

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2021

Monday, October 4, 2021

The Board met pursuant to recessing Thursday, September 30, 2021.


Present:

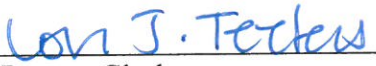
Commissioners: Jay Huber

Deputy Clerk: Lori J. Teeters

The following proceedings were had to-wit:

ATTEST Tamie J. Eberhard
County Clerk

Approved: 
Chairman

By: 
Deputy Clerk

Tuesday, October 5, 2021

The Board met pursuant to recessing Thursday, September 30, 2021.

Present:

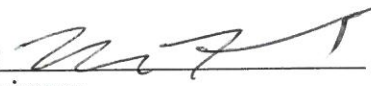
Commissioners: Jay Huber
Mike Fitzgerald
John Hansen
Deputy Clerk: Lori J. Teeters

The following proceedings were had to-wit:

The meeting with Howard Lunderstadt, USDA Loan Specialist, was canceled due to illness.

Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard
County Clerk

Approved: 
Chairman

By: 
Deputy Clerk

PROCEEDINGS COUNTY COMMISSIONERS

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BOOK 2021

Wednesday, October 6, 2021

The Board met pursuant to recessing Tuesday, October 5, 2021.

Present:

Commissioners: Jay Huber
Mike Fitzgerald
John Hansen
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. Also in attendance was Matt Beehner. The consent agenda was reviewed for consideration as follows:

PUBLIC COMMENT: Matt would like more information on the Trapper Creek Resolution and Survey Map. Commissioner Fitzgerald explained what the Resolution covered and showed Matt the Survey Map that was provided.

CHANGES TO AGENDA: Commissioner Fitzgerald made a motion to add the Public Defender Contract for Erik Smith for approval and to table the PD contract for Aaron Freudenthal until the BOCC receives his signed contract back. Commissioner Hansen seconded the motion, the motion carried unanimously.

OLD BUSINESS:

1. Consideration and Decision of the Minutes of the Commissioners' Public Agenda Session dated Monday, September 27, 2021 to Friday, October 1, 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 – No Liquor licenses were presented.
 - Shoshone County Pre-Pays
 - Shoshone County Sheriff request for extension of the use of vacation time for his staff – Approved as presented – Resolution 2021-34
 - Employee Holidays Time Off for Thanksgiving, Christmas & New Years – Friday after Thanksgiving 2021, Christmas Eve 2021 and New Year's Eve 2021 are approved as a paid time-off holiday for County Employees
 - Public Defender First Appearances Contract between Shoshone County & Christopher D. Schwartz – Approved as presented.

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- Public Defender Contract between Shoshone County & Christopher D. Schwartz – Approved as presented.
- Conflict Public Defender Contract between Shoshone County & Amanda Findlay – Approved as presented.
- Conflict Public Defender Contract between Shoshone County & Aaron Freudenthal – tabled until the BOCC receives his contract back.
- Conflict Public Defender Contract between Shoshone County & Blaine Horrocks – Approved as presented.
- Resolution 2021-30 Resolution pursuant to Findings of Facts, Conclusions and Decision, the Shoshone County Board of Commissioners adopts the legal description as a “Public road and/or right of way” known as Trapper Creek Road – Approved as presented.

A motion was made by Commissioner Fitzgerald, seconded by Commissioner Hansen 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 Hansen, seconded by Commissioner Fitzgerald to go into Executive Session per Idaho Code 74-206(d). Roll call vote: Commissioner Fitzgerald – Aye, Commissioner Hansen – Aye. The motion carried unanimously. The Board adjourned from Executive Session and a motion was made by Commissioner Hansen, seconded by Commissioner Fitzgerald to approve Indigent case #2021-43

RESOLUTION 2021-34

A RESOLUTION AFFIXING AN EXTENSION OF THE DEADLINE FOR USE OF VACATION AND COMP TIME

WHEREAS, various employees in some departments are unable to use their vacation and comp time by the September 30th deadline as established in the County Personnel Policy; and

WHEREAS, the County Commissioners are in receipt of requests for an extension of said deadline.

NOW THEREFORE BE IT RESOLVED by the Board of Shoshone County

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Commissioners that the September 30th deadline be extended to November 24, 2021.

DATED this 6th day of October 2021.

BOARD OF COUNTY COMMISSIONERS

s/Mike Fitzgerald

Mike Fitzgerald, Chairman

s/John Hansen

John Hansen, Commissioner

ATTEST:

s/Lori J. Teeters

Lori J. Teeters,
Deputy Clerk

COUNTY OF SHOSHONE

RESOLUTION NO. 2021-30

WHEREAS, the Board of Shoshone County Commissioners entered its Findings of Fact, Conclusions and Decision on August 8, 2019 ("Decision") in which it granted the petition to validate the "public road and/or right of way" known as Trapper Creek Road in the matter of: *Petition for Validation of "TRAPPER CREEK ROAD" as a public road and/or right-of-way otherwise known and described pursuant to maps held in the records of Shoshone County located in Sections 28 and 33, Township 48 North, Range 2, B.M., and in Sections 3 and 4, Township 47 North, Range 2 East, B.M., Shoshone County, State of Idaho.*

WHEREAS, pursuant to the Decision the petitioners have commissioned a survey of Trapper Creek Road pursuant to Idaho Code § 40-203A;

WHEREAS, the Board of Shoshone County Commissioners met on July 16th, 2019, in a public hearing for the purpose of adopting the legal description for Trapper Creek Road resulting from the petitioners' survey;

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WHEREAS, the notice for public hearing was advertised in the Shoshone County News Press four (4) consecutive weeks.

NOW THEREORE BE IT RESOLVED, that the “public road and/or right-of-way” validated by the Shoshone County Board of County Commissioners pursuant to its Findings of Fact, Conclusions and Decision, dated August 8, 2019, is included and identified within the legal description set forth in Exhibit “A” attached hereto and incorporated herein; that the Shoshone County Board of County Commissioners adopts the legal description set forth in Exhibit “A” as the “public road and/or right-of-way” described in said Decision; and that petitioners shall commission and record a Record of Survey of the “public road and/or right-of-way” consistent with such legal description within thirty (30) days of this Resolution.

DATED this 6th day of October 2021.

BOARD OF COUNTY COMMISSIONERS

s/Mike Fitzgerald
Mike Fitzgerald, Chairman

s/John Hansen
John Hansen, Commissioner

Attested to by:

s/Lori J. Teeters
Lori J. Teeters, Deputy Clerk

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	\$47,153.52
002	Road & Bridge	\$102,291.32
006	District Court	\$3,893.50
0010	Self-Insurance Fund	\$5,941.75

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0016	Indigent	\$1,443.06
0018	Park	\$30.69
0020	Appraisal	\$316.30
0023	Solid Waste	\$52,773.27
0027	Weed	\$1,770.92
0037	Snowmobile	\$19.94
0038	Waterways Fund	\$920.00
0052	Airport	\$74.10
0055	Fish Hatchery	\$63.60
0056	Emergency 911	\$3,435.21
9101	Auditor's Trust	\$111,368.03
9106	Sunshine Statue-Restricted	\$2,500.00
9109	Title III Trust – 2008 & Prior	\$12,000.00
9186	Motor Vehicle Trust	\$560.99
9235	ITD – Express Bus	\$13,556.40
9247	Silver Mountain Legal	\$6,150.00
9252	Airport Fuel	\$11,053.75
9255	West Terror 19HFR	\$6,000.00
	TOTAL:	\$383,316.35

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

PROCEEDINGS COUNTY COMMISSIONERS

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s/Mike Fitzgerald
Commissioner

s/John Hansen
Commissioner


The Board convened at 1:00 p.m. to meet with Latah County Surveyor, John Elsbury, to discuss and review boundaries between Clearwater, Shoshone and Latah counties. Also, in attendance was Jim Minser, Benewah County Land Surveyor, Shoshone County Assessor Jerry White, Nancy Hoiland, Shoshone County Mapper and Matt Beehner. Mr. Elsbury is proposing to abandon the current statutory boundary and shift the East Boundary of Latah County approximately $\frac{1}{4}$ of a mile to nearby existing surveyed corner monuments in a zig-zag manner to reduce the net acreage transferred between the adjoining counties. The current boundary line is vague, subject to multiple interpretations, expensive to determine on the ground, and for the most part invisible. In this proposal Latah County would lose 387 acres, Shoshone County would gain 266 acres, and Clearwater would gain 121 acres. The adjoining counties would need to adopt a joint resolution agreeing to adopt the new boundary line legal description, the Idaho legislature would have to pass a bill to change the boundary to the agreed new line, the Governor must sign the bill, the property tax paying land owners adjoining the new East Boundary must amend their deeds to reflect the lands that are transferred and the three county assessors would have to adjust their respective tax rolls. Commissioner Fitzgerald stated that he would like to see the Board think about the proposed change, schedule a meeting with legal to go over the boundary change and they would like to sit down again, possibly with Latah and Clearwater Commissioners and discuss the change.

Mike Gunderson, Shoshone County Sheriff, State of Idaho, has appointed Matthew Weingart, Patrol Deputy, effective October 5, 2021.

Mike Gunderson, Shoshone County Sheriff, State of Idaho, has appointed Shambri Hegbloom, Detention Deputy, effective October 5, 2021.

Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard
County Clerk

Approved: 
Chairman

By: 
Deputy Clerk

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2021

Thursday, October 7, 2021

The Board met pursuant to recessing Wednesday, October 6, 2021.

Present:

Commissioners: Jay Huber
Mike Fitzgerald
John Hansen
Deputy Clerk: Lori J. Teeters

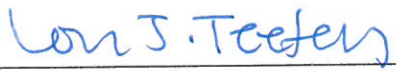
The following proceedings were had to-wit:

The Board convened at 1:30 p.m. to meet with CDA River District Ranger, Dan Scaife, to discuss, review and consider future plans for Pottsville Park. Also in attendance was Shoshone County Public Works, Jim Cason and Jessica Stutzke, Shoshone News Press, Josh McDonald, some of the Pottsville Seven: Ron Hayes, Jim See, Kjell Truesdell, Nick Hogamier, CDA Forest Service District Ranger, Dan Scaife, Deputy District Ranger, Chris Schlenker, RAC Grant Administrator, Jason Smith and Matt Beehner. Commissioner Fitzgerald asked everyone around the room to introduce themselves and then turned the meeting over to Ron Hayes, who went over the history of the park and the pictures and repairs that are needed. Dan commented that he would possibly like to do a challenge cost share agreement with the County, so they could partner with the County on maintenance and possibly ask for contributions from the community. The Board agreed that would be a more suitable option for the County at this time and would like to explore that option further. All parties agreed to do some homework on what the priority repairs would look like, and to meet back again in about a months' time.

Thereafter, the meeting adjourned.

ATTEST Tamie J. Eberhard
County Clerk

Approved: 
Chairman

By: 
Deputy Clerk