

OWYHEE COUNTY COMMISSIONERS MINUTES  
November 23, 2020  
OWYHEE COUNTY COURTHOUSE, MURPHY  
OWYHEE COUNTY, IDAHO

Present during the meeting were Commissioner Hoagland, Commissioner Merrick, Commissioner Aberasturi, Clerk Barkell, Deputy Clerk Russell, Treasurer Dygert, Assessor Gruenwald, Prosecuting Attorney Phillips, Sheriff Grant, Chief Deputy Sheriff Bowman, public Marie Hipwell, John Morrison, Benje Graves, Jason Martin, Arron Shore, Kyersten Shore, Mary Baditee, Amy Riley, Shane Riley. Via Zoom – Probation Supervisor Smith, Planning and Zoning Supervisor Huff, Natural Resources Director Desmond, Planning and Zoning Clerk Tuttle, Barbara Moulton, Tom and Michelle Meters, Louis Monson, Wes Anderson, Ammon Bundy, Samantha Summous, Sandy Black, Digi the Voice, Susan Jaca, Victoria and Ed Collett, Raylynn Schadke, Hailey Richey, Kathy Bonds, Scott Snyder, Cathy Striebell, Miranda Foul, Chanty Rose Davison, Cathy bates, Brenda Richards, Robyn Aberasturi, Shanna and Rex Dewey, Lisa Merritt, Rachel Kuhl, Lori Collins, Miranda Jones, Melainah Maucotel and Todd Kleppinger with the Owyhee Avalanche.

Commissioner Merrick made a motion to set the agenda as presented. Motion was seconded by Commissioner Aberasturi and carried.

Commissioner Merrick made a motion to approve the minutes from the November 16, 2020 meeting. Motion was seconded by Commissioner Aberasturi and carried.

Commissioner Merrick made a motion to approve the minutes from the November 17, 2020 meeting. Motion was seconded by Commissioner Aberasturi and carried.

Commissioner Aberasturi made a motion to approve the Boise Office Equipment and Xerox Financial Sales and Service Agreement for a 16-month copier lease at \$170.93 per month, and to authorize Chairman Hoagland to sign on the Boards behalf. Motion was seconded by Commissioner Merrick and carried.

Commissioner Merrick made a motion to approve a Treasurers tax cancellation for parcel RP03N05W153120 in the amount of \$729.58. Motion was seconded by Commissioner Aberasturi and carried.

Commissioner Merrick made a motion to approve a Treasurers tax cancellation for parcel MHD05400020014 in the amount of \$114.50. Motion was seconded by Commissioner Aberasturi and carried.

Commissioner Aberasturi made a motion to approve the Oregon Social Learning Center “Project Leap” for the Probation Department. There is no cost to the county, and the department will receive \$250.00 toward probation services. The contract will run from March 2021 through March 2024. Motion was seconded by Commissioner Merrick and carried.

Commissioner Aberasturi made a motion to authorize Chairman Hoagland to sign the above referenced document on the Boards behalf. Motion was seconded by Commissioner Merrick and carried.

Commissioner Aberasturi made a motion to approve the M2 Automation quote for Critical Infrastructure Protection Control Adds at various locations in the Courthouse, Sheriff Office, Planning and Zoning building and Prosecuting Attorneys building. The project will be funded with Idaho Office of Emergency Management grant funds in the amount of \$25,123.10. Motion was seconded by Commissioner Merrick and carried.

Commissioner Aberasturi made a motion to approve (7) certificates of residency to the College of Western Idaho for students 2020-22 through 2020-28. Motion was seconded by Commissioner Merrick and carried.

Commissioner Merrick made a motion to place a lien on Indigent and Charity case 20-27. Motion was seconded by Commissioner Aberasturi and carried.

Commissioner Merrick made a motion to deny Indigent and Charity case 20-25, Idaho Code 31-3502(18)(24), applicant is not a resident. Motion was seconded by Commissioner Aberasturi and carried.

At 10:00 a.m. Victoria Collett, Ed Collett and Raylynn Schadke met with the Board via Zoom to familiarize them with the newly formed Grand View Community Center. The Catholic Diocese of Boise donated the Catholic Church in Grand View and the Community Center was formed under a non-profit organization. The plan is to hold youth and community-based activities once some cleaning and restoration is complete. Donations will be accepted and will apply for any grants they qualify for.

At 10:30 a.m. the RV Ordinance deliberations began. Jim Desmond, Hearing Officer for the Public Hearings held on July 22 and October 5, 2020, explained the process up to this point and that this is not intended for public comment, only deliberations/discussions among the Board. Commissioner Merrick was first to add his concerns that he felt there needs to be an "Ag Exemption" during work or production on private ground such as for ranching / farming / tree cutting. Commissioner Aberasturi agreed and expressed his concern as this being a private property rights issue. He not only agrees with the "Ag Exemption" but feels it should be an exemption for any business. Property owners having family or friends visiting and staying on the property in RV's should not be the county's business, however property owners parking multiple RV's over an extended period of time becomes a health and safety issue and does need to be addressed in the Ordinance. Commissioner Hoagland agreed the Ordinance should target health and safety issues for the citizens. He feels the "Ag Exemption" should be expanded to include mining and any business. Legal issues may come in to play should there not be an Ordinance outlining these issues. He praised the Planning and Zoning Commission as they are all volunteer positions and they have, up until this point, only had a limited amount of information and additional comments/information has come forward since the last public hearing. Commissioner Aberasturi feels the Planning and Zoning Commission needs the new information presented to them for health and safety reasons and come up with an ordinance that is fair across the board but at the same time not taking away from private property rights. Commissioner Hoagland, Merrick and Aberasturi all agreed the draft ordinance needs to go back to the Planning and Zoning Commission and possibly hold additional Public Hearings with the Board of County Commissioners working with them. Planning and Zoning Director Mary Huff suggested sending out surveys to property owners, however that leaves out the renters and other residents of the county. Prosecuting Attorney Jeff Phillips suggested sending the survey to all registered voters as well. Commissioner Merrick made a motion to table the Draft RV Ordinance at this time and

send back to the Planning and Zoning Commission and asking for more information from the public and hold additional Public Hearings. Motion was seconded by Commissioner Aberasturi and carried.

There being no further business the meeting was adjourned.

Dated this 7<sup>th</sup> day of December, 2020.

  
Jerry Hoagland, Chairman

Attest: Angela Barkell, Clerk

By:   
Brook Russell, Deputy Clerk