

OWYHEE COUNTY COMMISSIONERS MINUTES
SEPTEMBER 12, 2011
OWYHEE COUNTY COURTHOUSE MURPHY, IDAHO

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

Commissioner Hoagland called the meeting to order. Topics brought forth for consideration are the Idaho Power Contract for Law Enforcement, certificate of residency to CSI, and solid waste contract for Three Creek.

Commissioner Merrick moved to amend the agenda to include the mentioned items. Commissioner Aberasturi seconded the motion. Motion carried.

Commissioner Merrick moved to set the agenda as amended, and Commissioner Aberasturi seconded the motion. Motion carried.

Commissioner Merrick made a motion to accept the Board Minutes for September 6th as presented. Commissioner Aberasturi seconded the motion. Motion carried.

Clerk Sherburn presented the L-1 certification of levies to be sent to the State Tax Commission for Owyhee County, and all taxing districts within the county, for the Board's review.

Commissioner Aberasturi made a motion to adopt Resolution 2011-20 Destruction of evidence in non active Owyhee County Sheriff Department cases. Commissioner Merrick seconded the motion. Motion carried.

Rayola Jacobsen gave the Board a report on the Quagga mussel inspection stations and presented them a letter of appreciation and a check from Bruneau River Soil & Water Conservation District for \$1,000. The check is reimbursement for fuel and use of county vehicles at the stations in Marsing and in Bruneau. Ms. Jacobsen reported that there were 4628 boats inspected this season.

A public hearing was held on a fee assessment for review of historic building permits for Silver City. Planning & Zoning Administrator Mary Huff stated the amount considered is \$100 for each application reviewed by Planning and Zoning. Testimony was taken from Clarence Orton and Paul Nettleton representing Silver City, Planning and Zoning Commissioners Connie Brandau and Clay Atkins, and Historic Preservation Chairman William Statham. After consideration of testimony given Commissioner Aberasturi made a motion to take under advisement and issue a decision at the September 26th meeting. Commissioner Merrick seconded the motion. Motion was unanimous.

Commissioner Aberasturi made a motion to adopt Resolution 2011-21 Establishing the Final Groupings, as well as the criteria for the Grouping, for the Rights of Way upon and across land owned by the United States of America in Owyhee County. Commissioner Merrick seconded the motion. Motion was unanimous.

Commissioner Merrick made a motion to approve the Agreement for Enhanced Law Enforcement Services with Idaho Power. The law enforcement agreement is the area generally located in the boundaries of the C.J. Strike Hydroelectric Project. IPC agrees to pay \$66,860 for a one year period, \$35,000 for purchase of a vehicle, and \$1,500 for purchase of a computer. Commissioner Aberasturi seconded the motion to approve. Motion carried.

Commissioner Aberasturi made a motion to approve an alcohol beverage license for Davis Creek Cellars. Commissioner Merrick seconded the motion. Motion carried.

Commissioner Merrick made a motion to approve a certificate of residency for tuition assistance for Joey Burril attending College of Southern Idaho. Commissioner Aberasturi seconded the motion. Motion carried.

Commissioner Aberasturi made a motion to approve a grant application for video equipment in the courtroom's requested by Probation Supervisor Doris Jewett. The grant is in the amount of \$10,000 with a match of 10% from the county. Commissioner Merrick seconded the motion. Motion carried.

Commissioner Merrick made a motion to go into closed session for indigent and charity matters. Commissioner Aberasturi seconded the motion. Motion carried.

Deputy Evans presented the following cases for consideration.

Assignments to Catastrophic fund: Case #'s 09-09 86.4%, 09-22 89.2%, 09-25 70.5%, 09-32 81.2%, 09-34 27.2%, 09-43 49.6%, 09-48 70.3%. Motion by Commissioner Merrick, second by Commissioner Aberasturi. Motion carried.

Case #11-43 denied, incomplete application IC 31-3505(4)(b). Motion by Commissioner Merrick, second by Commissioner Aberasturi. Motion carried.

Case #11-44 suspension of application IC 31-3505(2)(c) Motion by Aberasturi, second by Merrick. Motion carried.

After moving out of closed session, Assessor Endicott brought forth proposals for waste disposal in the Three Creek area. After reviewing the three vendors estimates Commissioner Merrick made a motion to approve AAA in Jerome. Commissioner Aberasturi seconded the motion. Motion carried. Assessor Endicott will work with Prosecutor Emery to draw up a contract.

Commissioner Merrick made a motion to sign the Personal Services Contract with Jim Desmond in the amount of \$57,540. Commissioner Aberasturi seconded the motion. Motion carried.

A coordination meeting was held with the Jarbidge District Bureau of Land Management.

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, attorney memos, and possible litigation. Commissioner Aberasturi seconded the motion. Aberasturi-aye, Merrick-aye, Hoagland-aye. No action was taken.

After moving out of executive session Brandon Hixon with Liberty Mutual met with the Board to discuss the ability of Liberty Mutual to meet with all employees of Owyhee County on their

home and auto insurance needs. Liberty Mutual would offer the employees a 10% discount on auto insurance and a 5% discount on their dwellings. The Board will look over the hold harmless agreement and make a decision at their next meeting.

There being no further business the Board moved to adjourn.

Dated this 19th day of September 2011.

Jerry Hoagland, Chairman

Attest: _____
Charlotte Sherburn, Clerk