

OWYHEE COUNTY COMMISSIONERS MINUTES
OCTOBER 6TH, 2009
OWYHEE COUNTY COURTHOUSE
MURPHY, IDAHO

Present were Commissioner's Jerry Hoagland, Richard Freund, and George Hyer, Clerk Charlotte Sherburn, Treasurer Brenda Richards, Assessor Brett Endicott, Prosecuting Attorney Douglas Emery and Planning & Zoning Administrator Mary Huff.

Commissioner Hoagland called the meeting to order. Amendments discussed were a request from Planning & Zoning Administrator Mary Huff to send a violation of Ordinance letter out to Ms. Madsen.

Commissioner Freund made a motion to amend the agenda to include the Planning and Zoning letter. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to approve the Board Minutes from the September 22nd meeting as presented. Commissioner Freund seconded the motion. Freund-aye, Hyer-aye, Hoagland-aye.

Commissioner Freund made a motion to approve payment of bills with the exception of a mileage claim, purchase of a scope, heater repair on a vehicle and purchase of ammunition from the Sheriff's department until expenditures could be explained. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye. Payment was made from the following funds;

Current Expense	\$52,356
Road & Bridge	\$106,836
District Court	\$11,686
County Fair	\$ 85
Probation	\$4,289
Health District	\$4,100
Museum	\$805
Indigent & Charity	\$37,413
Revaluation	\$5,867
Solid Waste	\$10,893
Tort	\$38,474
Weed	240
911	3,294

Commissioner Freund made a motion to adopt Resolution 09-49 Declaration of certain Sheriff Department pistols as surplus property for trade. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to approve an amended Real Estate Lease Agreement with Paul Nettleton for the Sheriff's Department Firearm Shooting Range, extending the term's of the lease to five years instead of one year in the prior agreement. Commissioner Freund seconded the

motion. Hyer-aye, Freund-aye, Hoagland-aye. The yearly payment is to be paid between October 1st and October 15th of each year.

Halie Grant met with the Board to discuss a grant that had recently been awarded to Advocates against Family Violence. Ms. Grant spoke of the classes currently being held at Homedale City Hall and the Sheriff's Substation in Marsing. The advocates are available for court hearings and to assist and keep track of victims. Education in schools will be provided as well. The grant will go through 2011. An MOU with Hope's Door will be sent to the Board for review.

Mary Tindall representing Bruneau QRU met with the Board requesting some funding for purchase of a used QRU unit. They were recently awarded \$55,000 for a used unit, but would like to purchase a new chassis as well. Commissioner Freund made a motion to authorize up to \$25,000 for a QRU unit from the Haz Mat fund. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

George and Donna Bennett met with the Board to discuss partial funding of a new ambulance unit for Grand View. They were recently awarded a grant for \$95,000. The amount needed for the new unit is \$135,000. Commissioner Freund made a motion to approve up to \$40,000 for the new unit to be paid out of Haz Mat funds. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Deputy Belle Evans presented pending Indigent and Charity matters. The following action was taken by the Board.

I.C. Case # 07-34 Commissioner Freund made a motion to release the lien on the applicant for a period of three weeks and then reinstate the lien. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

I.C. Case #09-25 Commissioner Hyer made a motion to release the lien on property the applicant has in Victor, Idaho. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

I.C. Case #09-36 lien was placed on applicant.

I.C. Case #09-37 lien was placed on applicant.

I.C. Case #09-33 approved applicant with reimbursement agreement signed.

Motion by Commissioner Freund, with a second from Commissioner Hyer. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Freund made a motion to approve a letter to be sent by Planning and Zoning regarding a violation of Ordinance 07-06 to Karlene Madsen. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

The Board met with part-time employee Robin Howard to discuss the Weed Supervisor position for Owyhee County. Ms. Howard agreed to winterize the entire weed spraying equipment owned by the county.

Commissioner Freund made a motion to approve certificates of residency for students attending College of Western Idaho and College of Southern Idaho. Commissioner Hyer seconded the

motion. Hyer-aye, Freund-aye, Hoagland-aye. Those students include: Mary Huff, Maria Ortiz-Lopez, Sierra Aberasturi, Larry Garland Jr., Stana Hoagland, and Nathan Hofer.

Commissioner Freund made a motion to go into executive session pursuant to Idaho Code 67-2345 (1),(a),(b),(c),(d),(e),(f) for review of an attorney memo. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

After going out of executive session David Bunker with Branch Enterprises met with the Board to go over the proposed Weed Spraying Agreement. Discussion was held on the staging areas, mileage, liability insurance and the billing cycles. Ratification of the Weed Contract with Branch Enterprises is scheduled on next week's agenda.

Jim Desmond presented a purchase and software license agreement with DataTel for phone service to the Museum for the Emergency Operation Center. The agreement is in the amount of \$8,995 including a 2 year maintenance agreement paid with Bureau of Homeland Security grant money. Mr. Desmond also presented a proposal from Southern Idaho Electric in the amount of \$9,900 for review. Commissioner Hyer made a motion to approve the DataTel and Southern Idaho Electric agreements. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion for adoption of Ordinance 09-09, an Ordinance Confirming the Zoning and Subdivision Ordinances of Owyhee County. The purpose of this ordinance is to confirm the most current and up-to-date zoning and subdivision ordinances. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Sheriff Crandall discussed the claims disallowed for payment at the beginning of the Board meeting. Commissioner Freund made a motion to approve payment of all claims with the exception of the mileage claim submitted on behalf of Kenneth Tindall. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Freund called for an executive session pursuant to Idaho Code 67-2345 (1),(a),(b),(c),(d),(e),(f). For possible litigation, personnel and attorney memo's. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

There being no further business the Board moved for adjournment.

Dated this 13th day of October 2009.

Jerry Hoagland, Chairman

Attest: _____
Charlotte Sherburn, Clerk