

April 4, 2022

The Board of County Commissioners of Washington County, Idaho, does hereby meet this 4th day of April 2022.

IN THE MATTER OF ROLL CALL)

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

Nate Marvin opened the meeting and 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. The Board reviewed the Notice of Public Hearing from the Weiser City Planning and Zoning regarding a Conditional Use Permit request from Mark Ridley with CJM Limited Partnership to construct an 18 unit Townhouse Style Apartment Complex.

Haines stated he attended the Weiser Economic Development meeting last week. Haines informed the Board that Southwest District Health would host an event at the Vendome on April 26 and 27, 2022. Haines reported that the Custer County Commissioners would host a meeting in Challis on May 5, 2022 regarding Public Lands.

Marvin reported he attended the Area III Agency on Aging and WICAP meetings last week. Marvin stated the Fair Board meeting would be held on Wednesday, April 6, 2022. Marvin inquired if the Board would be interested in increasing the mileage reimbursement rate due to the increased fuel costs.

Kirk Chandler moved, seconded by Lyndon Haines to approve a demand warrant in the amount of \$339.80 to cover the Annual Zoom Recording Renewal. Motion carried unanimous.

Kirk Chandler moved, seconded by Lyndon Haines to approve a demand warrant in the amount of \$161.24 for the purchase of a Cannon printer for the Commissioner Room. Motion carried unanimous.

Kirk Chandler moved, seconded by Lyndon Haines to approve a demand warrant in the amount of \$89.99 for an external hard drive for the Weed Department.

Lyndon Haines moved, seconded by Kirk Chandler to approve a demand warrant for stamps for the Primary Election Absentee Ballots in the amount of \$544.00.

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Lyndon Haines moved, seconded by Kirk Chandler to approve a demand warrant in the amount of \$530.00 to cover the cost of the hotel for Robert Peterson while attending the NACO Conference in Denver. Motion carried unanimous.

Kirk Chandler moved, seconded by Nate Marvin to approve the appointment to the Board of Community Guardians of Rejeana Goolsby for a one year term, Mark Pacini for a two year term, Kem Haines for a three year term, and Steve Penner for a four year term. Motion carried. Lyndon Haines recused himself from the vote.

Nate Marvin moved, seconded by Lyndon Haines to approve the issuance of a Duplicate Warrant for payroll in the amount of \$1,064.32. Motion carried unanimous.

Lyndon Haines moved, seconded by Kirk Chandler to approve the Public Defender Contract between Washington County and Brett Schiller from Schiller Law. Motion carried unanimous.

IN THE MATTER OF ELECTED MINUTES)

The minutes of the Board not heretofore approved of March 28, 2022 were approved as amended.

IN THE MATTER OF WEED)

Bonnie Davis, Weed Superintendent, met with the Board. Davis presented the No Spray Agreement for Matt McQueen to the Board. Davis recommended the Board approve the Agreement.

Lyndon Haines moved, seconded by Kirk Chandler to approve the McQueen No Spray Agreement at 1315 Monroe Creek Road. Motion carried unanimous.

Davis informed the Board that as of March 26, 2022, the rodent tail count was 2,364 rodent tails for a total of \$2,955.00 in bounty paid to trappers. Davis provided an update on the Rodent Seminar that was held March 26, 2022. Davis reported that she would be attending the Weed Superintendent meeting in Salmon this week. Davis presented the 2022 Project Schedule to the Board. Davis informed the Board the Weed Board will meet Tuesday, April 12, 2022. Davis requested to turn in her comprehensive time to payroll. The Board approved the request.

Haines stated he had provided a copy of the Washington County Weed Control Advisory Board By-Laws to the Board.

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IN THE MATTER OF ELECTED OFFICIALS)

Those present were Washington County Assessor, Debbie Moxley-Potter; Emergency Manager, Tony Buthman; Road and Bridge/Solid Waste Supervisor, Jerod Odoms; Weed Superintendent, Bonnie Davis; Treasurer, Sabrina Young; Planning and Zoning Administrator, Bonne Brent; Information Technology Director, Robert Peterson; Sheriff, Matt Thomas; Prosecuting Attorney, Delton Walker; and Clerk, Donna Atwood.

The group discussed the proposed Separation from Employment Policy. Suggestions for clarification were discussed. It was agreed to create a form to submit to the IT Department upon separation of employment.

Walker stated that it should be included to add that ICRMP (Idaho Counties Risk Management Program) should be notified in advance of any termination.

Sheriff Thomas discussed the process the Sheriff's Department follows in the event of a termination.

Robert Peterson stated he would create a form to be submitted to the IT department upon termination.

Assessor, Debbie Moxley-Potter, discussed in-house employment transfer and comprehensive time that may have been accrued by an employee. Moxley-Potter suggested that the current department pay out the comprehensive time before an employee transfers to a new department.

Nate Marvin moved, seconded by Lyndon Haines that when internal transfers occur, comprehensive time earned should be paid out from the department where earned. Motion carried unanimous.

Moxley-Potter discussed two folding machines that are at the end of life and requested permission to dispose of the machines. The cost of a replacement machine was discussed.

There was discussion of ARPA (American Rescue Plan Act) funding. Haines stated the Health District is looking into mental health specifically for children. Senior Centers in Cambridge and Weiser did receive ARPA funding.

Haines reported the District III meeting will be on Zoom next week.

Treasurer, Sabrina Young, discussed the credit card policy agreement. The Board instructed Young to proceed with the requested changes. Young discussed a webinar presentation with Public Surplus who has partnered with IAC (Idaho Association of Counties). Young reported some counties in Idaho are using Public Surplus for surplus auctions and tax deed auctions. Young will forward the presentation to the Board for

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review. Young stated there is no cost to the County, but they do collect a fee from the buyer of 10% on surplus items and 8% on tax deed auctions. Public Surplus will donate 20% of fees collected to IAC, which would reduce the cost to those counties who are members of IAC.

Odoms discussed Campaign signs. Odoms stated Road and Bridge would not remove signs unless the sign is impeding road maintenance.

Tony Buthman informed the Board he would be giving a Cascadia Rising presentation in Cambridge at the Fairgrounds on April 12, 2022. Buthman stated Idaho Power would be doing a Wild Fire Mitigation Plan update at the Fruitland Water Treatment Plant on April 14, 2022.

IN THE MATTER OF PROSECUTING ATTORNEY)

Delton Walker, Prosecuting Attorney, met with the Board. Also present was Kevin Kirby, Lisa Collini, and Mike Kaech.

Walker discussed the annexation of property located on West 9th Street into the City of Weiser. The group discussed the public hearing to be held by the City of Weiser on April 18, 2022 concerning the former Ridley site. There was discussion of courthouse parking during construction of the secure entrance. Walker will reach out to the neighboring churches for additional parking during the construction process. The group discussed the recent Magistrate Judge appointments.

IN THE MATTER OF PLANNING AND ZONING)

Bonnie Brent, Planning and Zoning Administrator, met with the Board. Also present was Joe Kulp.

Brent presented re-appointments to the Planning and Zoning Commission for John Atnip, John Jensen, Karen Wright, Mark Moura, and Tim Wrightman

Kirk Chandler moved, seconded by Lyndon Haines to approve re-appointments to the Planning and Zoning Commission for John Atnip, John Jensen, Karen Wright, Mark Moura, and Tim Wrightman for a four-year term. Motion carried unanimous.

Brent discussed the complaint received regarding Intrinsic Organics with the Board. Brent discussed uses allowed in a D-1 and D-2 Zones. Brent read a portion of County Code 5-7-1 and 2 regarding Industrial Uses. Brent reviewed Chapter 14, Performance Standards, with the Board. Brent stated that per County Code, odor or air pollution is subject to the requirements and regulations established by the Southwest District Health Department or the State of Idaho. Brent discussed the Nuisance Ordinance with the Board.

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Marvin stated that the Nuisance Ordinance might be the one that would apply to the situation.

The Board instructed Brent to contact Intrinsic Organic and discuss the issue of the complaints.

Chandler informed the group he believed that the Planning and Zoning members should write findings of fact after each hearing. Chandler stated training at the State indicated that hearings are to make sure the development fits the area and the Comprehensive Plan.

Haines reported he had met with Brent last week and discussed zones within the County. Haines stated they plan to meet with the Assessor as well to make zoning as uniform as possible.

Chandler discussed well, septic, and annexation. Chandler inquired if the city has the authority to annex property from the County without notification to the County.

IN THE MATTER OF GENTRY LANE)

Members of the public present were Kay Wyss, Kevin Kirby, Lisa Collini, Mike Kaech, Joe Kulp, Cathy Maguire, Gordon Wilkerson, Carolyn Kiesz, Rick Kiesz, Stacy Walker, David Smith, Gene Wyss, Samuel David Tate, Nancy Williams, Tanya Moye, Jeremy Moye, Lily and Michael Rockwell.

Gene Wyss, 1688 Gentry Lane, addressed the Board. Wyss stated Lancaster was to cut the road from cattle guard to cattle guard and that has not been done. Wyss stated he has received three citations for trespassing on the Lancaster property. Wyss discussed access to "Old Gentry Lane". Wyss informed the Board that people could not tell which road to access. The County road ends at Moyes.

Haines inquired if there were signs on the road. Kay Wyss presented pictures of the roadway. Haines clarified where the county road ends.

Chandler stated he has received several complaints on the condition of the road over the winter. Chandler discussed where the county road ends. Chandler stated part of the agreement was that Lancaster was to re-build the road.

Marvin stated he thought signs were to be placed in the area in question.

Gene Wyss discussed issues with water run-off. Wyss requested that the Board require Lancaster to take the road from cattle guard to cattle guard and add signs for a private drive.

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Chandler stated he had been informed that all the property has been sold. Chandler inquired if Lancaster could turn people in for trespassing.

Sheriff Thomas stated Lancaster still owns a portion of the property where Wyss is being sited.

Haines stated the road needs to be clearly marked for emergency access.

Chandler stated Lancaster needs to make it obvious if it is private property.

Haines stated there has always been issues with Gentry Lane. If Lancaster does not want people there, it needs to be labeled.

The Board requested Sheriff Thomas look into the issue and report back to the Board.

IN THE MATTER OF AMBULANCE)

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

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

Luke Smith, Ambulance District Director, met with the Board. Order No. 22-26 for general expenses in the amount of \$33,257.88 was presented to the Board for review.

Smith reported the Ambulance District had twenty-seven calls for service last week, which included five transfers and eleven public assists/refusals for care. Smith informed the Board that new tires have been installed on one ambulance. Smith stated he is continuing to seek funding for a command vehicle and supplies for the District. Smith will also be requesting funding for payroll assistance. Smith requested a letter of support from the Board.

Kirk Chandler moved, seconded by Lyndon Haines to approve Order No. 22-26 for general expenses in the amount of \$33,257.88. Motion carried.

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

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

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IN THE MATTER OF ROAD & BRIDGE/SOLID WASTE)

Jerod Odoms, Road and Bridge/Solid Waste Supervisor, met with the Board. Odoms presented an Application for Placement of Culverts/Approaches to the Board for review.

Kirk Chandler moved, seconded by Lyndon Haines to approve the Application for Placement of Culverts/Approaches on Shoepeg Road east of Hague Road submitted by Ben Mockwitz. Motion carried unanimous.

Odoms stated he has been contacted by engineers regarding the funding available for bridge repairs. Odoms stated that there are 11 bridges listed in Washington County that are posted on the LHTAC (Local Highway Technical Assistance Council) site.

Odoms informed the Board he has requested pricing on crushing rock. Odoms has not received any pricing at this time.

Odoms stated the April Safety meeting was held this morning. Odoms informed the Board he had taken an online Leadership class last week hosted by LHTAC. Odoms provided an update on upcoming training for himself and staff. Odoms discussed equipment and road maintenance with the Board. Odoms informed the Board the new water tank has been delivered.

Odoms informed the Board that 1,209 tons of material went through Solid Waste for the month of March.

Odoms stated he received a complaint from Mundo Hot Springs regarding trucks on Goodrich Road.

Odoms informed the Board that 8.5 miles of road are scheduled for chip seal. Odoms stated he has enough rock on hand, but is concerned about getting oil to do the work. Odoms stated he was able to piggyback with Ergon Asphalt and Emulsions.

Chandler inquired if Odoms was considering selling the crusher.

Odoms stated he had not. Odoms informed the Board that he could crush the rock cheaper. Odoms stated if he were unable to purchase rock, he would have to use the crusher.

Nate Marvin moved, seconded by Lyndon Haines to go into executive session at 11:55 a.m. in accordance with I.C. 74-206(1) (a & b) to consider hiring a public officer, employee, staff member or individual agent. This paragraph does not apply to filling a vacancy in an elective office, (b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff

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member or individual agent, or public school student. Motion carried unanimous. Kirk Chandler, Aye; Lyndon Haines, Aye; Nate Marvin, Aye.

Nate Marvin stated they were out of executive session at 12:41 p.m.

Motion by Nate Marvin, seconded by Kirk Chandler and unanimously carried to recess at 12:41 p.m. until April 11, 2022 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.