

March 1, 2021

The Board of County Commissioners of Washington County, Idaho, does hereby meet this 1st day of March 2021.

IN THE MATTER OF ROLL CALL)

Donna Atwood, Clerk, called roll call. Kirk Chandler, present; Lyndon Haines; present and Nate Marvin, present via Zoom Session.

Nate Marvin opened the meeting and Kirk Chandler led the Pledge of Allegiance. Lyndon Haines gave the invocation.

IN THE MATTER OF CORRESPONDENCE/MEETINGS AND REPORTS)

Correspondence received by the Board was reviewed and disseminated as required. Haines reported he attended the Southwest District Health Board and the Weiser Economic Development meetings last week.

Chandler reported he attend the Soil Conservation District meeting last week. Chandler discussed the progress on the work being completed on Monroe Creek.

Kirk Chandler moved, seconded by Lyndon Haines to approve the Agreement for use of Facility for Polling place between Washington County and Riverside Baptist Church, Weiser School District Armory and Weiser Christian Church.

Lyndon Haines moved, seconded by Nate Marvin to approve the re-appointment of Jeff Springer, Jon Mills and Justin Mink to the Washington County Fair Board for a period of two years. Motion carried.

Haines reported that Jeff Buckingham with Southwest District Health will review the County Entertainment Assembly Ordinance. Haines will reach out to Elmore County in hopes of retaining copies of the ordinance they have adopted.

IN THE MATTER OF MINUTES)

The minutes of the Board not heretofore approved of February 22, 2021 were approved as written.

IN THE MATTER OF OPERATIONS IN FUNDS/STATEMENT OF TREASURER'S CASH)

Lyndon Haines moved to approve the Operations in Funds/Statement of Treasurer's Cash for the month of January 2021 in the amount of \$13,503,508.49. The motion was seconded by Kirk Chandler. Motion carried.

March 1, 2021

IN THE MATTER OF WEED AND RODENT CONTROL)

Bonnie Davis, Weed Superintendent, met with the Board. Davis reported the current rodent tail count is 3,347 tails with a budget balance of \$26,816.25. Davis informed the Board the trapping seminar is scheduled for March 27, 2021 at 10:00 a.m., at the residence of Bob Shirts.

Davis presented quotes for a new UTV (Utility Terrain Vehicle) for the Weed Department. Edge Performance Sports quoted a 2021 Honda for \$17,027.00 with a trade-in of \$4,500.00 for the gator for a final cost of \$12,527.00. Edge also quoted a 2021 Polaris for \$17,627.00 with a trade-in of \$4,500.00 for a total cost of \$13,127.00. Campbell's Tractor submitted a quote for a 2021 John Deere Gator in the amount of \$19,410.00 with \$7,250.00 trade in for a final cost of \$12,160.00. Davis recommended the purchase of the Gator from Campbell's Tractor. Davis reported she did check with Sourcewell but was unable to obtain a local quote and Sourcewell does not accept trade-ins.

Lyndon Haines moved, seconded by Kirk Chandler to approve the purchase of the 2021 John Deere Gator XUV835M from Campbell's Tractor for the final cost of \$12,160.00 after trade-in. Motion carried.

Davis presented a copy of the Annual Weed Notice that is required to be published per Idaho Code Title 22, Chapter 24 Section 7 to the Board for review. Davis informed the Board that Turkish Thistle and Goatsrue have been added to the Noxious Weed list as of September 2020.

Davis informed the Board that ISDA (Idaho State Department of Agriculture) is no longer doing free testing for government agency professional applicators. There is currently a \$55.00 charge for County employees and \$65.00 for private applicators for each test they are taking.

Davis requested permission to carry-over 58.5 hours of vacation time. Due to other employees being out of the office Davis was unable to use that time.

Kirk Chandler moved, seconded by Lyndon Haines to allow Davies to carry-over 58.5 hours of vacation time. Motion carried.

Davis reported that the Newsletter would go out in April. Articles for the Newsletter are due March 19, 2021. Davis informed the Board that the Rodent and Weed Board would meet on March 9, 2021.

March 1, 2021

There was further discussion of agreements on roadside spraying. Davis inquired if landowners were to come before the Board to request a No-Spray Agreement. Marvin stated that was correct.

Davis inquired how to handle signs that have been placed on roadsides where there is no agreement in place. Marvin stated those persons are to receive a certified letter regarding No-Spray Zones within the County.

Davis stated the draft agreement will be reviewed by Road and Bridge Supervisor, Jerod Odoms and Washington County Prosecutor, Delton Walker.

IN THE MATTER OF ELECTED OFFICIALS)

Washington County Sheriff, Matt Thomas; Treasurer, Sabrina Young; Clerk, Donna Atwood and Washington County Prosecutor, Delton Walker met with the Board.

Sheriff, Matt Thomas, stated he had nothing to report at this time. Marvin inquired whom the Idaho State Police officer was that responded to the accident on Midvale Hill over the weekend. Thomas did not have the name of the officer.

Washington County Treasurer, Sabrina Young, reported that her office is working on pending tax deed properties. Certified letters were sent to property owners and there are currently eight parcels with balances due to collect.

Young requested to carry over two days of vacation time for a member of her staff. Young stated the vacation time would be used in the next payroll cycle.

Lyndon Haines moved, seconded by Nate Marvin to allow an employee of the Treasurer's office to carry over two days of vacation time. Motion carried.

Washington County Clerk, Donna Atwood, reported that the Payette School District Bond Election will be held on March 9, 2021. This will be a mail out ballot due to the number of Washington County voters living in the Payette School District. Atwood stated letters were sent to registered voters in the district notifying them that they would receive a ballot by mail.

Atwood reported construction work has begun to provide a more secure entry to the Clerk's Office.

IN THE MATTER OF PROSECUTING ATTORNEY)

Delton Walker, Prosecuting Attorney, met with the Board. Also present via telephone was Ed Salvi. Salvi informed the Board that he had purchased property east of the property owned by Blain May. Salvi stated there is no fence on east border of the

March 1, 2021

property. Salvi stated that 90% of the property is within a Herd District. Salvi informed the Board that he had found in State Statute Title 25 Chapter 2401, where it states that the county pays for the border fences and maintaining of fences. Salvi also told the Board that the Statute provides for a tax levy if the general fund is inaccurate. Title 25 Chapter 2401, Subsection 25-2402(a) addresses fence building.

Marvin questioned if the Salvi property is truly within the boundaries of the Herd District.

Assessor Debbie Moxley provided a map of the Herd Districts in the county.

Prosecuting Attorney, Delton Walker, addressed the group. Walker stated the process of how the Herd District was formed will have to be confirmed. Walker stated the two statutes that Salvi had discussed addresses two different manners of creating a Herd District. The first Statute addresses a Herd District formed by the County Commissioners. If the district were formed by the County Commissioners, the fences are to be paid for by the County. Walker stated if a Herd District is created by the landowners in the area per Statute Title 25, Chapter 2402 the landowner is responsible to pay for the cost of fencing. Walker stated it will have to be determined how the Herd District was created. Walker read a portion of Title 25 Chapter 24 (4) which states “The owner of taxable real property within the Herd District shall: pay the cost, including on private land, of constructing and maintaining legal fences as required...” Walker stated under chapter 2402 the majority of the landowners may petition to form the Herd District. Those landowners are the ones who would be taxed under Section 6 of Title 25, Chapter 24 of Idaho Code. Walker stated if the Herd District was created under 2401 by the County Commissioners, the entire County would be levied a tax of .02. The levied funds can only be used for fences within that district.

Chandler stated there are no Herd Districts within Washington County that collect taxes. Chandler informed the group that he believed the Herd Districts in the County were formed by petition of the landowners. Chandler discussed the map provided by the County Assessor and stated there is only a small corner portion of Salvi’s property that touches the Herd District boundary. Chandler discussed the portion of Salvi’s property in Township 10 North, Range 4 West, Sections 13, 24, and 25 that appears to border the Herd District. The entire sections do not appear to be in the Herd District.

Salvi inquired if the “property owners within the district” includes 100% of the property owners? Salvi stated he believed the City of Weiser was included in the Herd District.

Haines stated the map indicates the Herd District does surround the City on the southeast and west side. The map does not appear to include the City in the Herd District.

Walker stated the City of Weiser would not be included in the Herd District. The County is not authorized to include city properties in the district.

March 1, 2021

Salvi questioned if fences were being built on the district border or property line.

Walker stated the petition will designate the exact boundaries of the district. Walker stated Section 5 of Idaho Code Title 25, Chapter 24-02 has a separate provision for interior fences.

Marvin stated further research will be done and the Board will get back to Salvi.

Walker stated Planning and Zoning will research the petition that formed the Herd District.

Nate Marvin moved, seconded by Kirk Chandler to go into executive session at 10:20 a.m. in accordance with I.C. 74-206(1)(f) to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement. Motion carried unanimous. Kirk Chandler, Aye; Lyndon Haines, Aye; Nate Marvin, Aye.

Nate Marvin stated they were out of executive session at 10:32 a.m.

IN THE MATTER OF AMBULANCE)

Nate Marvin moved, seconded by Kirk Chandler to recess as the Board of Washington County Commissioners and convene as the Board of the Weiser Ambulance District. Motion carried unanimous.

Debbie Warren, Deputy Clerk, called roll call: Lyndon Haines, present; Kirk Chandler, present; and Nate Marvin, present, via Zoom Session.

Luke Smith, Ambulance District Director, met with the Board. Also present was Ambulance District Administrative Advisor, Tim Atwood.

Smith presented Order No. 21-16 for general expenses in the amount of \$1,400.00 and Order No. 21-0011 for payroll expenses in the amount of \$26,188.65 to the Board for review.

Smith reported the Ambulance District had twenty-seven calls for service which included six transfers, and refusals for care/DOA calls.

Smith reported a claim had been filed with ICRMP (Idaho Counties Risk Management Program) regarding the roof leak at the Ambulance Station. The Adjustor will not get on the roof that tall while there is snow on it.

March 1, 2021

Smith informed the Board that documentation is being gathered for the grant application.

Smith reported there was a nationwide shut down on fuel cards from Sinclair over the weekend. Marvin suggested opening an account with Farmers Co-op for the future. Marvin discussed implementing an emergency plan in the event of a long-time power outage.

Smith discussed Community Outreach and creating a website for the Ambulance District. Smith discussed the need of a server which would allow personnel to have a work email instead of requiring staff members to use their personal email for work related items.

Smith informed the Board that cameras are in.

Smith inquired when was the roof repaired or replaced on the Ambulance Station. Smith also discussed a new heating and cooling system for the station. Smith inquired of the status of enclosing the carport at the station.

Marvin stated an engineer had told the Board it was not feasible to enclose the carport. It may be possible to add on to the south side of the carport.

Atwood encouraged Smith to check with Weiser City building inspector.

Chandler stated that capital improvements should be discussed during the budgeting process.

Kirk Chandler moved, seconded by Lyndon Haines to approve Order No. 21-16 for general expenses in the amount of \$1400.00. Motion carried.

Kirk Chandler moved, seconded by Lyndon Haines to approve Order No. 21-0011 for payroll expenses in the amount of \$26,188.65. Motion carried.

Smith reported the security cameras have been installed. A policy will be drafted and adopted regarding the security cameras.

Smith discussed a possible website for the Ambulance District. Marvin inquired who would maintain the website. The intent would be that time cards, scheduling, training documentation, and a notification system would be included on the website. Smith will get a proposal and report back to the Board.

Nate Marvin moved, seconded by Kirk Chandler to recess as the Board of the Weiser Ambulance District and reconvene as Board of Washington County Commissioners. Motion carried unanimous.

March 1, 2021

Debbie Warren, Deputy Clerk, called roll call: Kirk Chandler, present; Lyndon Haines, present; and Nate Marvin, present via Zoom Session.

IN THE MATTER OF ROAD & BRIDGE/SOLID WASTE)

Jerod Odoms, Road and Bridge/Solid Waste Supervisor, met with the Board. Odoms reported he had received \$9,866.30 for the Office of Emergency Management for final reimbursement for the 2017 Snow Event.

Odoms informed the Board that he will hold another Flagger Class on Tuesday, March 2, 2021, for the remaining students to be certified.

Odoms stated he had contacted all three school districts within the County regarding plowing snow. The districts reported they were satisfied with the service they have received with very few concerns which Odoms discussed with each district.

Marvin inquired if they should consider sending snow plows out with five inches of accumulation instead of six.

Odoms discussed equipment repairs that are being done. Odoms informed the Board that the monthly safety meeting was held earlier today.

Chandler inquired if Bruce Lane is part of the snow plow route. Odoms confirmed.

IN THE MATTER OF FOREST SERVICE)

Ronda Bishop, District Manager, Payette National Forest, met with the Board. Bishop stated there were thirteen range allotments that were affected by the Woodhead Fire. Permittees will be allowed to graze in the moderate areas after allowing a rest period of one growing season. Those permittees will be allowed to graze this year. Those in higher severity areas are to wait for a two year period before grazing the allotments.

Bishop stated salvage efforts will begin in the southern area in Washington County and will allow up to 250 acres to be harvested. Areas in the insect and disease allows up to 3000 acres to be harvested. Bishop reported that the restoration work will be conducted this year. Bishop informed the Board the Forest Service received approximately \$100,000.00 to purchase fencing supplies and provide rehabilitation work. Youth crews will be used to replace fencing. After the snow melts, analysis will be done with hopes of signing documentation and logging projected to begin mid-October.

Marvin asked if Salvage projects go out for bid. Bishop stated that was correct. The IDL (Idaho Department of Lands) is already harvesting timber sold prior to the fire.

March 1, 2021

Bishop stated there will be an additional meeting in April with the Board to discuss the fire season.

Motion by Kirk Chandler, seconded by Nate Marvin and unanimously carried to recess at 11:42 a.m. until March 8, 2021 at 8:45 a.m.

Chairman, Board of County Commissioners

ATTEST:

Clerk

A full audio recording of the Commissioner Meeting is available at the Clerk's Office upon request.