

WOOTAN..... -AYE
HOFER -AYE

Motion carried and so ordered.

Motion by Wootan, second by Hofer, to approve the minutes for April 22, 2016.

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

Motion carried and so ordered.

The monthly department head meeting was held.

Carol Killian, Disaster Services Coordinator, appeared to discuss the new county building on American Legion Boulevard. She would like the space that was designated to her department on the original plans to remain as is and does not feel that the space should be reduced to give another department extra space. Her department is currently in the basement of the Law Enforcement Building and she feels that it does not provide a friendly environment in the event of an emergency. She wants the space that was designated for her in the new building to remain as initially laid out because she plans to move every aspect of emergency management to that space. Commissioner Hofer stated that no changes have been made to her space and that they will be walking through several more times with each department that has a proposed space in the building to get everyone’s input on their space before the plans are finalized. She informed the board that she will be traveling to Lewiston in early June for a large exercise involving what to do if a tsunami were ever to hit the Oregon or Washington coast and what emergency measure may need to be taken in Idaho.

Wade Baumgardner, Veterans Services Officer, appeared. Mr. Baumgardner assisted a veteran going cross county. The veteran was stranded in Mountain Home after losing his vehicle to engine trouble and Mr. Baumgardner directed him to the homeless veterans’ coordinator in Boise. He assisted an elderly spouse of a deceased veteran Navy Chief concerning TriCare medical coverage. This year’s County Service Officers training program will take place at the Riverside Hotel in Boise August 3-5, 2016. He is assisting a veteran with a very complex claim for a service connected disability which is presently being processed through a “Notice of Disagreement”. Mr. Baumgardner formally invited everyone to attend the Memorial Day ceremonies at the Mountain View Cemetery starting at 11:00 followed by refreshments at the War Memorial Hall. This year the 366th Wing Commander will be the guest speaker. Since the last meeting he has assisted fifteen veterans, spouses and/or family members with specific VA issues.

Steve Dye, Probation Services, appeared to update the board. The juvenile probation caseload is down with sixteen cases pending. He stated that juvenile crime is down across the state, which works well for the probation officers because they can spend more time in the field. Also, one of his juvenile probation officers has been helping with training the new drug court coordinator. The drug court program currently has eighteen participants with four pending entry into the program. The misdemeanor probation caseload is also down. The community services summaries were reviewed.

Mir Seyedbagheri, Extension Office, appeared and gave the board a written update. Mr. Seyedbagheri will be retiring after 32 years with the county and the board expressed their gratitude to him for all of his hard work and professionalism he has shown to the residents of Elmore County.

Rena Kerfoot, Fair Board, appeared and reviewed an agreement for security services at the fairgrounds. In the past, when the exhibit hall was rented out and alcohol would be present, the fair board allowed the person renting out the hall to hire the security and then provide the fair board with the security contract. Unfortunately, there have been instances with underage drinking even though security has been hired, so the fair board decided that they would provide the security and charge the fee with the rental of the exhibit hall. She researched security companies to find the best pricing for their services. The prom was held at the exhibit hall and went well. A quilting retreat was also held and they have already made reservations for next year. She is waiting on bids for electrical repairs that need to be made. Repairs to the restrooms were also discussed.

Motion by Hofer, second by Wootan, to approve and sign the Security Agreement with A&A Security Systems and Services for security services at the Elmore County Fairgrounds.

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

Motion carried and so ordered.

Bonnie Layton, Glenn Ferry Economic Development, appeared to update the board. She spoke with a representative at MotivePower and was told that they are currently not looking to expand their business, since they are on forty acres and have been in the same location since 1971, but suggested that if Ms. Harper wanted to pursue the inquiry further, she should write a letter that would be submitted to the MotivePower board. Ms. Harper thinks that maybe she should work with Attorney Grant on the letter and include a package outlining what Elmore County could provide to MotivePower. She will be starting to do research into trucking and logistics type companies and regional distribution centers and working with developers and investors that are in that field. She thinks that there is a potential for industry expansion given the locations that are available. She is also working with the Downtown Revitalization Committee in Glens Ferry on improving the walking path.

Alan Christy, Land Use and Building Department, appeared. Thirteen building permits were issued for May. There are currently ten pending building permits. He anticipates a busy building season, especially in the hills where more single family residences are being built. He has provided the Western Elmore County Recreation District with some boundary maps, as they are in the process of redoing some of the sub district boundary lines. Land use applications have increased and based on the number of pre application meetings, he anticipates applications to remain steady for the next few months. He ordered a new vehicle for his department but is unsure of the delivery date as of now. They currently have

seventeen code enforcement investigations, which have become easier for his department to track and close out with the new software system his department put in place.

Motion by Wootan, second by Hofer, to approve and authorize Chairman Corbus to sign the building permit for the repairs at the Bennett Road Transfer Station.

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

Motion carried and so ordered.

Motion by Hofer, second by Wootan, to approve and sign the construction agreement with Ytuarte Concrete & Construction for repairs at the Bennett Road Transfer Station.

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

Motion carried and so ordered.

Motion by Wootan, second by Hofer, to approve and sign the Notice to Proceed letter to Ytuarte Concrete & Construction for repairs at the Bennett Road Transfer Station.

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

Motion carried and so ordered.

Bill Richey, Military Liaison, appeared. There is an ongoing Mountain Home Air Force Base (MHAFB) and Bureau of Land Management (BLM) round table focusing on fire prevention, training and predictions for the future fire season. The Military Affairs Committee (MAC) had their meeting at the Orchard Combat Training Center on Wednesday and had a helicopter tour of the facility. A ranger group from Fort Benning will visit MHAFB for a training exercise. He attended a Department of Water Resources meeting and got an update on the MHAFB pipeline project. He attended the annual trip with MAC to Langley Air Force Base and the Pentagon and received positive reviews about MHAFB. On the trip they also discussed the timeline for the pipeline project.

Traci LeFever, E911 Coordinator, appeared to update the board. The air conditioning is completed in the equipment room. Dispatch is going to use a different mapping company, GeoComm, but the contract has not been finalized yet. She has been doing some research into billing procedures for ambulance and extrication services and explained the costs and procedures for how the county can start billing for these services.

Dwight Miller, Parametrix, appeared to give an update on the arid exemption for the Bennett Road Landfill. They are currently working on the engineering plan and the operations plan. They are finalizing the soils report from the test pits that they dug last month to find suitable soil that can be used for daily cover. Those findings will be included in an update they will be submitting to DEQ next week. The

update will also include findings from the help model that evaluates how moisture is going through the landfill and into the soil below it. What they needed to prove was that there was no breakthrough of any moisture below the soil layer. The next steps will be getting a review of the site certification and the submittal of the engineering plan and operations plan to DEQ for review as well. He also met with Commissioner Wootan yesterday to visit some other landfills to see what kind of equipment they use and what equipment would be suitable for the county's use at Bennett Road. Discussion followed.

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

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

Motion carried and so ordered.

Regular session resumed.

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.

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

Motion carried and so ordered.

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

A public hearing was held regarding a petition to dissolve Herd District #5.

Alan Christy, Land Use and Building Department Director, read the following from the staff report.

The Board received a petition to eliminate Elmore County Herd District #5 (the "Herd District"). The Board decided to conduct a public hearing on April 1, 2016. Additional information was requested from the petitioners on April 8, 2016. Notice of this public hearing was published in the Mountain Home News on May 4 and May 11, 2016. Public hearing notice was posted within the Herd District on May 4, 2016.

Staff determined that the original Herd District map that was created prior to 2009 was incorrect. Staff created a correct boundary with the legal description utilized at the creating on the Herd District.

Staff has determined the following acreage calculations utilizing data from the Elmore County Assessor:

Total acres of private land – 16,568.94 Acres
Total acres of private land – state of Idaho owner(s) – 16,568.94 = 100%
Total acres of private land – petitioners – 16,253.38 acres = **98.10%**

Chairman Corbus updated the board on a meeting he attended regarding raising Arrowrock Dam. The Army Corp of Engineers has completed their study and the Department of Water Resources (IDWR) needs to determine whether or not they want to amend the scope of the study on raising Arrowrock Dam to include not just flood control and some water storage but focus on more water storage in the future, since they already completed the study according to the initial request. The Bureau of Reclamation came forward and said that they want to do a feasibility study on raising Anderson Dam. The cost of that study is approximately \$3million. They will fund half of the study and are asking for partners to join with them to help fund the remaining half of the study. Large corporations have already come forward to help with funding, and Chairman Corbus told IDWR that it is hard for a small county such as Elmore County to compete with large entities when it comes to the amount of funding. Discussion followed.

A public hearing was held regarding a petition to dissolve Herd District #6

Alan Christy, Land Use and Building Department Director, read the following from the staff report.

The Board received a petition to eliminate Elmore County Herd District #6 also known as Mayfield Herd District (the “Herd District”) on March 30, 2016. The Board decided to conduct a public hearing on April 1, 2016. Notice of this public hearing was published in the Mountain Home News on May 4 and May 11, 2016. Public hearing notice was posted within the Herd District on May 4, 2016.

Staff determined that the original Herd District map that was created prior to 2009 was incorrect. Staff created a correct boundary with the legal description utilized at the creating on the Herd District.

Staff has determined the following acreage calculations utilizing data from the Elmore County Assessor:

- Total acres of private land – 13,826.79 Acres
- Total acres of private land – out of state owner(s) – 2,950.89 Acres
- Total acres of private land – state of Idaho owner(s) – 10,875.90 = 100%
- Total acres of private land – petitioners – 5,510.68 acres = **50.67%**

Chairman Corbus asked if there was anyone wanting to testify in regards to the petition to dissolve the herd district.

Attorney Brian Peterson, representing Ditto Creek Ranch, LLC., spoke. Attorney Peterson stated that the area is heavily populated by ranchers who use the land for grazing and also includes numerous federal and state lands that are also used for grazing. If the new statute existed when the herd district was formed in 1916, then the herd district would not have been formed because the statute states that state and federal land cannot be included in a herd district. The area within the district has been treated as if it were open range land, as his client has had prior dealings with law enforcement and insurance companies in regards

to grazing. When his client and some neighboring property owners found out that the area was actually a herd district, they were quite surprised, so that's why they decided to start a petition to dissolve the district. Idaho Code 25-2402 has requirements that the landowners within the district must maintain the district, but that has never been done. They do not have an organization put together to run the district, they do not have money to maintain the district and they do not have the required fences, so they feel that it is in their best interest to eliminate the herd district.

The hearing was closed.

Motion by Wootan, second by Hofer, to have Attorney Grant prepare the finding of facts and conclusion of law and order to dissolve Herd District #6 for review and consideration by the board.

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

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

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

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

Deliberations were held regarding the appeal of CUP-2015-09 Jim Carrie dba Intermountain Development Inc. for the reconsideration hearing for an approved conditional use permit. Chairman Corbus stated that the board will not take any written or verbal testimony in this matter at this time. The findings shall be based on information in the record and testimony given at the public hearing.

The issues raised were the requirement for two acre minimum lot size and the community water system.

Based on the information received after the prior decision which was part of the verbal or written record, the board will need to decide if they desire to change the prior findings or any other prior conditions.

Commissioner Wootan stated that he is in favor of the decision for the community water system for the protection of the aquifer.

Chairman Corbus stated that he is also in favor of the decision for the community water system due to the water issues and he feels that saturating the area with one acre lots and drilling that many wells is just too much.

Commissioner Hofer stated that the testimony regarding the trust water raised some red flags for him. He doesn't want to see people buying homes and then lose their water in five years, so he is not in favor of the community water system.

Attorney Grant will prepare the finding of facts and conclusion of law according to the deliberations held today.

Landfill fees were discussed.

Motion by Corbus, second by Wootan, to adjourn.

CORBUS -**AYE**

WOOTAN -**AYE**

HOFER -**AYE**

Motion carried and so ordered.

/S/ FRANKLIN L. CORBUS, Chairman

ATTEST: /S/ BARBARA STEELE, Clerk