

OWYHEE COUNTY COMMISSIONERS MINUTES  
JUNE 27, 2011  
OWYHEE COUNTY COURTHOUSE MURPHY, IDAHO

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

Commissioner Merrick made a motion to go into executive session pursuant to I.C. 67-2345(1)(a)(b)(c)(d)(e)(f) for personnel, possible litigation and attorney memos. Commissioner Aberasturi seconded the motion. Merrick-aye, Aberasturi-aye, Hoagland-aye. The Board moved out of executive session with no action taken.

Commissioner Hoagland called the meeting to order. Commissioner Merrick made a motion seconded by Commissioner Aberasturi to set the agenda as presented. Motion was unanimous.

Commissioner Aberasturi made a motion to approve the Board Minutes from the June 20<sup>th</sup> meeting. Commissioner Merrick seconded the motion. Motion was unanimous.

Deputy Lynn Bowman gave the Board an update on the progress of the OHV Program. There has been patrol on duty every weekend since the program began, as well as training on OHV use. Most of the equipment needed has been purchased from funds received from registrations.

Mary Huff gave the Board an update on the Idaho Oregon Snake River Water Trail Coalition. There is an informational gathering on July 14<sup>th</sup> from 4:00 P.M. to 7:00 P.M at Swan Falls Dam. The water trail proposed will start at Three Island Park and go to Farwell Bend.

Commissioner Aberasturi made a motion to approve a certificate of residency for Katelyn Blackstock and Ethan Standlee for tuition assistance to College of Southern Idaho. Commissioner Merrick seconded the motion. Motion carried.

Commissioner Merrick made a motion to sign the Medical Utilization Agreement with Idaho Association of Counties for implementation of Idaho Code, Chapter 35 Title 31, the limitation that an obligated county shall not pay a hospital or a provider for necessary medical services in an amount that exceeds the amount recommended by "utilization management" at the current medicaid rate. Commissioner Aberasturi seconded the motion. Motion was unanimous.

Commissioner Aberasturi made a motion to approve the hiring of Joseph Demshar to fill the Museum Director position at a pay rate of \$16.98 on the approved county pay scale. Commissioner Merrick seconded the motion. Motion carried.

Commissioner Aberasturi called for a closed session for review of indigent and charity cases. Commissioner Merrick seconded the motion. Motion carried.

Deputy Belle Evans presented the following indigent and charity cases:  
I.C. Case #11-32 lien approved with a motion by Aberasturi, and second by Merrick.  
I.C. Case #11-33 lien approved with a motion by Aberasturi, and second by Merrick.

I.C. Case #11-24 approved applicant with a motion by Aberasturi and a second by Merrick.  
I.C. Case #11-29 denied IC 31-3505(4)(b) incomplete application. Motion by Merrick and second by Aberasturi.  
I.C. Case #11-33 denied IC 31-3505(17) county is not the last resource. Motion by Aberasturi and second by Merrick. All motions carried unanimously.

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

After moving out of executive session Commissioner Merrick made a motion to adjourn as Board of County Commissioners and convene as Board of Equalization. Commissioner Aberasturi seconded the motion. Hoagland-aye, Aberasturi-aye, Merrick-aye.

The Board of Equalization reviewed the following property assessment appeals:

Oscar Smith appeal on parcel number's RP14S06E210001 A, RP14S06E223000A & RP14S06E155400A. Owner did not appear to present argument. After consideration of testimony given by the Assessor's office Commissioner Merrick made a motion to uphold the assessed value. Commissioner Aberasturi seconded the motion. Motion carried.

Karen Stone appeared to present her appeal of parcel #RP02N0W112629 A. After consideration of testimony given by Ms. Stone and the Assessor's office Commissioner Merrick made a motion to uphold the assessed value. Commissioner Aberasturi seconded the motion. Motion carried.

Charles Conn appeal on parcel's RP14S05W254200, RP14S05W360600, RP16S05W086600, RP16S05W096000 & RP16S05W170001. Mr. Conn did not appear to present argument. After consideration of testimony given by the Assessor's office, Commissioner Merrick made a motion, seconded by Commissioner Aberasturi to uphold the assessed valuation. Motion carried.

Cindy Graham representing Jeanine Olsen Estate/Black Sands Resort was present to give testimony on parcel #LR06S04E030600. After consideration of testimony given by Ms. Graham and the Assessor's office Commissioner Merrick made a motion to uphold the assessed valuation. Commissioner Aberasturi seconded the motion. Motion was unanimous.

Lily Garrard was not present for argument on parcel #RPB0020006006A. After consideration of testimony given by the Assessor's office, Commissioner Merrick made a motion to uphold the Assessor's values. Commissioner Aberasturi seconded the motion. Motion carried.

Arva Hunt was not present to present her appeal on parcel #RPD00000223015A. After consideration of testimony given by the Assessor's office and hearing the letter received into the record, Commissioner Merrick made a motion to uphold the Assessor's values. Commissioner Aberasturi seconded the motion. Motion carried.

Richard Biniak was not present for argument on parcel #RPB05410010030A. After consideration of testimony given by the Assessor's office and reviewing the documents sent with the appeal, Commissioner Merrick made a motion to uphold the Assessor's values. Commissioner Aberasturi seconded the motion. Motion carried.

John Coles was not present for argument on parcel #RP02N04W200694 A. After hearing testimony given by the Assessor's office Commissioner Merrick made a motion to uphold the Assessor's values. Commissioner Aberasturi seconded the motion. Motion carried.

The Board adjourned as the Board of Equalization. Commissioner Merrick made a motion to amend the agenda to include an appointment to Southwest District Health Board, and a letter to Silver Falcon Mining. Commissioner Aberasturi seconded the motion. Motion carried.

Commissioner Merrick made a motion to send a letter to Bill Earll, General Manager of Silver Falcon Mining regarding work on the Silver City Road and having engineered plans before starting. Commissioner Aberasturi seconded the motion. Motion was unanimous.

Commissioner Aberasturi made a motion to reappoint Hal Tolmie to the Southwest District Health Board. Motion died for lack of a second. Commissioner Merrick made a motion to appoint Commissioner Aberasturi to the Board. Commissioner Hoagland seconded the motion. Motion carried unanimously.

There being no further business the Board moved to adjourn.

Dated this 5<sup>th</sup> day of July 2011

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Jerry Hoagland, Chairman

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