

OWYHEE COUNTY COMMISSIONERS MINUTES  
SEPTEMBER 23, 2013 MURPHY, IDAHO

Present were Commissioner's Joe Merrick, Jerry Hoagland, and Kelly Aberasturi, Clerk Angela Barkell, Sheriff Perry Grant, Assessor Brett Endicott, Building Specialist Kristal Soland, Indigent Director Belle Evans, Jim Desmond, Citizen Kent Kohring, DEQ Representatives Dean Ehlert and Jack Gantz, SWDH Representative Brain Crawford, Safelink Representative Shane Klaas.

At 9:00 A.M. Commissioner Merrick called the meeting to order.

Commissioner Hoagland made a motion, seconded by Commissioner Aberasturi to set the Agenda. Motion carried.

Commissioner Hoagland made a motion to approve the September 16<sup>th</sup>, 2013 Board minutes. Second by Commissioner Aberasturi. Motion carried.

Commissioner Hoagland made a motion to approve a liquor license for The Sandbar Riverhouse in Marsing. Second by Commissioner Aberasturi. Motion carried.

Commissioner Hoagland made a motion to approve a bid from Owyhee Heating and Air Conditioning in the amount of \$6928.00 to replace the heating and air conditioning unit in the P&Z Building. Second by Commissioner Aberasturi. Motion carried.

Commissioner Hoagland made a motion to approve the Owyhee County Extension Budget as corrected for submission to the University of Idaho in the amount of \$135,063.40 for fiscal 2014. Second by Commissioner Aberasturi. Motion carried.

Commissioner Aberasturi made a motion to approve a credit card for Tina Wilson in the amount of \$750.00 Second by Commissioner Hoagland. Motion carried.

Commissioner Aberasturi made a motion to approve the Computer Arts, Inc. Contract Addendums for software licensing, IT support and services for fiscal 2014 and a Clarifying MOU for IT Services and on site computer support. Second by Commissioner Hoagland. Motion carried.

Commissioner Hoagland made a motion to approve an Agreement Renewal for Pathology Services with Ada County for FY 2014. Second by Commissioner Aberasturi. Motion carried.

Commissioner Hoagland made a motion to amend the Agenda to include a Discussion Regarding Closing of the Bruneau Landfill. Second by Commissioner Aberasturi. Motion carried.

Citizen Kent Kohring had questions regarding who will monitor the landfill site on his property now that it is closed. Jim Desmond explained that when he chose to cancel the lease with the County it also vacated the rights of way to the property and the responsibility would fall to the land owner. Mr. Kohring indicated that he felt it should not be his responsibility as the land

owner to monitor the dump site for the next 30 years. He stated that he felt like the County should retain that responsibility and would provide access to the site. No decisions were made and the matter was tabled.

Commissioner Aberasturi asked DEQ representatives if there had been any progress on cleaning up the tires on the nuisance property in the China Ditch area reported by Citizen Robert Cooley. They reported that there was no money in their budget to remove the tires from the property. It was estimated that there are 2000 to 2500 discarded tires and removal cost would most likely be between \$2 and \$3 each. Their fiscal year ends in June and they suggested that perhaps the Owyhee County, DEQ and SWDH could get something done by sharing resources, but they would not know until the end of the fiscal year how much money they might have leftover in their budget that could be used for this purpose. No action was taken.

Shane Klaas from Safelink Internet Services presented a proposal for internet services. Safelink would like to put a tower on the water tank that would provide high speed service to the County buildings and be an access point for residents of Murphy and the surrounding area. They would pay for the equipment and installation but would need a power source for the equipment. They propose charging the County \$600 per month for service which is a discounted price, considering the location of the equipment on County property. This would include two high speed connections, one for the courthouse and one for the sheriff's office. This service would provide 10 times more bandwidth than the County currently purchases from Century Link. The matter was tabled until the power source situation can be explored.

Commissioner Hoagland made a motion to move into closed session for Indigent & Charity matters. Seconded by Commissioner Aberasturi. Motion carried.

Indigent Director Evans presented the following cases for review:

At 11:00 A.M. A hearing was held on case # 2013-28. No comment was taken. Director Evans presented the case to the Board and recommended the Decision to Deny IC 31-3502(1) Not medically necessary of May 28, 2013 be affirmed. Commissioner Hoagland made a motion to affirm the Decision of Denial of May 28, 2013. Second by Commissioner Aberasturi. Motion was unanimous.

Liens were placed on cases 22013-50 and 2013-51 with motion from Commissioner Aberasturi and seconds by Commissioner Hoagland. Motion was unanimous.

Case number 2013-51 was denied IC 31-3506 Not the obligated County, with a motion from Commissioner Aberasturi and second by Commissioner Hoagland. Motion was unanimous.

Case number 2013-43 was approved with a motion by Commissioner Hoagland and a second by Commissioner Aberasturi. Motion was unanimous.

After Moving out of closed session, Commissioner Hoagland made a motion to approve the FY 2014 Owyhee County/Canyon County Juvenile Detention Housing Agreement. Second by Commissioner Aberasturi. Motion carried.

Commissioner Hoagland made a motion to approve a Memorandum of Agreement with the Idaho Department of Juvenile Corrections to support the Community Incentive Program, the RE-Entry Program and the Mental Health Program. Second by Commissioner Aberasturi. Motion carried.

Commissioner Hoagland made a motion to approve a Personal Services Contract with Jim Desmond for FY 2014 in the amount of \$57,540. Second by Commissioner Aberasturi. Motion carried.

Commissioner Hoagland made a motion to move into closed session for Indigent and Charity matters.

At 11:30 A.M. A hearing was held on case # 2013-28. No comment was taken. Director Evans presented the case to the Board and recommended the Decision to Deny IC 31-3505(4)(b) Incomplete application of May 6, 2013 be affirmed. Commissioner Hoagland made a motion to affirm the Decision of Denial of May 28, 2013. Second by Commissioner Aberasturi. Motion was unanimous.

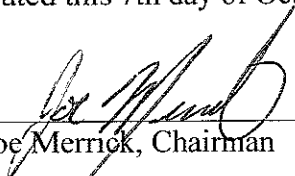
After moving out of closed session Commissioner Hoagland made a motion to go into executive session pursuant to Idaho Code 67-2345(1)(a)(b)(f) for possible litigation and a personnel issue. Commissioner Aberasturi seconded the motion. Aberasturi-aye, Merrick-aye, Hoagland-aye. Motion was unanimous. No action was taken.


Commissioner Aberasturi made a motion to approve sending a letter to Idaho BLM State Director Tim Murphy regarding the Owyhee Field Office Manager and Coordination of renewal permits. Second by Commissioner Hoagland. Motion carried.

Commissioner Hoagland made a motion to go into executive session pursuant to Idaho Code 67-2345(1)(a)(b)(f) for possible litigation and a personnel issue. Commissioner Aberasturi seconded the motion. Aberasturi-aye, Merrick-aye, Hoagland-aye. Motion was unanimous. No action was taken.

There being no further business the Board adjourned.

Dated this 7th day of October, 2013.

  
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Joe Merrick, Chairman

Attest:   
Angela Barkell