

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2020

Monday, June 22, 2020

The Board met pursuant to recessing Wednesday, June 17, 2020.

Present:

Commissioners: Jay Huber

Mike Fitzgerald

John Hansen

Deputy Clerk: Susan K. Hendrixson

The following proceedings were had to-wit:

The Commissioners met with Ralph Shay at 10:00 a.m. to discuss the use of motorized boats on the CDA River and its tributaries above the Cataldo Mission. Also in attendance was Jack Hise, and Josh McDonald with the Shoshone News Press. Items discussed included the following:

- Mr. Shay stated that there are conflicts with speed boats on the North Fork of the CDA and other recreational activities;
- The boats go down the river fast with no care for floaters, and fisherman – an accident waiting to happen;
- Right now, the BOCC can't enforce regulations on the river;
- This is a multijurisdictional issue and the appropriate process would be to bring the issue to the Planning & Zoning Department.

Commissioners Fitzgerald and Hansen convened at 11:00 a.m. in the 3rd floor District Court room to discuss the Idaho Supreme Court response to COVID-19 Emergency and Emergency Declaration of the Governor, State of Idaho. Also in attendance: Emergency Manager Dan Martinsen, Shoshone County Treasurer Ellen Masterson, Shoshone County Assessor Jerry White, Shoshone County Clerk Tamie Eberhard, and Matt Beehner. General updates were provided as follows:

- Noxious Weed Department is inquiring about masks for the Community Spray Day this Wednesday;
- Tamie Eberhard and Dan Martinsen attended a FEMA Scoping meeting last week to go through the reimbursement process;
- The CARES Act will be used to apply for reimbursement first before the FEMA process;
- Shoshone Glass will be up this week to look at protective screen options for District Court;
- Courthouse lobby drop boxes are being condensed and the security desk has been moved to the back of the 1st floor lobby;
- Will continue to hold Monday COVID meetings at this time.

Commissioners Huber and Hansen met with Jared Ricks, the Regional Coordinator with the Idaho Public Defense Commission at 2:00 p.m. via conference call. Also in attendance was Shoshone County Clerk Tamie Eberhard. The purpose of the meeting was for a general update and review. Item discussed included the following:

- PDC Annual Review Report was discussed;

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

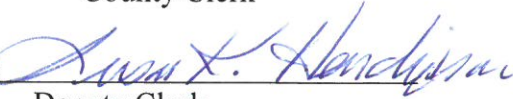
BOOK 2020

- Required provision in PD contracts;
- Extraordinary Litigation Fund and reimbursement procedure;
- Several of their meetings and trainings are being held via Zoom;
- The PDC is still working on hiring a replacement for Aaron Freudenthal;
- Jared Ricks will be the contact for the County until a replacement is hired for Aaron.

Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard
County Clerk

Approved: 
Chairman

By: 
Deputy Clerk

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2020

Tuesday, June 23, 2020

The Board met pursuant to recessing Monday, June 22, 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 10:00 a.m. for a decision on the creation of an Ambulance Service District pursuant to Idaho Code §31-3908. Also in attendance was Shoshone County Clerk Tamie Eberhard, and several members of the public. Commissioner Fitzgerald presided stating findings and determinations as follows:

- A petition to form an ambulance service district has been filed with the Shoshone County Clerk and Recorder according to law;
- The text of said petition is as follows: “We hereby petition the Shoshone County Board of Commissioners to form an Ambulance Service District pursuant to Idaho Code 31-3908. We as well petition that the boundaries of this district would be the boundary of Shoshone County, Idaho. Shoshone County has a duty under Idaho State law to provide for emergency medical services. It is an essential governmental function. Currently this is done under contract with the Shoshone County EMS Corporation and funded by limited reimbursement for services and Shoshone County. The cost to provide our current level of service currently exceeds budgeted money. The formation of an Ambulance Service District will allow for direct funding of EMS services and remove the need for County support. We, the undersigned, are in favor of this petition and citizens of Shoshone County, Idaho;”
- The Shoshone County Clerk and Recorder has certified that the required number of petitioners have signed said petition and that it has been signed by seventy-three (73) qualified real property holders within the proposed district;
- The text of said petition has been published at least once a week for three (3) consecutive weeks in a newspaper of general circulation within Shoshone County
- On June 17, 2020, a meeting of the Board of County Commissioners and hearing was held to consider the petition and hear public comment regarding the petition according to law;
- A notice of said hearing was published according to law;
- The text of said petition and notice of hearing has been published at least once a week for three (3) consecutive weeks in a newspaper of general circulation within Shoshone County;
- At said meeting the Board of County Commissioners heard all persons who desired to be heard to the creation of an ambulance service district.

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2020

Commissioner Fitzgerald stated the following as expressed by the petition and public comment:

- The ambulance services provided are essential services to the community;
- The current level of ambulance services provided are desired by the community;
- Public funding is required to continue the current level of ambulance service;
- Continued public funding can be provided by creating an ambulance service district and ending County funding;
- The transition of ambulance services from the County to an ambulance service district will include extended County financial support until an ambulance district's revenues and operations are fully implemented;
- The desired district boundaries are County Wide;
- The creation of an ambulance service district is generally supported by local first responders.

Commissioner Fitzgerald also stated that the BOCC understands that, if it chooses to form an ambulance service district, the transition process from the County to a District will require a lot of work and time on the BOCC's behalf. The transition is going to require the short-term continuance and final transfer of administration, finances, contracts, billings, collections, equipment and more. Commissioner Huber stated that when he became a Commissioner in 2016, he was appointed to the Shoshone County EMS Corporation Board and when a petition for the creation of an Ambulance District was presented, he resigned from the EMS Corporation Board so there would be no conflict of interest with this decision. A motion was made by Commissioner Hansen, seconded by Commissioner Fitzgerald, that based on the Findings and Determinations, to create an ambulance service district that is consistent with the petition to form an ambulance service district, and direct legal to prepare a resolution that is consistent with this decision for the Board of County Commissioner's approval and signature. A roll call vote: Commissioner Huber – Aye, Commissioner Fitzgerald – Aye, Commissioner Hansen – aye. The motion carried unanimously. A meeting was scheduled for Monday, June 29, 2020 at 9:30 a.m. to approve and sign a prepared resolution.

The Commissioners met with Prosecuting Attorney Keisha Oxendine at 11:00 .m.in Executive Session to consider hiring an employee wherein the respective qualities of individuals are to be evaluated in order to fill a particular vacancy or need. A motion was made by Commissioner Fitzgerald, seconded by Commissioner Hansen to go into Executive Session pursuant to Idaho Code 74-206(1)(a). Roll call vote: Commissioner Huber – Aye, Commissioner Fitzgerald – Aye, Commissioner Hansen – Aye. The motion carried unanimously. The Board adjourned from Executive Session with no decision to be made in open session.

The Commissioner met with Prosecuting Attorney Keisha Oxendine at 11:30 a.m. to communicate with legal counsel to discuss legal options for pending litigation pursuant to Idaho Code 74-206(1)(f) re: Silver Mt. District Court Appeal, CV40-18-232, Decision on Rehearing/Reconsideration. Also in attendance was Shoshone County Assessor Jerry White, and Matt Beehner. A motion was made by Commissioner Huber, seconded by Commissioner

PROCEEDINGS COUNTY COMMISSIONERS


SHOSHONE COUNTY, IDAHO

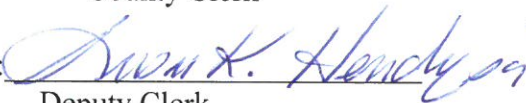
BOOK 2020

Hansen to go into Executive Session pursuant to Idaho code 74-206(1)(f). Roll call vote: Commissioner Huber – Aye, Commissioner Fitzgerald – Aye, Commissioner Hansen – Aye. The motion carried unanimously. The Commissioners adjourned from Executive Session and a motion was made by Commissioner Huber, seconded by Commissioner Fitzgerald to move forward with an appeal to Appellate Courts re Silver Mt. District Court Appeal, CV40-18-232. Roll call vote: Commissioner Huber – Aye, Commissioner Fitzgerald – Aye, Commissioner Hansen – Aye. The motion carried unanimously.

Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard
County Clerk

Approved: 
Chairman

By: 
Deputy Clerk

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2020

Wednesday, June 24, 2020

The Board met pursuant to recessing Tuesday, June 23, 2020.

Present:

Commissioners:

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:

PUBLIC COMMENT: No public comment was presented.

CHANGES TO AGENDA: A motion was made by Commissioner Hansen, seconded by Commissioner Fitzgerald to add the Area Agency on Aging Transportation Services Contract Modification to the consent agenda. The modification was received yesterday and Area Agency has requested it be returned as soon as possible. The motion carried.

OLD BUSINESS:

1. Consideration and Decision of the Minutes of the Commissioners' Public Agenda Session dated Monday, June 15 to Friday, June 19, 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 – 1 License was presented
 - Shoshone County Pre-Pays
 - Area Agency on Aging Transportation Services Contract Modification July 1, 2020 to June 30, 2021. The funding provided by Area Agency is for the Silver Express Fixed Route, Demand Response, and transportation to CDA/Hayden. The funding amount is \$23,475.

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

2. Executive Session: Indigent Cases: There were no cases presented before the Board.

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2020


2020 Beer, Wine & Liquor Licenses

#80 The Hideout LLC/The Outlaw Bar & Grill Mullan Beer/Liquor

Commissioners Fitzgerald and Hansen participated in the Noxious Weed Spray Day from 1:00 to 4:00 p.m. at the Smelterville Shop.

Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard
County Clerk

Approved: 
Chairman

By: 
Deputy Clerk

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2020

Thursday, June 25, 2020

The Board met pursuant to recessing Wednesday, June 24, 2020.

Present:

Commissioners: Jay Huber

Mike Fitzgerald


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

Friday, June 26, 2020

Not a regular meeting day of the Board of Commissioners.

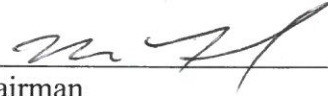
Present:

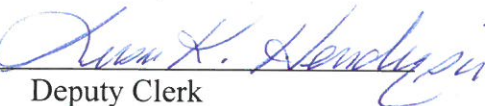
Commissioners:

Deputy Clerk:

The following proceedings were had to-wit:

ATTEST Tamie J. Eberhard
County Clerk

Approved: 
Chairman

By: 
Deputy Clerk