

# PROCEEDINGS COUNTY COMMISSIONERS

## SHOSHONE COUNTY, IDAHO

### BOOK 2019

Monday, February 25, 2019

The Board met pursuant to recessing Wednesday, February 20, 2019.

Present:

Commissioners: Jay Huber

Mike Fitzgerald

John Hansen

Deputy Clerk: Susan K. Hendrixson

The following proceedings were had to-wit:

The Board met with Keisha Oxendine, Shoshone County Prosecuting Attorney at 9:30 a.m. in Executive Session per Idaho Code 74-206(1)(f) regarding Idaho Supreme Court Appeal Peter Nemeth et.al. v. Shoshone County. The purpose of the meeting was to communicate with legal counsel for the public agency to discuss legal ramifications of and legal options for pending litigation. The Board adjourned from Executive Session with a decision to be made at a 9:45 a.m. scheduled meeting.

The Board met with Keisha Oxendine, Shoshone County Prosecuting Attorney at 9:45 a.m. regarding Idaho Supreme Court Appeal Peter Nemeth et.al. v. Shoshone County, Supreme Court Docket No. 46118 to authorize assistance for the office of the Prosecuting Attorney for outside legal counsel to aid in this appeal. Following review and discussion, a motion was made by Commissioner Fitzgerald, seconded by Commissioner Huber to approve outside legal counsel, Christopher H. Meyer, as associate counsel on this appeal, and for Keisha to remain active in the case to minimize cost to the County, and invoice the cost for outside legal counsel to the road department – legal expense. The motion carried unanimously. The cost will be approximately \$250 per hour, and Mr. Meyer has experience with these types of appeals.

The Board convened at 10:30 a.m. to discuss, review and consider 2019 Tax Exempt Applications on the following. Christian Life Center and Smelterville Lions were removed from the list for separate discussion. Following review and discussion, a motion was made by Commissioner Hansen, seconded by Commissioner Huber to approve the tax-exempt applications as presented excepted for Christian Life Center and the Smelterville Lions. The motion carried unanimously.

- Silver Valley Worship Center, parcels #F-0050-003-001-A, #F-0050-003-008-0, #F-0050-003-013-0, #F-0050-003-010-A, #F-0050-003-004-A – No changes since last year.
- Silver Valley Nazarene Church – parcels #D-0000-006-8940, #D-0000-006-8920, #D-0000-006-8930 – No changes since last year.
- Wallace Elks Lodge #331, parcel #B-0050-015-017-A – No changes since last year.
- Wallace District Mining Museum, parcel #B-0050-019-009-A – No changes since last year.

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The Board discussed the tax exemption for the Smelterville Lions. A motion was made by Commissioner Fitzgerald, seconded by Commissioner Hanse<sup>n</sup>, to approve the exemption as presented. The motion carried. Commissioner Huber abstained.

- Smelterville Lions Club, parcel #F-0200-002-001-A – No changes since last year.

The Board discussed the tax exemption for the Christian Life Center parcels. Carey Schram presented information for the church name change from Christian Life Center to The Center, Inc. dba Summit Church. Parcel #D-1550-003-005-B located at 311 Mission Ave., Kellogg was rented to their worship pastors. As of February 15<sup>th</sup>, they have vacated the home and 311 Mission Ave. will be placed on the market. A motion was made by Commissioner Hansen, seconded by Commissioner Huber to deny the tax exemption on this parcel based on the information presented. The motion carried unanimously. A motion was made by Commissioner Hansen, seconded by Commissioner Huber to approve the other parcels as presented. The motion carried unanimously.

- Summit Church, parcel #D-1550-001-011-0, #D-1550-001-012-0, #D-1550-001-013-A – No changes since last year.

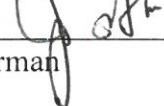
Commissioner Huber attended the S.A.V.E. Committee meeting at 12:00 p.m. at Shoshone Medical Center.


Jerry White, Shoshone County Assessor, appointed Katie L. Murray as Deputy Assessor in and for Shoshone County, Idaho effective February 25, 2019.

Mike Gunderson, Shoshone County Sheriff, appointed Timothy Gillis Patrol Deputy in and for Shoshone County, Idaho effective February 25, 2019.

Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard  
County Clerk

Approved:   
Chairman

By:   
Deputy Clerk

# PROCEEDINGS COUNTY COMMISSIONERS

## SHOSHONE COUNTY, IDAHO

### BOOK 2019

Tuesday, February 26, 2019

The Board met pursuant to recessing Monday, February 25, 2019.

Present:

Commissioners: Jay Huber

Mike Fitzgerald

John Hansen

Deputy Clerk: Susan K. Hendrixson

The following proceedings were had to-wit:

The Board convened at 9:00 a.m. for a Department Head meeting. Those in attendance: Commissioner Jay Huber, Commissioner Mike Fitzgerald, Commissioner John Hansen, Deputy Clerk Susan K. Hendrixson, Vince Peterson/Solid Waste, Richard Abers/Airport, Shannon Atkins/Solid Waste, Dan Martinsen/Planning & Zoning/Disaster Services, Frosty Greenfield/Public Works, Carol Young/Public Works/Weeds, Keith Chamber/Maintenance, Mike Smith/Juvenile Probation, Monica Miller/Planning & Zoning, and Colleen Rosson/SVEDC. Items discussed included the following:

- BOCC – County is working on a Computer Arts upgrade. Alta Engineering is working on applications for funding for Public Works projects. County is looking for Public Defenders – RFP has been sent out. New Courthouse Bailiff is Jason Tanner. His office, right now, is located in the Public Works office.
- Transfer Station – Second phase of LED lighting has been completed. The 2004 Transfer Station Operating Plan needs to be updated and Government Gulch needs to be added as an annex to the Transfer Station. Once the Operating Plan is updated, present it to the BOCC for formal approval and adoption. Need to revise the commercial billing process.
- Public Works – Plowing snow and dealing with equipment repairs.
- Weeds – Shelby Heiderman the new Weed Superintendent will be starting March 25<sup>th</sup>.
- Maintenance – The 2<sup>nd</sup> phase of the Courthouse heating system is completed. Will be hiring a new housekeeper for the Monday/Tuesday shift.
- Airport – Thank you to the Public Works Department for the snow plowing at the airport. Has helped with safety and for emergency vehicle access. Richard is obtaining a couple of vehicles for the airport through the Federal Acquisition process. The computer for Pilots to use is now working – will check with BJ on a surplus computer.
- Planning & Zoning – Things have slowed down. They are working on updating areas of the zoning code.
- Probation – Probation currently has 28 juveniles and 64 adult probationers. The Board would like Mike Smith involved with the process for the new jail facility.
- Disaster Services – Working with a contractor to provide a quote for an Emergency Operations Plan Revision.

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The Board met with Tracey Yost with Advanced Benefits at 10:30 a.m. to discuss and review County Insurance Experience Reports. The report from October 2018 through January 2019 are low and look good.

The Board convened at 1:30 p.m. and the meeting was called to order. Also in attendance was Frosty Greenfield, Shoshone County Public Works Director, and Dan Martinsen, Shoshone County Planning & Zoning Administrator. The consent agenda was reviewed for consideration as follows:

CHANGES TO AGENDA: There were no changes to the Consent Agenda.

PUBLIC COMMENT: There was no public comment presented.

#### OLD BUSINESS:

1. Consideration and Decision of the Minutes of the Commissioners' Public Agenda Session dated Monday, February 18 to Friday, February 22, 2019.

#### NEW BUSINESS:

1. **Consent Agenda** – (These items will be enacted by one motion unless requested by a Commissioner that one of more items be removed for separate discussion.)
  - Beer, Wine & Liquor Licenses – One (1) license was presented for approval.
  - Shoshone County Pre-Pays
  - Change of Status for Prosecuting Attorney's Office, Chief Deputy – increase to Chief Deputy with additional job responsibilities and supervisor requirements/partially grant funded.
  - Local Emergency Planning Committee Appointments – In compliance with the Emergency Planning & Community Right to Know Act, it is the responsibility of the BOCC of each County to submit names in nomination for a Local Emergency Planning Committee to the Idaho Bureau of Homeland Security. The Committee was approved as presented.
  - Alta Engineering Restoration Partnership Application & Fee Schedule
  - Alta Engineering Tomsche Ave. near Burke Road Wallace – Site Survey
  - Republic Services Disposal Agreement – Agreement dated October 30, 2013 expires March 31, 2019. Agreement renewed for one (1) five (5) year term.



**PROCEEDINGS COUNTY COMMISSIONERS**

**SHOSHONE COUNTY, IDAHO**

**BOOK 2019**

2. Executive Session: Indigent Cases: Consideration and Decision. Executive Session ID Code 74-206(d) – #2019-12/Denied

A motion was made by Commissioner Huber, seconded, seconded by Commissioner Fitzgerald to approve the consent agenda as presented with specific items addressed as indicated and remove the Alta Engineering items for separate discussion. The motion carried unanimously.


- Alta Engineering Restoration Partnership Application & Fee Schedule – The Board reviewed the proposal from Alta to support Shoshone County in pursuing Restoration Partnership funding and initiating projects within the County. Alta's initial role would be to work with the County and prepare project descriptions and ideas and complete the Partnership's online Project Idea Form. Public Works has come up with a list of project ideas. Alta will put together the project details and supporting information for those projects and assist the County by preparing follow up application material that is required by the Partnership. A motion was made by Commissioner Fitzgerald, seconded by Commissioner Hansen to proceed with a contract for this work – approximately \$2,000. The motion carried unanimously.
- Alta Engineering Tomsche Ave. near Burke Road Wallace, Site Survey – The Board reviewed the Scope of Services, Services Deferred, Services Excluded and Cost Estimate presented by Alta Engineering for a site survey to determine the existing boundary conditions, site improvements, and title reports for boundary analysis and supporting land records necessary to prepare the easements or right of way modifications. A motion was made by Commissioner Hansen, seconded by Commissioner Fitzgerald, to approve the contract for this service – up to \$10,000. The motion carried unanimously.

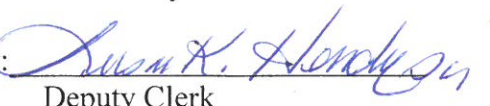
2019 Beer, Wine & Liquor License

#78 JMT Corp Idaho/JMT Xpressmart (Transfer) Osburn Beer/Retail Wine

Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard  
County Clerk

Approved:   
Chairman

By:   
Deputy Clerk

**PROCEEDINGS COUNTY COMMISSIONERS**

**SHOSHONE COUNTY, IDAHO**

**BOOK 2019**

Wednesday, February 27, 2019

The Board met pursuant to recessing Tuesday, February 26, 2019.

Present:

Commissioners: Jay Huber

John Hansen

Deputy Clerk: Susan K. Hendrixson

The following proceedings were had to-wit:

Commissioner Fitzgerald attended a Basin Environmental Improvement Project Commission meeting from 9:30 a.m. to 3:30 p.m. at Centennial Distributing in Hayden, ID.

Commissioner Huber attended a Forest Service Schedule "A" meeting at 10:00 a.m. at the Forest Service office in Smelterville.

The Commission reviewed and approved the following report as presented. The following bills or claims against the County were examined and allowed; and in payment of the same the County Auditor is hereby authorized and directed to issue warrants/checks on the following viz:

**CHECKS**

001	Current Expense	\$344,096.77
002	Road	\$135,444.05
006	District Court	\$33,638.23
016	Indigent	\$8,011.91
020	Appraisal	\$21,696.78
023	Solid Waste	\$35,982.48
027	Weed	\$195.15
052	Airport	\$3,203.60
056	Emergency 911	\$4,991.93
9101	Auditor's Trust	\$6,221.74
9110	Title III Trust New 2009	\$4,996.74
	TOTAL:	\$598,479.38

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2019

STATE OF IDAHO                    )  
  ) ss.  
County of Shoshone                )

We, the Shoshone County Commissioners, being duly sworn do hereby certify and declare that we have reviewed the demands enumerated and referred to in the foregoing register and that the same are to the best of our knowledge accurate and are just claims against the County and that there are funds available for payment thereof in the County Treasury.

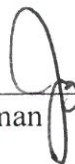

APPROVED for distribution as of 02/27/19


s/John Hansen  
Commissioner

s/Jay Huber  
Commissioner

Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard  
County Clerk

Approved:    
Chairman

By:   
Deputy Clerk

**PROCEEDINGS COUNTY COMMISSIONERS**

**SHOSHONE COUNTY, IDAHO**

**BOOK 2019**

Thursday, February 28, 2019

The Board met pursuant to recessing Wednesday, February 27, 2019.

Present:

Commissioners: Jay Huber

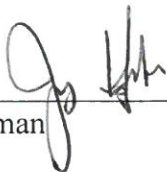
John Hansen


Deputy Clerk: Susan K. Hendrixson

The following proceedings were had to-wit:

Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard  
County Clerk

Approved:   
Chairman

By:   
Deputy Clerk



**PROCEEDINGS COUNTY COMMISSIONERS**

**SHOSHONE COUNTY, IDAHO**

**BOOK 2019**

Friday, March 1, 2019

Not a regular meeting day of the Board of Commissioners.

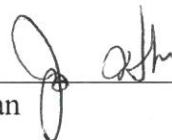
Present:

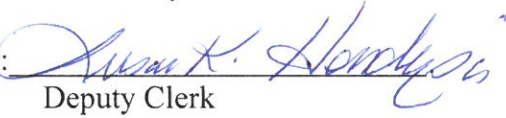
Commissioners:

Deputy Clerk:

The following proceedings were had to-wit:

ATTEST Tamie J. Eberhard  
County Clerk

Approved:   
Chairman

By:   
Deputy Clerk