

OWYHEE COUNTY COMMISSIONERS MINUTES  
MAY 19, 2009  
OWYHEE COUNTY COURTHOUSE  
MURPHY, IDAHO

Present were Commissioner's Jerry Hoagland, Richard Freund, and George Hyer, Clerk Charlotte Sherburn, Treasurer Brenda Richards, Assessor Brett Endicott, Sheriff Daryl Crandall, Prosecuting Attorney Douglas Emery, Deputy Prosecuting Attorney Chuck Saari, and Jim Desmond.

Commissioner Hoagland called the meeting to order. Amendments to the agenda were discussed.

Commissioner Freund made a motion to set the agenda to include the following items for consideration, proxy for the 2010 Southwest District Health Budget, maintenance agreement for the Auto mark voting machines, Letter to the Bureau of Land Management, the Board Minutes for May 11<sup>th</sup>, and the Leroy Breshears Fishing Derby. Commissioner Hyer seconded the motion. Motion was unanimous.

Arlyn Teitz presented a request for a waiver of building permit fees for the Bruneau Valley Library to place an awning in the front of the building. Commissioner Freund made a motion to waive the building permit fee. Commissioner Hyer seconded the motion. Motion was unanimous.

Mary O'Malley presented a request for road name change for the Board to consider changing Trout Creek Road to Skinner Toll Road. Commissioner Freund made a motion to table the matter to provide for adequate time to publish a notice. Commissioner Hyer seconded the motion. Motion was unanimous.

Commissioner Hyer made a motion to approve a letter of endorsement for Bruneau QRU to obtain a grant for purchase of a medical rescue unit. Commissioner Freund seconded the motion. Motion was unanimous.

Discussion was held on reimbursement to a Posse member for a gun that was purchased. Commissioner Freund made a motion to table the matter until a receipt can be produced. Commissioner Hyer seconded the motion. Motion was unanimous.

Commissioner Freund made a motion to approve a proxy authorizing Harold Tolmie to vote on behalf of Commissioner Hoagland on the budget for Southwest District Health. Commissioner Hyer seconded the motion. Motion was unanimous.

Annette Dygert was present to discuss the county website. Commissioner Hyer asked if Solid Waste and the Homedale Armory could be added to the site with contact information.

Commissioner Freund made a motion to recess as BOCC and convene as BOE. Commissioner Hyer seconded the motion. Assessor Endicott presented Circuit Breakers, New Construction Roll, and Tax Exempt Properties for the Boards review. No action was taken.

Commissioner Freund made a motion to adjourn as BOE and reconvene as BOCC.  
Commissioner Hyer seconded the motion. Motion was unanimous.

Commissioner Freund made a motion to approve payment of all outstanding bills to be paid out of the following funds. Commissioner Hyer seconded the motion. Motion was unanimous.

Current Expense	\$33,228
Road & Bridge	27,124
District Court	5,850
Fair Grounds	7,198
Probation	1,210
Indigent & Charity	875
Revaluation	5,775
Solid Waste	7,543
Weed	4,312
911	3,676

Alcohol Beverage License presented for Board review included: Y Bar Café, Caba's Restaurant and Lounge, Last Chance Saloon, Alejandras Mexican Restaurant, Farmers Inn, Shop n' Shop, Idaho Hotel, Inc., Rebecca's Market and Restaurant, O'Henry's Pub, and Del Rio Restaurant. Commissioner Freund made a motion to approve with the exception of Rebecca's Market and Restaurant, and Del Rio Restaurant. Commissioner Hoagland seconded the motion.  
Commissioner Hyer cast a nay vote.

Commissioner Freund made a motion to approve a catering permit for GrandView Days.  
Commissioner Hyer seconded the motion. Motion was unanimous.

Deputy Evans presented pending Indigent and Charity case #09-15 Commissioner Freund made a motion to withdraw the application pursuant to Idaho Code 31-3502(17). Commissioner Hyer seconded the motion. Motion was unanimous.

Pursuant to Idaho 67-2345 1 (a), (b), (f) Commissioner Freund made a motion to go into executive session. Commissioner Hyer seconded the motion. Hoagland-aye, Freund-aye, Hyer-aye. The Board went out of executive session at 1:35 p.m. No action was taken.

Commissioner Hoagland had to leave. Commissioner Hyer made a motion to appoint Commissioner Freund as acting chairman.

Commissioner Hyer made a motion not to renew the maintenance agreement for maintenance on the Auto Mark voting machines. Commissioner Freund seconded the motion.

Commissioner Hyer made a motion to send a letter to Bureau of Land Management State Director Tom Dyer requesting a delay of the NEPA Process for the Gateway West Transmission Line, so as to allow for an additional 180 days in which citizens and governmental entities potentially affected by this project can carefully review the existing proposals and provide alternatives for consideration. Commissioner Freund seconded the motion.

Commissioner Hyer made a motion to authorize appropriations from the Child Safety Fund for the Leroy Breshears Fishing Derby in the amount of \$1,000. Commissioner Freund seconded the motion.

Commissioner Hyer made a motion to sign the Summary of Planning and Zoning Amendments. Commissioner Freund seconded the motion.

Commissioner Hyer made a motion to table the Nuisance Ordinance until June 2<sup>nd</sup> for action. Commissioner Freund seconded the motion.

Commissioner Hyer made a motion for ratification of Resolution 09-16 Directing the Prosecuting Attorney to file a Notice of Appeal on the Murphy Subregion Travel Plan. Commissioner Freund seconded the motion.

There being no further notice the Board moved to adjourn.

Dated this 26<sup>th</sup> day of May 2009.

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Richard Freund,

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