

# PROCEEDINGS COUNTY COMMISSIONERS

## SHOSHONE COUNTY, IDAHO

### BOOK 2024

#### Tuesday, April 2, 2024

Present:

Commissioners: David Dose – Chair

Tracy Casady

Deputy Clerk: Sydney Millard

#### **12:30 PM Discuss Forest Service/Shoshone County Airport Land Use Agreement**

Also, present: Randall Childress, Matt Beehner

Commissioner Dose explained they had asked the airport manager Randy to do some research to see if the \$100/day rate was the going rate. Randy said he talked to various airport managers in the surrounding areas to see what they charge the forest service. He said St. Maries doesn't charge but they get donations back from the Idaho Department of Lands and the Forest Service. Thompson Falls charges \$200/day per site. Orofino doesn't charge but Idaho Department of Lands paid them \$1,600 last year. Pullman-Moscow airport doesn't have any fees, but it's been years since they've had a fire fighting crew there. Eureka charges \$100/day. Boundary doesn't charge fees. Sandpoint charges \$6 a day for overnight fees, and the Forest Service \$6/ day for a helicopter, fuel tanker and each pickup. There are typically four vehicles around a helicopter, totaling \$24/day for each site, running 3-6 sites for the fire season. This would equal \$72-\$144/day. Commissioner Dose asked how many sites we provide at the airport. Randy said six. Commissioner Dose said it looks like from Randy's research we are right about in the middle. Randy agreed and said he wouldn't recommend going any higher. Commissioner Dose noted a clause in the example agreement that amount paid won't exceed \$1,500 and asked Randy to follow up with the Forest Service and other airports regarding the agreement limit before the board takes any action. Commissioner Casady agreed. Randy said he has an update on fuel price as well. He said we currently charge \$6.12 for 100LL self-service. He called multiple airports including St. Maries, Orofino, Pullman-Moscow, Thompson Falls, Eureka and Polson. He said we are right in the middle of prices. Commissioner Dose asked how much the county pays per gallon. Randy said \$5.12. Randy said he has a concern regarding the dog trail that was put in at the airport. People are coming in through the gate and letting their dogs run loose, which is against the FAA. Commissioner Casady agreed it shouldn't be public use. Commissioner Dose noted there won't be any action today, but he will meet with him. There being no further business the meeting adjourned.

#### **1:00 PM Review AmeriBen Wage Study Proposal**

Also, present: Matt Beehner

Commissioner Casady explained that she received Brenda Blitman's name from other county commissioners that have used AmeriBen for a wage study and were very pleased with AmeriBen. She said they are very knowledgeable and have done several counties within Idaho and are able to do a comparison to other counties similar in size. She said she will have to submit for other bids as well. The top dollar for this proposal would be \$26,000, but agreed with

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AmeriBen that they can come in way under that amount. Others she looked at preliminarily were \$40,000 for a study. She said they can help a lot gathering information in-house as well as setting up zoom style meetings with department heads to cut travel fees and other expenses.

Commissioner Dose confirmed they will need to look at a few more proposals given the dollar amount. Commissioner Casady said she believes an outside wage study will be beneficial, so people know the county didn't come up with the numbers themselves. Public comment: Matt said the Idaho Association of Counties puts all this information online. He said his biggest problem with this is its not just wages, it included benefits too. He said maybe they need to look at what people are making in Shoshone County. Commissioner Dose recommended no action today. There being no further business the meeting adjourned.

**2:00 PM Idaho Department of Juvenile Corrections Annual Report – Jay Storm**

Also, present: Jay Storm, Mike Smith

Jay Storm presented the 2023 Shoshone County Annual Juvenile Justice Report to the board. This included youth arrests; a breakdown of arrests and petitions for the past three years and the type of charge. He said the numbers for youth arrests have gone down from 2022 and 2021. He reviewed probation and diversion, a comparison of releases vs. intakes and the success rate of each program. He reviewed intake, an overview of the area's average youth offender. The average youth offender in Shoshone County in 2023 was a 14–16-year-old white male. Next, he showed a September 30<sup>th</sup> snapshot, which is a one-day snapshot of youth on probation, diversion, and in Idaho Department of Juvenile Correction custody on the same day over the past three years. This included youth work to address harm they have caused through restorative practices, totaling 381 hours of community service completed. He reviewed state funds, which are funds received from the Legislature, funds spent on juvenile treatment in the community, and the percentage of the Juvenile Justice budget these state funds make up. Mike Smith said he thinks the School Resource Officer program in schools is a contributing factor for numbers trending down. He also gave kudos to Christy Miller in his department who oversees each case. Jay noted that there still aren't enough available services in Northern Idaho. Commissioner Dose asked how big of a solution parents are. Mike said they are key, whoever the child's support system is. The board thanked them for their time and information presented. There being no further business the meeting adjourned.

ATTEST Peggy White  
County Clerk

Approved:   
Chairman

By: Sydney Millard  
Deputy Clerk

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Wednesday, April 3, 2024

The Board convened at **9:30 a.m.** in regular business session and the meeting was called to order.

Present:

Commissioners: David Dose – Chair

Tracy Casady

Jeff Zimmerman

Deputy Clerk: Sydney Millard

Also, in attendance: Colleen Rosson, Matt Beehner

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

PUBLIC COMMENT: Matt asked if the part time deputy prosecuting attorney position was benefited, as its 20 hours or less. He said he is concerned the wage has been raised for the open position as it is advertised to the public. He said Givens Pursley is coming out of wages, and he doesn't know what is going on with the federal prosecuting attorney, but it was supposed to come out of wages too.

The consent agenda was reviewed for consideration as follows:

#### OLD BUSINESS:

1. Consideration and Decision of the Minutes of the Commissioners' Public Agenda Session dated March 18, 2024, to, March 22, 2024, and March 25, 2024 to March 29, 2024. Commissioner Zimmerman made a motion to approve the minutes, seconded by Commissioner Dose. The motion carried unanimously.

#### 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
  - Shoshone County Payables
  - Cancellations/Homeowner's Cancellations
  - Letter of Support – Stimson Legacy and Conservation Block Grant Subaward Agreement
  - Part Time Deputy Prosecuting Attorney Contract

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

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**CHECKS**

001	Current Expense	\$6,633.90
002	Road & Bridge	\$16,816.82
006	District Court	\$120.00
0009	Liability Insurance	\$56,308.50
0017	Junior College	\$15,700.00
0018	Park	\$25.35
0019	Justice Fund	\$34,601.68
0023	Solid Waste	\$1,889.29
0037	Snowmobile	\$2,293.16
0038	Waterways	\$5,661.00
0052	Airport	\$60.00
0056	Emergency 911	\$3,921.01
0103	Local Assist and Tribal Consis	\$968.19
9083	Shoshone County Ambulance	\$55,654.59
	TOTAL:	\$200,653.49

2. Executive Session: Indigent Cases: Consideration and Decision. Executive Session ID Code 74-206(d). A motion was made by Commissioner Casady, seconded by Commissioner Zimmerman to go into Executive Session per Idaho Code 74-206(d). Roll call vote: Commissioner Zimmerman – Aye, Commissioner Casady – Aye, Commissioner Dose – Aye. The motion carried and the public exited the room. The Board adjourned from Executive Session and a motion was made by Commissioner Dose, seconded by Commissioner Zimmerman to approve indigent case #2019-18. The motion carried unanimously and the meeting adjourned.

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#### 10:00 AM Review 2024 Spray Season Bids

Also, present: Matt Beehner

Commissioner Casady explained that Shelby did get bids, and Micah Glassman appears to be the low bid, who won last year as well. She said the third bidder opted out as he wouldn't be able to come close. She said Ben reviewed and said given the amount in the contract the method of solicitation comports with Idaho code. Commissioner Dose reviewed the bids, \$21,986.00 from Micah Glassman and \$35,015.00 from Panhandle Spray Service. Commissioner Casady made a motion to approve the bid from Micah Glassman, totaling \$21,986.00, seconded by Commissioner Zimmerman. The motion carried unanimously. Commissioner Zimmerman asked if Shelby sprays along with Micah. Tracy said yes, and she brought it up at the last noxious weeds meeting as well. Public comment: Matt asked where the miles come from on the bid, he doesn't think its mandated. Commissioner Casady said she believes they look at the road maps and the areas they intend to spray. She said they also have used youth programs in the past. Matt said that came from a grant that they haven't received since Carol Young left. Commissioner Casady said they mentioned going after that grant again at the last noxious weeds meeting. There being no further business the meeting adjourned.

#### 11:00 AM Discuss Shoshone County Property Lease Agreements

Also, present: Trish Brown, Matt Beehner, Josh McDonald

Commissioner Dose stated that Dan Martinsen has prepared a packet of information regarding county properties but isn't available today to review with the board. Commissioner Zimmerman noted that he did meet with Dan. Commissioner Dose noted that the list before them only has FEMA properties, and they had discussed non-FEMA properties as well, possibly to list for sale. He said at their last meeting they discussed creating categories for the property, including recreational, commercial/business, for sale and residential long-term lease. Commissioner Zimmerman said the residential long-term lease is property that is adjoining other resident's property that isn't conducive to recreation or other use. Commissioner Zimmerman said they need to look at how they will come to a fair market value for the long-term leases. Commissioner Dose said it may be conducive for each commissioner to go out and look at each recreational property. Commissioner Dose made a motion to hold a public auction on April 30<sup>th</sup>, 2024, for the recreational properties, seconded by Commissioner Zimmerman. The motion carried unanimously. Commissioner Dose said we should get this on the agenda for next week to meet with Dan on the property list. Public comment: Matt said the board might reach out to a real estate agent to see if they can spread the word among other realtors. Josh asked if there was a minimum bid set last year. Commissioner Dose said no. Commissioner Dose made a motion to make the recreational lease agreement term six months, from May 1<sup>st</sup>-October 31<sup>st</sup>, seconded by Commissioner Casady. The motion carried unanimously. Commissioner Dose said they can work with the press to get word out. There being no further business the meeting adjourned.

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**2:00 PM Discuss Grant Funding Request for Door Locks – Sheriff's Office**

Also, present: Captain Lopez, Colleen Rosson, Max Dugger

Captain Lopez explained that doors one and two into the facility are not working properly. Commissioner Dose asked which fund they had talked about funding new locks. Colleen said the jail has some excess funding from LATCF projects that have the potential to be shifted to this, but there is also excess in the SLFRF funds out of the county upgrades and repairs. Commissioner Dose asked which fund has a deadline. Colleen said the SLFRF funds. Commissioner Dose noted that two rebuilt locks would be \$1,425.25 each. Max said that Western Detention out of Deer Park, Washington is the company they go through. He said both new and refurbished come with a one-year warranty, but his experience is the refurbished locks don't have a one-year life span. Commissioner Zimmerman asked what his recommendation is. Max said they could probably get by with the refurbished. Colleen said the cost for a new lock is \$2,600 each. Commissioner Dose asked if we would do the install. Max said yes, and him doing so doesn't void any warranty. Commissioner Zimmerman made a motion to approve \$5,200 out of the SLFRF funds for two new door locks for the jail facility, seconded by Commissioner Casady. The motion carried unanimously. There being no further business the meeting adjourned.

**3:00 PM Executive Session:** Idaho Code 74-206(1)(b) To consider the evaluation, dismissal, or disciplining of, or to hear complaints brought against, a public officer, employee, staff member or individual agent

Also, present: Ben Allen

A motion was made by Commissioner Zimmerman to enter executive session pursuant to Idaho Code 74-206(1)(b), seconded by Commissioner Casady. Roll call vote: Commissioner Casady – Aye, Commissioner Dose – Aye, Commissioner Zimmerman – Aye. The motion carried Unanimously. The board exited executive session with no action taken and the meeting adjourned.

ATTEST Peggy White  
County Clerk

Approved:   
Chairman

By: Sydney Millard  
Deputy Clerk

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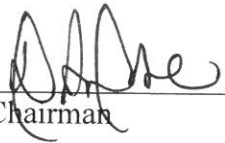
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Thursday, April 4, 2024

There were no regular business meetings scheduled this day.

ATTEST Peggy White  
County Clerk

Approved:   
Chairman

By: \_\_\_\_\_  
Deputy Clerk



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Friday, April 5, 2024

Present:

Commissioners: David Dose – Chair (via conference call)

Tracy Casady

Jeff Zimmerman

Deputy Clerk: Sydney Millard

**9:00 AM** Discuss Petition to Validate Weyer Gulch Road – 3<sup>rd</sup> FL Courtroom

Also, present: Ben Allen, Jill Cooper, Chris Bischoff, Courtney Friehe, Michele Bisconer, Amy Lynn, Deb Newell, Chase Sanborn, Ryder Gauteraux, Kirsten Vorhees, Sarah Murphy, Chuck Jones, Tiffany Hales (via Zoom), Paul Schlegel (via Zoom)

Commissioner Zimmerman opened the meeting and stated that on March 15<sup>th</sup>, 2024, a public hearing was held to review additional evidence and arguments on the petition to validate Weyer Gulch. He asked if the commission is ready to move forward with the matter. Commissioner Casady and Commissioner Dose said yes. Commissioner Dose made a motion to deny the validation, seconded by Commissioner Casady. Commissioner Casady said the evidence was not sufficient to demonstrate that the county expended the funds or resources establishing or maintaining Weyer Gulch Road. She said the property was purchased knowing the road was land locked with no public access. Commissioner Dose stated that he doesn't think there was sufficient evidence to support this is in the public interest to validate the road, and he is also concerned that the validation is preempted by Federal Law in the portions of the road that are a part of the right of way of the interstate. Commissioner Zimmerman stated he believes the board of commissioners doesn't have the authority under the jurisdiction of an incorporated city which is Wallace, and the Federal Highway System in accordance to Idaho Code 40-104-10 which specifically explains that the city has the authority as well as the Federal Highway System, not the county. He said he also believes it's not in the best interest of the public. The cost of engineering, litigation, surveys, construction of a bridge and the building of a road would not benefit the public. He said the State of Idaho noticed and purchased the right of way from the rights of these property owners and there is a statute of limitations. He said there is also not sufficient evidence to support the county's recognition of Weyer Gulch Road. He said there is no new evidence that demonstrates the county had an interest in Weyer Gulch Road, nor has any evidence been presented that the county expended funds maintaining or creating Weyer Gulch Road. Commissioner Zimmerman called for a vote; the motion carried unanimously. Motion for petition has been denied. There being no further business the meeting adjourned.

ATTEST Peggy White  
County Clerk

Approved:   
Chairman

By:   
Deputy Clerk