

OWYHEE COUNTY COMMISSIONERS MINUTES  
FEBRUARY 2, 2009  
OWYHEE COUNTY COURTHOUSE  
MURPHY, IDAHO

Present were Commissioner's Jerry Hoagland, Richard Freund, and George Hyer, Clerk Charlotte Sherburn, Jim Desmond, Fred Kelly Grant, Betty Stappler, and Jon Brown.

Commissioner Hoagland had an early appointment, Commissioner Hyer made a motion Commissioner Freund act as chairman until Commissioner Hoagland returns.

Commissioner Hyer made a motion to table the purchase of the Sheriff's vehicle until the sheriff could be present. Commissioner Freund seconded the motion.

Public comment was given by OACG representative Betty Stappler concerning enhancement of the Owyhee County website.

Commissioner Hoagland called the meeting to order and asked for amendments to the agenda. Items brought forth were: cancellation of the Reynolds Creek Addendum, Joint Powers Agreement, the addition of a corrected Memorandum of Agreement with Gem Highway, and a letter to the landfill attendant at the Homedale Tipping Station.

Commissioner Freund made a motion to approve the agenda as amended, with a second from Commissioner Hyer. Motion was unanimous.

Commissioner Freund made a motion to approve the Board Minutes from the February 2<sup>nd</sup> meeting. Commissioner Hyer seconded the motion. Motion was unanimous.

Discussion was held on moving the Board meetings to the first, third and fourth Tuesday's of each month. The reason to move the meetings is due to a conflict with the Prosecuting Attorney being in Magistrate Court on Monday's. Commission Freund made a motion to have Prosecuting Attorney Emery look at Idaho Code and have a Resolution for the next meeting of the Board. Commissioner Hyer seconded the motion, with the motion being unanimous.

Commissioner Freund approved a letter to Idaho State Insurance requesting cancellation of the Fair Board policy number 615835. The Workmen's Compensation for the Fair Board is under the Owyhee County policy. Commissioner Hyer seconded the motion. Motion was unanimous.

Commissioner Freund made a motion to approve payment of all outstanding bills to be paid from the following funds. Commissioner Hyer seconded the motion, with unanimous approval.

Current Expense	\$93,430
Road & Bridge	27,416
District Court	2,677
County Fair	1,750
Probation	5,228
Museum	1,298

Indigent & Charity	5,983
Revaluation	1,877
Solid Waste	2,875
Tort	206
Weed	3,336
911	42

Deputy Belle Evans presented pending Indigent and Charity cases for review. The following determination was made on cases presented.

I.C. No. 09-04 a lien was approved on the applicant.

I.C. No. 09-05 a lien was approved on the applicant.

I.C. No. 09-02 applicant was approved with a reimbursement agreement signed.

I.C. No. 09-03 applicant was approved with a reimbursement agreement signed.

I.C. No. 08-53 applicant was denied pursuant to I.C. 31-3505(4)(b) incomplete application.

I.C. No. 08-49 affirmed decision on prior denial pursuant to I.C. 31-3505(4)(b).

Commissioner Freund made the motion, with a second by Commissioner Hyer. Motion was unanimous.

Commissioner Freund made a motion to approve the Certificate of Residency for tuition assistance for Kaile Murray to College of Southern Idaho. Commissioner Hyer seconded the motion. Motion was unanimous.

Mary Huff presented to the Board a request for the Idaho State Department of Agriculture to form a CAFO site advisory team to provide a suitability determination for a proposed CAFO. Commissioner Freund made a motion to adopt Resolution 09-02 Requesting that the Director of the Department of Agriculture Form a CAFO Siting Advisory Committee. Commissioner Hyer seconded the motion for adoption. Motion was unanimous. A letter will be sent.

Homedale resident Pam Roylance met with the Board requesting gopher control within Owyhee County. Discussion was held on the need for a gopher district either as a taxing district or under a county fund. Fred Grant discussed different options available for alternative funding. Ms. Roylance will be meeting with South Board of Control on this topic, and will report back to the Commissioners. No action was taken.

After review by Fred Grant, Commissioner Freund made a motion to rescind the Memorandum of Agreement regarding the Owyhee County Regional Transportation Plan between the County and Gem Highway District, and approved the amended agreement. Commissioner Hyer seconded the motion. Motion was unanimous.

Commissioner Freund made a motion to send a letter to Landfill Attendant Leroy Ryska explaining the recent water test results on the domestic well drilled at the Homedale Tipping Station. The test results were high in arsenic, and should not be used for human consumption. The letter asked Mr. Ryska to post a non-potable sign by each hydrant. Commissioner Hyer seconded the motion. Motion was unanimous.

Commissioner Hyer made a motion to authorize Jim Desmond to contact Lucas Lucero with the Bureau of Land Management regarding public comment on the Boardman to Hemingway Power Gateway project. Commissioner Freund seconded the motion. Motion was unanimous.

The kickoff meeting on the Transportation Plan with Paragon Engineers and the Highway Districts in the County was held. The Commissioners and Gem Highway District were in attendance. A timeline was laid out for implementation of the plan.

The Board recessed until Friday February 6<sup>th</sup> at 10:00 a.m. at which time a meeting will be held with the Bureau of Land Management to discuss the Murphy Travel Plan.

Commissioner Hoagland, and Commissioner Hyer were present to reconvene the meeting at 10:00 a.m. to meet with the Bureau of Land Management on the Murphy Travel Plan.

There being no further business the Board moved to adjourn.

Dated this 9<sup>th</sup> day of February 2009.

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Jerry Hoagland, Chairman

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