

OWYHEE COUNTY COMMISSIONERS MINUTES  
SEPTEMBER 15, 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, Deputy Sheriff Bill Detweiler, Prosecuting Attorney Douglas Emery, Mary Huff.

Chairman Hoagland called the meeting to order. Amendments brought forth were a purchase request from Sheriff Crandall for camera's and weapons.

Commissioner Hyer made a motion to amend the agenda to include the Sheriff's request. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to approve the Board Minutes for September 8<sup>th</sup> as presented. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Sheriff Crandall asked to purchase six cameras for a total of \$1,800 for deputy's use in patrol cars. Commissioner Freund made a motion to approve the request. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Deputy Sheriff Detweiler asked for authorization to purchase 7 firearms for the department. Deputy Detweiler explained they would be trading in existing firearms, so the cost would be \$350 each, and existing ammo could be exchanged as well. The total cost would be \$2,450. Commissioner Freund made a motion to approve the purchase. Commissioner Hyer seconded the motion Hyer-aye, Freund-aye, Hoagland-aye.

Clerk Sherburn presented the taxing districts and county levies for approval to the Idaho State Tax Commission for fiscal year 2010. Commissioner Hyer made a motion to approve, with a second from Commissioner Freund. Hyer-aye, Freund-aye, Hoagland-aye.

Assessor Endicott presented a price estimate from ESRI for an ArcEditor Upgrade and ArcView License for mapping in the Assessor's office. Deputy Assessor Ferdinand explained that the ArcEditor program would benefit 911, more accuracy for parcel mapping as well as taxing districts and code areas for elections. The cost for the ArcEditor upgrades and license's and ArcView license's is \$8,049. Commissioner Freund made a motion to approve the expenditure from 911 and Revaluation. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Assessor Endicott presented an addendum to the Service Agreement which authorizes the Portal Manager to access electronically information contained in the Idaho Department of Transportation computer database for Online Motor Vehicle Registration Renewal Service. Commissioner Hyer made a motion to approve the agreement. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Freund made a motion to adopt Ordinance 09-08 An Ordinance Relating to the Owyhee County Emergency Communication System, naming the Administrator of said system and assigning duties formally setting the telephone user fee to be assessed for operations and maintenance of the emergency communication system, providing for creation of the Owyhee County Emergency Communications Committee which is responsible for recommendations as to expenditures and priorities for the Owyhee County Emergency Communication System and as to the annual budget for said system, providing for terms of committee members and providing for per diem and mileage allowances for committee members. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to approve all claims with the exception of those that receipts were not attached to. Commissioner Hyer amended the motion that if receipts were found payment was authorized. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye. Payment was made from the following funds:

Current Expense	\$30,036
Road & Bridge	42,020
District Court	12,692
County Fair	911
Probation	699
Health District	4,233
Museum	197
Indigent and Charity	12,241
Revaluation	1,899
Solid Waste	18,561
Veteran's	1,200
Weed	2,080
911	4,244

Commissioner Hyer made a motion to approve the Memorandum of Understanding between Owyhee County and the Owyhee County Historical Society. A grant was received in the amount of \$35,000 for outfitting of the McKeeth Hall facility as the County Emergency Operations Center, and the MOU sets out the understanding. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Freund made a motion to adopt Resolution 09-42 Retaining Civil Dynamics for engineering services through September 30<sup>th</sup> 2010. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to adopt Resolution 09-43 Declaration of Seized Vehicle as Surplus Property. The property is a 1992 Honda Prelude taken by Homedale Police Department in a drug investigation. Homedale desires to use the vehicle for the D.A.R.E. program. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Freund made a motion to adopt Resolution 09-29 Fixing Salaries for Fiscal Year 2010 for the Commissioner's, and their Departments. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Freund made a motion to adopt Resolution 09-30 Fixing Salaries for Fiscal Year 2010 for the Clerk's Department. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Freund made a motion to adopt Resolution 09-31 Fixing Salaries for Fiscal Year 2010 for the Assessor's Department. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to adopt Resolution 09-32 Fixing Salaries for Fiscal Year 2010 for the Treasurer's Department. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to adopt Resolution 09-34 Fixing Salaries for Fiscal Year 2010 for the Probation Department. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to adopt Resolution 09-35 Fixing Salaries for Fiscal Year 2010 for the Prosecuting Attorney's Department. Commissioner Hoagland seconded the motion. Hyer-aye, Hoagland-aye, Freund-abstained.

Commissioner Freund made a motion to adopt Resolution 09-36 Fixing Salaries for Fiscal Year 2010 for the Coroner's Department. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to adopt Resolution 09-37 Fixing Salaries for Fiscal Year 2010 for the Extension Office. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to adopt Resolution 09-38 Fixing Salaries for Fiscal Year 2010 for the Museum. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to adopt Resolution 09-39 Transferring Funds from the Bond Redemption Fund to the Jail Budget for Repairs to the Owyhee County Jail. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to adopt Resolution 09-40 Transferring Funds from Hazardous Waste to partially fund the Civil Defense Budget for Fiscal Year 2010. Commissioner Freund seconded the motion. Freund-aye, Hyer-aye, Hoagland-aye.

Commissioner Hyer made a motion to adopt Resolution 09-41 Transferring Funds from the Juvenile Justice Fund and Interlock Device Fund to Fund the 2010 Probation Budget. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Freund made a motion to adopt Resolution 09-44 Amending Resolution 09-08 the Fee Schedule for a Second Family Residence on One Parcel. Commissioner Hyer seconded the motion. Freund-aye, Hoagland-aye, Hyer-aye.

Commissioner Hyer made a motion to Adopt Resolution 09-45 Amending Resolution 08-17 Special Conditions for Conditional Use Permits. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Bill Earll representing Silver Falcon Mining was present to discuss the Conditional Use Permit Fee. Planning and Zoning Administrator Mary Huff asked for a recommendation from the Board. Commissioner Hyer made a motion to set the Conditional Use Fee at \$5,000 with any additional costs of studies to be borne by Silver Falcon Mining as deemed necessary. Commissioner Freund seconded the motion.

Commissioner Hyer made a motion to adopt Resolution 09-46 Setting of Silver Falcon Mining Conditional Use Permit Application Fee at \$5,000. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Deputy Belle Evans presented pending Indigent and Charity cases for the Board's review:  
I.C. Case #09-34 Commissioner Hyer made a motion to approve a lien on the applicant, with a second from Commissioner Freund. Hoagland-aye, Freund-nay, Hyer-aye.  
I.C. Case # 09-22 Commissioner Freund made a motion to approve applicant. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.  
I.C. Case # 09-30 Commissioner Freund made a motion to approve applicant. Commissioner Hyer seconded it. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to call an executive session pursuant to Idaho Code 67-2345(1),(a),(b),(c),(d),(e),(f) to review attorney memo's, personnel issues, possible litigation, and contracts. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

After moving out of executive session Commissioner Hyer made a motion to have Prosecutor Emery settle a potential claim pursuant to Idaho Rule 408. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to adopt Resolution 09-33 Fixing Salaries for the Sheriff's Department for Fiscal Year 2010. Commissioner Freund seconded the motion. Freund-aye, Hyer-aye, Hoagland-aye.

Commissioner Hyer made a motion to approve the Contract with Jim Desmond for Fiscal Year 2010 in the amount of \$57,540. Commissioner Freund seconded the motion. Freund-aye, Hyer-aye, Hoagland-aye.

Commissioner Freund made a motion to send letters to the Bureau of Land Management directing them to send all correspondence on road issues in the county to the Commissioners instead of the Road District. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

There being no further business the Board moved to adjourn.

Dated this 22<sup>nd</sup> day of September 2009.

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Jerry Hoagland, Chairman

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