

COMMISSIONERS MINUTES

NOVEMBER 3, 2023

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 Chairperson Al Hofer, Commissioners Bud Corbus and Crystal Rodgers, Prosecutor Shondi Lott and Deputy Clerk Vicky Trevathan.

Motion by Hofer, second by Corbus, to go into Executive Session pursuant to I.C. 74-206(1)(d) – 31-874 to discuss indigent applications. Roll call was taken.

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

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

NM-10-23-02 Motion by Hofer, second by Corbus, to deny as the applicant cancelled her interview and withdrew her application.

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

Motion by Hofer, second by Corbus, to go into Executive Session pursuant to I.C. 74-206(1)(b) to discuss a personnel issue. Roll call was taken.

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

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

Motion by Hofer, second by Rodgers, to approve the minutes for October 20, 2023.

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

Motion by Hofer, second by Rodgers, to approve the bi-weekly payroll for October 20, 2023.

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

Motion by Hofer, second by Corbus, to approve the Liquor License transfer from Elk Valley Ranch to Elk Valley Golf & RV, LLC.

CORBUS -**AYE**
RODGERS -**AYE**
HOFER -**AYE**

Motion carried and so ordered.

Motion by Hofer, second by Corbus, to approve the Certificate of Residency applications.

CORBUS -**AYE**
RODGERS -**AYE**
HOFER -**AYE**

Motion carried and so ordered.

Amber Sloan appeared before the Board with Judy Lindman to request a Tax Hardship regarding RPA02980010080A.

Motion by Corbus, second by Rodgers, to approve tax cancellation on RPA02980010080A as presented.

CORBUS -**AYE**
RODGERS -**AYE**
HOFER -**AYE**

Motion carried and so ordered.

Correspondence regarding Pledge of Allegiance was reviewed and noted by the Board.

Seth Griggs appeared before the Board to discuss National Center for Public Lands Assessment.

Nickie Campbell, Amber Sloan, Traci Colton, Deb Marceau and Jolee Godfrey appeared before the Board to discuss the processes and procedures regarding the death of a Veteran.

Mike Hollinshead appeared before the Board to discuss the purchase of Taser Cartridges. Request for authorization to expend funds for Tree trimming tabled.

Motion by Hofer, second by Corbus, to authorize the Sheriff to purchase Taser Cartridges.

CORBUS -**AYE**
RODGERS -**AYE**
HOFER -**AYE**

Motion carried and so ordered.

Elected Officials meeting was held. Present at the meeting were Mike Hollinshead, Amber Sloan and Josh Dison.

Mike Hollinshead provided a check in the amount of \$11,968.00 from the sale of 5 vehicles at were taken to be auctioned.

Amber Sloan and Josh Dison provided updates to the Board regarding their departments.

AJ Holtz appeared before the Board to discuss a personnel issue.

Motion by Hofer, second by Corbus, to go into Executive Session pursuant to I.C. 74-206(1)(b) to discuss a personnel issue. Roll call was taken.

CORBUS -**AYE**

RODGERS -**AYE**

HOFER -**AYE**

Motion carried and so ordered.

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

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

CORBUS -**AYE**

RODGERS -**AYE**

HOFER -**AYE**

Motion carried and so ordered.

Motion by Hofer, second by Rodgers, to go into Executive Session pursuant to I.C. 74-206(1)(f) to discuss pending litigation. Roll call was taken.

CORBUS -**AYE**

RODGERS -**AYE**

HOFER -**AYE**

Motion carried and so ordered.

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

Motion by Hofer, second by Corbus, to approve the expenses in the amount of \$374,801.12.

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| Justice Fund | \$ 69,701.63 |
| Current Expense | \$ 182,062.25 |
| Indigent/Pension | \$ 2,293.52 |
| District Court | \$ 13,380.34 |
| Ambulance District | \$ 9,144.44 |
| Pest Abatement District | \$ 272.97 |
| Revaluation | \$ 470.98 |
| Drug Court | \$ 4,264.55 |
| Juvenile Tobacco Tax Grant | \$ 442.48 |
| E-911 | \$ 2,997.98 |
| Fair | \$ 184.84 |
| Junior College | \$ 800.00 |
| Solid Waste | \$ 26,000.09 |
| Noxious Weed | \$ 161.14 |

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| Planned Development | \$ 6,721.15 |
| Capital Improvement | \$ 7,557.27 |
| LATCF Funding | \$ 48,325.49 |
| DMV Trust Fund | \$ 20.00 |
| CORBUS | -AYE |
| RODGERS | -AYE |
| HOFER | -AYE |

Motion carried and so ordered.

A public hearing was held regarding an Appeal of the Planning and Zoning Commission’s Decision to Revoke IRWS LLC’s (“IRWS”) Simco Road Regional Landfill (“Landfill”) Conditional Use Permit, issued on October 2, 1997 was opened at 1:38 pm. Chairman Hofer asked if anyone had any documents to be submitted for the record. No documents were submitted. Mitra Mehta-Cooper - Land Use and Building Director provided a Staff Report. Abbey Germaine - Council for Land Use provided information to the Board. Also present were James Roddin – Elmore County Code Enforcement Officer. Cindy Liles - HDR, John Carlton - HDR, Aaron Scheff - DEQ, Michelle Frazier - IRWS, Matt Beeter - DEQ, Brent Copes - CDH, were present via zoom. Edward Dindinger – Outside Litigation Attorney for IRWS, LLC spoke on behalf of IRWS. Dave Weddle spoke as neutral.

Public Hearing Closed at 2:46 p.m.

Motion by Hofer, second by Rodgers, to deny the appeal and affirm the Planning and Zoning Commissions revocation.

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| CORBUS | -AYE |
| RODGERS | -AYE |
| HOFER | -AYE |

Motion carried and so ordered.

Motion by Hofer, second by Corbus, to affirm the Planning and Zoning Commissions imposition of enforcement fees in the amount of \$150,000.00.

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| CORBUS | -AYE |
| RODGERS | -AYE |
| HOFER | -AYE |

Motion carried and so ordered.

Recess at 2:49
 Back on Record at 2:57 p.m.

Motion by Hofer, second by Rodgers, to approve the Findings of Fact, Conclusions of Law and Order.

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| CORBUS | -AYE |
| RODGERS | -AYE |
| HOFER | -AYE |

Motion carried and so ordered.

Motion by Hofer, second by Corbus, to direct Mitra Mehta-Cooper to sign and send out the Notice of Cease and Desist.

CORBUS..... -**AYE**

RODGERS..... -**AYE**

HOFER -**AYE**

Motion carried and so ordered.

Motion by Rodgers, second by Hofer, to approve the Temporary Hauling Agreement with Timber Creek.

CORBUS..... -**AYE**

RODGERS..... -**AYE**

HOFER -**AYE**

Motion carried and so ordered.

Motion by Hofer, second by Rodgers, to go into Executive Session pursuant to I.C. 74-206(1)(f) to discuss pending litigation. Roll call was taken.

CORBUS..... -**AYE**

RODGERS..... -**AYE**

HOFER -**AYE**

Motion carried and so ordered.

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

Motion by Rodgers, second by Corbus, to adjourn.

CORBUS..... -**AYE**

RODGERS..... -**AYE**

HOFER -**AYE**

Motion carried and so ordered.

/S/ ALBERT HOFER, Chairperson

ATTEST: /S/ SHELLEY ESSL, Clerk