

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2020

Monday, January 13, 2020

The Board met pursuant to recessing Wednesday, January 8, 2020.

Present:

Commissioners: Jay Huber

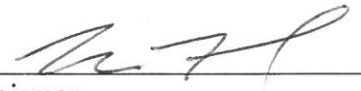
John Hansen

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 2020

Tuesday, January 14, 2020

The Board met pursuant to recessing Monday, January 13, 2020.

Present:

Commissioners: Jay Huber

Mike Fitzgerald

John Hansen

Deputy Clerk: Susan K. Hendrixson

The following proceedings were had to-wit:

Commissioners Fitzgerald and Hansen convened at 10:00 a.m. for a Public Hearing to vacate and abandon a portion of Potlatch Road in excess of a 100' corridor, measured 50' each side of the existing centerline from the intersection with Calder Road east to the eastern boundaries of parcel #45N02E-01-5200 and #45N02E-12-0700. Also in attendance were Shoshone County Planning & Zoning Administrator Dan Martinsen, Tim Mueller, Steve Syrcle with Tri-State Consulting, and Tom Yeiser with True Line Surveying. Commissioner Fitzgerald provided the following disclosure stating that through his private practice, he has a business relationship with Steve Syrcle through their engineering firms. The item before the Board is outside the business relationship and Commissioner Fitzgerald stated that he can make an impartial decision on the matter. The costs for this abandonment will go to the adjacent property owners. The abandonment of right-of-way was initiated by a request from the adjacent property owner, Jack Buell. All three Commissioners have a jurisdictional relationship with Mr. Buell. The item before the Board is outside the jurisdictional relationship and the Commissioners are able to make to make an impartial decision on the matter. Two other meetings have been held on this vacation and abandonment – November 27 and December 16, 2019. This abandonment provides adequate right-of-way for the County's current and future purposes, and places the non-needed portions onto the tax rolls. A Notice of Hearing on Petition to Vacate and Abandon was advertised in the Shoshone News Press on December 20 and December 31, 2019 with a hearing date set for today. A motion was made by Commissioner Hansen, seconded by Commissioner Fitzgerald to approve the vacation and abandonment of the portion of Potlatch Road as presented. The motion carried.

RESOLUTION 2020-02

**A RESOLUTION VACATING AND ABANDONING
A PORTION OF POTLATCH ROAD
SHOSHONE COUNTY, IDAHO**

WHEREAS, the Board received a petition from Tri-State Consulting Engineers to vacate a portion of Potlatch Road public right-of-way from its intersection with Calder Road east to the eastern boundaries of Parcel No. 45N02E015200 and Parcel No. 45N02E120700, lying in Sections 1 and 12, Township 45 North, Range 2 East, B.M., Shoshone County, Idaho; and

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WHEREAS, the Notice of Hearing on Petition was advertised in the Shoshone News Press on Friday, December 20, and Tuesday, December 31, 2019; and

WHEREAS, the Board held a public hearing on Tuesday, January 14, 2020, at 10:00 a.m. pursuant to Notice by Publication and by written notice as required by Idaho law; and

WHEREAS, the facts found at the time of hearing meet the requirements of Idaho Code § 40-203 for the abandonment and vacation of public right-of-way; and

WHEREAS, the granting of the abandonment and vacation will not leave any parcel without access to a public right-of-way and is in the public interest that said excess public right-of-way be vacated; and

NOW, THEREFORE, it is hereby ordered that the excess public right-of-way, lying outside of the Potlatch Road corridor described in Exhibit "A" attached hereto and incorporated herein be, and hereby is vacated and abandoned with easements retained pursuant to Idaho Code § 42-203(3). The excess right-of-way lying outside the Potlatch Road corridor described in Exhibit "A" is to revert to the adjacent property owners.

DATED this 14th day of January 2020.

BOARD OF COUNTY COMMISSIONERS

s/Mike Fitzgerald
Mike Fitzgerald, Chairman

s/John Hansen
John Hansen

ATTEST:

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

Commissioners Fitzgerald and Hansen convened at 10:15 a.m. for a Public Hearing to transfer certain odd-lot property, portion of Government Lot 3 and Government Lot 4 in Section 10, Township 45 North, Range 3 East, B.M. to adjoining property owner. Also in attendance were Shoshone County Planning & Zoning Administrator Dan Martinsen, Tim Mueller, Steve Syrcle with Tri-State Consulting, and Tom Yeiser with True Line Surveying. Commissioner Fitzgerald stated that the encroachments occurred during Potlatch ownership and prior to Shoshone County

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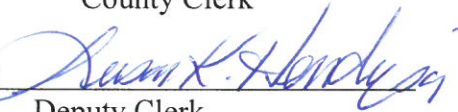
BOOK 2020

ownership. The encroachment creates an irregular shape for a portion of the County property. Staff review of the property to be transferred, yielded that the portion of the property is not needed for public purposes and has value primarily to the adjacent property owner. Two other meetings have been held on this odd-lot property transfer – November 27 and December 16, 2019. A Notice of Transfer for Odd Lot Property was advertised in the Shoshone News Press on December 27, 2019 with a hearing date set for today. A motion was made by Commissioner Fitzgerald, seconded by Commissioner Hansen to approve the transfer of odd-lot property as presented. The motion carried. A Commissioner's Deed will be prepared and recorded on the property transfer to Sydney A. Sutherland and Dorothy L. Sutherland Revocable Living Trust.

Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard
County Clerk

Approved: 
Chairman

By: 
Deputy Clerk

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2020

Wednesday, January 15, 2020

The Board met pursuant to recessing Tuesday, January 14, 2020.

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. Also in attendance was Robin Hack and Matt Beehner. The consent agenda was reviewed for consideration as follows:

PUBLIC COMMENT: Public comment was presented by Robin Hack regarding Woodland Park Salvage Wrecking Yard located in Burke. Her concerns included: 1) disposal of hazard waste; 2) parking trailer on right-of-way and customer parking; 3) Repair business vs Wrecking Yard; 4) excess garbage/tires; and 5) snow being plowed into their driveway. The County does not regulate hazardous waste – DEQ can be contacted. The right-of-way up Burke is the State of Idaho and according to Planning & Zoning their customer parking is adequate based on the size of their business. The County does not monitor business licenses. It was suggested that Robin contact the State Highway Department in Coeur d'Alene regarding the right-of-way and plowed snow in her driveway. The County does not perform actual inspections of wrecking yards on a regular basis, and Planning & Zoning is in the process of updating County code/ordinances.

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

OLD BUSINESS:

1. Consideration and Decision of the Minutes of the Commissioners' Public Agenda Session dated Monday, January 6 to Friday, January 10, 2020.

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 – two (2) licenses were presented
 - Shoshone County Pre-Pays
 - Airport Lease Agreement Lot #115, Cole Stevens – the lease amount is \$436.28 for 1,440 square feet includes hangar rent and annual property tax.

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- Resolution 2020-01 Establishing Polling Places for the 2020 Elections
- Wrecking Yard License #2, Pine Creek Auto Wrecking
- Wrecking Yard License #3, Woodland Park Salvage
- 2019 Cancellation of Taxes on Parcel #B0050-011-007A – Value was lowered

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

2. Executive Session: Indigent Cases: Consideration and Decision. Executive Session ID Code 74-206(d). A motion was made by Commissioner Huber, seconded by Commissioner Hansen to go into Executive Session per Idaho Code 74-206(d). The motion carried unanimously. The Board adjourned from Executive Session and a motion was made by Commissioner Fitzgerald, seconded by Commissioner Hansen to approve indigent case #2019-149, and deny indigent case #2019-153 as presented. The motion carried unanimously

2020 Beer, Wine & Liquor Licenses

#74	The Snake Pit LLC	Kingston	Beer/Liquor
#75	Dunmork LLC/Wildcat Pizza	Kellogg	Beer/Wine By Drink

RESOLUTION 2020-01

A RESOLUTION ESTABLISHING POLLING PLACES FOR THE 2020 ELECTIONS

WHEREAS, Idaho Code 34-302 requires the Board of Commissioners to designate suitable polling places in each election precinct not less than 30 days before any election;

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of Shoshone County hereby establishes the following election polling places for the calendar year 2020;

#	<u>PRECINCT</u>	<u>POLLING PLACE</u>
01	Prichard-Murray	Murray Road Shop, 6388 Prichard Creek, Murray
02	Mullan	Mullan City Hall, 112 Earle Ave., Mullan
03	Wallace	United Church of Christ Congregational, 408 Cedar, Wallace
04	Silverton	Silverwood Good Samaritan Center, 405 W. 7th, Silverton
05	Osburn	VFW Hall Post 1675, 4th & Mullan, Osburn
06	Kellogg	Kellogg Elks BPOE #1841, 202 McKinley Ave., Kellogg
07	Wardner	Mail Ballot Precinct

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08	Smelterville	SMC Health & Wellness, 858 Commerce Dr., Smelterville
09	Pinehurst	Pinehurst Lions Club, 106 Church St., Pinehurst
10	Kingston	Kingston/Cataldo Sewer Dist., 42784 Silver Valley Rd., Kingston
11	Calder	Mail Ballot Precinct
12	Clarkia	Mail Ballot Precinct
13	Avery	Mail Ballot Precinct
14	Absentee	County Courthouse

DATED this 15th day of January 2020.

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

2019 Cancellation of Taxes on parcel #B-0050-011-007A – Value Lowered

County Tax	\$453.94
County R&B	\$11.84
School Dist.	\$725.38
City Wallace	\$1,048.66
TOTAL:	\$2,239.92

Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard
County Clerk

Approved: 
Chairman

By: 
Deputy Clerk

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2020

Thursday, January 16, 2020

The Board met pursuant to recessing Wednesday, January 15, 2020.

Present:

Commissioners: Jay Huber

Mike Fitzgerald

John Hansen

Deputy Clerk: Susan K. Hendrixson


The following proceedings were had to-wit:

The Commissioners attended an ICRMP Americans with Disabilities Act and Human Resources Personnel Training at the Public Safety Building from 1:30 to 4:00 p.m.

Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard

County Clerk

Approved: 

Chairman

By: 

Deputy Clerk

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2020

Friday, January 17, 2020

Not a regular meeting day of the Board of Commissioners.

Present:

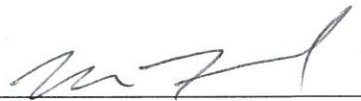
Commissioners: Jay Huber
Mike Fitzgerald
John Hansen

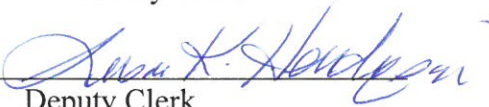
Deputy Clerk:

The following proceedings were had to-wit:

The Commissioner attended an Idaho Association of Counties District 1 meeting at 10:00 a.m. in Coeur d'Alene.

ATTEST Tamie J. Eberhard
County Clerk

Approved: 
Chairman

By: 
Deputy Clerk