

October 26, 2020

The Board of County Commissioners met in regular session pursuant to recess of the October 13, 2020 with Ken Miner, Chairman, Brett Barsalou and Rick Snyder present. The minutes of the October 13, 2020 were approved.

**IN THE MATTER OF DEPARTMENT HEADS**

Landfill Supervisor Scott Duncan reported the transfer sites were being patrolled and the illegal dumping had slowed down. The outlying sites were looking better. With the time change the landfill hours will be going back to their winter hours. M-F 8 a.m. - 4:30 p.m. with the gates closing at 4:15 p.m.. Planning and Zoning supervisor Teresa Morton ask the board if they had any question for her on the pole barn/log home explanation she had put together for them. They did not at this time. Probation Supervisor Tom Fitte let the board know he had signed Sara Williams for the Virtual Juvenile Justice Conference. They were still doing testing to hold their probationers accountable. Road and Bridge Supervisor Curt Rosin stopped in to see if the board had any questions for him. Commissioner Miner inquired about grading of Williams Creek Road. Curt told him they had just finished it and also Kirtley Creek Road had been graded.

The quarterly Jail Inspection was completed.

The following resolution was adopted.

**RESOLUTION 2020-16**

**A RESOLUTION OF THE BOARD OF LEMHI COUNTY COMMISSIONERS, STATE OF IDAHO, AUTHORIZING TRANSFER OF EXCESS SALE PROCEEDS TO THE STATE TREASURER PURSUANT TO IDAHO CODE §31-808**

The following resolution and order was considered and adopted by the Lemhi County, Idaho Board of Commissioners ("Board") on the 13<sup>th</sup> of October 2020.

**WHEREAS**, Idaho Code § 31-808 grants the general powers and duties, subject to the restrictions of law, to the boards of county commissioners in their respective counties; and

**WHEREAS**, Idaho Code § 31-828 grants the Board authority "to do and perform all other acts ...which may be necessary to the full discharge of the duties of the chief executive authority of the county government"; and

**WHEREAS**, Idaho Code § 31-807 authorizes the Board to manage county property subject to restrictions including, but not limited to, those described in Idaho Code §31-808; and

**WHEREAS**, Idaho Code § 31-808 authorizes the Board to sell surplus properties acquired by tax deed; and

**WHEREAS**, Idaho Code §31-808 provides that proceeds from the sale of property acquired by tax deed, after payment of all delinquent taxes, late charges, interest and costs, (excess proceeds) be apportioned by the Board of parties in interest that make claims, and then to the owner(s) of record at the time the tax deed was issued on the property; and

**WHEREAS**, Idaho Code § 31-808 was amended by 2016 Senate Bill 1347a to permit the County, after payment of party in interest claims, to transfer excess proceeds resulting from the sale of tax deeded properties to the State Treasurer to be claimed and distributed as unclaimed property; and

**WHEREAS**, the State Treasurer has indicated that he will accept transfer of unpaid excess proceeds in the possession of the County provided certain conditions are met as set forth in Exhibit A; and

**WHEREAS**, the County has certain unpaid excess proceeds on account as set forth in Exhibit B, and finds that transferring said proceeds to the State Treasurer will result in more efficient processing of such claims; and

**WHEREAS**, the board has determined that the County met the requirements for transferring said excess proceeds to the State Treasurer.

**NOW THEREFORE, THE BOARD OF COMMISSIONERS OF LEMHI COUNTY, IDAHO HEREBY RESOLVES**, that the excess proceeds, as described in Exhibit B, be transferred to the State Treasurer, pursuant to Idaho Code § 31-808, together with a completed unclaimed property report as directed by the State Treasurer and such other information that the State Treasurer might reasonably request.

**IT IS FURTHER RESOLVED BY THE BOARD**, that notice of said transfer be sent as required by Idaho Code § 31-808.

DATED this 26th day of October, 2020.

/s/ Ken Miner, Chairman

/s/Brett Barsalou

/s/Richard W. Snyder

ATTEST: /s/ Brenda Armstrong, Clerk

**IN THE MATTER OF IDAHO POWER/AIRPORT**

Dave Sherman from T-O Engineers requested the Airport Board enter into an agreement with Idaho Power to complete electrical work for the new fuel system that. The funds would be reimbursed from the FAA grant awarded earlier this year. Dave will forward the quote over the county clerk as soon as he receives it. This was approved by the board.

Brett Barsalou moved and Rick Snyder seconded to go into executive session pursuant to Idaho Code 74-206(b) to hear personnel matters. Roll call vote was held: Barsalou – AYE: Snyder – AYE: Miner – AYE.

After reconvening into regular session there being no further business, the Board did adjourn until Monday November 9, 2020 at 7:30 a.m.

ATTEST: Brenda Anthony, Clerk

Ken Mason, Chairman