

Valley County Board of County Commissioners

PO Box 1350 • 219 N Main Street
Cascade, Idaho 83611-1350



Phone (208) 382-7100
Fax (208) 382-7107

ELTING G. HASBROUCK
Chairman of the Board
ehasbrouck@co.valley.id.us

DAVID H. BINGAMAN
Commissioner
dbingaman@co.valley.id.us

SHERRY MAUPIN
Commissioner
smaupin@co.valley.id.us

DOUGLAS A. MILLER
Clerk
dmiller@co.valley.id.us

**IN THE OFFICE OF THE VALLEY COUNTY BOARD OF COMMISSIONERS
CASCADE, IDAHO
October 26, 2020**

**PRESENT: DAVE BINGAMAN (COMMISSIONER)
SHERRY MAUPIN (COMMISSIONER)
ELTING HASBROUCK (CHAIRMAN)
DOUGLAS MILLER (CLERK)**

Commissioner, Dave Bingaman led the Pledge of Allegiance.

Chairman Hasbrouck presented the commissioners' agenda for October 26, 2020. Commissioner Bingaman requested an additional matter to the agenda that was not listed for Midas Gold DEIS comment letter. Commissioner Bingaman made a motion to approve the commissioners' agenda as amended for October 26, 2020. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the commissioners' agenda as amended for October 26, 2020.

Senior Deputy Auditor, Kalyn Mauk presented the commissioners with Fiscal Year 2020 Claims, Fiscal Year 2021 and Board Order claims.

Fiscal Year 2020 Claims

General Fund	\$31,947.57
Road & Bridge	\$1,205.70
District Court	\$1,075.00
Solid Waste	\$201,427.64
Weeds	\$269.30

Board of County Commissioners Meeting
October 26, 2020
Page 1

	Waterways	\$17.14
Board Order:	Extension Agent Trust	\$794.04
	Interlock Device Fund	\$947.75
	Total:	<hr/> \$237,684.14

Fiscal Year 2021 Claims

	General Fund	\$71,321.82
	Road & Bridge	\$20,824.35
	District Court	\$2,057.14
	Indigent & Charity	\$3,350.00
	Junior College Tuition	\$950.00
	Revaluation	\$150.19
	Solid Waste	\$281.98
	McCall Donnelly Snowmobile	\$286.95
Board Order	OHV Trust	\$313.99
	Extension Agent Trust	\$220.08
	Total:	<hr/> \$99,756.50

Commissioner Maupin made a motion to approve the Fiscal Year Claims for Fiscal Year 2020 and Fiscal Year 2021 as presented. Commissioner Bingaman seconded the motion. No further discussion, all in favor. Motion passed to approve the Fiscal Year Claims for Fiscal Year 2020 and Fiscal Year 2021 Claims as presented.

Assessor, June Fullmer updated the commissioners related to the new Department of Motor Vehicles system. She discussed that there are a few issues with the new system, but the employees are working through the new system. June advise that there were three hundred parcels that needed to be reassessed. She informed the commissioners that there had been over 1,000 home sales logged in Valley County last year. She advised the commissioners that the Idaho State Tax Commission would be conducting a ratio training in Valley County on October 27, 2020.

June presented a request for a value cancellation for #13 MHC04260080060 and provided an explanation for the reason for the request for cancellation. Chairman Hasbrouck asked if there were additional park models that would be canceled. June explained that there might be additional cancellation requests for park models. Commissioner Bingaman made a motion to approve value cancellation #13 for MHC04260080060. Commissioner Maupin seconded the

motion. No further discussion, all in favor. Motion passed to approve value cancellation #13 for MHC04260080060.

June reported on the Idaho State Board Appeal hearing that occurred last week for a valuation appeal and advised that a decision had not been made and a decision might be delayed.

Clerk, Douglas Miller provided an overview of matters involving the Clerk's Office including elections, Courts and Auditor's Office.

Sheriff, Patti Bolen informed the commissioners about a challenge of Idaho POST Academy training by a detention deputy which had been approved. She presented on the drug take program that occurred over the weekend. Sheriff Bolen informed the commissioners that the Valley County Jail would be accepting defendants if they are sentenced in Valley County.

Treasurer, Gabe Stayton advised that the Treasurer's Office would be beginning the tax drive tomorrow for Tax Year 2020. He advised that he plans on submitting a flyer in the tax bills for the residents of the City of McCall informing them about the City of McCall taking the CAREs Act Funding. Treasurer Stayton presented on a request to certify delinquent Jug Handle LID properties to the 2020 Tax Statements and provided an explanation of the request. He also provided an overview of the existing law that allows the certification. Commissioner Maupin made a motion to approve the request to certify the delinquent Jug Handle LID Properties for Parcel# RP001210010090 in the amount of \$8,916.24 and Parcel# RP001240030010 in the amount of \$5,982.14. Commissioner Bingaman seconded the motion. No further discussion, all in favor. Motion passed to approve the request to certify the delinquent Jug Handle LID Properties for Parcel# RP00120010090 in the amount of \$8,916.24 and Parcel# RP001240030010 in the amount of \$5,982.14.

Buildings & Grounds Supervisor, Scott Clingan informed the commissioners about the progress of the Centralized Recycling Center in Lake Fork and would be working with Lake Shore Disposal. Scott presented that the condenser for the walk-in cooler stopped working at the Valley County Jail and he advised that the condenser would be replaced. He also informed the commissioners that the cooking stove needed to be replaced. He reported on additional modifications that Buildings & Grounds was looking at doing at the Valley County Jail. He advised that he met with a company Great Western to conduct a study of the Solid Waste Transfer Site to determine if there any inefficiencies that can be addressed. Scott explained that he would be discussing with Lake Shore Disposal about cleaning the trash up at the Solid Waste Transfer Site because of the current condition. He also discussed other concerns that he would be bringing up with Lake Shore Disposal about general maintenance that needed to be done per the existing contract. Chairman Hasbrouck asked about the possible time frame to open the centralized recycling center in Lake Fork. Scott again explained the additional work that needed to be done at the site and anticipated within the next few months. Commissioner Bingaman asked when the landscaping would be completed at the recycling center. Scott advised that there were difficulties locating tree that meet the specifications, but he knew that it needed to be completed by July of 2021. Scott provided the commissioners with a brief overview of the engineering report regarding the earthquake damage. He advised that Buildings & Grounds would be repairing the minor damage. Scott continue to provide the commissioners with an overview related to Buildings & Grounds members. He discussed the need to lock the janitor's closet for

Board of County Commissioners Meeting

October 26, 2020

Page 3

employees but if there are items that are needed employees can put in a ticket with Buildings & Grounds.

Building Official, Annette Derrick reported that the Building Department had continued to receive building plans and was continuing to conduct inspections. She advised that Valley County would be working on developing a plan to address the storage sheds that are being used for living arrangements. Commissioner Maupin if there was an ordinance that needed to be strengthened to address the issues. Planning & Zoning Administrator, Cynda Herrick provided the ordinance that addresses storage sheds that are being used as living quarters and provided guidance regarding enforcement issues.

Court Services Director, Skip Clapp presented on programs that Juvenile Probation Officer, Dee Dee Phillips had been facilitating. He advised that the pre-trial cases had dramatically increased over the past few months and provided an overview of the pre-trial program. Skip presented the Juvenile Detention Housing Agreement with Canyon County and explained when the Canyon County Juvenile Detention Center would be utilized. Commissioner Bingaman made a motion to approve the Juvenile Detention Housing Agreement with Canyon County. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the Juvenile Detention Housing Agreement with Canyon County.

Skip presented the memorandum of agreement with Idaho Department of Juvenile Corrections for Community Based Alternative Services Program and Substance use Disorder Services Program. He provided an overview of the programs that are allowed. Commissioner Maupin made a motion to approve the memorandum of agreement with Idaho Department of Juvenile Corrections for Community Based Alternative Services Program and Substance Use Disorder Services Program. Commissioner Bingaman seconded the motion. No further discussion, all in favor. Motion passed to approve the memorandum of agreement with Idaho Department of Juvenile Corrections for Community Based Alternative Services Program and Substance Use Disorder Services Program.

University of Idaho Extension Educator, Melissa Hamilton informed the commissioners about conferences that she had attended recently. She discussed the strategic planning forum that she facilitated for the Idaho Farmers Market Association. She advised that she would be presenting virtually for additional programs. She discussed the steps that have been taken to make sure the Americorp program had everything that was necessary. Melissa reported on the resignation of Casie from the University of Idaho Extension Office and reported that the position had been posted. She presented on the annual reporting that she would be completing by the end of the year. Melissa reported that Alysson attended the 4-H National Conference in Boise last week.

Human Resource Director, Pat Duncan informed the commissioners about recruiting for openings within Valley County. She advised that she had been updating the Valley County Handbook to ultimately be approved by the commissioners. She explained that the benefits fair had been canceled for in person, but she presented what would be doing instead of the in-person benefits fair.

Planning & Zoning Administrator, Cynda Herrick discussed the Code of the New West material that is available for new Valley County residents. She reported on the Planning & Zoning

Commissioner meetings. She informed the commissioners that the Planning & Zoning Department had been busy.

Recreation Director, Larry Laxson reported to the commissioners on the Boise Snowmobile Club meeting that he had attended to request that the snowmobile ride come to Valley County. He reported on additional meetings that he had attended. He reported on the improvements that had been made to the Francie Wallace Parking Lot and Brush Creek Parking Lot. He provided the commissioners with snow pole markings that had occurred on the groomed trails. He reported on the repairs that had been made to the snow groomer. He reported that he would be attending the ISSA Convention in Twin Falls on November 5th and November 6th. The commissioners asked about the closure of snow grooming if there was a spike in COVID-19 related cases. Larry felt that the Forest Service would allow the decision to be made by Valley County. He informed the commissioners about the possibility of Burgdorf not allowing members of the general public to utilize the hot springs and only allowing private guests which might result in Valley County not grooming a trail to Burgdorf. Chairman Hasbrouck advised that he would discuss with Mr. Scott Harris. Larry provided an update regarding the opening at Idaho Department of Parks & Recreation for the Director position. Commissioner Maupin asked about the policy & procedures for Snow Grooming Operations. Larry Laxson advised that he was continuing to work on the Snow Grooming Operations for policy & procedures manual.

Valley County Road Department Office Assistant, Mickee Ellis presented on the action item to request a surplus of the 2007 Dodge Pickup. Commissioner Bingaman made a motion to allow the surplus of the 2007 Dodge Pickup. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to allow the surplus of the 2007 Dodge Pickup.

Commissioner Maupin made a motion to go into Executive Session per Idaho Code 74-206 1(d)-"to consider records that are exempt from disclosure as provided in Chapter 1, Title 74, Idaho Code"-Indigent & Charity. Commissioner Bingaman 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(d)-Indigent & Charity at 10:53 a.m.

Chairman Hasbrouck brought the commissioners out of Executive Session per Idaho Code 74-206 1(d)-Indigent & Charity at 11:06 a.m.

Decision after Executive Session per Idaho Code 74-206 1(d)-Indigent & Charity

21-ET002	Approval
21-DK087	Approval
21-CJ090	Approval
20-JD055	Order of Reimbursement
20-AE087	Order of Reimbursement
20-LL065	Order of Reimbursement
20-JL088	Order of Reimbursement
20-KM074-01	Order of Reimbursement
20-JS058	Order of Reimbursement
20-JC093	Order of Reimbursement

Chairman Hasbrouck presented the commissioner meeting minutes from October 19, 2020. Commissioner Bingaman made a motion to approve the commissioner meeting minutes from October 19, 2020. Chairman Hasbrouck seconded the motion. No further discussion, all in favor. Motion passed to approve the commissioner meeting minutes from October 19, 2020.

Chairman Hasbrouck presented the Valley County Wildfire Protection Plan. Commissioner Maupin asked if the plan had ever been put in the Valley County Emergency Operation Plan. It was advised that the Valley County Wildfire Protection Plan had not been included in the Valley County Emergency Operation Plan. Commissioner Maupin made a motion to approve the Valley County Wildfire Protection Plan. Commissioner Bingaman seconded the motion. No further discussion, all in favor. Motion passed to approve the Valley County Wildfire Protection Plan.

Human Resource Director, Pat Duncan presented a service award to Building Official, Annette Derrick for 15 years of service to Valley County.

The commissioners recessed for lunch at 11:47 a.m.

The commissioners returned from lunch at 1:00 p.m.

Planning & Zoning Administrator, Cynda Herrick presented the facts & conclusions of CUP 20-12 Stibnite Project Logistic Facility. She informed the commissioners that the facts & conclusions for CUP 20-12 Stibnite Project Logistic Facility had been submitted to the attorneys for the applicants and the appellants. Cynda read the conditions to the commissioners and the commissioners had the opportunity to ask questions. Commissioner Maupin made a motion to approve the facts & conclusions of CUP 20-12 Stibnite Project Logistic Facility. Commissioner Bingaman seconded the motion. No further discussion, all in favor. Motion passed to approve the facts & conclusions of CUP 20-12 Stibnite Project Logistic Facility.

Recreation Director, Larry Laxson presented on the memorandum of understanding for Pickle Ball Court at land in Lake Fork owned by Valley County. Larry presented modifications that had been made since the last presentation. Members of the Pickle Ball Committee were present to answer questions. Commissioner Bingaman made a motion pending the requested modifications approve the memorandum of understanding for the Pickle Ball Court at the Valley County owned property in Lake Fork, Idaho, between Valley County and the Valley County Pickle Ball Club. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the memorandum of understanding between Valley County and the Valley County Pickle Ball Club.

Chairman Hasbrouck advised that the Valley County Board of County would be recessing and convening as the Valley County EMS Board at 1:45 p.m. Donnelly Rural Fire Chief, Juan Bonilla presented the contract with Donnelly Rural Fire Protection District. Commissioner Bingaman made a motion to approve the contract with Donnelly Rural Fire Protection District to provide EMS services for Valley County. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the contract with Donnelly Rural Fire Protection District to provide EMS services for Valley County.

Chairman Hasbrouck advised that the commissioners would be adjourning as the Valley County EMS Board and returning to normal business as the Valley County Board of County Commissioners at 1:50 p.m.

Commissioner Bingaman 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)-Personnel at 2:00 p.m.

The commissioners came out of Executive Session per Idaho Code 74-206 1(b)-Personnel at 3:15 p.m. No decision was made after the Executive Session per Idaho Code 74-206 1(b)-Personnel.

Commissioner Bingaman 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.” 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 3:31 p.m.

Chairman Hasbrouck brought the commissioners out of Executive Session per Idaho Code 74-206 1(f)-Litigation at 3:50 p.m. Commissioner Maupin made a motion to CUP 20-09 the Valley County Board of County Commissioners would not seek attorney fees. Commissioner Bingaman seconded the motion. No further discussion, all in favor. Motion passed on CUP 20-09 the Valley County Board of County Commissioners would not seek attorney fees.

Commissioner Bingaman began the discussion related to the letter he had drafted regarding the response to the Stibnite Gold Project DEIS that he would like the commissioners to sign to submit to the U.S. Forest Service. Prosecuting Attorney, Carol Brockmann provided her legal opinion to the commissioners regarding the draft letter that was prepared. Commissioner Bingaman advised that he believed that the letter he drafted was to comment about the process of the U.S. Forest Service for the Stibnite Gold Project DEIS. Chairman Hasbrouck advised that he could not support the letter and believed that Valley County should wait until a potential conditional use permit was before the Valley County Board of County Commissioners. Commissioner Maupin provided her opinion. Planning & Zoning Administrator, Cynda Herrick submitted comments to the commissioners. Commissioner Maupin asked if Prosecuting Attorney, Carol Brockmann and Planning & Zoning Administrator, Cynda Herrick would be willing to draft a response to the U.S. Forest Service. It was advised that the date to respond would be on October 28, 2020. The commissioners agreed that a letter from the Planning & Zoning Department would be appropriate to comment about the Stibnite Gold Project DEIS.

The commissioners adjourned at 4:25 p.m.

Elting A. Hasbrouck
Chairman, Elting Hasbrouck

Attest:
Douglas A. Miller
Douglas Miller, Clerk

Valley County Board of County Commissioners

PO Box 1350 • 219 N Main Street
Cascade, Idaho 83611-1350



Phone (208) 382-7100
Fax (208) 382-7107

ELTING G. HASBROUCK
Chairman of the Board
ehasbrouck@co.valley.id.us

DAVID H. BINGAMAN
Commissioner
dbingaman@co.valley.id.us

SHERRY MAUPIN
Commissioner
smaupin@co.valley.id.us

DOUGLAS A. MILLER
Clerk
dmiller@co.valley.id.us

VALLEY COUNTY COMMISSIONERS MEETING AGENDA Monday October 26, 2020

Valley County adheres to ADA requirements. If anyone requires an accommodation, please contact Valley 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, K.C. Mauk

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

Assessor – June Fullmer

Action Item: Cancellation # 13 MHC04260080060

Clerk – Doug Miller

Prosecutor – Carol Brockmann

Sheriff – Patti Bolen

Treasurer – Gabe Stayton

Action Item: Certify Delinquent Jug Handle LID Properties to the 2020 Tax Statements

Department Head Reports - 5 Minutes each

Buildings and Grounds / Solid Waste- Scott Clingan

Building Department – Annette Derrick

Court Services – Skip Clapp

Action Items: Canyon County Juvenile Detention Contract

Memorandum of Understanding for IDJC CBAS/SUDS Programs

Extension Office- Melissa Hamilton

Human Resources/Risk Management – Pat Duncan

Information Technology – David Crawford

Planning and Zoning-Cynda Herrick

Parks and Recreation- Larry Laxson

- 10:30 Road & Bridge Presentation- Jeff McFadden
Action Item: Replace Previously Approved Surplus Vehicle from 2000 Ford to 2007 Dodge
- 11:00 **Action Item:** Executive Session per Idaho Code 74-206 1(d)-“to consider records that are exempt from disclosure as provided in Chapter 1, Title 74, Idaho Code”-Indigent & Charity
- 11:30 Commissioner Discussion
Action Items: Meeting Minutes of October 19, 2020
Approve Valley County Wildfire Protection Plan
- 11:45 Service Awards Presentation-Human Resource Director, Pat Duncan
- 12:00 Recess for Lunch
- 1:00 **Action Item:** Facts & Conclusions of CUP 20-12 Stibnite Project Logistic Facility
- 1:15 **Action Item:** Approval of Memorandum of Understanding for Pickle Ball Court at Lake Fork
- 1:45 **Action Item:** Convene as Valley County EMS District
Contract with Donnelly Rural Fire Protection District for EMS Service
- 2:00 **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
- 3:30 **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

Adjourn

COMMISSIONERS FUTURE MEETING DATE
Monday November 2, 2020