

July 23, 2018

Salmon, Idaho

The Board of County Commissioners met in regular session pursuant to recess of July 9, 2018 with Brett Barsalou, Chairman, Ken Miner and Richard Snyder present. The minutes of the meeting of July 9, 2018 were approved.

#### **IN THE MATTER OF AMENDED AGREEMENT WITH FORMATION CAPITAL**

The Board reviewed and signed the Amended Agreement between Formation Capital and the County to Fund Supplemental Maintenance and Snow Removal by Lemhi County.

#### **IN THE MATTER OF DEPARTMENT HEADS**

Landfill Manager Scott Duncan reported that he has requested bids for the dump site fencing from three companies. He also reported that he has received an estimate for a new truck to pick up the dump sites. The Board reviewed the estimate and discussed obtaining the vehicle through a lease purchase. A bid notice will be prepared with the specifications provided and the funding will be incorporated into the FY 2019 Budget. The Board then approved a payment of \$3,317.40 payable to Idaho Power for the inspection of 32 electrical poles that must pass inspection before Idaho Power will assume responsibility for the Power Line.

Road and Bridge Office Manager Jay Davis updated the board on work on the Levee at Carmen and a donation of calcium chloride from Formation Capital. The donated chloride will be placed at the Fairgrounds, Bean Lane and Lemhi Hole Road. He then reported that the Shoup Bridge project is nearing completion with the County Weed Department reseeding the disturbed ground. The group then discussed several bridge replacement projects on the horizon. Agricultural Agent Shannon Williams and the Board discussed the upcoming fair and her concerns that the building might not be done in time. Building Inspector Gary Goodman reported that Elwin Butler from HECO Engineering will be here on the 30<sup>th</sup> to meet with Wright Brothers on the substantial completion of the stock barn at the Fairgrounds.

#### **IN THE MATTER OF FOREST PLAN REVISION**

Forest Plan Revision leaders Josh Milligan and Gina Knudson reported that the first phase of the three phase procedure assessing the current resources in the Salmon-Challis National Forest is completed and that report can be found on the Forest Revision Plan website. They explained that Phase II of the process will begin the actual planning process and stressed the importance of the public staying involved. Forest Supervisor Chuck Mark who was also in attendance answered questions about the Wild and Scenic River Designation and indicated that before he decides if river segments are eligible for a Wild and Scenic designation there will have to be some on the ground studies.

#### **IN THE MATTER OF PUBLIC DEFENSE COMMISSION**

Jared Ricks, Regional Coordinator for Eastern Idaho State Public Defense Commission appeared before the Board to discuss the 2018 Negotiated Rulemaking Meetings and see if the Board had any questions or concerns. He presented the board with a Workload Standard commentary and the 2018 Standards for Defending Attorneys.

Rick Snyder moved and Ken Miner seconded to go into executive session pursuant to Idaho Code 74-206(d) to hear indigent matters and 74-206(b) to discuss a personnel issue. Roll call vote was held: Snyder – AYE: Miner – AYE: Barsalou – AYE. There were no indigent cases to be heard in executive session. The Board discussed a possible issue with a Lemhi County employee with attorney Bruce Withers.

The Board convened in regular session. There were no decisions to enter from executive session.

**IN THE MATTER OF CUSTER COUNTY ROAD MAINTENANCE FOR FORMATION CAPITAL**

Custer County Commissioners Randy Corgatelli and Steve Smith appeared with Formation Capital Manager Lles Chapman and Michelle Tucker to request support from Lemhi County for Custer County to upgrade and maintain the road between Morgan Creek Summit and the Blackbird entrance to the Cobalt Mining Project. After discussion and since the road belongs to the Forest Service, the Board agreed to sign a letter of support for Custer County to perform the upgrades and do the maintenance. The attorneys for Custer and Lemhi were instructed to draft the letter of support.

**IN THE MATTER OF THE APPEAL OF PARADISE VALLEY SUBDIVISION**

Chairman Barsalou called to order a public hearing on an appeal filed by the High Line Ditch Company of the Planning and Zoning Commission’s Decision to approve the Paradise Valley Subdivision. He explained the process and the Clerk verified that proper notice was given by mailing and by publication. He then inquired if any of the Board had any conflicts of interest to which they answered: Snyder – NO: Miner – NO: Barsalou – NO.

Jason Beyeler speaking on behalf of the High Line Ditch Company was duly sworn and testified during which time Exhibit A was marked. Daniel Steenson from Sawtooth Law Offices representing Bart and Joie Malpass was duly sworn and testified during which time Exhibit 1 was marked.

Thereafter public testimony was taken. Merry Logan, Randy Capps, and Jana Gattung were duly sworn and testified against the subdivision during which time Exhibit B was marked. Also offered was written testimony that was marked as Exhibit C and D. Joie Malpass was duly sworn and testified. Mr. Beyeler and Mr. Steenson then delivered rebuttal remarks.

The acceptance or rejection of the exhibits was taken under advisement and the Appellant was given 14 days to respond to Exhibit 1. The hearing was closed and the matter taken under advisement. A workshop will be scheduled in the near future to review the testimony and evidence.

**IN THE MATTER OF FISCAL YEAR 2019 BUDGET**

The Board met with Treasurer Mary Ann Heiser and Chief Deputy Kammy Maughn and Coroner Mike Ernest to discuss the proposed Fiscal Year 2019 Budget. After implementing a change, the board instructed the clerk to prepare the budget for publication.

There being no further business, the board did adjourn until Monday, August 13, 2018 @ 7:30 a.m.

/s/ Brett Barsalou \_\_\_\_\_, Chairman

ATTEST: /s/ Terri J. Morton \_\_\_\_\_, Clerk