

OWYHEE COUNTY COMMISSIONERS MINUTES  
APRIL 27, 2010  
OWYHEE COUNTY COURTHOUSE  
MURPHY, IDAHO

Present were Commissioner's Jerry Hoagland, Richard Freund, and George Hyer, Clerk Charlotte Sherburn, Assessor Brett Endicott, and Prosecuting Attorney Douglas Emery.

Commissioner Hoagland called the meeting to order. Commissioner Freund made a motion to set the agenda as presented. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Freund made a motion to approve the Board Minutes as presented. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Freund made a motion to approve all outstanding bills to be paid from the following funds. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Current Expense	\$12,751
Road & Bridge	552
District Court	399
Probation	325
Museum	737
Indigent & Charity	279
Solid Waste	235
Weed	956

Commissioner Freund made a motion to go into executive session pursuant to Idaho Code 67-2345 (a),(f) on a personnel and possible litigation issue. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

After moving out of executive session by motion of Commissioner Freund, and a second from Commissioner Hyer the Board took the following action: Commissioner Freund made a motion to send a letter to Sheriff Crandall regarding a personnel issue that cannot be released as public record due to possible litigation. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Freund made a motion to appoint Richard Roberge M.D. as the Physician Representative on the Southwest District Board of Health. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye. Dr. Roberge's term would expire on June 30, 2015.

Commissioner Freund made a motion to appoint Rick Michael, Washington County Commissioner to the Southwest District Board of Health for a five year term. Commissioner Hyer seconded the motion for appointment. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to send a Letter of Intent to the Owyhee Soil Conservation District for provision of \$2,500 for the 2011-2012 year. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Annette Dygert appeared before the Board to request the replacement of the computer server. The current one was purchased in 2002 and has become inefficient. Commissioner Freund made a motion to authorize the purchase of a new Dell Server, licenses, and a UPS battery backup in the amount of \$5,735. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to present a letter to the retiring State Director of the Bureau of Land Management Tom Dyer. The letter thanks Mr. Dyer for the working relationship with Owyhee County, and especially on the Owyhee Initiative and the Murphy Complex Fire. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye. The letter will be hand delivered to the Wings and Roots meeting.

Commissioner Hyer made a motion to recess as Board of County Commissioners and convene as Board of Equalization. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye. Assessor Endicott presented the 2010 Property Tax Exempt Status Report for the Board's review, also presented was the Agriculture Exemption Report on 10 acres or less. No action was needed.

Commissioner Hyer made a motion to adjourn as Board of Equalization and reconvene as Board of County Commissioners. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Freund made a motion to approve alcohol beverage licenses for the following establishments: Sandbar Riverhouse Restaurant, O'Henry's Pub, Owyhee Motor Sales, Salinas Raiders Express Café, and Jackson's Food Store #4. Commissioner Hyer seconded the motion for approval. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Freund made a motion to go into closed session to hear indigent & charity cases. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Deputy Evans presented the following cases.

I.C #10-14, 10-15, 10-16 liens approved with a motion by Commissioner Freund, and second by Commissioner Hyer.

I.C. #10-13 denied incomplete application pursuant to Idaho Code 31-3505 (4)(b) with a motion by Commissioner Freund and second by Commissioner Hyer.

I.C. #10-12 Commissioner Freund made a motion to approve, with a second from Commissioner Hyer. Hyer-aye, Freund-aye, Hoagland-aye.

Representatives with Department of Environmental Quality presented the Board with a Ground Water Quality Improvement and Drinking Water Protection Plan for Owyhee County. Those parties present were Mike McCurdy, Pete Wagner, Julia Achabal, and Planning and Zoning Coordinator Mary Huff. Nitrates levels and TMDL levels were shown in the manual distributed to those present as well as other studies done.

Joe Weatherby and his Attorney Steve Bradbury presented the final plat for Owyhee Legends Subdivision. Commissioner Hyer made a motion to sign the final plat. The Order of Conditional Approval and Affidavit setting out the requirements to be met before the final plat can be recorded was signed by Mr. and Mrs. Weatherby. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye. The Affidavit and Order were recorded as instrument #270960 in Owyhee County records.

The Canyon County Commissioners, Homedale Mayor Wilson, members from Sage Community Resources and Laurie Church from Western Alliance met with the Board to discuss Owyhee County rejoining Western Alliance. Discussion was held on the projects Economic Developer Mike Pollard through Western Alliance has been able to help on in Owyhee County. No action was taken.

The meeting was recessed until April 28<sup>th</sup> for a Wings and Roots meeting in Boise at the BLM office.

There being no further business the Board moved for adjournment.

Dated this 4<sup>th</sup> day of May 2010.

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Jerry Hoagland, Chairman

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