

OWYHEE COUNTY COMMISSIONERS MEETING
DECEMBER 28, 2010
OWYHEE COUNTY COURTHOUSE MURPHY, IDAHO

Present were Commissioner's Jerry Hoagland, and Richard Freund, Commissioner Hyer was not present due to medical issues, Clerk Charlotte Sherburn, Assessor Brett Endicott, and Prosecutor Doug Emery.

After calling the meeting to order Commissioner Hoagland asked for a motion to go into executive session. Commissioner Freund made a motion to go into executive session pursuant to Idaho Code 67-2345(1),(a),(b),(c),(d),(e),(f) for possible litigation. Commissioner Hoagland seconded the motion. Freund-aye, Hoagland-aye. No action taken.

After going out of executive session Commissioner Hoagland called for amendments to the agenda. Items brought forth for consideration were certificates of residency to College of Western Idaho, and a new hire pay request for the weed department.

Commissioner Freund made a motion to amend the agenda to include the certificate of residency and the pay authorization. Commissioner Hoagland seconded the motion. Freund-aye, Hoagland-aye.

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

Arlyn Tietz presented an Ordinance adopting the 2009 International Building Code for consideration. Commissioner Freund made a motion to adopt Ordinance No. 10-04, An Ordinance of the County of Owyhee, A Municipal Corporation of the State of Idaho, Repealing Ordinance 07-06, Adopting the 2009 Editions of the International Building Code with Provisions of the American With Disabilities Act Accessibility Guidelines and the Federal Fair Housing Act Accessibility Guidelines, The Standard Accessable and Usable Building and Facilities ICC/ANSI A117.1-2003, International Residential Code, International Energy Conservation Code, International Existing Building Code, International Mechanical Code, International Fuel Gas Code and the State of Idaho Manufactured Home Installation Standards 2004 Edition. As adopted by the State of Idaho or the Idaho Building Code Board, Together with any Amendments or Revisions to the International Building Code Made by the Idaho Building Code Board Through the Negotiated Rulemaking Process; Providing Severability; Providing Repeal of Conflicting Ordinances: and Providing an Effective Date of January 1, 2011. Commissioner Hoagland seconded the motion. Freund-aye, Hoagland-aye.

Commissioner Freund made a motion to approve the Board Minutes from the December 21st meeting. Commissioner Hoagland seconded the motion. Freund-aye, Hoagland-aye.

Commissioner Freund made a motion to approve the Annual Road and Street Financial Report to be sent to the Idaho State Controller for Road Districts #1 and #3 for 2010. Commissioner Hoagland seconded the motion. Freund-aye, Hoagland-aye.

The 2010 Juvenile Justice Annual Financial Report required by the Idaho Department of Juvenile Corrections was reviewed by the Board. Commissioner Freund made a motion to approve the report. Commissioner Hoagland seconded the motion. Freund-aye, Hoagland-aye.

Deputy Prosecutor Chuck Sarri requested the Board call an executive session. Commissioner Freund made a motion pursuant to Idaho Code 67-2345(1),(a),(b),(c),(d),(e),(f) possible litigation, personnel, and attorney memo's. Commissioner Hoagland seconded the motion. After moving out of executive session Commissioner Freund made a motion that a letter be sent to the Boise District BLM Manager Aden Seidlitz requesting a written opinion regarding the Silver City Land Patents, as to whether it was the intent of the BLM that those lands remain subject to Ordinance 88-03 as written at the time the land patents were granted, or did they anticipate amendments to the ordinance over time. Commissioner Hoagland seconded the motion. Freund-aye, Hoagland-aye.

The pay raise request for part-time Road and Bridge Operator Mike Baltzor was tabled until more information was brought forth.

Commissioner Freund made a motion to authorize the hire of Ross Gruenwald as a Weed Control Specialist to start at 4A on the pay scale. Commissioner Hoagland seconded the motion. Freund-aye, Hoagland-aye.

Letters of appointment were sent to the Historic Preservation Commission.

Commissioner Freund made a motion to approve certificates of residency for tuition assistance for students attending College of Western Idaho. Commissioner Hoagland seconded the motion. Those approved were Candie Burtchett, Rulon Hayes, Melissa McClure, Lindsey Love, Bethany Malicoat, and Taylor Nielsen. Freund-aye, Hoagland-aye.

Jim Desmond asked for approval from the Board to obtain the services of Paragon Engineers to review the maps received from the Bureau of Land Management for consistency in the mapping of Owyhee County roads and trails. Commissioner Freund made a motion to approve. Commissioner Hoagland seconded the motion. Freund-aye, Hoagland-aye.

Jim Desmond presented the Memorandum of Decision and Order on Case No. 4-21 In The Matter of Tom Wilke Order to Show Cause Hearing. Commissioner Freund made a motion to approve the Memorandum. Commissioner Hoagland seconded the motion. Freund-aye, Hoagland-aye. The Memorandum was recorded as Instrument #273186.

There being no further business the Board moved to adjourn.

Dated this 4th day of January 2011

Jerry Hoagland, Chairman

Attest: _____
Charlotte Sherburn