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

Motion by Hofer, 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.

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:

K-01-17-03 Motion by Corbus, second by Wootan, to sign the order of dismissal as St. Alphonsus Regional Medical Center withdrew the appeal.

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

Motion carried and so ordered.

K-02-17-12 Motion by Corbus, second by Wootan, to sign the order of dismissal as St. Luke’s Regional Medical Center withdrew the appeal.

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

Motion carried and so ordered.

K-03-17-05 Motion by Corbus, second by Wootan, to deny as not the obligated county. Ada County is the obligated county.

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

Motion carried and so ordered.

K-03-17-07 Motion by Corbus, second by Wootan, to approve with a reimbursement order of $50.00 per month and 50% of federal and state tax refunds as payment to begin 9/15/17.

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

Motion carried and so ordered.
K-03-17-08 Motion by Corbus, second by Wootan, to sign the amended suspension to amend start date to 4/7/17.

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

Motion carried and so ordered.

Motion by Hofer, second by Wootan, to approve the Ambulance District Expenses in the amount of $5,750.82, payable to Verizon Wireless-$199.82, RTI-$139.99, Cox Auto Body, Inc-$208.10, Valley Co-ops, Inc-$330.94, Elmore County-$4,477.87, Terry’s Truck & RV-$276.06 and Hiler Brothers Company-$118.04.

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

Motion carried and so ordered.

Motion by Hofer, second by Corbus, to approve the Pest Abatement District Expenses in the amount of $12,922.38, payable to Centurylink-$107.61, Verizon Wireless-$52.94, Adapco-$7,443.40, Carr’s Home Lumber-$17.77, D&B Supply-$62.45, Intermountain Communications-$19.08, London Fog-$83.44, James Torbert-$378.09, BOE-$66.46, Xerox Financial Services-$114.00, Mountain Home Auto Ranch-$45.84, Elmore County-$4,521.54 and Walmart Community-$9.76.

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

Motion carried and so ordered.

Motion by Hofer, second by Corbus, to approve the Certificate of Residency applications for Jared Neil Day and Luisa A. Garcia.

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

Motion carried and so ordered.

Motion by Hofer, second by Wootan, to approve Tax Cancellation No. 1350 Davison & Sons, Inc-$0.42.

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

Motion carried and so ordered.

Motion by Hofer, second by Corbus, to approve the Recorder’s Office Report for the record only.

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

Motion carried and so ordered.
Motion by Hofer, second by Wootan, to suspend the reading of Resolution No. 623-17 and refer to it in title only.

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

Motion carried and so ordered.

Motion by Hofer, second by Wootan, to approve Resolution No. 623-17

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

Motion carried and so ordered.

**RESOLUTION NO. 623-17**

A RESOLUTION AMENDING THE BUDGET OF THE ELMORE COUNTY GOVERNMENT TO PROVIDE CONTINUING FUNDING AND ADJUST FOR CHANGES IN SPENDING PRIORITIES.

WHEREAS, The Board of Commissioners of Elmore County have the authority and duty under Article XVIII, Section 6 of the Idaho Constitution and Title 31, Chapter 6 of the Idaho Code to provide funding operations of the Government of Elmore County for expenditure of those funds; and

WHEREAS, The Board considered this adjustment to the 2017 County budget during a regular session on May 5, 2017 and the need to amend the County budget has been satisfactorily demonstrated to the Board of Commissioners.

IT IS HEREBY RESOLVED:

1. That $200,000.00 from line item 138.338.00.099.00 PILT, be transferred to line item 650.850.00.098.00 Capital Improvements for improvements to the American Legion Blvd property.
2. That $500,000.00 from line item 138.338.00.099.00 PILT, be transferred to line item 190.390.00.098.00 Justice Fund to cover expenses.

This resolution shall be effective May 5, 2017.

PASSED, at a regular meeting of the Elmore County Board of Commissioners in the County of Elmore, State of Idaho, held on the 5th day of May, 2017, upon which roll call vote was duly taken and said Resolution duly passed by a unanimous vote.

ELMORE COUNTY COMMISSIONERS
Motion by Hofer, second by Wootan, to sign the thank you letter to Simplot Livestock Co. for allowing the use of the gravel pits for aquifer recharge efforts.

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

Motion carried and so ordered.

Motion by Hofer, second by Corbus, to approve and sign the right of way application to the Department of Lands for water diversion to the gravel pits.

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

Motion carried and so ordered.

Motion by Hofer, second by Corbus, to approve and sign the contract for county fuel services with Hiler Brothers Company.

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

Motion carried and so ordered.

Sheriff Hollinshead appeared and Chairman Hofer swore in Austin Spies as “Little Sheriff” for the day.

Motion by Hofer, second by Corbus, to add the disaster resolution to the agenda as it is urgent to extend the resolution.

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

Motion carried and so ordered.

Motion by Hofer, second by Corbus, to suspend the reading of Resolution No. 624-17 and refer to it in title only.

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

Motion carried and so ordered.

Motion by Hofer, second by Corbus, to approve Resolution No. 624-17 Fifth Extension of Local Disaster Emergency.

HOFER ........................................................ -AYE
RESOLUTION NO. 624-17

FIFTH 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 5TH DAY OF MAY 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 on February 17, 2017, passed Resolution No. 615-17 (the “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 (the “Second Extension”) extending the declaration of local disaster from February 24, 2017 through March 3, 2017; and
WHEREAS, the Board on March 3, 2017, passed Resolution No. 617-17 (the “Third Extension”) extending the declaration of local disaster from March 3, 2017 through April 7; and

WHEREAS, the Board on April 7, 2017, passed Resolution No. 620-17 (the “Fourth Extension”) extending the declaration of local disaster from April 7, 2017 through May 5, 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 desires to extend the declaration of local disaster emergency from May 5th through June 2, 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 exits 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 5th day of May 2017.

ELMORE COUNTY COMMISSIONERS
Russ Duke, Central District Health Department appeared and reviewed the FY2018 budget. Elmore County is expected to see an increase of .3% in the proposed county funding as compared to the FY2017. 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.

Motion by Wootan, second by Hofer, to approve the expenses in the amount of $464,793.97.

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

Motion carried and so ordered.

Motion by Hofer, second by Wootan to approve the payroll for April 2017 in the amount of $491,177.18.

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

Motion carried and so ordered.

Jail Commander Shauna Gavin and Under Sheriff Greg Berry appeared and reviewed the bids received from Keefe Group and Summit Food Service, LLC for jail food provider and commissary services.

Motion by Corbus, second by Wootan, to accept and award the bid for jail food services to Summit Food Services, LLC with a one year contract.

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

Motion carried and so ordered.

Motion by Wootan, second by Corbus, to accept and award the bid for jail commissary services to Summit Food Services, LLC with a one year contract.

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

Motion carried and so ordered.

Motion by Hofer, second by Corbus, to adjourn for lunch and a jail inspection.

HOFER ........................................................ -AYE
WOOTAN .................................................... -AYE
Regular session resumed.

Terry Lindenberg, Treasure Valley Transit (TVT), appeared to review the transportation services and request funding. TVT receives federal 5311 grant funding from the Idaho Transportation Department to provide the public transportation services that run routes through the City of Mountain Home and out to the Air Force base. The total for the public transportation services is $218,755.00. The grant funding they received totaled $139,641.00, fares from the city route totaled $3,379.00, fares from the Air Force base route totaled $25,201.00 (the Department of Defense purchases passes for military personnel) and the City of Mountain Home contributes $20,000.00. This left a local match deficit of $30,534.00 that was covered by TVT, but they are no longer able to continue to subsidize the service at that cost. They are requesting $10,000.00 from the county to assist the city and the Air Force base in meeting the local match requirements for the grant dollars. TVT reduced service in August of 2014 and if the local match requirement is not met this year, the route may be eliminated. The annual ridership for the city route was 5,695 and the Air Force base route was 5,746 for a combined total of 11,441 riders, so the service is beneficial to the local community. From 6:00 am to 9:00 am is the Air Force base route, from 9:00 am to 2:00 pm is the city route, then from 2:00 pm to 6:00 pm is the Air Force base route again. The board will consider the request during budget time before making a final decision on the funding request.

Beth Bresnahan, Land Use and Building Department Director, gave the board an update on the Mayfield Townsite project. The project is on hold as they are having water issues. According to the Conditional Use Permit (CUP), they have conditions that are timeline sensitive and they have several delinquencies. Ms. Bresnahan will send a letter, which will include all of the delinquencies, and inform them that they need to comply with what was contained in the development agreement and Finding of Facts Conclusion of Law and Order.

Randy Cunningham appeared to get an update on his issue with the cell tower located next to the Silver Sage Estates. Mr. Cunningham is concerned that there are high levels of microwaves emitting from the tower that are causing him health issues. Ms. Bresnahan spoke with Ardell Jenkins of American Towers, who is the cell tower site manager, who stated he took meter readings at the tower site in December which showed no evidence of any RF microwave issues. She also spoke with the FCC/FAA and was told that they opened a case on the issue after speaking with Mr. Cunningham. They received pictures and the meter reading results from Mr. Jenkins and found there was no evidence of any issues at the site so they closed the case. Ms. Bresnahan stated that Mr. Jenkins was not available to come to the meeting today, but will be available on May 19th to meet with the board and answer any questions they may have. Mr. Cunningham still does not feel that the meter readings are accurate and wants the county to do further research regarding the issue. He also feels that the cell tower company is not following the conditions of the CUP and that county needs to look into that as well. Ms. Bresnahan will contact Mr. Jenkins to schedule a meeting with the commissioners.
Motion by Hofer, second by Corbus, to go into Executive Session pursuant to I.C. 74-206(c) to discuss acquisition of real property. Roll call vote was taken.

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

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

Motion carried and so ordered.

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