

Valley County Board of Commissioners

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**IN THE OFFICE OF THE VALLEY COUNTY BOARD OF COMMISSIONERS
CASCADE, IDAHO
January 9, 2023**

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

Chairman Hasbrouck led the Pledge of Allegiance.

Chairman Hasbrouck began the Oath of Office Ceremony and the first Elected Official that was sworn in was Honorable, Adam Dingeldien.

Judge Dingeldien swore in County Commissioner for District 2, Sherry Maupin, County Commissioner for District 3, Neal Thompson, Assessor, Sue Leeper, Clerk, Douglas A. Miller, Treasurer, Johanna Defoort, Coroner, Scott Carver.

Judge Dingeldien also swore in John Lillehaug as Valley Soil & Water Conservation District Trustee.

Judge Dingeldien also swore in Bill Leaf as Valley Soil & Water Conservation District Trustee.

Chairman Hasbrouck began the discussion related to selection of Chairperson for 2023. Commissioner Maupin made a motion to appoint Elting Hasbrouck as the Valley County Board of County Commissioner Chairperson for 2023. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed.

Senior Deputy Auditor, Rheta Clingan presented the commissioners with Fiscal Year 2023 claims and board order claims. The commissioners had questions regarding the claims that were

presented and Clerk, Douglas Miller and Senior Deputy Auditor, Rheta Clingan responded accordingly.

Fiscal Year 2023 Claims

General Fund	\$155,521.16
Road & Bridge	\$69,591.02
District Court	\$1,359.93
Fairgrounds	\$79.04
Revaluation	\$921.35
Solid Waste	\$4,517.12
Weeds	\$136.35
Waterways	\$211.27
McCall Snowmobile	\$15,604.37
Cascade Warm Lake Snowmobile	\$2,792.96
Title III Funds	\$6,047.89
Extension Agent Fund	\$158.91
American Rescue Plan	\$412.84
PILT Fund	\$5,653.77
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Total:	\$263,007.98

Commissioner Maupin made a motion to approve the claims, board order claims and junior college tuition requests for Ms. Samantha Fly and Ms. Alana Evensen. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to approve the claims, board order claims and junior college tuition request for Ms. Samantha Fly and Ms. Alana Evensen.

Chairman Hasbrouck advised that the commissioners' agenda for January 9, 2023, was not completed. Commissioner Maupin made a motion to approve the commissioners' agenda for January 9, 2023. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to approve the commissioners' agenda for January 9, 2023.

Assessor, Sue Leeper that the reappraisals were be conducted and she provided a brief overview of the work that was being conducted.

Clerk, Douglas Miller provided an overview of matters involving the Clerk's Office including attending the annual Idaho Association of Counties Elections Conference. Clerk, Douglas Miller presented on the request for \$5,000 for match funds for off-road motor vehicle grant through Idaho Department and Parks and Recreation. Commissioner Maupin made a motion to approve the grant as presented. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to approve the off-road motor vehicle grant through Idaho Department of Parks and Recreation.

Clerk, Douglas Miller presented on the Wellington Hut Repair Request for Reimbursement. Commissioner Maupin made a motion to approve the Wellington Warming Hut Repair Request.

Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to approve the Wellington Warming Hut Repair request.

Prosecuting Attorney, Brian Naugle provided an overview of matters involving the Prosecuting Attorney's Office and reported that the office was seeing an increase of criminal cases being filed. He reported that the office has selected an inter to assist the Prosecuting Attorney's Office. He discussed the internet service at the Amerititle building and explained that they have been working with the IT Department to improve the service at the building.

Sheriff, Patti Bolen informed the commissioners about traffic accidents that occurred over the last couple of weeks, and she reported on a search and rescue event that occurred over the last weekend.

Treasurer, Johanna Defoort advised that the December tax drive had been completed and the Treasurer's Office would be turning that over the taxes collected to the Clerk's Office to remit to taxing districts. She reported that there were 72 parcels that she would be reviewing for tax deed for the upcoming year. The commissioners had questions regarding the collection of tax dollars and Treasurer Defoort responded accordingly.

Building Director, Annette Derrick provided the commissioners with a handout which provided information regarding the amount of building permits that had been issued for last year. She reported on projects that the building department had been working on related to scanning of documents and other research regarding existing building permit costs. The commissioners requested that Annette review the existing fee structure for the building department.

Juvenile Probation Officer, Dee Dee Phillips provided a year end review of the statistics for the Valley County Juvenile Probation for 2022. A copy of the handout will be appended to the commissioner meeting minutes. The commissioners had the opportunity to ask questions to Juvenile Probation Officer Phillips and she responded accordingly.

University of Idaho Extension Educator, Melissa Hamilton provided an overview of the mission statement for the University of Idaho Extension Office and listed out the positions that are within the University of Idaho Extension Office in Valley County. She presented on projects that she had been involved with over the past couple of weeks and reported that she would be conducting a peer review program and briefly described the process. She discussed the afterschool programs that had been facilitated by the University of Idaho Extension Office.

Human Resource Director, Pat Duncan provided the commissioners with an update regarding applications that had been received for openings within Valley County. She informed the commissioners that she would be taking a week off for vacation but reported that when she returns, she would be back to provide a training to the Sheriff's Office.

IT Director, Jeremy Wilcox informed the commissioners that the new desk top computers would be distributed to offices. He reported on the work that he was conducting to improve internet at the Prosecuting Attorney's Office. He also provided an update regarding the bi-weekly phone calls that are occurring to continue to move forward with the updated software for the Clerk's Office.

Planning & Zoning Director, Cynda Herrick requested that the commissioners approve reimbursement a portion of the fee that was paid for CUP-22-49 and explained that they withdrew the conditional use permit. Chairman Hasbrouck made a motion to approve the reimbursement of \$50 for CUP-22-49. Commissioner Maupin seconded the motion. No further discussion, all in favor. Motion passed.

Planning & Zoning Director, Cynda Herrick provided the commissioners with an update of matters involving the office and provided a yearly statistic report for the commissioners to review and ask questions later.

Jail Commander, Sergeant Lacroix provided the commissioners with an update regarding the new pharmacy program that was offered at the Valley County Jail through Diamond Pharmacy.

Sergeant Kevin Turner informed the commissioners about an outreach program that was still being offered to have coffee with deputies. He also provided a brief overview of the search and rescue operations that had occurred.

Recreation Director, Larry Laxson briefed the commissioners about the snow grooming program. He reported on meetings that he had attended over the last two weeks. He discussed proposed legislation that was being developed by Idaho Department of Parks and Recreation to increase fees and discussed the controversies surrounding the proposed legislation. He reported that Brush Creek Bridge improvement was not completed, and the Brush Creek snow grooming would not be offered. Commissioner Maupin asked if the new groomer had been received and Larry reported that a few parts had been received but the actual groomer had not been. Larry informed the commissioners that he received several reports that the snow grooming trails have held up.

Building Director, Scott Clingan provided the commissioners with an update of the recycle bailer. He informed the commissioners that it had not been repaired and he recommended that the commissioners close the recycling program down until the repair can be made because there is no where to store the material. He presented on the steps that he has taken to attempt to lease a new bailer or purchase a new bailer. The commissioners had several questions regarding action that has been taken and proposed ideas. The commissioners advised that the bailer needed to be repaired or replaced and instructed Scott to continue to pursue leasing a new bailer or purchasing a new bailer and obtaining estimated costs. He informed the commissioners that he would continue to pursue either repairing the existing bailer or purchasing a new bailer.

Road Director, Jeff McFadden presented on the Coy Estates Road Development Agreement. Planning & Zoning Director, Cynda Herrick also provided testimony to the commissioners regarding the application. The commissioners had the opportunity to ask specific questions to Road Director McFadden and he responded accordingly. Commissioner Maupin made a motion to approve the Coy Estates Road Development Agreement with additional amendments that were discussed with Jeff McFadden and Cynda Herrick. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to approve the Coy Estates Road Development Agreement.

Jeff presented on the fact he continues to receive several requests for flashing speed limit signs to be erected on residential roads. The commissioners deliberated on the matter and felt that

since Valley County was pursuing a master transportation plan, the topic of erecting flashing speed limit signs should be determined by the engineer and presented during the master transportation plan. The commissioners requested that Jeff obtain recommendations from Parametrix who was conducting the master transportation plan for Valley County.

Jeff provided the commissioners with an update to the improvements being made at East Side Drive. Jeff reported on the status of the bridge replacement and road work improvements.

Jeff informed the commissioners that he has arranged for a company to paint the road lines on several Valley County owned roads. He provided an update on staffing at the Valley County Road Department and he also presented on new motor pool vehicle that had been purchased to replace existing Dodge Durango. Jeff reported that purchasing specific new road equipment had been extremely difficult because of supply issues and he advised that he had put in an order for a new piece of equipment and was informed that he might not receive the equipment until July of 2023.

Road Director McFadden presented on the Parametrix Master Transportation Plan contract with the additional cost for having public meetings. Commissioner Maupin made a motion to approve the Parametrix Master Transportation Plan as presented. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to approve the Parametrix Master Transportation Plan as presented.

Chairman Hasbrouck presented the commissioner meeting minutes of January 3, 2023. Commissioner Maupin made a motion to approve the commissioner meeting minutes of January 3, 2023. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to approve the commissioner meeting minutes of January 3, 2023.

The commissioners recessed for lunch at 11:49 a.m.

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

The commissioners began the deliberations to select applicants for the Valley County Recreation Advisory Committee. The decision process was discussed. The bylaws state seven to nine members on the Committee. This decision has been postponed for a later date, to be determined.

Dave Bingaman discussed the four requested letters of support for recreational grants.

- Chairman Hasbrouck moved to sign the letter of support for the commercial mower for Valley County RV campgrounds and other recreational facilities. Commissioner Maupin seconded. The motion passed unanimously.
- Commissioner Maupin moved to sign the letter of support for a Idaho Department of Lands grant for the improvements at the Brush Creek Parking Lot. Commissioner Thompson seconded. The motion passed unanimously.
- Commissioner Maupin moved to sign the letter of support for the Recreational Trails Program Grant for Improvements at the Valley County Cabarton River Access Site. Commissioner Thompson seconded. The motion passed unanimously.

- Commissioner Maupin moved to sign the letter of support for the Cutthroat Trout Plate Program Boat ramp at the Valley County Cabarton River Access site. Commissioner Thompson seconded. The motion passed unanimously.

Chairman Hasbrouck began the selection regarding the commissioners' additional boards/committees that they participate on. The commissioners determined the appropriate appointments for each commissioner and the excel spreadsheet will be available upon request through the Clerk's Office.

Chairman Hasbrouck began the discussion related to the Waterways Management Plan and provided an overview of what the commissioners are needing to determine and discuss regarding the actual specific ordinance. The commissioners requested that the Waterways Advisory Committee review the Waterways Management Plan and bring back to the commissioners for an additional workshop on February 6, 2023, at 9:05 a.m.

Commissioner Maupin made a motion to go into Executive Session per Idaho Code 74-2061(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 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)-Personnel at 2:15 p.m.

Chairman Hasbrouck brought the commissioners out of Executive Session per Idaho Code 74-206 1(b)-Personnel at 2:50 p.m. No decision was made as the Executive Session was for evaluation purposes.

Chairman Hasbrouck opened the Public Hearing for Appeal of P&Z of approval of CUP 23-37 Tamarack Falls Estate at 3:02 p.m. and asked if there was any ex-parte or conflict of interested. Chairman Hasbrouck advised that he received an email from Julie Thrower, and he advised that this was the only ex-parte contact that he had received. Commissioner Thompson provided testimony to those in the audience that he does not feel that he has a conflict of interest as he was on the Valley County Planning & Zoning Commission during the initial decision, and he advised that he would not recuse himself from the public hearing today. Commissioner Maupin advised that she did not have any conflict of interest or ex-parte communication. Chairman Hasbrouck requested a staff report from Planning & Zoning Director, Cynda Herrick.

Planning & Zoning Director, Cynda Herrick provided a staff reported to the commissioners regarding appeal of Planning & Zoning approval of CUP 22-37 Tamarack Falls Estate. The commissioners had the opportunity to ask questions to Planning & Zoning Director, Cynda Herrick and she responded accordingly.

Chairman Hasbrouck asked to hear a presentation from the appellant. Ms. Julie Thrower who was representing those who filed the formal appeal for CUP 23-37 Tamarack Falls Estate presented to the Valley County Board of County Commissioners. She also read into the record a letter that was received from Bill & Linda Eddy. During the appellant presentation Ms. Margot Edwards Crockett provided testimony to the commissioners regarding the appeal for CUP 23-37 Tamarack Falls Estate and reported on direct conversations with the applicant Mr. Tyler Hess. The commissioners had the opportunity to ask questions to Ms. Margot Edwards Crockett and she responded accordingly.

Chairman Hasbrouck asked to testimony from the actual applicant of CUP 23-27 Tamarack Falls Estate. Mr. Heath Clark who represents the applicant provided a summary of the original application for CUP 23-37. Ms. Stephanie Hopkins provided a presentation to the commissioners regarding the original application. Mr. Joe Pachner provided further testimony to the commissioners regarding the original application, and he also reported on conversations that he had with Road Director, Jeff McFadden regarding possible volunteer road development agreements. The commissioners had the opportunity to ask questions to Mr. Pachner and he responded accordingly. Mr. Tyler Hess with Hess Properties also provided testimony to the commissioners regarding CUP 23-27 Tamarack Falls Estate. In conclusion Mr. Heath Clark provided additional testimony to the commissioners regarding CUP 23-27 Tamarack Falls Estate.

Chairman Hasbrouck asked to hear testimony from individuals that were in favor of the appeal of CUP-23-27 Tamarack Falls Estate.

Ms. Alison Hatzenbuler who resides in Donnelly, Idaho, presented to the commissioners as an individual who was a proponent of the appeal of CUP 23-27 Tamarack Falls Estate.

Mr. Thom Bresen who has a second home in Donnelly, Idaho, presented to the commissioners as an individual who was a proponent of the appeal of CUP 23-27 Tamarack Falls Estate.

Mr. David Galliopli who resides in McCall, Idaho, presented to the commissioners as an individual who was a proponent of the appeal of CUP 23-27 Tamarack Falls Estate.

Mr. Rick Mather who has a cabin in Donnelly, Idaho, presented to the commissioners as an individual who was a proponent of the appeal of CUP 23-27 Tamarack Falls Estate.

Mr. Steve Topple who resides in Donnelly, Idaho, presented to the commissioners as an individual who was a proponent of the appeal of CUP 23-27 Tamarack Falls Estate. The commissioners had questions for Mr. Topple after hearing his comments and Mr. Topple responded to the questions that were asked.

Ms. Teresa Gibony who resides in Donnelly, Idaho, presented to the commissioners as an individual who was a proponent of the appeal of CUP 23-27 Tamarack Falls Estate.

Mr. Dennis Scroggins who resides in Donnelly, Idaho, presented to the commissioners as an individual who was a proponent of the appeal of CUP 23-27 Tamarack Falls Estate.

Mr. Patty Scroggins who resides in Donnelly, Idaho, presented to the commissioners as an individual who was a proponent of the appeal of CUP 23-27 Tamarack Falls Estate.

Mr. Larry Shake who resides in McCall, Idaho, presented to the commissioners as an individual who was a proponent of the appeal of CUP 23-27 Tamarack Falls Estate.

Mr. Michael Maini who resides in Donnelly, Idaho, presented to the commissioners as an individual who was a proponent of the appeal of CUP 23-27 Tamarack Falls Estate.

Ms. Julie Thrower who resides in McCall, Idaho, presented to the commissioners a letter that was submitted by Mr. Bill Eddy and Mrs. Linda Eddy.

Mr. Joey Peitri who resides in McCall, Idaho, presented to the commissioners as an individual who was a proponent of the appeal of CUP 23-27 Tamarack Falls Estate.

Ms. Geraldine Gallupe who resides in Valley County, presented to the commissioners as an individual who was a proponent of the appeal of CUP 23-27 Tamarack Falls Estate.

Chairman Hasbrouck requested to hear testimony from individuals that were in opposition of appeal CUP 23-27 Tamarack Falls Estate.

Ms. Michelle Baysee who resides in Valley County, presented to the commissioners as an individual who was opposed to appeal CUP 23-27 Tamarack Falls Estate and supported approval of CUP 23-27 Tamarack Falls Estate.

Mr. Joel Okunzzi who resides in Donnelly, Idaho, presented to the commissioners as an individual who was opposed to appeal CUP 23-27 Tamarack Falls Estate.

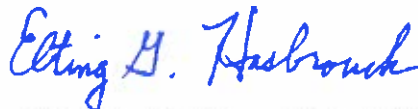
Chairman Hasbrouck asked to hear rebuttal from the applicant. Mr. Heath Clark provided final testimony to the commissioners regarding the appeal of CUP 23-27 Tamarack Falls Estate.

Chairman Hasbrouck asked to hear final testimony from the appellant. Ms. Julie Thrower who was representing those individuals who appealed CUP 23-27 Tamarack Falls Estate and she provided rebuttal to the commissioners after hearing the presentation from the original applicant.

The commissioners had the opportunity to ask questions to the original applicant and appellant as well as Commissioner Maupin asked an additional question to Planning & Zoning Director, Cynda Herrick.

Chairman Hasbrouck closed the public hearing of CUP 22-37 Tamarack Falls Estate at 5:38 p.m. and brought the matter back to the commissioners for deliberation. Commissioner Maupin provided her comments and opinion during the deliberation process. Commissioner Thompson provided his comments and opinion during the deliberation process. Chairman Hasbrouck provided his comments and opinion during the deliberation process. Commissioner Maupin made a motion to deny appeal CUP 22-37 Tamarack Falls, direct staff to include statements determined today. Commissioner Thompson seconded the motion. No further discussion, all in favor. Motion passed to deny appeal CUP 22-37 Tamarack Falls Estate.

The commissioners adjourned the meeting at 5:55 p.m.



Chairman, Elting Hasbrouck

Attest:


Douglas Miller, Clerk

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