COMMISSIONERS MINUTES

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 Commissioners Bud Corbus and Al Hofer, Civil Attorney Buzz Grant, Clerk Barbara Steele, and Deputy Clerk Shelley Essl. Chairman Wootan was absent due to an illness.

Motion by Corbus, second by Hofer, to have Commissioner Hofer sit as Chairman for today's meeting as Chairman Wootan is sick.

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

Motion by Hofer, second by Corbus, to approve the Ambulance District Expenses in the amount of \$544.02, payable to RTI-\$139.56, Verizon Wireless-\$205.37, Brian Chevalier-\$103.30 and Nitz Pine Store-\$95.79.

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

Motion by Hofer, second by Corbus, to approve the Pest Abatement District Expenses in the amount of \$232.16, payable to Mountain Home Auto Parts-\$33.98, Mountain Home Auto Ranch-\$41.40, Paul's Market-\$6.54, Verizon Wireless-\$32.74 and Bud's Telephone, Satellite and TV Antenna Service-\$117.50

CORBUS	
HOFERAYE Motion carried and	d so ordered.

Motion by Corbus, second by Hofer, to approve the minutes for April 13, 2015.		
WOOTAN	-ABSENT	
CORBUS	-AYE	
HOFER	-AYE	Motion carried and so ordered.

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-11-14-01. Roll call vote was taken.

WOOTAN	-ABSENT	
CORBUS	-AYE	
HOFER	-AYE	Μ

Motion carried and so ordered.

A Hearing of Reconsideration was held on case K-11-14-01. Present at the hearing were Chairman Al Hofer, Commissioner Bud Corbus, Civil Attorney Buzz Grant, Clerk Barbara Steele, Deputy Clerk Shelley Essl, Social Services Director Marianne Bate, Social Services Assistant Candi Hinton and Attorney Mark Peterson, representing St. Luke's Regional Medical Center. 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:

K-11-14-01 Motion by Corbus, second by Hofer, to approve with a reimbursement of \$25.00 per month and 50% of federal and state income tax refunds as payment. Amount of monthly reimbursement to be reviewed in six months.

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

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-04-14-02. Roll call vote was taken.

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

A Hearing of Reconsideration was held on case K-04-14-02. Present at the hearing were Chairman Al Hofer, Commissioner Bud Corbus, Civil Attorney Buzz Grant, Clerk Barbara Steele, Deputy Clerk Shelley Essl, Social Services Director Marianne Bate, Social Services Assistant Candi Hinton, Attorney Mark Peterson, representing St. Luke's Regional Medical Center and Attorney Joe Kozlowski, representing the estate of the applicant. 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:

K-04-14-02 Motion by Hofer, second by Corbus, to continue the hearing until June 15, 2015 at 2:15 pm.		
WOOTAN	-ABSENT	
CORBUS	-AYE	
HOFER	-AYE	Motion carried and so ordered.

Sheriff Rick Layher, Chief Deputy Mike Barclay, Alan Christy, Land Use and Building Department Director, Bonnie Harper, Economic Development, Trish Senger and Deb Plemmons, St. Luke's Elmore, appeared to discuss compliance issues regarding contracts for the Mountain Home Country Music Festival. Ms. Christy explained that the applicants have provided some documentation to become compliant with the approval conditions set forth in the Conditional Use Permit, but there are a number of concerns with the sixty day approval period which is quickly approaching. The sixty day approval mark is May 30th and as of now, the applicants do not appear to be in compliance with several approval conditions regarding contracts that are not in place, which Mr. Christy reviewed. Ms. Harper stated that she has been in contact with the vice president of Idaho Country Concerts regarding the contract submission deadline and they are working with St. Luke's Elmore and the Sheriff's Department to get the contracts finalized. Ms. Senger stated that she has been working with the applicants regarding the contract for ambulance services and the contract is now at St. Luke's legal department for review and should be finished by the end of the week. Deputy Barclay stated that he has reviewed the proposed security contract which should be ready for execution by the board next week. Attorney Grant reviewed issues he is having with the contracts he has received regarding the fire-fighting services. Discussion followed. Mr. Christy will give the board another status report at their next meeting.

Motion by Hofer, second by Corbus, to suspend the reading of Resolution No. 565-15 and refer to it in title only.

WOOTAN	-AYE
CORBUS	-AYE
HOFER	-AYE

Motion by Hofer, second by Corbus, to approve Resolution No. 565-15 requesting the director of the Department of Agriculture form a CAFO Sitting Advisory Committee.

WOOTAN	-AYE
CORBUS	-AYE
HOFER	-AYE

Motion carried and so ordered.

Motion carried and so ordered.

RESOLUTION 565-15

A RESOLUTION BY THE ELMORE COUNTY BOARD OF COMMISSIONERS REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF AGRICULTURE FORM A CAFO SITE ADVISORY TEAM

WHEREAS, Idaho Code §§ 67-6529(2) and 67-6529c authorize a Board of County Commissioners to request the request the Director of the Department of Agriculture to form a CAFO advisory siting team to make a suitability determination on a proposed CAFO site, and specifies certain information to be submitted with that request; and

WHEREAS, Elmore County has received a CAFO siting permit application submitted by Sunview Dairy for an expansion of an existing dairy to permit an additional 4,142 animals (12,142 total, the resulting facility to hold a combination of 9,142 mature dairy cows and 3,000 heifers not to exceed 11,703 Elmore County animal units); and

WHEREAS, the Elmore County Board of Commissioners desire that Elmore County take advantage of the scientific expertise and experience to the State of Idaho to properly make a decision on the suitability of the proposed CAFO as allowed by Idaho Code § 67-6529G; and

WHEREAS, the Elmore County Board of Commissioners met in regular meeting on April 27, 2015, and considered the above matters.

IT IS HEREBY RESOLVED BY ELMORE COUNTY BY AND THROUGH ITS BOARD OF COUNTY COMMISSIONERS, THAT:

- 1. Elmore County requests that the Director of the Department of Agriculture form a CAFO siting advisory team or teams to provide suitability determinations on the proposed site for the above-named CAFO expansion application as provided by the above-referenced statutes(s).
- 2. The Elmore County Land Use and Building Department shall comply with IDAPA 02.04.18.300 concerning the contents of the request to form a site advisory team. All information submitted to Elmore County in the application for the above-named CAFO proposal and any other information received from the applicants previously or in the future is hereby incorporated into this Resolution and shall be provided to the Department of Agriculture.
- 3. All employees and appointed officials of Elmore County shall cooperate with the CAFO siting advisory team to render any assistance or provide any additional information needed.

PASSED, at a regular meeting of the Elmore County Board of County Commissioners in the County of Elmore, State of Idaho, held on the 27th day of April, 2015, upon which roll call vote was duly taken and said RESOLUTION AND ORDER duly passed by a unanimous vote.

The original Resolution shall be filed with the County Clerk. A copy shall be forwarded to the Department of Agriculture with the appropriate request to form a CAFO site advisory team and attachments.

ELMORE COUNTY COMMISSIONERS /S/ ALBERT HOFER, Chairman /S/ FRANKLIN L. CORBUS, Commissioner ATTEST: /S/ BARBARA STEELE, Clerk

Bonnie Harper, discussed a request from Idaho Power for a letter of support from the Southwest Idaho Rural Development (SWIRD) board regarding a modification of contracts for power utility companies related to solar energy. Once the wind farms started up, utility companies were required to take the power generated whether they needed it or not. Idaho Power is concerned with this requirement due to the increase in applications for solar farms. Currently, legislation requires the utility company to enter into a twenty year contract and Idaho Power has appealed that, so right now there is an interim reducing it to a five year time frame in which they can renegotiate the cost for them to take the power but Idaho Power is lobbying for a two year contract. The SWIRD board feels that they want to support growth and development of all industries within the county but they also want to make sure it is being done in a thoughtful and prudent manner.

The monthly elected officials meeting was held.

Assessor Ron Fisher appeared. His office is signing up residents for 2016 homeowners exemptions. They are working on compiling and analyzing the sales data versus appraisals for residential properties. He is still waiting on equipment to be installed in the Glenns Ferry DMV office so they can begin drivers license renewals. His office is also working on agricultural valuations.

Treasurer Amber Sloan appeared. She has twenty parcels remaining that have past due taxes, but she is expecting payments on three of the parcels before they will be taken for tax deed. They issued seventy distraint warrants on manufactured homes. They are in the process of sending out tax reminders for June.

Assessor Fisher explained the process that is used to valuate agricultural properties.

Motion by Hofer, second by Corbus, to approve and sign the Service Level Agreement for Electronic Transfers for the Elmore County Treasurer.

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

Motion by Hofer, second by Corbus to approve Tax Cancellation No. 1276 Carl D. or Mary Abrahamson-\$5.84, No. 1277 Apolinar P. Negrete-\$1.89, No. 1278 Robert Lee Murin-\$51.92 and No. 1279 Claudia Scott-\$41.68.

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

Motion by Hofer, second by Corbus, to accept the bid from Sawtooth Emergency Vehicles Inc. for an ambulance remount in the amount of \$81,531.00.

WOOTAN	-ABSENT
CORBUS	-AYE
HOFER	-AYE

The Arid Exemption for the Bennett Road Landfill was discussed.

Motion by Hofer, second by Corbus, to adjou	rn for lunch.
WOOTAN	-ABSENT
CORBUS	-AYE
HOFER	-AYE

Motion carried and so ordered.

Regular session resumed.

Russ Duke, Central District Health Department Director, appeared to review the FY2016 budget. Elmore County is expected to see a reduction of 1.6% in the proposed county funding as compared to the FY2015 budget. The budget hearing will be held on May 15, 2015 at Third Island Crossing State Park. They are requesting a 3% increase from the counties. Ada County, Boise County, Elmore County and Valley County are included in the budgeting increase. The amount of the contribution from each county is figured out through calculations based on market value increases and population increases in each county. Mr. Duke reviewed expenditures and programs that will be included in their budget. Discussion followed regarding reserve funds and state appropriations.

Marty Jones, Central District Health Department, discussed the Arid Exemption at the Bennett Road landfill. The board needs to finalize the arid exemption process and would like some suggestions to speed up the process. Mr. Jones will do some research and provide some names of companies who are familiar with the arid exemption process. He also suggested re-evaluating and updating the operations plans for both landfills.

Motion by Hofer, second by Corbus, to add to the agenda the review of the changes to the Blue Cross of Idaho Insurance Policy as there is a deadline to get the approved changes back to Blue Cross.

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

Clerk Steele reviewed the preliminary changes to the county's Blue Cross of Idaho insurance policy. Most of the changes are Obamacare related. Once the changes are approved by the board and sent back to Blue Cross, they will send the final policy to Clerk Steele.

Motion by Corbus, second by Hofer, to accept the proposed changes to the Blue Cross of Idaho insurance policy.

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

Albert Barker, Bert Stephenson, Cynthia Clark, Idaho Department of Water Resources, Toni Turner, Bureau of Reclamation, City of Mountain Home Mayor Tom Rist, Senator Bert Brackett and Attorney Scott Campbell appeared to discuss the water supply issue. Ms. Clark updated the board on what the water board has been working on regarding the water supply issues. They have been working with the Mountain Home Air Force Base to identify the next steps that need to be taking to possibly construct a pipeline system up to the City of Mountain Home that will work in conjunction with the water rights that will supply water to the base. Ms. Turner explained the Anderson Ranch Dam feasibility study. Half of the cost of the study will need to be paid for by "non-federal" partners, with an approximate cost of 3 to 5 million dollars over 3 to 5 years. Senator Brackett stated that the water issues are a prime concern for the legislature as the economy is so dependent on it. If the economy keeps improving, he feels that there may be a good opportunity to get extra funding from the legislature for aquifer recharge management. Mayor Rist discussed the possibility of the pipeline system bringing water from the base into the city. He has been involved in several discussions regarding the water treatment plant that will pump the water and who would be responsible for running the plant. Ms. Clark discussed a managed recharge program that is being spearheaded by the water board, with the primary objective being aquifer stabilization. Everyone's primary goal is to work together with the commissioners, Mayor Rist and the legislature to devise a plan to build a sustainable water supply for the Mountain Home area and all of Elmore County. Attorney Scott Campbell discussed options for acquiring water rights.

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.

WOOTAN	-ABSENT	
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-03-15-07 Motion by Corbus, second by Hofer, to approve with a reimbursement order of \$50.00 per month to begin 9/1/15 and 50% of federal and state income tax refunds as payment.

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

K-03-15-08 Motion by Corbus, second by Hofer, to approve with a reimbursement order of \$100.00 per month to begin 9/1/15 and 50% of federal and state income tax refunds as payment.

WOOTAN	-ABSENT
CORBUS	-AYE
HOFER	-AYE

Motion carried and so ordered.

K-04-15-03 Motion by Corbus, second by Hofer, to suspend as the applicant meets the criteria but Medicaid has not made a determination.

WOOTAN	-ABSENT
CORBUS	-AYE
HOFER	-AYE

Motion carried and so ordered.

Chief Deputy Mike Barclay appeared to discuss an issue with the order in which employees need to use accrued time off.

to approve the expense	es in the amount of \$125,512.79.
ABSENT	
AYE	
AYE	Motion carried and so ordered.
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ABSENT	
AYE	
AYE	Motion carried and so ordered.
	ABSENT -AYE -AYE to adjourn. -ABSENT -AYE

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