

Valley County Board of Commissioners

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**IN THE OFFICE OF THE VALLEY COUNTY BOARD OF COMMISSIONERS
CASCADE, IDAHO
August 28, 2023**

PRESENT: **ELTING HASBROUCK (CHAIRMAN)**
 SHERRY MAUPIN (COMMISSIONER)
 NEAL THOMPSON (COMMISSIONER)
 DOUGLAS MILLER (CLERK)

Chairman, Elting Hasbrouck led the Pledge of Allegiance.

Action Item: Chairman Hasbrouck presented the commissioners' agenda for August 28, 2023. Commissioner Maupin made a motion to approve the commissioners' agenda for August 28, 2023. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to approve the commissioner's agenda for August 28, 2023.

Chairman Hasbrouck advised that the claims scheduled for today would be presented on September 5, 2023.

Action Item: Assessor, Sue Leeper presented on market value cancellation number 2 for Parcel# RP005970020140 and explained the reason for the requested cancellation. Commissioner Thompson made a motion to approve market value cancellation for Parcel# RP005970020140. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed.

Action Item: Assessor Leeper presented on market value cancellation number 3 for Parcel# RPC04730000120 and explained the reason for the market value cancellation request. Commissioner Maupin made a motion to approve market value cancellation for Parcel# RPC04730000120. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed market value cancellation request.

Assessor Leeper presented on the Assessor's conference that occurred last week.

Action Item: Clerk, Douglas Miller provided an updated to the commissioners regarding the new financial software program. Grant Writer, Mackenzie Castor presented the notice of public hearing on the status of the funded activities for the Yellow Pine Idaho Community Block Grant

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Program. Chairman Hasbrouck made a motion to approve the Yellow Pine Idaho Community Block Grant Application Public Hearing date of September 5, 2023. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the Yellow Pine Idaho Community Block Grant Application Public Hearing date of September 5, 2023.

Action Item: Grant Writer, Mackenzie Castor presented on the letter of support for the Farm to Market and Elo Road Rehabilitation Project and presented the Local Transportation Grant program application. The commissioners reviewed the grant application had questions regarding the application regarding what type of work would be completed. Grant Writer, Mackenzie Castor provided a brief description but also advised that Road Director, Jeff McFadden could provide a more clearly defined account of the work that would be conducted. Commissioner Thompson made a motion to approve the grant application and letter of support for the Farm to Market and Elo Road Rehabilitation Project. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the grant application and letter of support for the Farm to Market and Elo Road Rehabilitation Project.

Prosecuting Attorney, Brian Naugle provided the commissioners with an update regarding criminal cases that they are currently prosecuting. He provided the commissioners with an overview of the jury trial that occurred which resulted in a hung jury and advised that the trial would be reset. He informed the commissioners about the work that was being conducted by Chief Deputy Prosecuting Attorney, Brian Oakey related to civil cases. He briefly updated the commissioners on the new prosecuting attorney software that was being utilized and he reported on the Zipler fiber upgrade.

Sheriff, Kevin Copperi informed the commissioners that the Sheriff's Office had been extremely busy and reported on the statistics of the Valley County Jail. He reported to the commissioners that the Valley County Jail had passed the annual inspection. He discussed the retirement of one employee and resignation of another employee. He informed the commissioners that human resources had advertised the openings. He also presented to the commissioners that the City of Cascade would be reviewing the policing contract with Valley County during their city council meeting tonight.

Chief Deputy Treasurer, K.C. Mauk updated the commissioners on the warrants of distraint letters that were mailed out to property owners who were delinquent on their property taxes. She mentioned that Treasurer Defoort was working with the Idaho State Tax Commission on the new tax bills. She provided the commissioners with an update regarding the software conversion that the Treasurer's Office was working through. Chairman Hasbrouck asked about the letters that were mailed out and to the property tax owners that were late with their payment and Chief Deputy Treasurer Mauk responded accordingly.

Building Director, Annette Derrick presented on a building permit extension request #17-165 and advised that it was a second request for extension but advised that the builder believed that the final build would be completed by October of 2023. She also informed the commissioners that the project was almost complete. Commissioner Thompson made a motion to allow the building permit extension. CM seconded the motion. No further discussion, all in favor. Motion passed.

Building Director, Annette Derrick reported that the office had processed 416 building permits and provided an overview of the permits that had been issued. She also reported on the new financial software that would be going live in January of 2024 to assist with the building permitting process.

Human Resource Director, Mike Savoie provided the commissioners with an update regarding the recruitment process and reported that there has been an increase of individuals from Ada County who are interested in positions. He reported that September of 2023 would be open enrollment for benefits for Valley County employees. He informed the commissioners that the leased workforce house would be available, and he already had a new renter scheduled to move in the end of the month.

IT Director, Jeremy Wilcox provided the commissioners with an update on the financial software upgrades. He also informed the commissioners that the upgrades for the internet to the Prosecuting Attorney's Office was scheduled for next month. He also updated the commissioners on the upgrades that would be occurring at the Lake Fork Building. He reported that Valley County experienced a lighting strike during the storm last week and advised that the commissioners of the damage that was caused. He described the network upgrades that would be conducted during the winter of 2023.

Action Item: Planning & Zoning Director, Cynda Herrick presented on 5 Bar 5 Subdivision final plat and development agreement. Chairman Hasbrouck made a motion (Capture language provided by Cynda). Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed.

Planning & Zoning Director, Cynda Herrick reported on additional final plats that were currently being processed and reminded the commissioners about the Public Hearing that was scheduled on September 5, 2023.

Chairman Hasbrouck informed the commissioners that Recreation Director, Larry Laxson was unable to attend the meeting but provided the commissioners with an update on what Recreation Director Laxson had been focusing on.

Action Item: Facility Director, Scott Clingan presented on the recycling center public works contract with Dalrymple and a change order request. He explained that the commissioners needed to determine if they wanted to require a bond on the project or not. Commissioner Maupin made a motion to approve the change order request for the cost of the bond for Dalrymple Construction. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed.

Facility Director, Scott Clingan presented the public works contract with Dalrymple for the construction of the Valley County Recycling project. Commissioner Maupin made a motion to approve the construction of the Valley County Recycling Center project. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to approve the construction of the Valley County Recycling Center project with Dalrymple.

Action Item: Facility Director, Scott Clingan presented the KBS Professional Services agreement for the cleaning of the Valley County Courthouse, Sheriff's Office and EOC building.

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Chairman Hasbrouck made a motion to approve the KBS Professional Services agreement for janitorial services for the Valley County Courthouse, Sheriff's Office and EOC Building.

Facility Director, Scott Clingan reported that there were 122 cars that utilized the Household Hazardous Waste program. He advised that the recycling center containers had been moved in preparation for the new building. He informed the commissioners that Valley County had the annual fire suppression inspection conducted. He also reported on the work that was completed by the City of Cascade on the watermain leak, but he has not heard if they will be repairing the geothermal line. He reported on maintenance that was being conducted on equipment in preparation for winter. He informed the commissioners that he did purchase a snowblower for the recycling center to conduct snow removal. He presented on additional maintenance that would be conducted on building equipment. He also advised that he would be researching the possibility of purchasing new laundry machine for the Valley County Jail.

Public Relations, Makenzie Kramer provided the commissioners with an update regarding public relations work she had been conducting and presented on statistics users of the Valley County Website. She reported Valley County was seeing approximately 8,000 new users each month. She also discussed the social media posts that have been occurring and reported that the top post was related the Valley County Fair & Rodeo and reached approximately 75,000 users. She provided the commissioners with an update regarding her interaction with Valley County leadership. She had questions regarding the Valley County EMS District ballot matter and wanted clarification on the content that would be provided to the public. The commissioners advised that it would be funded by the Valley County EMS District fund. Clerk, Douglas Miller requested that a social media post be done related to the Valley County Facility Tour.

Road Director, Jeff McFadden reported on road maintenance work that was being conducted and disclosed that the storm last week did postpone a few projects. He reported on a few paving projects that were in process. He informed the commissioners that the new office employee started last week. The commissioners had specific questions on a few projects and Road Director McFadden responded accordingly. He also reported to the commissioners about safety flagging that he would be placing on the S-Bridge in preparation for the winter.

Road Director, Jeff McFadden began the discussion related to the heavy trucks use on county roads. Commissioner Maupin voiced her concerns regarding how the heavy truck use were damaging Valley County Roads. The commissioners debated the course of action that would be available to ensure that commercial entities are financially responsible to assist with maintenance of county roads because of the use. The commissioners wanted to contact other counties to find out what was being done across the state.

Action Item: Road Director, Jeff McFadden presented on Whispering Creek Road Development agreement. Planning & Zoning Director, Cynda Herrick presented on the conversation that occurred with the developer related to the proposed road development agreement. She described the options that were discussed. Mr. Skyler Chambers with Whispering Creek Estates provided information to the commissioners regarding the development that was being proposed. The commissioners were in support of the proposed road development agreement as presented.

The next road development agreement was for Paddy Flat Road. Commissioner Maupin provided the concerns that were mentioned during the Road Development Agreement workshop

that occurred on August 21, 2023. Mr. Jim Neal who was planning on developing a subdivision on Paddy Flat Road provided a presentation to the commissioners regarding his proposal for the road development agreement. The commissioners discussed the amount of work that was needed on Paddy Flat Road and deliberated on what would be acceptable. Chief Deputy Prosecuting Attorney, Brian Oakey provided the commissioners with a legal opinion on the process. Planning & Zoning Director, Cynda Herrick provided additional information to the commissioners. The commissioners proposed a 70' right of way and additional requirements.

The next road development agreement was for the Shaw Family Road Development agreement. Mr. James Fronk who was representing the Shaw Family provided a presentation to the commissioners regarding a proposed road development agreement. The commissioners advised that what was being proposed needed to have legal review and could not commit future boards to the proposal. The commissioners felt that the Shaw Family Road Development needed to be tabled for at least two weeks.

Action Item: McCall City Planner, Brian Parker presented on PUDF-23-02 & FP23-02 176 Coy Road and Coy Estates Subdivision described the final plan and final plat proposal to the commissioners. Commissioner Maupin made a motion to approve the final plat for PUD23-02 & FP23-02. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to approve PUDF-23-02 & FP23-02 176 Coy Road and Coy Estates Subdivision.

Chairman Hasbrouck opened the workshop with Idaho Water Resources and Bureau of Reclamation to discuss Water District 65D Boulder Creek Administration Expansion. Mr. Ron Sherpa provided a presentation and a proposal to the commissioners that was being considered. He specifically referred to the Payette Basin and the water rights that are in concern are within the tributaries. He advised that the citizens were proposing to create an association and enter a contract with the Bureau of Reclamation. He described the process and how it would impact the users. Mr. Matt Howard who was with the Bureau of Reclamation introduced Mr. Peter Cooper, Mr. Ryan Hendrick, and Ms. Gail Gigurey. He provided an overview of the creation of Bureau of Reclamation and the responsibility of the organization. He discussed the dams that were constructed to store water to include Arrow Rock Dam, Cascade Reservoir. He advised that they were in attendance to hear the proposal from the proposed association and determine if an agreement could be reached. The commissioners had the opportunity to ask questions to Mr. Howard and he responded accordingly. He described the availability of potential water sources that could be negotiated for water storage. He also presented on the Salmon flow augmentation and advised that was committed to another area. He described the willing buyer and willing user program. Commissioner Thompson questioned Mr. Howard on why the users were seeing an increase in cost to utilize water. Mr. Howard advised that he presented on potential drivers that were increasing the cost, but he was unaware of the specifics. Mr. Howard provided the commissioners with the available water sources that could be available as Cascade 16, 474 AF "Committed", Deadwood-25, 515 "Conserved", Black Canyon 30, 721AF "Historical Use". He described the process which would require an environmental analysis. He explained that the water rights application that was filed for Black Canyon. Mr. Ken Roberts had questions for Mr. Howard regarding the availability of the water sources presented. Mr. Ron Sherpa provided an historical account of how waters were brought into the accounting system and described what was being requested. He also advised the benefit that could be accomplished for all users if the proposal was accepted. Mr. Phil Davis described why the matter was brought to the commissioner's attention and he presented on how the proposed increases in cost would impact

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the users. He specifically asked about the availability of water presented on Cascade Reservoir and had questions directly for Bureau of Reclamation. Mr. Howard provided an overview of the proposal that the Bureau of Reclamation was able to provide and the hurdles that would need to be overcome. He also made recommendations for the existing users to become educated before a proposal was submitted to acquire water supply. He advised that Bureau of Reclamation was willing to sit down with the stakeholders to see if there was a solution. Chairman Hasbrouck asked what the next steps would be. Mrs. Laura Bettis who represents Norwood Ranch provided her opinion regarding the potential next steps and had concerns with creating an association if the long-term goal was uncertain. Mr. Phil Davis requested that Valley County be involved with the application for the available water that was presented. Mr. Sherpa provided his opinion to those in attendance. Mr. Howard wanted to clarify what continued discussions could be had with the Bureau of Reclamation. He wanted to make sure that everyone was aware that all individuals must be treated the same and explained everything that needed to be considered. Commissioner Maupin discussed possible complications if Valley County was to apply behalf of all water users. Mr. Roberts provided further information to the commissioners and the impact of increased costs for water users and felt that the problem needed to be solved. He did provide suggestions that could be done to resolve the issue but wanted to know if the Bureau of Reclamation should have a formal proposal for review and consideration. The commissioners offered support and wanted to continue to be supportive. Mr. Sherpa described the next steps that he would like to see which would be the water users, Idaho Department of Water Resources and Bureau of Reclamation to have a meeting to discuss options moving forward.

Chairman Hasbrouck opened the Public Hearing at 1:15 p.m. for the Valley County Fiscal Year 2024 Budget. Clerk, Douglas Miller provided a staff report for the commissioners and included a PowerPoint presentation that would be available upon request from the Valley County Clerk's Office.

Chairman Hasbrouck asked for any public testimony from those in opposition. The record would reflect no one testified.

Chairman Hasbrouck asked to hear testimony from that undecided. The record would reflect no there was no one in attendance who testified.

Chairman Hasbrouck asked for individuals who were a proponent of the proposed budget. The record would reflect that there was no testimony.

Ms. Karen Johnson had questions related to property tax relief. Clerk, Douglas Miller presented on House Bill 292.

Chairman Hasbrouck closed the Public Hearing at 1:54 p.m. It was advised that the formal adoption of the Valley County Fiscal Year 2024 Budget would occur by resolution on September 6, 2023.

Chairman Hasbrouck advised that the Valley County Board of County Commissioners would be convening as the Valley County EMS District Board. Chairman Hasbrouck opened the Public Hearing for the Valley County EMS District 2024 Public Hearing at 2:00 p.m.

Clerk, Douglas Miller provided a staff report to the commissioners regarding the Valley County EMS District Fiscal year 2024 Budget.

Chairman Hasbrouck asked for testimony from those in opposition. The record would reflect that there was no testimony.

Chairman Hasbrouck asked for testimony from those who were uncommitted. The record would reflect that there was no testimony.

Chairman Hasbrouck asked for testimony from those who were proponents. The record would reflect that there was no testimony.

Chairman Hasbrouck closed the Public Hearing at 2:05 p.m. It was advised that the Valley County EMS District Fiscal Year 2024 Budget would be approved by resolution on September 6, 2023.

Action Item: Chairman Hasbrouck presented the commissioner meeting minutes from August 21, 2023. Commissioner Thompson made a motion to approve the commissioner meeting minutes from August 21, 2023. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the commissioner meeting minutes from August 21, 2023.

Action Item: Chairman Hasbrouck presented the letter of support for the City of McCall Community Wildfire Defense Grant. McCall Grant Writer, Delta James provided an overview of the grant opportunity. The commissioners had the opportunity to ask questions to Delta James and she responded accordingly. Commissioner Maupin made a motion to approve the letter of support for the City of McCall Community Wildfire Defense Grant. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed approve the letter of support for the City of McCall Community Wildfire Defense Grant.

Action Item: Lindsey Harris, Executive Director of West Central Mountain Economic Development Council presented on the EDPro Agreement with Idaho Department of Commerce. She also provided the commissioners with an exhibit related to proposed work for Fiscal Year 2024. She also informed the commissioners about the functions of WCMEDC. Commissioner Maupin made a motion to approve the EdPro Agreement with Idaho Department of Commerce. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed EdPro Agreement with Idaho Department of Commerce.

Chairman Hasbrouck began the discussion related to the Tamarack Resort Capital Contribution Agreement. Planning & Zoning Director, Cynda Herrick provided an overview of the process that would be taking place during the meeting between Valley County and Tamarack Resort. Tamarack Resort President, Scott Turlington provided an overview of the capital contributions that have made to Valley County in the past and presented on the next steps of the project. Attorney, Steve Milleman also presented on the phases that have been completed for the Tamarack Resort Projects and the next steps of the proposed capital contribution agreements. There was also discussion regarding a potential traffic light within the City of Donnelly. Mr.

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Turlington reported on the regional transportation plan that Tamarack had agreed upon and disclosed the commitment from Tamarack to continue to support regional transportation. He also discussed the workforce housing that had been built for Tamarack Resort and presented on the school that was on site. He also reported on the Fire & Emergency building that was constructed and the hope to have it staffed. He encouraged the commissioners to fully review the Capital Contribution Agreement which was the document to be referred to. Commissioner Maupin voiced concerns regarding the increased traffic for the proposed marina that was being discussed. Tamarack Resort presented on the phases of Tamarack Resort and explained the timeline to the commissioners of the phases that have been completed and the proposed timeline for the upcoming phases. Mr. Milleman felt that Tamarack Resort needed to be included in the beginning with Valley County regarding potential construction of the S-Bridge. Scott Turlington asked how often the commissioners wanted to review the existing capital contribution. The commissioners proposed at least an annual review of the capital contribution and suggested another review in the winter of 2023. Planning & Zoning Director, Cynda Herrick asked if the commissioners wanted to adjust the capital contribution agreement to focus on approaches and new roads. The commissioners appreciated the update and agreed that another meeting would be scheduled.

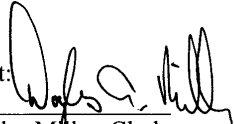
Action Item: Stephanie Nelson with Wildfire Prevention Associates presented on the Good Neighbor Authority Agreement between Valley County and the Payette National Forest. Mr. Brian Davis with the Payette National Forest provided an overview of the Good Neighbor Authority Agreement and answered questions that the commissioners had regarding the position. Chairman Hasbrouck made a motion to approve the approval of the professional services agreement with Wildfire Prevention Associates. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the profession services agreement with Wildfire Prevention Associates.

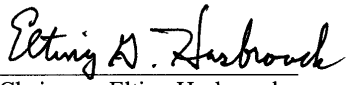
Action Item: Sheriff, Kevin Copperi and Lieutenant, Mike Lacroix presented on Resolution 23-16 to establish a fee for medical services for nonindigent inmates as authorized in Idaho Code 20-619. He explained the reason for the proposed resolution. Chairman Hasbrouck made a motion to approve Resolution 23-16. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to approve Resolution 23-16.

Chairman Hasbrouck made a motion to go into Executive Session per Idaho Code 74-206 1(b)-“To consider the evaluation dismissal or disciplining of, or to hear complaints or charges brought against, a Public Officer, employee, staff member, or individual agent, or public-school student.”-Personnel Commissioner Maupin seconded the motion. No further discussion, by roll call vote all commissioners voted “aye”. The commissioners went into Executive Session per Idaho Code 74-206 1(b)-at 4:10 p.m.

Chairman Hasbrouck brought the commissioners out of Executive Session per Idaho Code 74-206 1(b)-Personnel at 5:15 p.m. No decision was made after the Executive Session per Idaho Code 74-206 1(b).

The commissioners adjourned at 5:16 p.m.

Attest: 
Douglas Miller, Clerk


Chairman, Elting Hasbrouck

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VALLEY COUNTY COMMISSIONERS MEETING AGENDA Monday August 28, 2023

Valley County adheres to ADA requirements. If anyone requires an accommodation, please contact the County Clerk, Douglas Miller prior to the meeting.

PROPOSED AGENDA Note: Any item(s) in need of a motion will be described in the agenda under the appropriate section.

9:00 Call to Order – Pledge of Allegiance – Approve Agenda

9:05 **Action Item:** Claims, Board Order Claims & Junior College Tuition- Senior Deputy Auditor, Rheta Clingan

9:10 **Elected Official Reports/Discussion**

Assessor – Sue Leeper

Action Item: Sign Valley County Assessors Request for Cancellations of Market Value Cancellation Number 2, Parcel Number RP005970020140 and number 3, Parcel Number RPC04730000120

Clerk – Doug Miller

Action Item: Sign Notice of Public Hearing on the Status of Funded Activities for Yellow Pine
Sign Letter of Support for Farm to Market and Elo Rehabilitation Project
Approve Local Transportation Grant Program Application

Prosecutor – Brian Naugle

Sheriff – Kevin Copperi

Treasurer – Johanna Defoort

Department Head Reports - 5 Minutes each

Building Department – Annette Derrick

Action Item: Sign Building Permit Extension Request #17-165 2nd

Court Services – Skip Clapp

Extension Office- Melissa Hamilton

Human Resources/Risk Management – Mike Savoie

Information Technology – Jeremy Wilcox

Planning and Zoning-Cynda Herrick

Action Item: 5 Bar 5 Subdivision Final Plat and Development Agreement

Parks and Recreation- Larry Laxson

10:30 Buildings and Grounds / Solid Waste- Scott Clingan

Action Item: Recycling Center Public Works Contract
KBS Professional Services Agreement

10:45 Public Relations – McKenzie Kraemer

11:00 Road & Bridge Presentation- Jeff McFadden

Action Item: Discussion/Decision Regarding Koskella Road
Discussion/Decision Regarding Shaw Family Road Development Agreements
Discussion/Decision Regarding Paddy Flat Road Development Agreements
Discussion/Decision Regarding Whispering Creek Road Development Agreement

11:30 **Action Item:** PUDF-23-02 & FP-23-02 176 Coy Rd

Coy Estates Subdivision – Denise Carter & Corby Garrett

An application for a Planned Unit Development Final Plan and Subdivision Final Plat to create 8 single-family lots out of an existing parcel of 9.22 acres. The property is zoned R1 – Residential 1 Acre, and is more particularly described as:

Tax Parcel No. 22, situate in the E ½ of the SE ¼ of Section 18, T18N, R3E, B.M., Valley County, Idaho.

11:45 Commissioner Discussion

Action Items: Meeting Minutes of August 21, 2023
Letter of Support for City of McCall for Community Wildfire Defense Grant
EdPro Agreement with Idaho Department of Commerce

12:00 **Action Item:** Workshop with Idaho Water Resources and Bureau of Reclamation to Discuss Water District 65D Boulder Creek Administration Expansion

1:00 **Action Item/Public Hearing:** Valley County Fiscal Year 2024 Budget Hearing

2:00 **Action Item/Public Hearing:** Convene as Valley County EMS District Board Valley County EMS Fiscal Year 2024 Budget Hearing

2:15 **Action Item:** Tamarack Resort Capital Contribution Agreement

- 3:30 Presentation from Wildfire Prevention Associates-Stephanie Nelson
Action Items: Discussion/Decision on Good Neighbor Authority Agreement Between Valley County and Payette National Forest Professional Services Agreement with Wildfire Prevention Associates
- 4:00 **Action Item:** Sign Resolution No. 23-16 Establishing A Fee for Medical Services for Nonindigent Inmates as Authorized by Idaho Code 20-619
- 4:00 **Action Item:** Executive Session per Idaho Code 74-206 1(b) "To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public-school student"-Personnel

Opportunity for General Public to Present to Commissioners

Adjourn

COMMISSIONERS FUTURE MEETING DATE
Tuesday September 5, 2023