

OWYHEE COUNTY COMMISSIONERS MINUTES  
SEPTEMBER 22, 2009  
OWYHEE COUNTY COURTHOUSE  
MURPHY, IDAHO

Present were Commissioner's Jerry Hoagland, until 10:00 a.m., Commissioner Richard Freund, and George Hyer, Clerk Charlotte Sherburn, Assessor Brett Endicott, Sheriff Daryl Crandall and Jim Desmond.

Commissioner Hoagland called the meeting to order. Amendments to the agenda discussed were a Summary for publication of the 911 Ordinance, pre-authorization of expenditures over \$250 for the Clerk and Sheriff.

Commissioner Freund made a motion to approve the agenda as amended. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to approve the Board Minutes for September 15<sup>th</sup>. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Freund made a motion to approve the Memorandum of Understanding with Idaho Transportation Department Office of Highway Safety. The goal of the agreement is to establish project requirements and a funding process to support the enforcement efforts by the Sheriff's office. The goal of the enforcement effort is to reduce deaths and serious injuries in traffic crashes by funding dedicated overtime enforcement hours and/or traffic enforcement equipment for regular duty dedicated mobilization enforcement hours worked during Idaho's Traffic Enforcement Mobilization. Commissioner Hoagland seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Freund made a motion to approve the Real Estate Lease Agreement between the Sheriff's office and Paul Nettleton for use of the Shooting Range. The amount in the agreement is \$500 per year to be paid each October. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to approve Application number IDI-26544 for stockpile of gravel on ground owned by the Bureau of Land Management along the Upper Reynolds Creek road. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to approve the Natural Resources Committee recommendation on the proposal of the Rocky Mountain Elk Foundation's proposal to submit a grant to support their effort to bring in a portable biochar unit to process juniper as a bio-energy product. The NRC did not feel the project would be beneficial to the area. Commissioner Freund seconded the motion.

Commissioner Hyer made a motion to send a letter to the Bureau of Land Management on the Daryl Keck Right of Way Application. The letter states Owyhee County has no objection to

granting the requested right of way to Mr. Keck on roads lying in T7S, R3E, and T7S, R2E. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Freund made a motion to adopt Resolution 09-47 transferring funds from the PILT Trust fund 9130 to Fund 12 the Museum to fund the budget through fiscal year 2009. The amount transferred is \$9,500. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hyer made a motion to adopt Resolution 09-48 transferring funds from the PILT Trust fund 9130 to Fund 11 the Health District to fund the budget through fiscal year 2009. The amount transferred is \$1,300. Commissioner Freund seconded the motion. Hyer-aye, Freund-aye, Hoagland-aye.

Commissioner Hoagland left to attend a funeral. Commissioner Freund made a motion to appoint Commissioner Hyer as the acting chairman. Hyer-aye, Freund-aye.

Commissioner Freund made a motion to send a letter to Deputy Attorney General Theodore Spangler asking for an explanation of Property Tax Policy and Idaho Code which allows the use of neighboring counties assessments of similar properties. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye.

Commissioner Freund made a motion to approve a catering permit for the Homedale Senior Center for a wine and cheese tasting event to be held on October 17<sup>th</sup>. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye.

Commissioner Freund made a motion to approve the contract with Intermountain Hospital at a cost of \$780 per day. Commissioner Hyer seconded the motion for approval. Hyer-aye, Freund-aye.

Commissioner Freund made a motion to approve the Summary of the Emergency 911 Communication System Ordinance 09-08 for publication in the Owyhee Avalanche. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye.

Commissioner Freund moved to pre-authorize the expenditure of \$1,200 for ammunition for the Posse, \$2,356 for two computers for Drivers License and the Jail, and \$400 for a desk for the Clerk's office. Commissioner Hyer seconded the motion. Hyer-aye, Freund-aye.

Deputy Belle Evans presented pending Indigent and Charity cases for the Board's consideration.  
I.C. Case No. 09-35 approved a lien be placed on the applicant.  
I.C. Case No. 09-31 approved payment of medical bills.  
I.C. Case No. 09-34 approved payment of medical bills.  
Motion by Commissioner Freund, with a second by Commissioner Hyer. Hyer-aye, Freund-aye.

Commissioner Freund made a motion to go into executive session pursuant to Idaho Code 67-2345 (1),(a),(b),(c),(d),(e),(f), for review of a contract. Commissioner Hyer seconded the motion.

After moving out of executive session the Board discussed putting the matter on the agenda for the October 6<sup>th</sup> meeting.

Commissioner Freund made a motion to recess until 1:30 p.m. on September 29<sup>th</sup> to meet with the Bureau of Land Management. Commissioner Hyer seconded the motion.

Dated this 6th day of October 2009.

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Jerry Hoagland, Chairman

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George Hyer, Acting Chairman

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