

Motion by Hofer, second by Corbus, to approve the payroll for February 2017 in the amount of \$513,379.56.

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

Motion carried and so ordered.

Motion by Hofer, second by Corbus, to approve Tax Cancellation No. 1347 Thomas Hoegg-\$1,265.18.

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

Motion carried and so ordered.

Motion by Hofer, second by Wootan, to approve the Certificate of Residency applications for Rebekah M. Austin, Kennedy I. Clark, Jasmine Esmerada Gutierrez, Kyle A. Pendleton, Victoria Rodriguez and Hernan A. Sanchez.

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

Motion carried and so ordered.

Motion by Hofer, second by Corbus, to approve the Ambulance District Expenses in the amount of \$231,086.42, payable to Verizon Wireless-\$205.98, Brian Chevalier-\$213.40, Nitz Pine Store LLC-\$65.59, Pine Resort LLC-\$402.61, RTI-\$139.95, Sawtooth Emergency Vehicles-\$760.93 and Elmore Medical Center-\$229,297.96.

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

Motion carried and so ordered.

Treasurer Amber Sloan appeared and reviewed a letter of collateralization from Wells Fargo.

Motion by Hofer, second by Corbus, to approve the Pest Abatement District Expenses in the amount of \$277.90, payable to Wells Fargo-\$23.46, G&R Ag Products, Inc.-\$34.22, Carr’s Home Lumber-\$36.05, Mountain Home Auto Parts-\$2.29, Mountain Home Auto Ranch-\$54.11, O’Reilly Auto Parts-\$14.48, Office Value-\$60.39 and Verizon Wireless-\$52.90.

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

Motion carried and so ordered.

The issue of illegal dumping of trash in the county was briefly discussed. The commissioners have made a fee change at the Bennett Road landfill. Residents will no longer be charged fees for dumping at the landfill. The commissioners hope that with residents no longer getting charged a fee every time they go

to the landfill, they will no longer feel they have to dump trash in other areas of the county. Prosecuting Attorney Daniel Page will work on an ordinance to impose fines for illegal dumping.

Christy Accord, Glenns Ferry Economic Development and Paula Riggs, Mountain Home Economic Development Director appeared. Ms. Accord gave the board a brief update. She met with a few businesses in Glenns Ferry to get their active business listings updated in the Gem State Prospector. She submitted RBEG grant paperwork and is awaiting an update regarding the Redi-Fit grant. She is working with the city regarding funding to repair the asphalt on the airport runway. The upcoming street race in Glenns Ferry was discussed. Attorney Grant stated that Sheriff Hollinshead has concerns regarding safety issues at the street race. She stated that they are trying to set up a meeting with the sheriff regarding his concerns. Ms. Riggs gave a Buxton update. They are still working with the twenty business matches they received from Buxton last year. Applebee’s has looked at Mountain Home several times, but the real estate contact they were working with has left, so they now have to start from scratch with the new contact. They have also been working with Buy-Mart, which they thought would be a good fit since they sponsor the Country Music Festival, but Buy-Mart said they do not want to be located near a Wal-Mart and the only site they are interested in is located near our Wal-Mart. She has been in contact with Sonic and they seemed interested but did not want to be the “first” business to come into Mountain Home. Panda Express did a site visit and they are showing interest. Buxton compiled a new list for this year and is in the process of sending out introductory letters to the matches. In a few weeks, she will be reaching out to the new matches to try and make appointments to meet with them at the annual conference in Las Vegas this May. They are still working on developing the property between the golf course and the Park & Ride area for interested businesses.

Attorney Scott Campbell and Terry Scanlan, SPW Water Engineers appeared to discuss exempt records concerning water supply issues.

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

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

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

Motion by Hofer, second by Wootan, to approve and sign four water permit applications to the Department of Water Resources

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

Motion by Hofer, second by Corbus, to go into Executive Session pursuant to I.C. 74-206(d) – 31-874 to hold a Hearing of Reconsideration on case K-09-16-01. Roll call vote was taken.

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

Motion carried and so ordered.

A Hearing of Reconsideration was held on case K-09-16-01. Present at the hearing were Chairman Al Hofer, Commissioners Bud Corbus and Wes Wootan, Civil Attorney Buzz Grant, Clerk Barbara Steele, Deputy Clerk Shelley Essl, Social Services Director Marianne Bate and Social Services Assistant Deb Marceau. 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-09-16-01 Motion by Corbus, second by Wootan, to take the case under advisement.

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

Motion carried and so ordered.

Scott Hunsaker, County Auditor, appeared and reviewed the annual county audit with the board.

Motion by Hofer, second by Corbus, to approve and sign the Access Idaho Agreement for Payport Services for the Bennett Road Landfill.

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

Motion carried and so ordered.

Motion by Hofer, second by Corbus, to approve and sign the letter of support for Senate Bill 1068 regarding Invasive Dreissenid Mussels.

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

Motion carried and so ordered.

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

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

Motion carried and so ordered.

Regular session resumed.

Beth Bresnahan and Tell Riley, Land Use and Building Department appeared to update the board on a complaint from a resident in the Summer Sage mobile home park that a cell tower near his home is causing him several medical issues. Mr. Riley contacted Intermountain Communications and spoke with Jeff Berger to get some information on the cell tower and his perception of the signage that is on the tower. Mr. Berger told him that the way he understands it, the radio waves are most active near the tower and that people who work on those towers or in the buildings located near the towers on a daily basis have never experience any type of medical issues. The sites have a fifty time safety factor in place. The dish contains a localized radiation, where the waves go back and forth from dish to dish in a beam and do not extend out past the dish or toward the ground. Mr. Berger also told him that it is highly unlikely that anyone would experience medical issues from those waves.

Motion by Wootan, second by Hofer, to suspend the reading of Resolution No. 618-17 and refer to it in title only.

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

Motion carried and so ordered.

Motion by Wootan, second by Hofer, to approve Resolution No. 618-17 Establishment of a Weed Advisory Committee.

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

Motion carried and so ordered.

RESOLUTION NO. 618-17

RESOLUTION TO ESTABLISH A WEED CONTROL ADVISORY COMMITTEE PURSUANT TO IDAHO CODE TITLE 22, CHAPTER 24 AND APPOINT THE INITIAL MEMBERS THERETO.

AT A MEETING OF THE BOARD OF THE ELMORE COUNTY COMMISSIONERS, STATE OF IDAHO ON THE 3RD DAY OF MARCH, 2017, THE FOLLOWING RESOLUTION WAS UNANIMOUSLY ADOPTED; TO WIT;

WHEREAS, Elmore County, a political subdivision of the State of Idaho, has certain duties and powers pertaining to noxious weeds under Title 22, Chapter 24 of the Idaho Code (the “Noxious Weed Act”); and

WHEREAS, the Noxious Weed Act provides that counties and other control agencies and authorities may establish a weed control advisory committee (the “Advisory Committee”); and

WHEREAS, on the date of this Resolution, the Elmore County (the “County”) Board of Commissioners (the “Board”), determined that it would be in the best interest of Elmore County and its

residents to establish the Advisory Committee for the County, consisting of from 5 to 7 members, as appointed by the Board, for the purpose of:

“(a) Assist[ing] in the planning and carrying out noxious weed control programs within or across county, state or federal boundaries as may be provided by cooperative agreement among the participating parties for control of noxious weeds in cooperative weed management areas; and

(b) Act[ing] as a liaison to other weed control advisory committees; and

(c) Provid[ing] a forum for public input on matters relating to the control of noxious weeds.” Idaho Code §22-2410 (2).

WHEREAS, under the Noxious Weed Act, members of the Advisory Committee “may be reimbursed for actual and necessary expenses when on committee business” and the “expense payments may be made from the noxious weed fund.” Idaho Code §22-2410(3); and

WHEREAS, the Advisory Committee “shall have no executive powers and act in an advisory capacity only” to the Board. Idaho Code § 22-2410(4).

NOW THEREFORE, BE IT ENACTED THAT the Board hereby here by authorizes and creates the Advisory Committee for the County, and appoints the following persons to serve for two year terms on the Advisory Committee for the County, as follows:

ONE, a resident of Mountain Home, who shall be Charlie Lyons; and

ONE, a resident of the County and serves as a full or part-time employee of the Elmore County Noxious Weed Department, who shall be Dave Humpherys; and

ONE, a resident of the County whose shall be and member of the sage grouse working group and shall be Neil Hillesland; and

ONE, a resident of the County who shall be Betty Ann Nettleton; and

ONE, a resident of the County who shall be Randy Davison; and

ONE, a resident of rural Glens Ferry or King Hill, who shall be Buddy Allen; and

ONE, at large member, who shall be Steve Damele.

The Advisory Committee of the County shall commence its duties and activities as soon as the new members are in a position to meet.

APPROVED AND ADOPTED this 3rd day of March, 2017.

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

John Kieffer, Elmore Soil and Water Conservation District appeared to request an increase of \$1,000.00 in the annual funding the district receives from the county to offset some of their annual costs. Clerk Steele stated that the district funding for 2017 has already been set and the \$1,000.00 increase can be discussed by the commissioners during budget review for the 2018 budget.

Glenns Ferry Highway District Supervisor Jim Gluch, District Commissioner Harley Riggs, Don Carnahan from Keller & Associates, Carol Killian, Disaster Services Coordinator and Dale Nalder, Bureau of Homeland Security appeared to update the board on flooding issues due to snow melting. Mr. Gluch stated that they had to close forty four roads due to flooding issues. They have been left with extreme damage in many areas. All possible routes to their gravel pit were also washed out, so they were unable to get to the gravel to repair any roads. They were able to get some surface rock from the City of Glenns Ferry to use for repairs to some roads, but it is only a temporary fix. There was water running down roads that have never flooded before. The flooding on Sailor Creek Road was so bad they thought the road would be washed over the side of the hill. The flooding not only devastated dirt roads but asphalt roads as well. They hired Keller & Associates to survey and document the damage in critical areas. Mr. Carnahan brought several photos depicting the devastation in several areas. Mr. Gluch stated that they have had virtually no time off and their equipment has taken a tremendous beating due to excess snow and having to drive through so much mud. The normal winter maintenance they do is triple this year. Mr. Carnahan estimates that the current damages are approximately \$4 million but that figure will continue to grow. Ms. Killian stated that it is very important to document everything so when it comes time to apply for funding, the information is readily available. Mr. Nalder believes that they are still in the incident period so the next step will be to contact FEMA and say they believe they have damage so significant that they have risen to the threshold of a federal disaster declaration. Then FEMA will send a preliminary damage assessment team who will assess the damages and see what exactly is and is not eligible. Mr. Nadler stated that a local disaster emergency has been declared, so now the county will need to request that Elmore County be added to the state disaster declaration. He feels that the district should keep the commissioners updated weekly on what is happening. It could take up to two years for reimbursement. If the district gets into a situation where their costs for this event will exceed their annual budget, they can request an emergency advance in funding.

Motion by Wootan, second by Hofer, to suspend the reading of Resolution No. 617-17 and refer to it in title only.

HOFER -AYE
WOOTAN..... -AYE

CORBUS -**AYE**

Motion carried and so ordered.

Motion by Wootan, second by Corbus, to approve Resolution No. 617-17 Third Extension of Local Disaster Declaration

HOFER -**AYE**

WOOTAN -**AYE**

CORBUS -**AYE**

Motion carried and so ordered.

RESOLUTION NO. 617-17

**THIRD EXTENSION TO ELMORE COUNTY
DECLARATION OF LOCAL DISASTER EMERGENCY, DECLARED UNDER ELMORE
COUNTY RESOLUTION NO. 614-17**

AT A MEETING OF THE BOARD OF ELMORE COUNTY (the “County”) COMMISSIONERS (the “Board”), STATE OF IDAHO, ON THE 3rd DAY OF MARCH 2017, THE FOLLOWING RESOLUTION WAS UNANIMOUSLY ADOPTED, TO WIT;

WHEREAS, the Board, pursuant to Idaho Code §46-1011, has the authority to declare a state of local disaster emergency regarding the County; and

WHEREAS, the Board, on February 10, 2017, passed Resolution No. 614-17 (“Initial Declaration”) declaring a state of local disaster emergency due to melting snow and rain storms which have currently and may in the future may create flooding, mudslides and/or avalanches and a large amount of infrastructure damage in the following areas: Oasis and Tipanuk areas, Alkali, Rosevear, Hot Creek, Sailor Creek, Slick Ranch, Sugar Bowl, Murphy Springs and Black Mesa areas, the Pine Featherville Road area, Blacks Creek and South Fork of the Boise River areas, Prairie, Pine to Featherville area, Beaman Road and the Mountain Home area, the Atlanta area and other areas of the County (“flooding, mud slides and avalanches”); and

WHEREAS, the declaration of local disaster emergency under Idaho Code is §46-1011(1), is limited in duration to seven days unless it is continued or renewed for a period in excess of seven days with the consent of the governing board of the political subdivision; and

WHEREAS, the Initial Declaration ran from February 10, 2017 through February 17, 2017; and

WHEREAS, the Board has determined that the flooding, mud slides and avalanches located in the County, are a continuing local disaster emergency; and

WHEREAS, the Board on February 17, 2017, passed Resolution No. 615-17 (“First Extension”) extending the declaration of local disaster from February 18, 2017 through February 24, 2017; and

WHEREAS, the Board on February 17, 2017, passed Resolution No. 616-17 (“Second Extension”) extending the declaration of local disaster from February 24, 2017 through March 3, 2017; and

WHEREAS, the Board desires to extend the declaration of local disaster emergency from March 3rd through April 7, 2017 (“Extension Period”); and

WHEREAS, a local disaster emergency exists in the County and the County requires state emergency assistance to supplement local efforts to protect life and property and to activate the response and recovery aspects of any and all applicable local or intergovernmental disaster emergency plans and to authorize the furnishing of aid and assistance thereunder; and

WHEREAS, the Board requests that the Governor of the State of Idaho, together with the other appropriate state officials, along with other appropriate federal officials, to make such declarations, and provide such assistance within County as required and allowed by law.

NOW, THEREFORE, BE IT RESOLVED, that Elmore County Board of Commissioners does hereby declare, pursuant to Idaho Code §46-1011, that a local disaster emergency exists in Elmore County, Idaho; and

BE IT FURTHER RESOLVED, that the Governor of the State of Idaho be advised of this local disaster emergency and is requested to take all action available for the amelioration of the above described local disaster emergency; and

BE IT FURTHER RESOLVED, that the Elmore County Recorder be directed to properly file this Resolution pursuant to Idaho Code Section 46-1011 and that the Elmore County Clerk provide prompt and general publicity of this declaration.

BE IT FURTHER RESOLVED, that this Resolution shall remain in effect through the expiration of the Extension Period, unless it is extended or terminated by the Board.

Approved as a Resolution of the Elmore County Board of Commissioners effective on this 3rd day of March 2017.

ELMORE COUNTY COMMISSIONERS
/S/ ALBERT HOFER, Chairman
/S/ FRANKLIN L. CORBUS, Commissioner

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

Jack Yarbrough and Tom Knight, Idaho Waste Systems, Rodney Remling, Republic Services, Geri Brennan and Dewey Crane, Snake River Rubbish appeared. It has come to the attention of the commissioners that Mountain Home Air Force Base trash and Owyhee County trash is being dumped at the Bennett Road landfill. This trash is supposed to be directly hauled to Simco Road. The county has been charged by IWS for those loads that were taken to Bennett Road. Mr. Remling stated that they are prepared to reimburse the county for the air base loads that were taken out to Bennett Road. Ms. Brennan stated that they were told by IWS sometime in 2014 that they could haul Owyhee County trash to Bennett Road. Mr. Yarbrough strongly disagreed with that statement. He also stated that if Snake River continues to haul commercial waste to Bennett Road he wants them to use the EPA calculations to figure out the tonnage that will be charged for and if Snake River doesn't agree to use those calculations, then they can direct haul the commercial trash to Simco Road. Ms. Brennan agreed to run numbers according to the EPA calculations. Mr. Yarbrough discussed other issues with the board. He is working on getting the bond in place for both cells at Simco Road. Clerk Steele asked if he had a bond in place for the tires. Mr. Yarbrough stated that DEQ signed a consent order for the tires, he is just waiting for his signed copy. He also stated that he has been working with Chairman Hofer trying to negotiate dumping fees. He wants \$20.00 to haul the commercial trash from Bennett Road and \$33.00 per ton to dump the commercial trash at Simco Road. Chairman Hofer offered \$25.00 per ton to dump the trash and will not agree to \$33.00. Mr. Yarbrough stated that he is willing to take \$25.00 per ton to dump the trash which would be \$45.00 per ton.

Motion by Hofer, second by Wootan, to adjourn.

HOFER -AYE
WOOTAN -AYE
CORBUS -AYE

Motion carried and so ordered.

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