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

Motion by Hofer, second by Corbus, to approve the expenses in the amount of $209,813.29.

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

Motion carried and so ordered.

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

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

Motion carried and so ordered.

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

K-11-16-05 Motion by Hofer, second by Corbus, to suspend as the applicant has pending SSI/SSD and a hearing scheduled for 2/9/17.

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

Motion carried and so ordered.

Kelly Willis appeared to discuss an indigent lien. His name is on a county indigent lien for medical bills incurred by his wife. They have since divorced and he is trying to purchase a house, but is having difficulty with the lender because his name appears on the lien. He stated that the divorce decree says that his ex-wife would be responsible for the debt. He acknowledged that he signed the payback agreement when the indigent case was approved, but never thought of the lien since the divorce decree states that he is not responsible for payback. He asked the board if his name could be removed so he can proceed with getting a mortgage. Attorney Grant stated that a subordination agreement would need to be put in place if the lender agreed with that. Marianne Bate, Social Services Director, will contact the title company to see if the lender will accept a subordination of the lien.

Deb Ireland, Bennett Road Landfill Supervisor, and Dewey Crane, Snake River Rubbish appeared and discussed pricing for dumping loads from Owyheee County and comingled trash. Snake River Rubbish picks up commercial and residential trash together to reduce the number of trash runs the trucks make.  

The county was told by Jack Yarbrough, Idaho Waste Systems (IWS), that IWS is only obligated, per the mitigation agreement, to accept residential trash from the Bennett Road landfill at no charge. If any loads are mixed with commercial waste, IWS will consider the entire load “commercial trash” and charge a fee for the entire load of trash. Ms. Ireland suggested that when mixed loads come in, the driver must let her know how many tons are commercial trash, a ticket will be written to reflect the tonnage and sent to IWS so they can bill the commercial fee to the company who dumped the trash. Commissioner Hofer spoke with Mr. Yarbrough and told him that IWS needs to work with the trash haulers regarding charging for the commercial trash and they need keep the county separate from those decisions. Mr. Crane stated that he spoke with Mr. Yarbrough trying to work out a fair price for dumping the commercial trash, but it seems as though Mr. Yarbrough wants to substantially increase the cost. Discussion followed.

Sheriff Rick Layher, Jail Commander Shauna Gavin, Deputy Robert Elom, Bill Bamber and Kevin Bamber, appeared to have a follow up discussion on a jail issue. Kevin Bamber had to serve time in the county jail. He phoned the jail before he entered and asked about his prescription medication that he takes and the jail policy regarding the medicine. Kevin stated he brought his medication and was told a nurse would review it. He stated he was refused his medication until the next morning, causing him to feel very ill and have withdrawals. He also stated that no one in the jail checked on him throughout the night or would help him get any medicine to feel better. Deputy Elom conducted an investigation and found that Mr. Bamber was monitored throughout the night and showed no signs of having any medical issues or withdrawals. Deputy Elom also spoke with the nursing staff regarding the verification of his medication and was told that the verification process could sometimes take 24 to 48 hours, resulting in a disruption of the delivery of medication. Jail physician Dr. Jeffrey Keller was on speaker phone to discuss the issue. He stated that the policy is if the individual brings medication to the jail, the goal is that there should be no dosages missed, but unfortunately that was not the case with Mr. Bamber. Dr. Keller will meet with his staff to make sure this issue doesn’t happen again. Discussion followed.

Motion by Corbus, second by Hofer, to approve and sign the Subordination and Intercreditor Agreement between Mann Mortgage dba Affinity Mortgage, Kelly Willis and Elmore County.

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

Motion carried and so ordered.

Motion by Corbus, second by Hofer, to approve the Certificate of Residency application for Jessica Van Meer.

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

Motion carried and so ordered.

Motion by Corbus, second by Hofer, to approve the Ambulance District Expenses in the amount of $577.79, payable to Verizon Wireless-$206.09, RTI-$139.99 and Hiler Brothers Company-$231.71.
Motion by Corbus, second by Hofer, to approve the Pest Abatement District Expenses in the amount of $631.42, payable to Verizon Wireless-$101.43, James Torbert-$158.00, University of Idaho Conference Management Services-$175.00, Mountain Home Auto Parts-$136.99 and Bud’s Telephone Satellite & TV Antenna Service-$60.00.

Motion by Hofer, second by Corbus, to approve the bid from Kenworth Sales Company for the purchase of a 2009 Kenworth T800 Tractor in the amount of $48,200.00.

Motion by Corbus, second by Hofer, to go into Executive Session pursuant to I.C. 74-206(f) to discuss pending litigation. Roll call vote was taken.

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

Motion by Hofer, second by Corbus, to approve and sign the letter to Snake River Rubbish regarding hauling trash to the Bennett Road Landfill.

Motion by Hofer, second by Corbus, to rescind the earlier motion to approve and sign the Snake River Rubbish letter.
Motion by Hofer, second by Corbus, to adjourn.

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

Motion carried and so ordered.

/S/ FRANKLIN L. CORBUS, Chairman
ATTEST: /S/ BARBARA STEELE, Clerk