

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2021

Monday, April 26, 2021

The Board met pursuant to recessing Thursday, April 22, 2021.

Present:

Commissioners: Jay Huber
Mike Fitzgerald

Deputy Clerk: Lori J. Teeters

The following proceedings were had to-wit:

The Board convened at 10:00 a.m. for a workshop on the FY 21/22 Shoshone County Budget. The following items were discussed:

Employee Compensation:

- providing a 3% COLA raise for full and part-time employees;
- Temporary and seasonal employees do not receive a base pay increase;
- Wage increases will only be provided through scheduled longevity increases and earned merit increases provided – department specific pay matrixes – BOCC approved;
- No wage increases will be provided through employee re-assignment and/or increase in workload without BOCC approval;

Elected Officials:


- Provide a 3% base pay increase (i.e. COLA plus raise);
- Each Elected Official is to self-determine a base pay increase of up to 2%, which is in addition to the 3% base pay increase;
- Elected Officials opting for a base pay increase need to demonstrate how the increase fits into and/or impacts existing budget(s);

Benefits:

- Medical – 5% increase;
- Dental – As determined by the clerk based on projected rates;
- VEBA – No change

Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard
County Clerk

Approved: 
Chairman

By: Lori J. Teeters
Deputy Clerk

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2021

Tuesday, April 27, 2021

The Board met pursuant to recessing Monday, April 26, 2021.

Present:

Commissioners: Jay Huber
Mike Fitzgerald

Deputy Clerk: Lori J. Teeters

The following proceedings were had to-wit:

The Board met with Department Heads at 9:00 a.m. in the District Court Room for department updates. Those in attendance: Shelby Heiderman/Weeds; Jessica Stutzke/Public Works; Jim Cason/Public Works; Mike Smith/Juvenile Probation; Monica Miller/Planning & Zoning; Dan Martinsen/Planning & Zoning and Emergency Services; Keith Chambers/Maintenance; Shelby Wilcox/Solid Waste; Richard Brenner/Solid Waste; and Matt Beehner. Items discussed included the following:

- Planning & Zoning – office is busy working on zoning permits and several code violation investigations; a couple Public Hearings scheduled in the next couple weeks – Flood Plain and Building Code (not really any changes, just updates); need to think about getting everything we have current and get it codified and move forward with online;
- Emergency Services: Working with FEMA and the City of Kellogg on windstorm damage repairs and projects;
- Juvenile Probation – not a lot going on with Juvenile Probation the last 6 months; getting busier; seen a upward trend in out of state people; new in home program – Parent Engagement for all juvenile cases.
- Public Works – office is busy with permitting, a large influx of people coming in; will be making a few changes in how things are done to be more efficient since they have become so busy. Moon Pass being cleared now, should open up by May 10th; have several bridge projects coming up; still trying to access and clean up from the wind storm damage done back in January; they received a price quote on new software – theirs is outdated; Sunshine Memorial is being completed today
- Weeds – have hired two (2) seasonal employees for the summer, ramping up for the spring projects. They have a new project up Moon Pass that will be over a couple year period. Will be having a free weed spray day sometime in June.
- BOCC – Airport has had to update Hangar leases; up river is still needing to be considered as spring/summer approaches and what they need to do for the amount of people; The Commissioner's had their FY 21/22 budget kick-off on Monday and have given the departments a general direction on budgets for the next year – Lori handed out budget packets to each department; Masks are still required for customers coming inside the Courthouse, and for County employees, masks required inside the courthouse outside of their own department or office.
- Solid Waste – hired a new scale person but will likely need one (1) more employee to staff up; The garbage load has doubled in the last 6 months and trucks are making multiple trips to Missoula to dump. They have had to make some equipment changes and repairs.

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- Maintenance – still looking for another janitor, they have been short-staffed for a while; the county will need a new chiller at some point, and there will need to be some repairs done at the Sheriff's Department.

The Board convened at 10:00 a.m. to meet with Shoshone County Prosecuting Attorney, Keisha Oxendine for Executive Session I.C. 74-206(1)(d) and (f) to communicate with legal counsel regarding pending litigation or issues imminently likely to be litigated. Also in attendance was Matt Beehner. Commissioner Fitzgerald made a motion to go into executive session, Commissioner Huber seconded the motion. Roll call vote: Commissioner Huber – Aye, Commissioner Fitzgerald – Aye. The meeting adjourned with no decision to be made in open meeting.

The Board convened at 11:00 a.m. to meet with Shoshone County Sheriff, Mike Gunderson for Executive Session per I.C. 74-206(1)(b) to consider the evaluation of a public officer, employee, staff member or individual agent. Also in attendance was Matt Beehner. Commissioner Fitzgerald made a motion to go into executive session, Commissioner Huber seconded the motion. Roll call vote: Commissioner Huber – Aye, Commissioner Fitzgerald – Aye. The Board came out of executive session at 11:21 a.m. and Commissioner Fitzgerald made a motion based on the positive performance review provided by the Sheriff, citing excellent career advancement and leadership, the three salaried employees are approved for base pay increases as deemed appropriate by the Sheriff effective 6/25/21 (July pay period). Commissioner Huber seconded the motion. The motion carried unanimously.

The Board came back for session at 11:45 to continue the Sheriff Department's pay/wage matrix. Sheriff Gunderson would like to see a 3/5/3% increase for his department hourly employees. He is asking for 2% more for Detention to bring them more in line with Patrol and Communications. He said this has been a 5-year process on increases for his Department and well deserved. With the increases for hourly and salary employee increases, it will be about \$62,000.00 out of this year's budget, but because of the shortage of employees this year, and the extra revenue they are bringing in for Marshall services, he is within budget for the increases. Commissioner Fitzgerald made a motion as part of the multi-year improvement of the Sheriff's Department employee retention, advancement opportunities and compensation, a Shoshone County Sheriff's Office pay matrix adjustment that increases the base pay of 3% for Patrol, 5% for Detention, and 3% for Dispatch are approved effective 6/25/21 (July pay period). Commissioner Huber seconded the motion. The motion carried unanimously. Commissioner Fitzgerald would like the minutes to reflect the gratitude for Sheriff Gunderson's senior staff, for advocating for the department's employee wages based on their performance. He wanted to express his gratitude for the Sheriff's Department and all their hard work for Shoshone County and its citizens.

Idaho Association of Counties Legislative update at 3 p.m. via Zoom was canceled.

The Board met at 6:00 p.m. with the Central Shoshone Water District to discuss water options for the County Airport.


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Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard
County Clerk

Approved: 
Chairman

By: Lori J. Tecters
Deputy Clerk

BOOK 2021-01-27

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2021

Wednesday, April 28, 2021

The Board met pursuant to recessing Tuesday, April 27, 2021.

Present:

Commissioners: Jay Huber
Mike Fitzgerald

Deputy Clerk: Lori J. Teeters

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: There were no changes to the consent agenda.

OLD BUSINESS:

1. Consideration and Decision of the Minutes of the Commissioners' Public Agenda Session dated Monday, April 19 to Thursday, April 22, 2021.

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 was presented.
 - Shoshone County Pre-Pays
 - Agreement between Shoshone County Solid Waste and Caterpillar Financial Services Corporation for exchange of County Backhoe.
 - Planning & Zoning Board Appointment Letter to fulfill two (2) seats on the Board – Kirsten Krulitz and Anna Berger.
 - Lease Agreement between Shoshone County and Sheri Poindexter for parcel #49N01E-36-1500A, May through October 2021

A motion was made by Commissioner Huber, 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: Consideration and Decision. Executive Session ID Code 74-206(d). A motion was made by Commissioner Fitzgerald, seconded by Commissioner Huber to go into Executive Session per Idaho Code 74-206(d). Roll call vote: Commissioner Huber – Aye, Commissioner Fitzgerald – Aye. The motion carried unanimously. The Board

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adjourned from Executive Session and a motion was made by Commissioner Fitzgerald, seconded by Commissioner Huber to approve Indigent case #2021-21.

2021 Beer/Wine and Liquor Licenses

Fainting Goat Wine Bar and Restaurant LLC	Fainting Goat	Wallace	Beer/Wine by the Drink
O.C. Bar LLC	Osburn Club	Osburn	Beer/Liquor

The Board convened at 10:00 a.m. to discuss, review and consider 2021 Tax Exempt Applications per I.C. 63-602 on the following:
Pinehurst First Baptist Mission parcels #RPG-0000-005-5010, RPG-0050-060-000-G, The Prayer Station parcel #B-0050-016-001-A. Following review and discussion, a motion was made by Commissioner Fitzgerald, seconded by Commissioner Huber to approve the application for The Prayer Station and deny the application for Pinehurst First Baptist Mission. The motion carried unanimously.

The Board met with Lora Whalen, Panhandle Health District Director at 11:0 a.m. to discuss and review the annual PHD budget. Also in attendance from Panhandle Health District were Christine Crummer/Financial Officer, Don Duffy and Marlow Thompson/PHD Board Chair. Items discussed included the following:

- Covid-19 and Vaccination updates
- Environmental Health
- Physical Health
- Community Health Assessments
- FY2022 Budget Allocation for Shoshone County \$57,494 a decrease from the FY21 year \$58,462

Commissioner Hansen wasn't able to attend the Shoshone-Benewah Forest Health Collaborative meeting at 1:30 p.m.

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	\$403,719.87
002	Road	\$119,228.03
006	District Court	\$34,875.53
016	Indigent	\$8,612.30
020	Appraisal	\$23,792.59

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023	Solid Waste	\$37,538.22
027	Weed	\$922.76
052	Airport	\$65.58
056	Emergency 911	\$5,922.91
9101	Auditor's Trust	\$7,792.60
9109	Title III Trust – 2008 & Prior	\$5,439.38
	TOTAL:	647909.77\$


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

s/Mike Fitzgerald s/Jay Huber
Commissioner Commissioner
Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard
County Clerk

Approved: 
Chairman

By: Lon J. Teeters
Deputy Clerk

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SHOSHONE COUNTY, IDAHO

BOOK 2021

Thursday, April 29, 2021

The Board met pursuant to recessing Wednesday, April 28, 2021.

Present:

Commissioners: Jay Huber
Mike Fitzgerald

Deputy Clerk: Lori J. Teeters

The following proceedings were had to-wit:

The Board convened at 10:00 a.m. to review and decision re: petition presented by Charles and Lenae Tatman – Case #P-100-20 to vacate and abandon all real property shown as road right of way adjacent to Blocks 21 and 22 on the Plat of Canyon Addition to the City of Wallace, lying with the East ½ of Section 26 in Township 48 North, Range 4 East, Boise Meridian, Shoshone County, Idaho, and lying southerly of Tomsche Ave, being 40' wide – District Court Room. Also in attendance was Matt and Minde Beehner, Dawn Wiksten and other members of the Public. Commissioner Fitzgerald gave a brief summary on the petition, what took place at the previous two (2) meetings, and turned it over to Shoshone County Prosecuting Attorney, Keisha Oxendine for legal counsel on the legalities of the petition. Mrs. Oxendine stated that her office is still finalizing their legal opinion and it should be ready by mid-week, of the next week and presented to the Commissioner's to aid in the Commissioner's decision. Commissioner Fitzgerald made a motion to continue the hearing until the following week, Thursday May 6th, 2021 at 11:00 a.m.

The Board convened at 11:00 a.m. for a public hearing on Shoshone County Planning and Zoning recommendations for Comprehensive Plan Amendments for Wallace Hillside and Mountain overlay zone. Also in attendance was Shoshone County Planning and Zoning Department, Dan Martinson and Monica Miller, the Petitioner, Courtney Friehe, and other interested parties of the public. Commissioner Fitzgerald explained the Hearing procedures, cited the Shoshone News Press advertisement date for the Public Hearing of April 9, 2021, and made a motion to enter into a public hearing, seconded by Commissioner Huber. The motion passed unanimously. The meeting was turned over to Dan Martinsen to present his Staff Analysis, Findings of Fact and Recommendations. After Dan gave a brief synopsis of the proposed amendments, the Public Hearing was then opened for public comment. Public testimonies were given in support, neutral, and opposition. There were ten (10) in support, none for neutral, and two (2) in opposition. In support, the Petitioner, Courtney Friehe, gave a brief presentation on her application/petition for proposed amendments to the Comprehensive Master Plan that she had brought before the P&Z Commission back in October 2020. Of the seven (7) she originally petitioned for, five (5) of them were withdrawn. Proposed Amendments were as follows: a) "develop design standards and criteria for development on hillsides and mountains"; b) "the City of Wallace's designation as a historical site should be protected and enhanced by preserving the natural environment and mountains surrounding Wallace through the adoption of a mountain overlay zone". There were nine (9) other testimonies given in support and two (2) testimonies were given in opposition. After the testimonies were given, a motion was made by Commissioner Fitzgerald to close the public hearing, seconded by Commissioner Huber, the motion passed unanimously. After review and discussion, Commissioner Fitzgerald made a

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motion that based on the Staff Analysis and recommendation of Planning and Zoning set forth in the documents presented, portions of the Comprehensive Plan would be amended per the recommendation of the Planning and Zoning Department, seconded by Commissioner Huber, the motion passed unanimously.

The Board convened at 1:00 p.m. to meet with Shoshone County Prosecuting Attorney Keisha Oxendine for Executive Session for pending litigation re: Shoshone County v. Silver Mt. et.al. Also in attendance was Shoshone County Clerk, Tamie Eberhard, Shoshone County Auditor Clerk, Angela Dinger, Shoshone County Treasurer, Ellen Masterson, Shoshone County Chief Deputy Assessor, Connie Holmquist, Shoshone County Chief Deputy Treasurer, Kerri Eddie and Matt Beehner. Commissioner Huber made a motion to go into Executive Session per I.C. 74-206 (1)(f) to communicate with legal counsel for the public agency to discuss legal ramifications of and legal options for pending litigation, Commissioner Fitzgerald seconded the motion. Roll call vote: Commissioner Huber – Aye, Commissioner Fitzgerald – Aye. The Board adjourned from Executive Session and a motion was made by Commissioner Fitzgerald to direct legal counsel to get more information on funding a tax anticipation account and meet again the following week. The motion was seconded by Commissioner Huber, the motion carried unanimously.

Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard
County Clerk

Approved: 
Chairman

By: 
Deputy Clerk