

**PROCEEDINGS COUNTY COMMISSIONERS**

**SHOSHONE COUNTY, IDAHO**

**BOOK 2019**

Monday, May 6, 2019

The Board met pursuant to recessing Wednesday, May 1, 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 ID Code 74-206(f), to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation. The Board adjourned from Executive Session with no decision to be made in open session.

Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard  
County Clerk

Approved:   
Chairman

By:   
Deputy Clerk

**PROCEEDINGS COUNTY COMMISSIONERS**

**SHOSHONE COUNTY, IDAHO**

**BOOK 2019**

Tuesday, May 7, 2019

The Board met pursuant to recessing Monday, May 6, 2019.

Present:


Commissioners: Jay Huber  
Mike Fitzgerald  
John Hansen  
Deputy Clerk: Susan K. Hendrixson

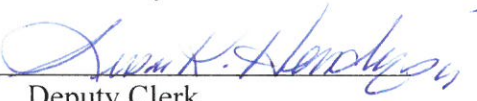
The following proceedings were had to-wit:

The Board met with Shane Robinson, Idaho USDA Wildlife Specialist and John Hull, Director District 1 Animal Damage Control Board, at 1:00 p.m. for a Wildlife Services area update.

Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard  
County Clerk

Approved:   
Chairman

By:   
Deputy Clerk

# PROCEEDINGS COUNTY COMMISSIONERS

## SHOSHONE COUNTY, IDAHO

### BOOK 2019

Wednesday, May 8, 2019

The Board met pursuant to recessing Tuesday, May 7, 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 9:30 a.m. and the meeting was called to order. The consent agenda was reviewed for consideration as follows:

CHANGES TO AGENDA: There were no changes to the consent agenda.

PUBLIC COMMENT: No public comment was presented.

#### OLD BUSINESS:

1. Consideration and Decision of the Minutes of the Commissioners' Public Agenda Session dated Monday, April 29 to Friday, May 3, 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 – no licenses were presented.
  - Shoshone County Pre-Pays
  - Resolution 2019-22 – Accepting the bid for the 2019 Box Paved Roadway Surface Remediation Project
  - Resolution 2019-23 – Accepting the bid for the 2019 Basin Paved Roadway Surface Remediation Project
  - Resolution 2019-24 – Certifying Delinquent Real Property Taxes From 2016 to Active Parcel Number
  - Lease Agreement between Shoshone County and Sheri Poindexter on County parcel #49N01E-36-1500A six (6) months @ \$100.00 per month.
2. Executive Session: Indigent Cases: Consideration and Decision. Executive Session ID Code 74-206(d) – Indigent Cases #2019-56, #2018-218, #2019-38/Approved. Indigent cases #2019-55, #2019-36/Denied

A motion was made by Commissioner Huber, seconded by Commissioner Hansen to approve the consent agenda as presented with specific items addressed as indicated. The motion carried unanimously.

**PROCEEDINGS COUNTY COMMISSIONERS**

**SHOSHONE COUNTY, IDAHO**

**BOOK 2019**

**RESOLUTION 2019-22**

**A RESOLUTION ACCEPTING THE BID FOR  
THE 2019 BOX PAVED ROADWAY  
SURFACE REMEDIATION PROJECT  
SHOSHONE COUNTY, STATE OF IDAHO**

WHEREAS, pursuant to Idaho Code 67-2806(2); and

WHEREAS, a Notice Inviting Bids was advertised publicly; and

WHEREAS, sealed bids were opened at 9:00 a.m. on April 17, 2019 for the 2019 Box Paved Roadway Surface Remediation Project; and

WHEREAS, three (3) bids were received as follows:

- 1)     Coeur d'Alene Paving  
       \$196,120.00
- 2)     Interstate Concrete & Asphalt Company  
       \$159,847.00
- 3)     Poe Asphalt, Inc.  
       \$209,822.00

WHEREAS, bids were taken under advisement for review; and

WHEREAS, the Board received a recommendation from the Public Works Department on the 2019 Box Paved Roadway Surface Remediation Project bids.

NOW THEREFORE, BE IT RESOLVED that the Shoshone County Board of Commissioners accepts the bid from Interstate Concrete in the amount of \$159,847.00 for the Shoshone County 2019 Box Paved Roadway Surface Remediation Project as presented.

DATED this 8th day of May 2019.

BOARD OF COUNTY COMMISSIONERS

s/Mike Fitzgerald  
Mike Fitzgerald, Chairman

**PROCEEDINGS COUNTY COMMISSIONERS**

**SHOSHONE COUNTY, IDAHO**

**BOOK 2019**

s/John Hansen  
John Hansen, Commissioner

s/Jay Huber  
Jay Huber, Commissioner

ATTEST:

s/Susan K. Hendrixson  
Susan K. Hendrixson  
Deputy Clerk

**RESOLUTION 2019-23**

**A RESOLUTION ACCEPTING THE BID FOR THE  
2019 BASIN PAVED ROADWAY SURFACE REMEDIATION  
PROJECT PUBLIC WORKS DEPARTMENT  
SHOSHONE COUNTY, STATE OF IDAHO**

WHEREAS, pursuant to Idaho Code 67-2806(2); and

WHEREAS, a Notice Inviting Bids was advertised publicly; and

WHEREAS, sealed bids for the 2019 Basin Paved Roadway Surface Remediation Project were opened on April 10, 2019 at 9:00 a.m. in the Shoshone County Public Works Department; and

WHEREAS, four (4) bids were received as follows:

- 1) Interstate Concrete & Asphalt  
\$2,795,088.25
- 2) Coeur d'Alene Paving  
\$3,068,065.50
- 3) POE Asphalt Paving, Inc.  
\$3,236,090.00
- 4) DG&S Company  
\$2,797,216.00

WHEREAS, bids were taken under advisement for review; and

**PROCEEDINGS COUNTY COMMISSIONERS**

**SHOSHONE COUNTY, IDAHO**

**BOOK 2019**

WHEREAS, the Board received a recommendation from the Public Works Department on the 2019 Basin Paved Roadway Surface Remediation Project bids.

NOW THEREFORE, BE IT RESOLVED that the Shoshone County Board of Commissioners accepts the bid from Interstate Concrete and Asphalt in the amount of \$2,795,088.25 for the Shoshone County 2019 Basin Paved Roadway surface Remediation Project as presented.

DATED this 8th day of May 2019.

**BOARD OF COUNTY COMMISSIONERS**

s/Mike Fitzgerald  
Mike Fitzgerald, Chairman

s/John Hansen  
John Hansen, Commissioner

s/Jay Huber  
Jay Huber, Commissioner

ATTEST:

s/Susan K. Hendrixson  
Susan K. Hendrixson  
Deputy Clerk

**RESOLUTION 2019-24**

**A RESOLUTION CERTIFYING DELINQUENT  
REAL PROPERTY TAXES FROM TO 2016  
TO ACTIVE PARCEL NUMBER**

WHEREAS, Ellen Masterson, Treasurer of Shoshone County, has requested that delinquent real property taxes from the year 2016, be certified to the active parcel number that is part of the same property as follows:

<u>Property#</u>	<u>NAME</u>	<u>REAL PROPERTY</u>	<u>AMOUNT</u>
RPO0800011002AT	Leonard Tetro	RP48N05E104800	\$202.54

**PROCEEDINGS COUNTY COMMISSIONERS**

**SHOSHONE COUNTY, IDAHO**

**BOOK 2019**

NOW THEREFORE, BE IT RESOLVED AND ORDERED by the Shoshone County Board of Commissioners that the delinquent real property taxes be certified to active parcel number as presented.

DATED this 8th day of May 2019.

**BOARD OF COUNTY COMMISSIONERS**

s/Mike Fitzgerald  
Mike Fitzgerald, Chairman

s/John Hansen  
John Hansen, Commissioner

s/Jay Huber  
Jay Huber, Commissioner

ATTEST:

s/Susan K. Hendrixson  
Susan K. Hendrixson  
Deputy Clerk

The Board convened at 10:00 a.m. for a Public Hearing to validate a public right-of-way located at Ross Gulch Road, Pinehurst. No one from the public was in attendance. The hearing for this validation was advertised at 1:30 p.m. instead of 10:00 a.m. The Board will convene at 1:30 p.m. for the public hearing per the advertised notice.

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	\$97,635.51
002	Road	\$44,118.98
004	Ambulance/EMS	\$6,500.00
006	District Court	\$5,410.10
010	Self Insurance Fund	\$9,445.48
016	Indigent	\$5,872.82

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018	Park	\$564.46
020	Appraisal	\$382.76
023	Solid Waste	\$24,838.70
027	Weed	\$248.40
037	Snowmobile	\$44.55
038	Waterways	\$340.00
052	Airport	\$907.75
055	Fish Hatchery	\$269.09
056	Emergency 911	\$3,771.78
9101	Auditor's Trust	\$2,656.03
9106	Sunshine Statue-Restricted	\$139.90
9110	Title III Trust – New 2009	\$22,230.67
9183	Support Trust	\$1,570.68
9186	Motor Vehicle Trust	\$699.50
9192	IDL Fire Grants	\$4,500.00
9205	Miscellaneous Grants	\$1,077.00
9219	Drug Court Program	\$166.53
9235	ITD Express Bus	\$13,890.62
9238	RAC Grant – Fire Mitigation	\$4,800.00
9242	ID Fire Mit – 17SFA	\$12,322.99
9247	Silver Mountain Legal	\$6,250.00
	TOTAL:	\$270,654.30

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.



**PROCEEDINGS COUNTY COMMISSIONERS**

**SHOSHONE COUNTY, IDAHO**

**BOOK 2019**

APPROVED for distribution as of 05/08/09

s/Mike Fitzgerald  
Commissioner

s/John Hansen  
Commissioner

s/Jay Huber  
Commissioner

Commissioner Fitzgerald attended a Valley Technical Campus Vision meeting at 1:30 p.m. at the Kellogg School District Administration Building.

The Board convened at 1:30 p.m. for the purpose of a Public Hearing to validate a public right-of-way located at Ross Gulch Road in Pinehurst. Those in attendance: Commissioner Jay Huber, Commissioner John Hansen, and Deputy Clerk Susan Hendrixson. The Board met with Ellen Masterson, Shoshone County Treasurer on April 10, 2019 regarding this parcel, #48N02E-30-2075. Susan Copeland provided a Tax Foreclosure Research Report on this parcel on April 12, 2018. This parcel was tax deeded to the County on July 24, 2018. Floyd Davis acquired a portion of the South half of Section 30 by deed recorded February 13, 1957. He subsequently conveyed portions of this grant to various parties granting easement rights over "existing" road right of way. An aerial view of Shoshone County Assessment Plats shows the property in question to be primarily that portion of county road right of way known as Ross Gulch Road. Susan Copeland suggested that the parcel be transferred to Shoshone County Road Department as a right-of-way.

Following review and discussion, a motion was made by Commissioner Huber, seconded by Commissioner Hansen to validate the described property as public right-of-way. The motion carried.

**RESOLUTION 2019-20**  
**A RESOLUTION TO VALIDATE A PUBLIC**  
**RIGHT-OF-WAY LOCATED AT ROSS GULCH RD**  
**SHOSHONE COUNTY, STATE OF IDAHO**

WHEREAS, parcel #48N02E-30-2075 was tax deeded to Shoshone County on July 24, 2018; and

WHEREAS, the property is a portion of County road right-of-way known as Ross Gulch Road; and

WHEREAS, a Notice of Public Hearing was advertised in the Shoshone County News Press on Wednesday, April 24, and Saturday, April 27, 2019; and

WHEREAS, a public hearing was held on Wednesday, May 8, 2019 at 1:30 p.m. in the Commissioner's conference room; and

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WHEREAS, no testimony was received on the validation of public right-of-way.

NOW THEREFORE BE IT RESOLVED that based on the Findings of Fact and Conclusions of Law set forth in the documents presented and by operation of law under Idaho Code 40-203A, the Shoshone County Board of Commissioners order validation of the described property as public right-of-way.

A parcel of land being more particularly described as follows:

A tract of land lying and being in the South Half of the Northeast Quarter of Section 30, Township 48 North, Range 2 East, B.M., Shoshone County, State of Idaho more particularly described as follows:

Beginning at the Northeast corner of the Southwest Quarter of the Northeast Quarter of Section 30, Township 48 North, Range 2 East, B.M., Shoshone County, State of Idaho; thence

North 89°50' West, 161.92 feet distant to a point; thence

South 64°22' West, 255.04 feet distant to a point; thence

North 89°50' West, 150.00 feet distant to a point; thence

South 11°20' East, 94.32 feet more or less distant to a point; thence

North 69°00' East, 197.86 feet distant to a point; thence

North 64°34' East, 137.06 feet distant to a point; thence

North 71°25' East, 226.31 feet distant to the point of beginning.

DATED this 8th day of May 2019.

BOARD OF COUNTY COMMISSIONERS

s/John Hansen

John Hansen, Commissioner

s/Jay Huber

Jay Huber, Commissioner

ATTEST:

s/Susan K. Hendrixson

Susan K. Hendrixson

Deputy Clerk


**PROCEEDINGS COUNTY COMMISSIONERS**

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Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard  
County Clerk

Approved:   
Chairman

By:   
Deputy Clerk

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2019

Thursday, May 9, 2019

The Board met pursuant to recessing Wednesday, May 8, 2019.

Present:

Commissioners:

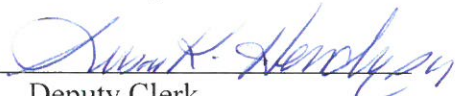
John Hansen

Deputy Clerk: Susan K. Hendrixson

The following proceedings were had to-wit:

ATTEST Tamie J. Eberhard  
County Clerk

Approved:   
Chairman

By:   
Deputy Clerk

**PROCEEDINGS COUNTY COMMISSIONERS**

**SHOSHONE COUNTY, IDAHO**

**BOOK 2019**

Friday, May 10, 2019

Not a regular meeting day of the Board of Commissioners.

Present:

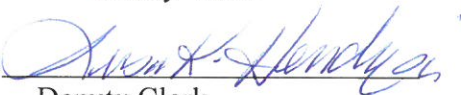
Commissioners:

Deputy Clerk:

The following proceedings were had to-wit:

ATTEST Tamie J. Eberhard  
County Clerk

Approved:   
Chairman

By:   
Deputy Clerk