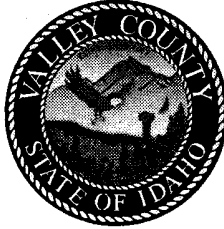


Valley County Board of County Commissioners

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
September 20, 2021**

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

Excused Absence: ELTING HASBROUCK (CHAIRMAN)

Acting Chairman, Dave Bingaman led the Pledge of Allegiance.

Acting Chairman, Dave Bingaman presented the commissioners' agenda for September 20, 2021. Acting Chairman, Dave Bingaman would like to add a matter to the agenda regarding the condition of the Solid Waste Transfer Site. Commissioner Maupin requested to add a matter to the agenda regarding the defacing of the signs at St. Luke's Hospital. Commissioner Maupin made a motion to approve the agenda as amended. Acting Chairman Bingaman seconded the motion. No further discussion, all in favor. Motion passed to approve the amended agenda for September 20, 2021.

Acting Chairman, Bingaman presented the commissioner meeting minutes of September 13, 2021. Commissioner Maupin advised of the changes that she requested and Clerk, Douglas Miller provided the wording for the changes that were made. Commissioner Maupin made a motion to approve the commissioner meeting minutes of September 13, 2021. Acting Chairman Bingaman seconded the motion. No further discussion, all in favor. Motion passed to approve the commissioner meeting minutes of September 13, 2021.

Acting Chairman Bingaman began the discussion related to the appointment of Mr. Scott Turlington to the Valley County Waterways Committee. Acting Chairman Bingaman made a motion to appoint Mr. Scott Turlington to the Valley County Waterways Committee. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to appoint Mr. Scott Turlington to the Valley County Waterways Committee.

Acting Chairman Bingaman discussed the condition of the Solid Waste Transfer Site. He advised that the not only was the Solid Waste Transfer Site a safety hazard, but the woody debris pile was not being maintained. He discussed that the condition of the area was unacceptable, and he had significant concerns. He advised that the Lake Shore Disposal Regional Manager would be making a site visit and he explained that he would be attending the site visit with the regional manager. He would like to come up with a mandate for separation of the material. He continued to describe the condition and the concerns that he had with the lack of upkeep being done by Lake Shore Disposal. He believed that other options need to be explored and felt that there needed to be a solution presented by Lake Shore Disposal. The matter was put on the agenda for October 4, 2021, for further discussion.

Grant Writer, Mary Rosen presented on the acceptance of McCall Lot Funding for Snow Removal of \$11,000. Commissioner Maupin made a motion to accept the McCall Lot Funding for \$11,000 for snow removal. Acting Chairman Bingaman seconded the motion. No further discussion, all in favor. Motion passed to accept the McCall Lot Funding of \$11,000 for snow removal.

Acting Chairman Bingaman began the bid opening for janitorial services at the Valley County Courthouse and McCall Annex. Acting Chairman Bingaman opened the first bid from Pro-Power Clean for the Valley County Courthouse with a bid for Schedule #1 for \$9,768 per month and \$117,216 annually. Schedule #2 Bid was with cleaning supplies for \$10,393.00 per month and \$124,716 annually. The second bid opening was from KBS Schedule #1 bid for \$7,350 per month or \$88,200 annually. The Schedule #2 bid was for \$7,750 per month or \$93,000 annually. Commissioner Maupin made a motion to approve the Schedule II Bid from KBS for \$7,750 per month and \$93,000 annually for cleaning of the Valley County Courthouse. Acting Chairman Bingaman seconded the motion. No further discussion, all in favor. Motion passed to accept the Schedule #2 bid from KBS for \$7,750 per month and \$93,000 annually for cleaning of the Valley County Courthouse.

Acting Chairman Bingaman opened the bids from McCall Annex and the first bid that was opened was from KBS for Bid Schedule #1 for \$2,235 per month and \$26,820 annually. Bid Schedule #2 from KBS was for \$2,410 per month and \$28,920 annually. Acting Chairman Bingaman opened the Schedule #1 Bid from Pro Power Clean for the McCall Annex for \$1,825.00 per month and \$21,900. Scheduled #2 Bid from Pro Power Clean was \$1,9850 per month and \$23,820 annually. Acting Chairman Bingaman opened the final bid from Bonded LLC with a bid of \$2,000 per month for Schedule #1 and Schedule #2 was for \$2,150 per month. Commissioner Maupin made a motion to approve the Schedule #2 Bid received from Bonded LLC for continued cleaning at the McCall Annex at \$2,150 per month and \$25,800 annually. Acting Chairman Bingaman seconded the motion. No further discussion, all in favor. Motion passed to accept the Schedule #2 Bid from Bonded LLC for cleaning of the McCall Annex for \$2,150 per month and \$25,800 annually.

Acting Chairman Bingaman began the bid openings for propane services. The first bid opened was from Ed Staub & Sons with a bid of \$.083 over Belvieu RAC price. The second bid opened was from AmeriGas at \$.032 over Belvieu RAC price. The third bid received was from Valley Wide Cooperative was for \$.0519 over Belvieu RAC price. Commissioner Maupin made a motion to approve the bid received from AmeriGas at \$.032 over the Belvieu RAC price. Acting Chairman Bingaman seconded the motion. No further discussion, all in favor. Motion passed to accept the bid from AmeriGas at \$.032 per gallon above Belvieu RAC price.

Acting Chairman Bingaman began the fuel bid openings for Valley County. He advised that there was one bid that was received from Diamond Fuel & Feed. Acting Chairman Bingaman made a motion to accept the fuel bid received from Diamond Fuel & Feed. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to accept the fuel bid received from Diamond Fuel & Feed.

Human Resource Director, Pat Duncan presented a service award for Road Director, Jeff McFadden for twenty years of service with Valley County.

Acting Chairman Bingaman opened the Public Hearing for VAC 21-03 Vacation of a Road Right-of-Way in Cascade Lake Subdivision No. 1 at 10:30 a.m. The commissioners advised that there was no ex-parte communication or conflict of interest. Planning & Zoning Director, Cynda Herrick provided a staff report to the commissioners regarding VAC 21-03. The commissioners had the opportunity to ask questions to Cynda and she responded accordingly.

Acting Chairman Bingaman asked to hear a presentation from the applicant. The applicant was not in attendance.

Acting Chairman asked to hear from proponents. The record will reflect that there was no one to present as a proponent.

Acting Chairman asked to hear from uncommitted. The record will reflect that there was no one to present as uncommitted.

Acting Chairman asked to hear from opponents. The record will reflect that there was no one to present as an opponent.

Acting Chairman Bingaman closed the Public Hearing at 10:35 a.m. for VAC 21-03. Commissioner Maupin made a motion to approve Vacation Application 21-03 of a Road Right of Way in Cascade Lake Subdivision No.1 and accept the Planning & Zoning Commission Facts and Conclusions and Authorize the chairman to sign Resolution 21-21 Declaration of Vacation. Acting Chairman Bingaman seconded the motion. No further discussion, all in favor. Motion passed to approve Vacation Application 21-03 of a Road Right of Way in Cascade Lake Subdivision No.1 and accept the Planning & Zoning Commission Facts and Conclusions and Authorize the chairman to sign Resolution 21-21 Declaration of Vacation.

Acting Chairman Bingaman opened the Public Hearing for VAC 21-04 for Vacation of Perc Lane at 10:37 a.m. The commissioners advised that there was no ex-parte communication or conflict of interest. Planning & Zoning Director, Cynda Herrick provided a staff report to the

commissioners regarding VAC 21-04 Vacation of Perc Lane. The commissioners had the opportunity to ask questions to Cynda and she responded accordingly.

Acting Chairman Bingaman asked to hear from the applicant. Mr. Robert Andrew who resides in Boise, Idaho and is the owner of the lot in discussion presented to the commissioners.

Acting Chairman asked to hear from proponents. The record will reflect that there was no one to present as a proponent.

Acting Chairman asked to hear from uncommitted. The record will reflect that there was no one to present as uncommitted.

Acting Chairman asked to hear from opponents. The record will reflect that there was no one to present as an opponent.

Acting Chairman closed the public hearing for VAC 21-04 for Vacation of Perc Lane at 10:51 a.m. and brought the matter back for deliberations. Commissioner Maupin made a motion to approve Vacation Application 21-04 Vacation of Perc Lane, a public road right of way in Big Smoky Subdivision accept the Planning & Zoning Commission Facts and Conclusions and Authorize the chairman to sign Resolution 2021-22 Declaration of Vacation with the condition that the frontage be angled to allow 30' frontage. Acting Chairman Bingaman seconded the motion. No further discussion, all in favor. Motion passed to approve Vacation Application 21-04 Vacation of Perc Lane, a public road right of way in Big Smoky Subdivision accept the Planning & Zoning Commission Facts and Conclusions and Authorize the chairman to sign Resolution 2021-22 Declaration of Vacation with the condition that the frontage be angled to allow 30' frontage.

Acting Chairman Bingaman opened the Public Hearing for VAC 21-05 Montalbano Vacation of Utility and Drainage Easement and V-3-21 Montalbano Setback Variance at 10:52 a.m. The commissioners advised that there was no ex-parte communication or conflict of interest. Planning & Zoning Director, Cynda Herrick provided a staff report to the commissioners.

Acting Chairman Bingaman asked to hear from the applicant. Mr. Robert Fodrea who was representing the applicant presented to the commissioners and explained the reason for the requests that were being made. The commissioners had the opportunity to asked questions.

Acting Chairman Bingaman asked to hear from proponents. Mr. Jerry Montalbano who is the owner of the property presented to the commissioners.

Acting Chairman Bingaman asked to hear from uncommitted. The record will reflect that there was no one present.

Acting Chairman Bingaman asked to hear from opponent. The record will reflect that there was no one present as an opponent.

Acting Chairman Bingaman closed the Public Hearing at 11:05 for VAC 21-05 Montalbano Vacation of Utility and Drainage Easement and V-3-21 Montalbano Setback Variance and brought the matter back to the commissioners for deliberation. Acting Chairman Bingaman made

a motion to approve Vacation Application 21-05 Montalbano Vacation of Utility and Drainage Easement and Montalbano Setback Variance accept the Planning & Zoning Facts and Conclusions and authorize the signing of Resolution 2021-23 Declaration of Vacation. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed motion to approve Vacation Application 21-05 Montalbano Vacation of Utility and Drainage Easement and Montalbano Setback Variance accept the Planning & Zoning Facts and Conclusions and authorize the signing of Resolution 2021-23 Declaration of Vacation.

Stephanie Nelson with Wildland Fire Prevention & Associates presented the bids for West Hazard Unit Bid. Acting Chairman Bingaman opened the first bid was Barron Loper for \$8,400. Acting Chairman Bingaman opened the second bid received from Specialized Land Works for \$8,400. With both bids being the same the commissioners asked questions to Stephanie Nelson. Commissioner Maupin made a motion to accept the bid from Specialized Land Works for \$8,400. Acting Chairman Bingaman seconded the motion. No further discussion, all in favor. Motion passed to accept the bid from Specialized Land Works for \$8,400.

Stephanie Nelson presented on an adjustment of unit acreage for Bear Basin and explained the additional acreage that was allowable. She explained the existing fire mitigation projects that were taking place and suggested allowing additional acreage. Acting Chairman Bingaman made a motion to allow the additional acreage as presented for Unit 13 and Unit 14. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to allow the additional acreage as presented by Stephanie Nelson for Bear Basin Unit 13 and Unit 14.

Acting Chairman Bingaman began the Oath of Office for newly appointed Treasurer, Johanna Defoort.

Chief Deputy Treasurer, Jody Green presented the request to authorize Treasurer, Johanna Defoort access to Idaho First Bank Account, MBS Account and LGIP Account. Commissioner Maupin made a motion to approve adding Treasurer, Johanna Defoort to the Idaho First Bank Account, MBS Account and LGIP Account. Acting Chairman Bingaman seconded the motion. No further discussion, all in favor. Motion passed to authorize Treasurer, Johanna Defoort access to Idaho First Bank Account, MBS Account and LGIP Account.

The commissioners recessed at 11:48 a.m.

The commissioners returned at 1:00 p.m.

Acting Chairman Bingaman opened the Public Hearing for Ordinance #21-10 Parks and Recreation Chapter 2 Campgrounds, Chapter 3 Raft Launch Area, and Chapter 4 Parking Areas with Resolution #21-17 Fees at 1:00 p.m. Planning & Zoning Director, Cynda Herrick provided a staff report and Recreation Director, Larry Laxson provided a staff report.

Acting Chairman Bingaman asked to hear from proponents. The record will reflect that there was no one present as a proponent.

Acting Chairman Bingaman asked to hear from uncommitted. The record will reflect that there was no one present as uncommitted.

Acting Chairman Bingaman asked to hear from opponents. The record will reflect that there was no one present as an opponent.

Acting Chairman Bingaman closed the Public Hearing at 1:09 p.m. and brought the matter back to the commissioners for deliberation. Commissioner Maupin made a motion to approve Ordinance #21-10 Parks and Recreation Chapter 2 Campgrounds, Chapter 3 Raft Launch Area, and Chapter 4 Parking Areas and approve Resolution #21-17 Fees as amended. Acting Chairman Bingaman seconded the motion. No further discussion, all in favor. Motion passed to approve Ordinance #21-10 Parks and Recreation Chapter 2 Campgrounds, Chapter 3 Raft Launch area, and Chapter 4 Parking Areas and approve Resolution #21-17 Fees as amended.

Valley County Public Defender, Scott Erikson presented the Fiscal Year 2022 Public Defender Contract. Commissioner Maupin asked about the expenditures for conflict public defenders and Mr. Erikson responded to the question. Acting Chairman Bingaman made a motion to approve the Fiscal Year 2022 Public Defender Contract. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the Fiscal Year 2022 Public Defender Contract.

Mr. Erikson provided a brief quarterly to the commissioners and explained the yearly reporting requirements to the Public Defense Commission.

Road Director, Jeff McFadden presented on an opportunity to receive a donation from Horizons' Lifestyle and Education Team of radar signs to be erected on Warm Lake Highway and other locations within the city limits of Cascade. Jeff explained that Perpetua Resources awarded a grant of \$10,000 to Horizons' Lifestyle and Education Team for the six radar signs. Commissioner Maupin made a motion to approve the donation of six radar signs from Horizons' Lifestyle and Education Team. Acting Chairman Bingaman seconded the motion. No further discussion, all in favor. Motion passed.

University of Idaho Extension Educator, Melissa Hamilton presented on the University of Idaho Standard Extension Agreement and the options for Valley County to consider regarding operations and the current arrangements with Melissa being the supervisor of the extension employees. Human Resource Director, Pat Duncan also provided her input regarding the current arrangements with University of Idaho Extension Educator being the supervisor of the existing employees. Melissa informed the commissioners how she was determining what programs should be offered by the University of Idaho Standard Extension Agreement.

Acting Chairman Bingaman made a motion to approve the University of Idaho Extension Office Agreement with Kelly's Whitewater Park. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed to approve the University of Idaho Extension Office Agreement with Kelly's Whitewater Park.

Sheriff, Patti Bolen presented the On-Solve (Code Red) renewal agreement. Commissioner Maupin made a motion to approve the On-Solve (Code Red) renewal agreement. Acting Chairman Bingaman seconded the motion. No further discussion, all in favor. Motion passed to approve the On-Solve (Code Red) renewal agreement.

Sheriff Bolen presented the Idaho Policing Policy renewal agreement. Commissioner Maupin made a motion to approve the Idaho Policing Policy renewal agreement. Acting Chairman Bingaman seconded the motion. No further discussion, all in favor. Motion passed to approve the Idaho Policing Policy renewal agreement.

Sheriff Bolen presented the Century Link/Lumen work order authorization to begin the transfer of the equipment from the existing location to the Emergency Operation Center. Chief Deputy Prosecuting Attorney, Brian Oakey provided his input to the commissioners regarding the service agreement that was submitted to him for review. He felt that the work order could be signed but did not feel that the commissioners should approve the service agreement. Commissioner Maupin made a motion to approve the Century Link/Lumen work order. Acting Chairman Bingaman seconded the motion. No further discussion, all in favor. Motion passed to approve the Century Link/Lumen work order.

Sheriff Bolen presented the Joint Powers agreement between Valley County and City of Cascade for Law Enforcement Services. She advised that Chief Deputy Prosecuting Attorney, Brian Oakey had the opportunity to review the agreement and explained that the Prosecuting Attorney's Office would now be prosecuting misdemeanor cases for the City of Cascade. The commissioners had the opportunity to ask questions to Sheriff Bolen and she responded accordingly. Commissioner Maupin made a motion to approve the Joint Powers agreement between Valley County and City of Cascade for Law Enforcement Services. Acting Chairman Bingaman seconded the motion. No further discussion, all in favor. Motion passed to approve the Joint Powers Agreement between Valley County and City of Cascade for Law Enforcement Services.

Commissioner Maupin 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 Acting Chairman 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(f)-Litigation at 2:58 p.m.

Acting Chairman Bingaman brought the commissioners out of Executive Session per Idaho Code 74-206 1(f)-Litigation at 3:38 p.m. No decision was made.

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, or public school student. Commissioner Maupin seconded the motion. No further discussion, by roll call vote all commissioners voted "aye". Commissioners went into to Executive Session per Idaho Code 74-206 1(b)-Personnel at 3:39 p.m.

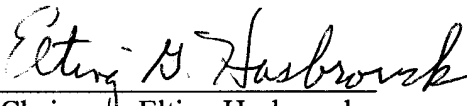
Acting Chairman Bingaman brought the commissioners out Executive Session per Idaho Code 74-206 1(b) at 4:28 p.m. No decision was made as it was an Executive Session for coaching purposes.

Pat Duncan started the conversation with the commissioners about COVID Protocols at Valley County Courthouse. Commissioner Maupin discussed the State being at crisis care state. Plastic shields up, back to hand sanitizers, maintain 6 feet distance. Monica Miller from Donnelly talked about her experience listening to Dr. Cole. The employees of the county discussed what they want the commissioners to do. Commissioner Maupin explained that she wants everyone to make good personal discussion but she wont support a mask mandate. Acting Chairman Bingaman agreed with Commissioner Maupin's comments.

The commissioners adjourned the meeting at 5:05 p.m.

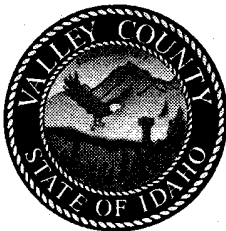
Attest:


Douglas Miller, Clerk


Chairman, Elting Hasbrouck

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 September 20, 2021

Valley County adheres to ADA requirements. If anyone requires an accommodation, please contact the clerk 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

9:00 Commissioner Discussion

Action Items: Meeting Minutes of September 13, 2021

Appointment of Scott Turlington to Valley County Waterways Committee

9:15 **Action Items:** Acceptance of the McCall Lot Funding for Snow Removal
Approval of Imagine Idaho Grant Submittal of Financial Assistance with Entry Point for Broadband Planning Assistance – Grant Writer, Mary Rosen

9:30 **Action Item:** Janitorial Bid Opening

9:45 **Action Item:** Propane Bid Opening

10:00 **Action Item:** Fuel Bid Opening

10:25 Service Award Presentation-Human Resource Director, Pat Duncan

10:30 **Public Hearing/Action Item:** VAC 21-03 Vacation of a Road Right-of-Way in Cascade Lake Subdivision No. 1

10:30 **Public Hearing/Action Item:** VAC 21-04 Vacation of Perc LN

10:30 **Public Hearing/Action Item:** VAC 21-05 Montalbano Vacation of Utility and Drainage Easement and V-3-21 Montalbano Setback Variance

- 11:30 **Action Items:** West Hazard – Unit 1 Bid Opening
Bear Basin – Adjustment of Unit Acreage
- 11:45 **Action Item:** Oath of Office for Newly Appointed Treasurer, Johanna Defoort
Authorization for Treasurer, Johanna Defoort Access to Idaho First Bank
Account, MBS Account and LGIP Account
- 12:00 Recess for Lunch
- 1:00 **Public Hearing/Action Item:** Ord. # 21-10 Title 13 Parks and Recreation - Chapter 2
Campgrounds, Chapter 3 Raft Launch Area, and Chapter 4 Parking Areas with
Resolution # 21-17 Fees
- 1:30 **Action Item:** Public Defender Contract for Fiscal Year 2022-Valley County Public
Defender, Scott Erikson
- 1:45 **Action Item:** Accept Donation of Three Radar Signs to the Valley County Road
Department from Horizons' Lifestyle and Education Team from Perpetua
Resources
- 2:00 **Action Item:** University of Idaho Standard Extension Agreement
University of Idaho Extension Office Agreement with Kelly's Whitewater
Park-University of Idaho Extension Educator, Melissa Hamilton
- 2:30 **Action Items:** On Solve (Code Red) Renewal
Idaho Policing Policy Renewal
Century Link/Lumen Work Order
Joint Powers Agreement Between Valley County and City of
Cascade for Law Enforcement Services – Sheriff, Patti Bolen
- 2:45 **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
- 3:15 **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
- 4:15 **Action Item:** Discussion Regarding COVID Protocols at Valley County Courthouse

Opportunity for General Public to Present to Commissioners

Adjourn

COMMISSIONER'S FUTURE MEETING DATE

Monday September 27, 2021