

OWYHEE COUNTY COMMISSIONERS MINUTES  
NOVEMBER 14, 2011  
OWYHEE COUNTY COURTHOUSE MURPHY, IDAHO

Present were Commissioners Jerry Hoagland, Joe Merrick, and Kelly Aberasturi, Clerk Charlotte Sherburn, and Assessor Brett Endicott.

Commissioner Jerry Hoagland called the meeting to order. Assessor Endicott brought forth a proposal for a repair to the Murphy water system for consideration by the Board.

Commissioner Merrick made a motion to amend the agenda to include the proposal. Commissioner Aberasturi seconded the motion. Motion carried.

Commissioner Merrick made a motion to set the agenda as amended, with a second from Commissioner Aberasturi. Motion carried.

Commissioner Merrick made a motion to approve the Board Minutes from the November 7<sup>th</sup> meeting. Commissioner Aberasturi seconded the motion. Motion carried.

Assessor Endicott presented a request for cancellation of property taxes on parcel no. MH01S02W201960 A. The mobile home was destroyed by fire. The amount requested for cancellation is \$20.13 in tax, and a solid waste fee of \$22.00. Commissioner Merrick made a motion to approve the cancellation. Commissioner Aberasturi seconded the motion. Motion carried.

Commissioner Merrick made a motion to approve the Intermountain Hospital Agreement in the amount of \$827 per day for mental health and involuntary mental health holds for 2012. This is a 3% increase over last year. Commissioner Aberasturi seconded the motion. Motion carried.

Assessor Endicott brought forth an estimate from Daystar Excavation for repair of a pipe at the Murphy well. The estimate was for \$1,057.54 to break out the pipe and place a clamp on the damaged area. The Board discussed having the concrete removed before approving the estimate.

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

After moving out of executive session the Board discussed preparing a Resolution to officially join the lawsuit with Twin Falls County on the Redistricting Decision handed down by the Redistricting Commission.

Commissioner Merrick made a motion to go into closed session for indigent and charity matters. Commissioner Aberasturi seconded the motion. Merrick-aye, Aberasturi-aye, Hoagland-aye. An indigent and charity hearing was held on case #11-42. Deputy Belle Evans presented evidence for the Board's review. Jim Desmond was the acting hearing officer. After weighing all testimony and reviewing the exhibits, Commissioner Aberasturi made a motion to affirm the

decision of denial made on 08/22/2011. Idaho Code 31-3502(17) Owyhee County is not the last resource. Commissioner Merrick seconded the motion. Motion carried.

Other indigent and charity cases taken under consideration were:

Case #11-53 a lien was approved with a motion by Commissioner Merrick, and a second by Commissioner Aberasturi. Motion carried.

Case #11-54 a lien was approved with a motion by Commissioner Merrick, and a second by Commissioner Aberasturi. Motion carried.

Case #11-18 acceptance of a withdrawal of application from West Valley Medical Center was accepted with a motion by Commissioner Aberasturi, and a second by Commissioner Merrick. Motion carried.

After moving out of executive session the Board of Commissioners convened as Board of Canvassers to canvass the ballots for the November 8<sup>th</sup> election.

The Official Election Results for the City of Marsing are as follows

Mayor	Keith Green	41
City Council	Chris Even	38
	Stella Bush	61
	Marie Herman	30

The Official Election Results for the City of Homedale are as follows

Mayor	Paul Fink	124
	Harold Wilson	114
	Samuel Page	36
City Council	Steven Atkins	147
	Aaron Tines	129
	Vonnie Harkins	105
	Eino Hendrickson	74

The Official Election Results for the City of GrandView are as follows

Mayor	Tammy Payne	26
City Council	Donald Mead	28
	Opal Ward	23
	Marie Hipwell	23

The Official Election Results for the Homedale Fire Protection District are as follows

Commissioner	Mick Woodburn	198
	Chuck Maxwell	139

After moving out of the Board of Canvassers, back into the Board of County Commissioners, Commissioner Merrick made a motion to amend the agenda to act on the Re-districting Litigation with Twin Falls County. Commissioner Aberasturi seconded the motion. Motion carried.

Commissioner Merrick made a motion to adopt Resolution 11-33 to Join the Re-Districting Litigation with Twin Falls County on the decision handed down by the Re-Districting

Committee that split Owyhee County into two legislative districts. Commissioner Aberasturi seconded the motion. Motion carried. The lawsuit will be filed with the Supreme Court by November 16<sup>th</sup>, 2011.

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

After moving out of executive session Commissioner Merrick made a motion to amend the agenda to include a letter to Sheriff Crandall. Commissioner Aberasturi seconded the motion. Motion carried

Commissioner Merrick made a motion to include a letter to Sheriff Crandall renewing the request for his Immediate Resignation, to be sent with the ICRMP Coverage Exclusion notice. Commissioner Aberasturi seconded the motion. Motion was unanimous.

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

There being no further business the Board moved to adjourn.

Dated this 21<sup>st</sup> day of November 2011.

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Jerry Hoagland, Chairman

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