmore County Board of Commissioners does hereby declare, pursuant to Idaho Code §46-1011, that a local disaster emergency exists in Elmore County, Idaho; and

BE IT FURTHER RESOLVED, that the Governor of the State of Idaho be advised of this local disaster emergency and is requested to take all action available for the amelioration of the above described local disaster emergency; and

BE IT FURTHER RESOLVED, that the Elmore County Recorder be directed to properly file this Resolution pursuant to Idaho Code Section 46-1011 and that the Elmore County Clerk provide prompt and general publicity of this declaration.

BE IT FURTHER RESOLVED , that this Resolution shall remain in effect for seven days, unless it is extended by the Elmore County Board of Commissioners.

Approved as a Resolution of the Elmore County Board of Commissioners effective on this 24thth day of September 2012.

ELMORE COUNTY COMMISSIONERS

/S/ ARLEN O. SHAW, Chairman

/S/ ALBERT HOFER, Commissioner

/S/ WESLEY R. WOOTAN, Commissioner

ATTEST: /S/ BARBARA STEELE, Clerk

Motion by Shaw, second by Hofer, to approve the Catering Permit for Acapulco Mexican Restaurant for Atlanta Days, October 5-6, 2012.

SHAW -AYE

HOFER -AYE

WOOTAN..... -AYE

Motion carried and so ordered.

A request from the King Hill Rural Fire District for funding was discussed. They have requested \$5,000.00 to fund their Extrication Unit. The Board approved the request for funding.

The public portion of the meeting was held. Judy and John Mendez appeared to discuss a Certificate of Residency application for their grandson, Nicolas Andrew Carlsen II. Elections Clerk Vivian Garcia stated she was unable to prove one year residency with the documentation provided. Mr. Mendez stated they have been his legal guardians for nine years and they have all been residents of Mountain Home since July of 2011. They have now provided utility bills and a military dependent identification as proof of residency. Ms. Garcia felt that this was enough proof to approve the application.

Motion by Wootan, second by Shaw, to approve the Certificate of Residency for Nicholas Andrew Carlsen II.

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

Motion by Shaw, second by Wootan, to approve the Certificate of Residency for Kaitlyn Breann Carter.

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

Motion by Hofer, second by Wootan, to approve the Liquor License for Little Camas Inn.

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

Motion by Shaw, second by Wootan, to approve the Voting Precincts Polling Locations for the November 6, 2012 General Election.

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

MOUNTAIN HOME #1.....CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS
790 S Haskett Street

Off Airbase Road, behind McDonald's

MOUNTAIN HOME #2.....SENIOR CITIZEN'S CENTER
1000 North 3rd East, Corner of 3rd East and 10th North

MOUNTAIN HOME #3.....SENIOR CITIZEN'S CENTER

- 1000 North 3rd East
 Corner of 3rd East and 10th North
MOUNTAIN HOME #4.....CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS
 1150 North 8th East, in gymnasium
 Corner of 7th East and 12th North
- MOUNTAIN HOME #5.....FIRST SOUTHERN BAPTIST CHURCH**
 1400 North 3rd East
 Corner of 3rd East and 14th North
- MOUNTAIN HOME #6.....FIRST CONGREGATIONAL CHURCH**
 515 East 15th North
 Between 3rd East and 6th East on 15th North
- MOUNTAIN HOME #7.....CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS**
 1150 North 8th East, in gymnasium
 Corner of 7th East and 12th North
- MOUNTAIN HOME #8.....CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS**
 790 S Haskett Street
 Off Airbase Road, behind McDonald's
- MOUNTAIN HOME #9.....FIRST CONGREGATIONAL CHURCH**
 515 East 15th North
 Between 3rd East and 6th East on 15th North
- ATLANTA.....MAIL-IN BALLOT PRECINCT**
 Absentee voting available in the Courthouse
- CAMAS.....MAIL-IN BALLOT PRECINCT**
 Absentee voting available in the Courthouse
- CHATTIN FLATS.....MAIL-IN BALLOT PRECINCT**
 Absentee voting available in the Courthouse
- GLENNS FERRY.....GLENNS FERRY CITY HALL**
 110 East 2nd Avenue
 Turn Left from 1st Avenue on Lincoln Street, go North Two Blocks
- HAMMETT.....HAMMETT COMMUNITY CHURCH**
 9223 W Church Street
 Go through Hammett on Hammett Road, Turn Left, One Block
- KING HILL.....KING HILL PRESBYTERIAN CHURCH**
 5391 East Main (near the Post Office)
- MAYFIELD.....FRANK BRADY AIRPLANE HANGAR**
 1950 E Aeronca
 Off Desert Wind, marked by two red flags Piper turns into Cessna,
 left on Aeronca, 2nd house on right
- PINE.....SOUTH FORK BOISE RIVER SENIOR CENTER**
 390 N Pine Featherville Road, Pine, Idaho 83647

PRAIRIE.....COMMUNITY HALL

137 Smith Creek Road, Prairie, Idaho 83647

Motion by Shaw, second by Hofer, to approve and sign the Agreement to Provide Access to Certain Records for Alliance Title & Escrow Corp, Mountain Home, Idaho.

SHAW -AYE

HOFER -AYE

WOOTAN..... -AYE

Motion carried and so ordered.

Motion by Shaw, second by Hofer, to approve and sign the Memorandum of Agreement between Elmore County and Ada County for Juvenile Court Services.

SHAW -AYE

HOFER -AYE

WOOTAN..... -AYE

Motion carried and so ordered.

Motion by Shaw, second by Wootan, to approve and sign the Agreement for Fire Protection at Bennett Road Landfill.

SHAW -AYE

HOFER -AYE

WOOTAN..... -AYE

Motion carried and so ordered.

Motion by Shaw, second by Hofer, to approve the Independent Contract Agreement with Badger Medical, P.A. for Elmore County Jail Medical and Mental Health Services.

SHAW -AYE

HOFER -AYE

WOOTAN..... -AYE

Motion carried and so ordered.

Motion by Shaw, second by Hofer, to approve and sign the Memorandum of Understanding between the Oasis Fire Protection District and Elmore Medical Center Hospital District regarding the use of the Elmore Ambulance Service Ambulance License for Emergency Medical Services.

SHAW -AYE

HOFER -AYE

WOOTAN..... -AYE

Motion carried and so ordered.

The monthly Department Heads meeting was held.

Wade Baumgardner, Veterans Services Officer, appeared to update the board of his monthly progress. He will schedule an outreach visit to the Pine/Featherville area now that the Trinity Ridge Fire is under control. He will also be doing an outreach visit to the King Hill area in the near future.

They have been very busy and were able to assist twenty six veterans and their families in the past month.

Mir Seyedbagheri, Extension Office, appeared to give his monthly report to the board. They have been conducting testing on potato fields for several insects and diseases. They have also spent extensive amounts of time on mosquito surveys, larvae sightings and control. Despite high temperatures, they have prevented massive larvae from hatching and have fogged numerous locations. The west Nile virus seems to be under control.

Steve Dye, Juvenile Probation Director, appeared to discuss his department's monthly progress. They currently have a high number of juveniles in detention, mostly due to drug related offenses. The department is running smoothly and the probation officers are spending a lot of time in the field.

Alan Christy, Growth and Development Director, appeared to give his monthly update. The Ordinance Text Amendment was published last week. They have issued 23 building permits last month, one was for a residential build and eleven were for wind towers in the Bell Rapids area. There are some issues with wind farms just north of the interstate. The applicants are coming in and wanting to hurry the process along and they are overlooking things which become problematic for the applicant in the future. Currently, there is a tower blocking a television signal to Glens Ferry, so the tower will not be operational.

Bill Wenner, Misdemeanor Probation, appeared to give the board his department's update. The total number on probation is one hundred sixty four. They have less people on probation this month. There were five added to the case load and three were released or terminated from probation.

Katie Ashby, Drug Court Coordinator, appeared to update the board. The next graduation is October 2, 2012 at 4:00 P.M. They will have three participants graduating. The Enhancement Grant begins on October 1, 2012. The role of the Public Defender's Office in Drug Court was discussed.

The monthly Elected Officials meeting was held.

Clerk Steele updated the Board. Her office is getting ready for the November 16, 2012 General Election.

Prosecuting Attorney Kristina Schindele appeared to give the board her update. Her office has been very busy preparing for an upcoming criminal trial. The trial is set to start October 15, 2012 and will hopefully be wrapped up by mid November. Security issues for criminal trials were also discussed.

Assessor Ron Fisher updated the Board on his department's monthly progress. His office will be starting the 2013 assessments. They assess 20% of properties per year. Some of his assessors went

to the Pine Featherville area after the Trinity Ridge Fire and found there were no buildings lost. Mr. Fisher discussed the amount of personal property tax collected each year.

Clerk Steele discussed levy rates.

County Public Defender Terry Ratliff and Katie Ashby, Drug Court Coordinator, appeared to discuss the Drug Court Expansion. The Drug Court program has received a grant to add another eight clients to the program. Mr. Ratliff requested a budget increase for his office to handle the increase in clients. Ms. Ashby stated they will not request the Public Defender’s Office to dedicate any more time to the Drug Court program. Discussion followed.

Motion by Shaw, 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.

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

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

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

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

Regular session resumed.

Motion by Shaw, second by Hofer, to go into Executive Session pursuant to I.C. 67-2345(d) – 31-874 to hold a Hearing of Reconsideration on case K-05-12-11. Roll call vote was taken.

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

A Hearing of Reconsideration was held on case K-05-12-11. Present at the meeting were Chairman Arlie Shaw, Commissioners Al Hofer and Wes Wootan, Civil Attorney Buzz Grant, Clerk Barbara Steele, Deputy Clerk Shelley Hooper, Social Services Director Marianne Bate, Rayven Wilkerson, representing St. Alphonsus and the applicant. Questions were asked and answered and the hearing was closed.

The following decision was made as a result of the Executive Session:

K-05-12-11 Motion by Shaw, second by Wootan, to approve with no reimbursement order at this time. The reimbursement issue will be re-evaluated March 1, 2013.

SHAW -AYE
HOFER -AYE
WOOTAN..... -AYE

Motion carried and so ordered.

Motion by Shaw, second by Wootan, to approve the Ambulance District Expenses in the amount of \$207.43. RTI - \$138.43 and Idaho Transportation Department - \$69.00

SHAW -AYE
HOFER -AYE
WOOTAN..... -AYE

Motion carried and so ordered.

Motion by Shaw, second by Wootan, to approve the Pest Abatement District Expenses in the amount of \$328.88, payable to Wal-Mart.

SHAW -AYE
HOFER -AYE
WOOTAN..... -AYE

Motion carried and so ordered.

Motion by Wootan, second by Shaw, to approve the Computer Arts, Inc. Public Safety Software maintenance and support addendum.

SHAW -AYE
HOFER -AYE
WOOTAN..... -AYE

Motion carried and so ordered.

Motion by Shaw, second by Hofer, to approve the Finding of Facts and Conclusion of Law on indigent case K-07-12-01.

SHAW -AYE
HOFER -AYE
WOOTAN..... -AYE

Motion carried and so ordered.

Bids were submitted on two remaining Tax Deed Properties. Parcel # RP07S10E217200A received a bid from MAN Farms, LLC for \$2,500.00 and a bid from Reed Markham for \$1,000.00. The high bid of \$2,500.00 from MAN Farms, LLC was accepted.

Motion by Hofer, second by Wootan, to accept the bid by MAN Farms, LLC for \$2,500.00 on parcel # RP07S10E217200A.

SHAW -AYE
HOFER -AYE
WOOTAN..... -AYE

Motion carried and so ordered.

Parcel #RP04S05E097410 received a bid from Dan Markham for \$1,000.00 and a bid from Tye Riley for \$500.00. The high bid of \$1,000.00 from Dan Markham was accepted.

Motion by Hofer, second by Shaw, to accept the bid by Dan Markham for \$1,000.00 on parcel # RP04S05E097410A.

SHAW -**AYE**
HOFER -**AYE**
WOOTAN..... -**AYE**

Motion carried and so ordered.

The specifications for a new ambulance purchase were discussed. Bid packets will be available in the Clerk’s office.

Revisions to the Idaho Waste Systems Mitigation Agreement (IWS) were reviewed. Attorney Grant stated that the amount of tires at the landfill is the big issue. There are currently a million tires that need to be shredded and IWS wants to keep an inventory of two hundred and fifty thousand tires. IWS is in the process of getting a tire shredder installed at the landfill. Once the tire shredder is in place they need to have a tire reduction of 20% a year for five years. Discussion followed.

Motion by Shaw, second by Hofer, to go into Executive Session pursuant to I.C. 67-2345(d) – 31-874 to hold a Hearing of Reconsideration on case K-06-12-04. Roll call vote was taken.

SHAW -**AYE**
HOFER -**AYE**
WOOTAN..... -**AYE**

Motion carried and so ordered.

A Hearing of Reconsideration was held on case K-06-12-04. Present at the meeting were Chairman Arlie Shaw, Commissioners Al Hofer and Wes Wootan, Civil Attorney Buzz Grant, Clerk Barbara Steele, Deputy Clerk Shelley Hooper, Social Services Director Marianne Bate, Traci Link, representing St. Alphonsus and the applicant. Questions were asked and answered and the hearing was closed.

The following decision was made as a result of the Executive Session:

K-06-12-04 Motion by Shaw, second by Hofer, to approve with reimbursement order of \$40.00 per month and 50% of any Federal and State tax refunds as payment.

SHAW -**AYE**
HOFER -**AYE**
WOOTAN..... -**AYE**

Motion carried and so ordered.

Steve Dye, Juvenile Probation Director, appeared to review agreements for approval by the Board.

Motion by Shaw, second by Hofer, to approve and sign the Alternative Placement Building Room Rental and Use Agreement, the Contract Amendment One to Contract for Services between Elmore County and Redwood Toxicology Laboratory, Inc., the FY11 JABG Project Award, and the Independent Contractor Agreements with Martina Breuer and Ryan Melanese

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

Traci LeFever, E911 Coordinator, appeared to review an E911 grant.

Motion by Wootan, second by Hofer, to approve the Idaho E911 IECC Grant Award.

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

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

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

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

NM-09-12-04 Motion by Wootan, second by Shaw, to deny as applicant failed to appear at the interview appointment.

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

K-08-12-05 Motion by Wootan, second by Shaw, to approve with application to be combined with K-07-12-08. Payback and assignment have already been signed for the approved application.

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

K-08-12-06 Motion by Wootan, second by Shaw, to approve with reimbursement order of \$100.00 per month and 50% of Federal and State tax refunds as payment.

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

K-08-12-08 Motion by Wootan, second by Shaw, to approve with reimbursement order of \$20.00 per month and 50% of Federal and State tax refunds as payment. The amount of the monthly payment will be re-evaluated in six months.

SHAW -**AYE**

HOFER -**AYE**

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

Motion carried and so ordered.

K-08-12-10 Motion by Hofer, second by Wootan, to deny as applicant has sufficient discretionary income to pay the medical bills over five years and is not indigent per Idaho code.

SHAW -**AYE**

HOFER -**AYE**

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

Motion carried and so ordered.

K-09-12-05 Motion by Hofer, second by Wootan, to deny as medical records submitted with application are not related to the request. Unable to determine medical necessity with documents filed.

SHAW -**AYE**

HOFER -**AYE**

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

Motion carried and so ordered.

K-08-12-11 Motion by Hofer, second by Shaw, to suspend the application pending Medicaid, SSI and SSD eligibility.

SHAW -**AYE**

HOFER -**AYE**

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

Motion carried and so ordered.

K-09-12-08 Motion by Hofer, second by Shaw, to deny as not a complete application per Idaho Code 31-3502(7).

SHAW -**AYE**

HOFER -**AYE**

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

Motion carried and so ordered.

Motion by Shaw, second by Wootan, to adjourn.

SHAW -**AYE**

HOFER -**AYE**

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

Motion carried and so ordered.

Motion by Wootan, second by Shaw, to reconvene.

SHAW -**AYE**

HOFER -AYE
WOOTAN..... -AYE

Motion carried and so ordered.

Motion by Hofer, second by Wootan, to authorize Chairman Shaw to execute the Quit Claim Deeds for the Tax Deed parcel sales.

SHAW -AYE
HOFER -AYE
WOOTAN..... -AYE

Motion carried and so ordered.

Motion by Shaw, second by Hofer, to adjourn.

SHAW -AYE
HOFER -AYE
WOOTAN..... -AYE

Motion carried and so ordered.

ARLEN O. SHAW, Chairman

ATTEST:

BARBARA STEELE, Clerk