

Valley County Board of Commissioners

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**IN THE OFFICE OF THE VALLEY COUNTY BOARD OF COMMISSIONERS
CASCADE, IDAHO
October 10, 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 October 10, 2023. Commissioner Thompson made a motion to approve the commissioners' agenda for October 10, 2023. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the commissioners' agenda for October 10, 2023.

Senior Deputy Auditor, Rheta Clingan presented the claims, board order claims to the commissioners. The commissioners had questions regarding the claims and board order claims. Senior Deputy Auditor, Rheta Clingan and Clerk, Douglas Miller responded accordingly.

Fiscal Year 2023 Claims

| | |
|------------------------|---------------|
| General Fund | \$ 223,873.16 |
| Road & Bridge | \$ 155,934.98 |
| District Court | \$ 1,182.84 |
| Fair | \$ 88.79 |
| Election Consolidation | \$ 2,277.58 |
| Solid Waste | \$ 39,032.39 |
| Revaluation | \$ 10.12 |

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| | |
|----------------------|---------------------------|
| Weeds | \$ 160.12 |
| Waterways | \$ 4,152.96 |
| Title III Funds | \$ 8,150.00 |
| Extension Agent Fund | \$ 671.98 |
| ARPA Funds | \$ 259.23 |
| PILT Fund | \$ 24,695.00 |
| <hr/> Total: | <hr/> \$460,489.15 |

Action Item: Commissioner Maupin made a motion to approve the claims, board order claims and junior college tuition application as presented. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to approve the claims, board order claims and junior college tuition application as presented.

Assessor, Sue Leeper provided an update to the commissioners related to the solid waste fee audit. She advised that there were additional properties that were added. She also reported that the Southern Valley County Recreation District audit had been completed and she reported on the additional properties that were added. She presented on the Board of Tax Appeals hearings that had been occurring over the last several weeks. Chairman Hasbrouck asked about the status of the Southern Valley County Recreation District.

Clerk, Douglas Miller provided the commissioners with an update on matters involving the Clerk's Office.

Prosecuting Attorney, Brian Naugle presented the engagement letter for the commissioners to consider. Commissioner Maupin made a motion to approve the signing of the engagement letter. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed.

Prosecuting Attorney Naugle reported on the case load of the Prosecuting Attorney's Office and advised that they would be conducting interviews for the civil attorney position and legal administrative staff. Commissioner Maupin asked about the status of a couple of cases and Prosecuting Attorney Naugle provided a response. Chairman Hasbrouck asked about the status of the improved internet services at the AmeriTitle building and Prosecuting Attorney Naugle provided a response.

Sheriff, Kevin Copperi informed the commissioners that the Sheriff's Office hired two new patrol deputies who have several years of experience. He reported on the number of inmates at the Valley County Jail and the arrests that have been occurring within Valley County.

Treasurer, Johanna Defoort informed the commissioners about the preparation of the tax drive that is being conducted by the Treasurer's Office. She thanked the Assessor's Office for conducting an audit on the solid waste fees and the recreation fees. She reported on the collaborative work that she was doing with the Assessor's Office regarding homeowner's exemption violations. She reported on the work that was being done with the new computer software and she provided an overview of the capabilities of the software.

Treasurer Defoort presented on her request for a tax cancellation 23-06 for Parcel #RPC0440005014A and explained the reason for the tax cancellation request. CT made a motion to approve the tax cancellation request. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve tax cancellation for parcel #RPC0440005014A.

Juvenile Probation Officer, Dee Dee Phillips reported on the Alive at 25 program that she facilitated on Saturday. She informed the commissioners that there were zero juveniles in custody in Ada County. She provided an update to the commissioners regarding meetings that she has upcoming including a meeting with Averhealth to discuss the urine analysis test that they have available. She reported that there were 1534 urine analysis tests given by the probation department and reported that there were 3 positive tests for fentanyl, 108 for THC, 64 for meth, 65 for alcohol and 180 tests that were diluted. She reported on additional meetings that she would be attending as well as courses that she would be teaching. She also provided the commissioners with an update regarding individuals on probation for the Valley County Court Services Department. Chairman Hasbrouck asked about the ability to have a crisis center within Valley County and Dee Dee Phillips explained what was currently being developed in Valley County.

University of Idaho Extension Educator, Melissa Hamilton reported on a new hire for the full time 4-H Assistant, Alea Buckner. She reported on a drone class that was facilitated by 4-H Coordinator, Alysson Stats. She provided an update of coalition/committee work that she has been involved with across the State of Idaho and with a city in California. She reported on the annual reporting requirements that she would be working on within the next few months. She also presented an open position that was created by a grant and described the position.

Action Item: University of Idaho Extension Educator, Melissa Hamilton presented the cooperative agreement for University of Idaho Extension Programs. Commissioner Thompson made a motion to approve the cooperative agreement for University of Idaho Extension Programs. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the cooperative agreement for the University of Idaho Extension Programs.

Human Resource Director, Mike Savoie provided the commissioners with an update of new hires that have been made for positions that Valley County had. He reported on applications that have been received for legal assistant positions and deputy prosecuting attorney positions. He reported that he was putting the final touches on a job description for the fire mitigation specialist positions.

Recreation Director, Larry Laxson informed the commissioners about the status of the network connection at the Lake Fork office. He provided the commissioners with an accounting breakdown of revenue collected on Valley County parking lots and campgrounds that are leased and owned by Valley County. Commissioner Maupin asked about how the revenue was utilized and Larry reported that the funds that are received are reinvested into the parking lots and campgrounds. The commissioners had an in-depth conversation regarding the Boulder Lake campground and the vaulted toilet at the location. Larry reported on the C.U.P. application that would be submitted for the Clear Creek Campground and he was hoping that would be ready in the future. He advised that he was working with Human Resource Director, Mike Savoie to begin

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hiring for snow grooming. The commissioners asked about several grant projects and Larry reported on the delay of RTP funding and he had hoped that there would be the ability to receive funds. The commissioners did not want a delay in the Cabarton project and requested that Larry begin working on the project for Cabarton.

Action Item: Chairman Hasbrouck made a motion to go into Executive Session per Idaho Code 74-206 1(f)-“To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement.”-Litigation 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(f)-Litigation at 10:13 a.m.

Chairman Hasbrouck brought the commissioners out of Executive Session per Idaho Code 74-206 1(f)-Litigation at 10:44 a.m. No decision was made after the Executive Session.

Facility Director, Scott Clingan provided the commissioners with an update regarding the improvements at the Recycling Center. He also provided an update regarding the status of the grinding of the woody debris pile and discussed the contamination of the pile because an excavator was not used to pile the woody debris. He proposed an alternative solution for next year. He discussed with the commissioners that Lake Shore will probably need to supervise the pile next year because of the contamination. He discussed options for the county to consider next year. He presented on the switch to the new propane company Valley Wide and the transition that has been occurring. He reported that the facility department would be down and employees while out on medical leave.

Action Item: Facility Director, Scott Clingan presented a request to allow the haunted barn program at the Valley County Fairground for Halloween. Commissioner Thompson made a motion to approve the agreement for a special event on property owned by Valley County. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the agreement for special event on property owned by Valley County for the haunted barn program at the Valley County Fairground for Halloween.

Road Director, Jeff McFadden provided the commissioners with an update regarding the road department and road work that was being done. He discussed the preparation of winter maintenance. Commissioner Maupin asked about preparations of marking the S-Bridge and Jeff explained what was being done to improve visual safety of the bridge. He reported on road projects that had been completed. He informed the commissioners that the Profile Bridge project would be delayed until further notice and explained why there was a current delay. He informed the commissioners about the fuel bid and advised that Valley County would be utilizing the State of Idaho bided contract.

Action Item: Road Director McFadden presented five vehicles to surplus and described the condition of the vehicles to the commissioners. Commissioner Maupin made a motion to surplus the vehicles as presented by Road Director, Jeff McFadden. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to surplus the vehicles as presented by Road Director, Jeff McFadden.

Commissioner Maupin discussed her concerns with the draft master road plan that was presented by Parametrix and voiced her opinion regarding a few modifications that she would like made. She felt that a workshop needed to be conducted. The commissioners requested that a workshop with Parametrix be placed on an upcoming agenda.

Human Resource Director, Mike Savoie initially presented to the commissioners regarding the Veteran's Service Office position and his opinion if the position should be a contract employee or part time position with Valley County. Veteran's Service Officer, Jamie Coffee Kelly presented to the commissioners her status and work that she conducts on behalf of Valley County. Before the commissioners can make an informed decision, they would like to obtain additional information from Jamie Coffee Kelly to determine the formal status of the position. She provided a job description for the commissioners to review, and the commissioners requested to schedule another workshop in the future for a formal decision to be made.

Commissioner Thompson made a motion to approve the commissioner meeting minutes from October 2, 2023. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the commissioner meeting minutes from October 2, 2023.

The commissioners recessed for lunch at 12:00 p.m.

The commissioners returned from lunch at 1:02 p.m.

Action Item: Chairman Hasbrouck opened the Public Hearing at 1:02 p.m. and advised that the matter scheduled for today was a motion of reconsideration PUD 22-04, CUP-22-04, DR-22-06, and SR-22-04 Elo Road: Hatch Design for CW Hurless of Stor-IT, LLC. Chairman Hasbrouck provided an overview of what has been done and explained that because of the new information that has been provided he believed that a formal public hearing needed to take place and the commissioners agreed.

Chairman Hasbrouck formally opened the Public Hearing at 1:08 p.m. and asked if the commissioners had any ex-parte communication or conflict of interest. Commissioner Thompson advised that no ex-parte communication or conflict of interest. Commissioner Maupin and Chairman Hasbrouck advised that they had been received emails regarding the project and those letters had been submitted for the record.

McCall City Planner, Brian Parker provided the commissioners with a staff report and his opinion on the new information that was provided and explained that the McCall Planning & Zoning Commission has not reviewed the new information nor has the McCall Engineer. The commissioners had the opportunity to ask questions to McCall City Planner, Brian Parker, and Michelle Groenevelt and they responded accordingly.

Mr. Jeff Hatch with Hatch Design provided the commissioners with a presentation related to the motion of reconsideration for PUD-22-04, CUP-22-04, DR-22-06, and SR 22-04 Elo Road.

Mr. Jim Grote with the Land Group, who was the civil engineer hired for the project, presented to the commissioners regarding the proposed project.

Mr. Hatch returned to his presentation related to the proposed project.

Chairman Hasbrouck asked to hear from proponents related to the proposed project.

Mr. Kurt Hurless provided testimony to the commissioners as proponent of the proposed.

Mr. CW Hurless who resides in Eagle read a letter into the record from Cassidy Winter as a proponent related to the proposed project.

Mr. CW Hurless also provided testimony in favor of the proposed project.

Chairman Hasbrouck asked to hear from those uncommitted. No One.

Chairman Hasbrouck asked to hear testimony in opposition of the proposed project. Abbie Germain, who was representing several neighbors provided testimony to the commissioners in opposition to the proposed project.

Mr. Rick Rine, who resides in McCall, Idaho, presented in opposition to the proposed project.

Mr. Larry Shake who resides in McCall, Idaho, presented to the commissioners in opposition to the proposed project.

Ms. Joy Murphy, who resides in McCall, Idaho, presented to the commissioners in opposition to the proposed project.

Mr. Jerry Bisom, who resides in McCall, Idaho, presented to the commissioners in opposition to the proposed project.

Ms. Liz who resides in McCall, Idaho, presented to the commissioners in opposition to the proposed project.

Ms. Alice Anderson who resides in McCall, Idaho, presented to the commissioners in opposition to the proposed project.

Mr. Carl Rukalla who resides in McCall, Idaho, presented to the commissioners in opposition to the proposed project.

Ms. Becky Rine, who resides in McCall, Idaho, presented to the commissioners in opposition to the proposed project.

Mr. Ken Strode, who resides in McCall, Idaho, presented to the commissioners in opposition to the proposed project.

Chairman Hasbrouck allowed the applicant to provide a rebuttal to the commissioners.

Mr. Jeff Hatch provided rebuttal testimony to the commissioners. The commissioners again had the opportunity to ask additional questions to which Mr. Hatch responded. Mr. Jim Grute the civil engineer also provided rebuttal testimony to the commissioners.

Mr. Justine Fradine who was representing the applicant provided rebuttal testimony to the commissioners.

Mr. Scott Harris who resides in McCall, Idaho, provided testimony to the commissioners in opposition of the proposed project.

Mr. Jeff Hatch provided rebuttal testimony to the commissioners regarding the testimony provided by Mr. Scott Harris.

Action Item: Chairman Hasbrouck closed the public meeting at 2:37 p.m. and took a five-minute recess. Chairman Hasbrouck brought the matter back to the commissioners for deliberations. Chairman Hasbrouck provided his opinion regarding the Motion of Reconsideration for PUD 22-04, CUP-22-04, DR-22-06, and SR-22-04. Commissioner Maupin provided her opinion regarding the motion for reconsideration and the application. Commissioner Thompson provided his opinion regarding the application and motion for reconsideration. Commissioner Maupin made a motion to remand the application back to the McCall Joint Planning & Zoning Commission for them to consider the new information, request that they revise their recommendations to the board, request detailed information for non-approvals, ground monitoring until May of 2024, approach permit with Idaho Transportation Department. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to remand the application back to the McCall Joint Planning & Zoning Commission for them to consider the new information, request that they revise their recommendations to the board, request detailed information for non-approvals, ground monitoring until May of 2024, approach permit with Idaho Transportation Department.

Action Item: Chairman Hasbrouck began the discussion related to the right of way dedication acceptance of Shaw Ranch CUP. Road Director, Jeff McFadden provided input to the commissioners. Mr. Jim Fronk who represents the Shaw Ranch CUP and provided an overview of the property and the Road Development Agreement. Commissioner Maupin advised that Valley County needs to determine compensation and she advised that she understands the Shaw's Family concerns but felt that this was setting a precedent. Mr. Fronk made a proposal for the commissioners to consider. Commissioner Maupin felt that a formal development agreement needed to be created by the Shaw Family and the Valley County Prosecuting Attorney. Commissioner Maupin made a motion to approve the acceptance of right of a way for Shaw Ranch and for a road development agreement to be created with a 20-year expiration. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed approve the acceptance of right of a way for Shaw Ranch and for a road development agreement to be created with a 20-year expiration.

Action Item: Chairman Hasbrouck began the discussion related to the Yeshua Subdivision Road Development Agreement. Mrs. Rosio Garcia, who resides in Valley County provided information to the commissioners regarding the proposed CIP requirement. Chairman Hasbrouck made a motion to approve the road development agreement for \$7,040 for a two-lot split. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed approve the road development agreement for \$7,040 for a two-lot split.

Action Items: Chairman Hasbrouck advised going to recess as Valley County Board of County Commissioners and convene as the Valley County EMS District Board. Commissioner Maupin made a motion to approve the public relations proposal for \$12,776.80 to be expended out of the Valley County EMS District Fund. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to approve the public relations proposal for \$12,776.80 to be expended out of the Valley County EMS District Fund.

Commissioner Maupin made a motion to approve the EMS Contract with Donnelly Rural Fire. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to approve the EMS Contract with Donnelly Rural Fire District.

Commissioner Maupin made a motion to approve the EMS Contract with McCall Rural Fire District. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to approve the EMS Contract with McCall Rural Fire District.

Chairman Hasbrouck presented the EMS contract between Valley County and Cascade Rural Fire. Commissioner Maupin made a motion to approve the EMS contract with Cascade Rural Fire District. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to approve the EMS Contract with the Cascade Rural Fire District.

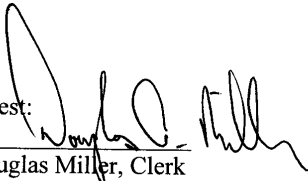
Action Item: Commissioner Maupin made a motion to go into Executive Session per Idaho Code 74-206 1(b)-“To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent.”-Evaluation. Commissioner Thompson 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 4:00 p.m.

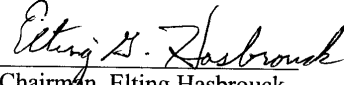
Chairman Hasbrouck brought the commissioners out of Executive Session per Idaho Code 74-206 1(b)-Evaluation at 4:47 p.m. No decision was made as it was for evaluation purposes.

Action Item: Chairman Hasbrouck made a motion to amend the agenda to add approval of fuel contract to the commissioners’ agenda at 4:50 p.m. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to amend the agenda to add approval of fuel contract to the commissioners’ agenda for 4:50 p.m.

Road Director, Jeff McFadden presented the fuel contract based on the Sourcewell State of Idaho bids. The commissioners discussed their concerns about Valley County changing fuel providers. Jeff presented his concerns with Diamond Fuel & Feed additional fees and not keeping enough fuel in the gas tanks. Commissioner Thompson made a motion to approve the Connell Oil Incorporated fuel contract. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed the Connell Oil Incorporated fuel contract.

The commissioners adjourned at 4:56 p.m.

Attest: 
Douglas Miller, Clerk


Chairman, Elting Hasbrouck

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VALLEY COUNTY COMMISSIONERS MEETING AGENDA Tuesday October 10, 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

Clerk – Doug Miller

Prosecutor – Brian Naugle

Action Item: Approve Engagement Letter

Sheriff – Kevin Copperi

Treasurer – Johanna Defoort

Action Item: Approve Valley County Cancellation of Taxes 23-06 Parcel #
RPC0440006014A

Department Head Reports - 5 Minutes each

Building Department – Annette Derrick

Court Services – Dee Dee Phillips

Extension Office- Melissa Hamilton

Action Item: Cooperative Agreement for University of Idaho Extension
Programs

Human Resources/Risk Management – Mike Savoie

Information Technology – Jeremy Wilcox

Planning and Zoning-Cynda Herrick

Parks and Recreation- Larry Laxson

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

Action Item: Agreement for Special Event on Property Owned or
Controlled by Valley County

- 10:45 **Action Item:** Executive Session per Idaho Code 74-206 1(f)-“To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement.”-Litigation
- 11:00 Road & Bridge Presentation- Jeff McFadden
Action Item: Surplus of Five Vehicles
2000 Ford F-150 165598 Miles
2013 Ram 1500 185166 Miles
2014 Ram 1500 157681 Miles
2014 Ram 1500 185166 Miles
2004 Ram 1500 169079 Miles
2016 Ram 1500 142739 Miles
- 11:30 **Action Item:** Discussion/Decision Regarding Veteran’s Service Officer to be Part Time Employee or Contractor
- 11:55 Commissioner Discussion
Action Items: Meeting Minutes of October 2, 2023
- 12:00 Recess for Lunch
- 1:00 **Action Item:** Motion of Reconsideration PUD-22-04, CUP-22-04, DR-22-06, and SR-22-04 Elo Rd: Hatch Design for CW Hurless of Stor-It, LLC
- 2:30 **Action Items:** Decision on Right of Way Dedication Acceptance from the Shaw Ranch CUP – Road and Bridge Superintendent

Yeshua Subdivision Road Development Agreement – Jeff McFadden
- 3:15 **Action Item:** Convene as Valley County EMS District Board
Approve Public Relations Proposal for EMS District
Approve Fiscal Year 2024 Contract for EMS Services with Donnelly Rural Fire District
Approve Fiscal Year 2024 Contract for EMS Services with McCall Fire Protection District
Approve Fiscal Year 2024 Contract for EMS Services With Cascade Rural Fire Protection District
- 3:30 **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”- Evaluation

Opportunity for General Public to Present to Commissioners

Adjourn

COMMISSIONERS FUTURE MEETING DATE
Monday October 16, 2023