

COMMISSIONERS MINUTES

SEPTEMBER 16, 2016

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 Corbus, second by Wootan, 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..... -AYE
HOFER -AYE **Motion carried and so ordered.**

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

K-08-16-03 Motion by Wootan, second by Hofer, to deny as applicant is not a resident of Elmore County for dates of service.

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

K-07-16-04 Motion by Wootan, second by Corbus, to suspend the application as the applicant has applied for SSI/SSD and appears to meet the criteria for these programs.

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

NM-09-16-03 Motion by Wootan, second by Corbus, to deny as there is a history of habitual use of public assistance and there are several jobs available in the community.

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

Courtney Crome, representing IMortgage appeared to discuss the procedure to subordinate an indigency lien. Attorney Grant reviewed the documentation that would be needed for the subordination. Ms. Crome will keep in contact with the Social Services Department regarding the proper paperwork.

The public portion of the meeting was held. Technical Sergeant William Roberts from the Mountain Home Air Force Base appeared. In the past, airmen from the base have done land clean ups on bare

public grounds where trash seems to accumulate. They are going to do another clean up and wanted permission to take trash to Bennett Road transfer station without being charged. The board suggested putting a roll off dumpster in a designated area for them to put the trash in. Sheriff Layer knows of a spot that the roll off can be placed.

Traci LeFever and Allen Roberts, E911 Board appeared to discuss the relocation of a repeater in King Hill. Relocating the repeater will improve coverage in a dead spot that has been a safety issue for law enforcement and emergency personnel. Intermountain Communications gave the E911 board specifications for the project with an estimated cost of \$70,000.00. Attorney Grant discussed whether the project needed to be put out for bid. Discussion followed.

Billing for extrication services and for ambulance services in Pine and Glenns Ferry were briefly discussed.

Motion by Corbus, second by Wootan, to add Megan Blanksma to the agenda to give the board information on the Gateway West Project and an update on Central District Health during the public portion of the meeting.

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

Motion carried and so ordered.

Ms. Blanksma gave the board draft information from Idaho Department of Energy regarding the gateway project and reviewed some maps notating the boundary lines for the project. She also gave a brief update on Central District Health. They are partnering with Southwest District Health regarding a proposal to come up with a more equitable funding formula to benefit all districts.

Motion by Wootan, second by Hofer, to approve the minutes for July 8, 2016, July 15, 2016, July 22, 2016 and August 5, 2016.

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

Motion carried and so ordered.

Motion by Wootan, second by Corbus, to approve and sign the Amendment No. 2 to the Contract with Redwood Toxicology Laboratory, Inc.

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

Motion carried and so ordered.

Motion by Wootan, second by Hofer, to suspend the reading of Resolution No. 603-16 and refer to it in title only.

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

Motion carried and so ordered.

Motion by Wootan, second by Hofer, to approve Resolution No. 603-16 Termination of the Burn Ban.

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

Motion carried and so ordered.

RESOLUTION NO. 603-16
(2016 Termination Resolution - Burn Ban Ordinance)

On this 16th day of September, 2016, the Elmore County Board of County Commissioners (“Board”) hereby resolves the following:

WHEREAS, the Board implemented and passed the Open Fire Ban and Burn Permit Ordinance, on September 10, 2012, as Ordinance No. 2012-02 (“Fire Ban Ordinance”).

WHEREAS, the Fire Ban Ordinance was implemented for the year 2016, on July 1, 2016, by that Implementation Resolution of the Burn Ban Ordinance (“Implementation Resolution”); and

WHEREAS, the Board has determined that conditions within Elmore County are such that the ban on Open Fire, as defined in the Fire Ban Ordinance, is no longer necessary and the Board desires to terminate the ban on Open Fire pursuant to this 2016 Termination Resolution – Bun Ban Ordinance; and

WHEREAS, pursuant to Idaho Code § 31-828, boards of county commissioners have the power and authority “[t]o do and perform all other acts and things required by law not in this title enumerated, or which may be necessary to the full discharge of the duties of the chief executive authority of the county government.”

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT UPON THE EFFECTIVE DATE OF THIS RESOLUTION:

The Board hereby rescinds the Implementation Resolution and removes the ban on Open Fire under the Fire Ban Ordinance. This Termination Resolution only rescinds the Implementation Resolution and any and all other restrictions regarding open fire within Elmore County, as may be restricted by other local ordinances, state or federal law, shall remain in full force and effect.

This Termination Resolution is dated and is made effective as of this 16th day of September, 2016 (the “Effective Date”).

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

Sheriff Rick Layher and Chief Deputy Mike Barclay appeared. Chief Deputy Barclay asked if he can pre-order three new vehicles out of the 2017 budget now so they can be delivered earlier. Clerk Steele reviewed budget line items for vehicle purchases to ensure that the vehicle purchases are staying within the amount budgeted for 2017. Discussion followed.

Motion by Corbus, second by Hofer, to approve the Certificate of Residency applications for Cassandra Dearing, Damian Lloyd Marner, Lexi L. Ogaard, Shakyria R. Samuel, Raven D. Sermons and Rodney V. Wright.

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

Motion by Corbus, second by Hofer, to approve Tax Cancellation No. 1336 Elias Lopez Duarte-\$\$4.80 and Southwestern Idaho Co-op Housing Authority-\$17,874.96.

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

Motion by Corbus, second by Hofer, to approve and sign the Memorandum of Agreement with Ada County for Juvenile Detention Housing Services.

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

Alan Christy, Land Use and Building Department Director, appeared to discuss unpaid application fees owed by Cat Creek Energy. The board also discussed possible dates and locations to hold a public hearing for an appeal submitted by Cat Creek Energy for the denial of CUP applications.

Motion by Corbus, second by Wootan, to approve and sign the Addendum to the Xerox Copier Agreement for the Land Use and Building Department.

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

Motion by Hofer, second by Corbus, to approve the Taxing District Levies for 2016.

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(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.

Motion by Hofer, second by Corbus, to adjourn.

CORBUS -**AYE**

WOOTAN -**AYE**

HOFER -**AYE**

Motion carried and so ordered.

/S/ FRANKLIN L. CORBUS, Chairman

ATTEST: /S/ BARBARA STEELE, Clerk