

OWYHEE COUNTY COMMISSIONERS MINUTES  
JANUARY 10, 2011  
OWYHEE COUNTY COURTHOUSE  
MURPHY, IDAHO

The newly elected officials were sworn into office by Owyhee County Commissioner Jerry Hoagland. Those taking the oath of office are as follows:

Joe Merrick, District III Commissioner elected to a two year term.

Kelly Aberasturi, District II Commissioner elected to a four year term.

Charlotte Sherburn, Clerk of the District Court elected to a four year term.

Brenda Richards, Treasurer elected to a four year term.

Brett Endicott, Assessor elected to a four year term.

Aaron Tines, Deputy Coroner was sworn in Coroner Elect in Harvey Grimme's absence.

A reception was held after the swearing in ceremony.

The meeting was called to order by acting Chairman Jerry Hoagland. Chairman Hoagland asked for a reorganization of the Board for 2011.

Chairman of the Board: A motion was made by Commissioner Aberasturi to nominate Commissioner Hoagland to continue as the Chairman. Commissioner Merrick seconded the motion. Merrick-aye, Aberasturi-aye, Hoagland-aye.

Magistrate Commission Representative is the Chairman of the Board, Commissioner Hoagland.

Representative on the Joint Policy Board for Southwest Idaho Regional Juvenile Detention Center: A motion was made by Commissioner Merrick to nominate Commissioner Aberasturi. Commissioner Hoagland seconded the motion. Merrick-aye, Hoagland-aye, Aberasturi-aye.

Representative on Western Alliance: Commissioner Merrick made a motion to nominate Commissioner Aberasturi. Commissioner Hoagland seconded the motion. Merrick-aye, Hoagland-aye, Aberasturi-aye.

Commissioner Aberasturi made a motion to approve payment of all Commissioner dues. Commissioner Merrick seconded the motion. Merrick-aye, Aberasturi-aye, Hoagland-aye.

Noxious Weed Extermination Area to include all of Owyhee County.

The charge for Spraying of Noxious Weeds on Private Property shall be set at \$50 per hour for labor and equipment, plus \$.45 per mile in mileage and actual cost of chemicals used. The minimum amount charged for each job shall be set at \$50. Motion by Commissioner Aberasturi, second by Commissioner Merrick. Merrick-aye, Aberasturi-aye, Hoagland-aye.

Pursuant to Previous Practice, It is Mutually Agreed as Follows:

Supervisor for Road District #1: Commissioner Hoagland

Supervisor for Road District #3: Commissioner Merrick

Supervisor for Weed Department: Commissioner Hoagland  
Supervisor for Solid Waste Department: Commissioner Merrick  
Supervisor for Planning & Zoning and Building Departments: Commissioner Merrick  
Supervisor for Probation Department: Commissioner Aberasturi

Indigent burials are approved at \$800 by motion of Commissioner Merrick and a second by Commissioner Aberasturi. Aberasturi-aye, Merrick-aye, Hoagland-aye.

The Owyhee Avalanche in Homedale, Idaho is the official newspaper for county publications. Motion by Aberasturi, and a second by Commissioner Merrick. Merrick-aye, Aberasturi-aye, Hoagland-aye.

Representative to Southwest District Health is Commissioner Aberasturi. Motion by Commissioner Merrick and a second by Commissioner Hoagland. Merrick-aye, Hoagland-aye, Aberasturi-aye.

For and in behalf of official county business, the compensation fixed by Commissioner's for the use of privately owned vehicles is at \$.45 per mile. Motion by Commissioner Aberasturi, with a second by Commissioner Merrick. Merrick-aye, Aberasturi-aye, Hoagland-aye.

Amendments brought forth for consideration were an appeal filed on Planning and Zoning Conditional Use Permit 11-01, approved for Sean Farwell, and to rescind the approval of repairs to the Sheriff's damaged vehicle.

Commissioner Aberasturi made a motion to add the two additional items to the agenda. Commissioner Merrick seconded the motion. Aberasturi-aye, Merrick-aye, Hoagland-aye.

Commissioner Aberasturi made a motion to set the agenda as amended. Commissioner Merrick seconded the motion. Merrick-aye, Aberasturi-aye, Hoagland-aye.

Commissioner Aberasturi made a motion to approve the Board Minutes from the January 4<sup>th</sup> meeting as presented. Commissioner Merrick seconded the motion. Merrick-aye, Aberasturi-aye, Hoagland-aye.

Commissioner Aberasturi made a motion to adopt Resolution 11-02 Establishing Twelve Voting Precincts in Owyhee County for the 2011 elections. Commissioner Merrick seconded the motion. Aberasturi-aye, Merrick-aye, Hoagland-aye.

Commissioner Aberasturi made a motion to re-appoint Shawn Dygert, and Kent Curtis each to four year term's on the Owyhee County Fairboard. Commissioner Merrick seconded the motion. Merrick-aye, Aberasturi-aye, Hoagland-aye.

Commissioner Aberasturi made a motion to appoint Lath Calloway to serve on the Fairboard for a four year term to replace Kelly Aberasturi. Commissioner Merrick seconded the motion. Merrick-aye, Aberasturi-aye, Hoagland-aye.

Commissioner Merrick made a motion to nominate Arlie Shaw as the District III Capital Crimes Defense Fund Board Member, and Jaime Anderson as the At Large member. Commissioner Aberasturi seconded the motion. Merrick-aye, Aberasturi-aye, Hoagland-aye.

Commissioner Aberasturi made a motion to approve certificates of residency for Kayla Aman attending CWI and Joshua Dygert attending CSI. Commissioner Merrick seconded the motion. Aberasturi-aye, Merrick-aye, Hoagland-aye.

Commissioner Merrick made a motion to approve an alcohol beverage license for Idaho Pizza Company in Homedale. Commissioner Aberasturi seconded the motion. Merrick-aye, Aberasturi-aye, Hoagland-aye.

Commissioner Aberasturi made a motion to approve the request by Sheriff Crandall to authorize pay for newly hired dispatcher Kenneth Black at \$13.47, and newly hired jailer Harry Packwood at \$13.47. Commissioner Merrick seconded the motion. Merrick-aye, Aberasturi-aye, Hoagland-aye.

Commissioner Aberasturi made a motion to approve the request by Sheriff Crandall to move Deputy Slade Heeb to a Sergeant position at \$18.33 on the pay scale. Commissioner Merrick seconded the motion. Merrick-aye, Aberasturi-aye, Hoagland-aye.

The Board was notified that Conditional Use Permit 11-01 issued to Sean Farwell by the Planning and Zoning Commission is being appealed by adjoining property owners.

Commissioner Merrick asked that the approval of the estimate submitted by Uria Auto Body be rescinded as the estimate was for bonding of the damage to the Sheriff vehicle and was not comparable to the bid submitted by Bass Auto Body. Three new estimates are to be submitted by the Sheriff's office. Commissioner Aberasturi seconded the motion. Merrick-aye, Aberasturi-aye, Hoagland-aye.

Deputy Belle Evans presented pending Indigent and Charity cases for review by the Board: I.C. Case #11-01 lien approved. A motion was made by Commissioner Aberasturi, and seconded by Commissioner Merrick.

I.C. Case #11-02 a lien was approved and applicant was approved under the provisions of the Intermountain Hospital contract. A motion was made by Commissioner Aberasturi, and seconded by Commissioner Merrick.

I.C. Case #11-03 lien approved. A motion was made by Commissioner Aberasturi, and seconded by Commissioner Merrick.

I.C. Case #11-04 lien approved. A motion was made by Commissioner Aberasturi, and seconded by Commissioner Merrick. Merrick-aye, Aberasturi-aye, Hoagland-aye.

Commissioner Aberasturi made a motion to go into executive session pursuant to Idaho Code 67-2345 (1),(b),(d),(f) for attorney memos, possible litigation, and personnel. Commissioner Merrick seconded the motion. Aberasturi-aye, Hoagland-aye, Merrick-aye.

After moving out of executive session Commissioner Aberasturi made a motion to have Prosecutor Emery send a letter to Allied Sign stating the \$12.09 will be paid for shipping and handling on business cards purchased by the Sheriff's office, but future billings will need clarification. Commissioner Merrick seconded the motion. Aberasturi-aye, Hoagland-aye, Merrick-aye.

Commissioner Merrick made a motion to authorize Prosecutor Emery to revise the proposed contract submitted by Gordon Law Offices and bring it before the Board for consideration. Commissioner Aberasturi seconded the motion. Merrick-aye, Aberasturi-aye, Hoagland-aye.

Jim Desmond brought forth the Natural Resources Committee recommendation on a Sage Grouse Project. Commissioner Aberasturi made a motion to table the matter. Commissioner Merrick seconded the motion. Aberasturi-aye, Merrick-aye, Hoagland-aye.

Discussion was held on the Jarbidge RMP. A Draft was presented. The Commissioners will review the draft and action will be taken before the comment period closed on January 31<sup>st</sup>.

A Coordination meeting was held with the Jarbidge District Bureau of Land Management.

Sheriff Crandall and Assessor Endicott discussed changes with the Board they would like to see made on the vehicle policy. The cell phone policy does not meet the needs of the Sheriff's office. The Clerk was directed to contact ICRMP and discuss changes that can be made.

There being no further business Commissioner Aberasturi made a motion to close the meeting. Commissioner Merrick seconded the motion. Hoagland-aye, Merrick-aye, Aberasturi-aye.

Dated this 18<sup>th</sup> day of January 2011.

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Jerry Hoagland

Attest: \_\_\_\_\_  
Charlotte Sherburn