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, Civil Attorney Buzz Grant, Clerk Barbara Steele, and Deputy Clerk Shelley Hooper.

Motion by Hofer, second by Corbus, to approve the Certificate of Residency applications for Heidi Susan Hershey, Kylie Rose Heath and Camille I. Jackson.

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

Motion carried and so ordered.

Motion by Hofer, second by Wootan, to approve the Ambulance District Expenses in the amount of $139.48, payable to RTI.

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

Motion carried and so ordered.

Motion by Hofer, second by Corbus, to approve and sign the FY13 JABG Project Award for Juvenile Probation.

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

Motion carried and so ordered.

The Arrowrock Road winter maintenance agreement was discussed.

Alan Christy, Land Use and Building Department Director, appeared to review an appeal for CUP-2014-11. The public hearing for the appeal was scheduled for Monday, December 8, 2014 at 6:00 pm.

Sheriff Rick Layher and Chief Deputy Mike Barclay appeared to discuss a personnel issue.

Motion by Hofer, second by Corbus, 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.
Sheriff Layher and Chief Deputy Barclay updated the board of the department’s activities of the week. The criteria needed for using inmate labor for community services was discussed.

The board deliberated the public hearing that was held on October 14, 2014 regarding an appeal of CUP-2014-10, Red Baron Estates Pilots and Homeowners Association. Attorney Grant briefly reviewed the basics of the appeal. It was Attorney Grant’s recommendation to the board to stay the decision for 90 days and require the Soles Rest Creek Homeowners Association and the Red Baron Estates Pilots and Homeowners Association to meet and negotiate an avigation agreement to resolve the issues. If a resolution cannot be reached within the 90 days, the board has statutory authority to require mediation between the parties. Alan Christy, Land Use and Building Department Director, was present and stated that he agrees with Attorney Grant’s recommendation. Discussion followed and the board decided Attorney Grant will prepare an order requiring the Soles Rest Creek Homeowners Association and the Red Baron Estates Pilots and Homeowners Association to begin negotiations regarding an avigation agreement. The parties will need to meet with the board in 45 days with a written status update regarding the negotiations.


HOHER ........................................................ -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.

HOHER ........................................................ -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-09-14-03 Motion by Corbus, second by Wootan, to deny as the applicant is not indigent and has discretionary income to pay the bills over five years.

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

Motion carried and so ordered.
K-09-14-06 Motion by Corbus, second by Wootan, to deny as the applicant elected not to go through the process for county assistance.

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

Motion carried and so ordered.

K-10-14-01 Motion by Corbus, second by Wootan, to deny as the applicant failed to appear at the interview to determine eligibility for county assistance for cancer treatment.

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

Motion carried and so ordered.

NM-10-14-02 Motion by Corbus, second by Wootan, to approve with a reimbursement order of $25.00 per month to begin April, 2015 to give the applicant time to seek employment.

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

Motion carried and so ordered.

K-10-14-03 Motion by Corbus, second by Wootan, to suspend pending SSI/SSD determination.

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

Motion carried and so ordered.

Attorney Terry Ratliff, County Public Defender appeared to review the proposed Public Defender contract.

Motion by Hofer, second by Wootan, to approve and sign the Contract for Public Defender Services with Ratliff Law Offices, Chtd.

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

Motion carried and so ordered.

Motion by Hofer, second by Corbus, to add to the agenda the review and discussion of the Regulatory Taking Analysis regarding CUP-2014-10, as the deadline to respond is October 24, 2014.

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

Motion carried and so ordered.

The board reviewed the findings of the Regulatory Taking Analysis.
Motion by Hofer, second by Corbus, to approve and sign the Regulatory Taking Analysis regarding CUP-2014-10.

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

Motion carried and so ordered.

Attorney Grant reviewed the AT&T Lease agreement for a cell tower at the Elmore County Fair Grounds.

Motion by Wootan, second by Hofer, to adjourn and attend a jail inspection.

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

Motion carried and so ordered.

/S/ ALBERT HOFER, Chairman
ATTEST: /S/ BARBARA STEELE, Clerk