

JEROME COUNTY COMMISSIONERS

Tuesday, February 20, 2018

PRESENT: Charles Howell, Chairman
Roger Morley, Commissioner
Jane White, Deputy Clerk

Meeting convened at 9:03 A.M.

Commissioner Roemer was not present because she was out of town.

COMMISSIONER COMMITTEE REPORTS

Commissioner Morley reported from a board meeting of the Jerome Chamber of Commerce where Larry Hall, as executive director of Jerome 20/20, spoke on economic development in Jerome.

Commissioner Morley had also attended a board meeting for the Snake River Canyons Park and was optimistic the Bureau of Land Management would approve a third legal access to the Park. He said an Idaho Power representative would be attending future Park board meetings because of an agreement for the company to build a lookout at the third access.

Commissioner Howell reported consulting the prosecutor about writing an ordinance regulating shooting in the Snake River Canyons Park and with the fair manager about purchasing additional property for the Fairgrounds. He also said the requirements for a sheriff candidate are different from those of other elected officials in that a sheriff must have lived in the county in which he serves for at least one year prior to the beginning of his term.

SIGN FAIRGROUNDS SALES AGREEMENT

Commissioner Howell signed a Real Estate Purchase and Sale Agreement for property at 11 North Ironwood Street, Jerome, as determined by the Commissioners on February 12.

❖ A Motion was made by Commissioner Howell to sign the sales agreement with Title One. It was seconded and carried with unanimous ayes.

BUSINESS AND/OR ADMINISTRATIVE MATTERS

The Board signed leave requests for Brent Culbertson and Mario Umana.

The Board signed two Time Clock Correction forms for Cody Cantrell.

The Board signed a Personnel Action Form for Desea Lance as a newly hired detention deputy sheriff, effective February 18, 2018.

Social Services Director Kim Drury was present. She questioned whether the County could accept donated baby blankets for possible distribution to indigent persons. The Board determined to consult its legal counsel later in the day.

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APPROVED ATTENDANCE RECORDS

The Board signed Time Record forms for Garth Baker, Art Brown, Cody Cantrell, Brent Culbertson, Deserae Jones, and Mario Umana.

PUBLIC HEARING—HEIGHT VARIANCE FOR AMATEUR RADIO ANTENNA (recorded)

Planning and Zoning Administrator Art Brown and P&Z Assistant Administrator Nancy Marshall as well as Attorney Mike Seib were present. Also present were Anne Armbrust and Dan Wise, both representing Canyon Trail Realty.

Armbrust petitioned the Commissioners on behalf Shawn Colon for a height variance of an amateur radio antenna. She said her client was purchasing property in Sawtooth Acres and wished to erect an antenna in order to pursue his passion as a ham radio operator. She explained that he could lower the antenna to 29 feet or lay it flat at three feet and would fully extend it primarily at night.

Commissioner Howell questioned Brown about the County's height restriction. He said that, according to County ordinance, a structure could not exceed 35 feet but that the tower requested would be 67 feet when fully extended.

Armbrust said she had canvassed her client's neighbors and that they had signed a document stating that they were not opposed to the antenna.

Brown stated that the Federal Communications Commission would regulate the use of the tower, including such things as its wattage.

Following more questions and discussion, Commissioner Howell closed the evidentiary phase of the hearing and opened the Commissioners' discussion.

Commissioner Howell did not object to the height variance because the neighbors did not oppose the tower and that the owner would lower it in the daytime and use it mostly at night.

Commissioner Morley also had no objection to the variance because it would not bother the neighbors or interfere with their communication receptions.

➤ The Board determined to await a written decision from legal counsel approving the variance request.

RICK HABERMAN—TAX CANCELLATION

Assessor Rick Haberman and Treasurer Tevian Ekren-Kober were present.

Haberman told the Board the Praegitzers had split their property in March of 2017 but that his office had not re-applied the homeowner exemption after the split.

❖ A Motion was made by Commissioner Morley to cancel taxes for Michael and Rita Praegitzer, Parcel No. RP08S16E146016, based on \$69,253, which represents the homeowner exemption value if it had been applied. It was seconded and carried with unanimous ayes.

MICHELLE EMERSON—RESOLUTION FOR LAW LIBRARY BOOKS

Clerk/Auditor/Recorder Michelle Emerson was present.

Emerson presented a resolution to dispose of certain County records.

❖ A Motion was made by Commissioner Morley to accept Resolution 2018-7. It was seconded and carried with unanimous ayes.

RESOLUTION 2018-7

DESTRUCTION OF PROPERTY

Books – Law Library

WHEREAS, Jerome County has certain property that is no longer necessary for county use or needs to be maintained; and,

WHEREAS, Idaho Code Section 31-808 states that the Commissioners can find the property is worth less than \$250.00, and therefore may be sold at a private sale without advertisement; and,

WHEREAS, the Jerome County Commissioners by Motion granted the County Clerk the authority to dispose of the following books contained in the old law library that are out of date, can be viewed online, and the county is no longer required to maintain; and,

WHEREAS, the following books are requested to be destroyed:

Pacific Reporter—Series 1, 2, 3, Norton Bankruptcy Code, Local Government (Plaintiff’s and defendant’s prima facie case, Wharton’s Criminal Law, Shepards, Pacific Digest, American Law Review, California Jury Instructions, U. S. Supreme Court Reports, American Juris Prudence, U. S. Code Service, out-of-date family law binders, any updates to the code books listed herein and Idaho Code last updated 2005.

WHEREAS, written notice has been given to the Idaho State Archives, and they DO NOT want any of the above-listed materials or documents per notification to the County Clerk.

THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners that the following list of property is hereby declared surplus with a value of less than \$250.00 and is hereby ordered to be disposed of:

Pacific Reporter—Series 1, 2, 3, Norton Bankruptcy Code, Local Government (Plaintiff’s and defendant’s prima facie case, Wharton’s Criminal Law, Shepards, Pacific Digest, American Law Review, California Jury Instructions, U. S. Supreme Court Reports, American Juris Prudence, U. S. Code Service, out of date family law binders, any updates to the code books listed herein and Idaho Code last updated 2005.

DATED This 20th day of February 2018.

ATTEST:

/s/ Charles M. Howell
CHARLES M. HOWELL, Chair

/s/ Michelle Emerson
Michelle Emerson, Clerk

(absent)
CATHERINE M. ROEMER, Commissioner

Tuesday, February 20, 2018

(SEAL)

/s/Roger M. Morley
ROGER M. MORLEY, Commissioner

Meeting recessed at 11:53 A.M.
Meeting reconvened at 1:18 P.M.

TANYA STITT—EMERGENCY MANAGEMENT REPORT

Emergency Management Coordinator Tanya Stitt was present.

Stitt said she had located an antenna for \$715 that the County needs for emergency communications.

Discussion was held about including the ham radio operators as well as securing the antenna site. Stitt said the operators' equipment needed replaced.

➤ The Board determined that Stitt would bring it costs for base station equipment currently furnished by the AREAS/RACES amateur radio operators.

Stitt provided a resolution adopted by Boise County authorizing emergency expenditures, as had been requested by the Board on January 16 responding to Stitt's appeal to access County funds in an emergency. The resolution authorized the emergency management coordinator and the sheriff to spend up to \$30,000 of county funds without restriction from spending limits set by their commissioners.

Stitt said the February meeting of the Local Emergency Planning Committee (LEPC) had been cancelled due to scheduling conflicts. She invited the Commissioners to attend the LEPC on March 15 for a briefing from the Red Cross; a COOP (Continuity of Operations Plan) tabletop exercise on March 20; and a Rail Car Incident Response on March 24.

Stitt said she and Public Information Officer (PIO) Art Brown were enrolled to attend a PIO course April 12-13 in Shoshone.

Stitt recommended more cyber security for employee computers, stating that she had found 47 viruses on her computer. She also said the County's Web page needs a multi-language translator.

GARTH BAKER—AIRPORTS REPORT

Airports Manager Garth Baker and Jerome 20/20 Executive Director Larry Hall were present. Present a little later was Attorney Mike Seib.

Report: Baker presented a grant agreement and resolution that he said the chairman needed to resign for the Idaho Division of Aeronautics.

❖ A Motion was made by Commissioner Morley to have the chairman sign the Idaho Airport Aid Program State FY-17 Grant Offer and Resolution for the Jerome County Airport. It was seconded and carried with unanimous ayes.

Baker said another party in addition to Precision Aviation was interested in establishing an aviation-related business at the Jerome Airport. He said he believed only one such business would be appropriate at the Airport.

Seib advised to accept a business lease on a first-come first-served basis.

Sign Grant for Hazelton Airport: Baker presented a Request for Reimbursement and a Final Closeout Certification to be signed by the chairman for runway rehabilitation at the Hazelton Airport.

❖ A Motion was made by Commissioner Howell to sign the Request for Reimbursement and Final Closeout Certification documents. It was seconded and carried with unanimous ayes.

Terminal Remodeling: Baker said Ryan Patterson was no longer interested in establishing a barbershop in the terminal building scheduled for demolition. He said he would consult the Federal Aviation Administration about moving its equipment to the new terminal.

➤ The Board requested that Baker ask the Airport Advisory Board whether it would like to preserve the current terminal for a possible future business.

GEORGE OPPEDYK AND TERESA ONEIDA—NEW COPY MACHINE REQUEST

Deputy Sheriffs Teresa Oneida and George Oppedyk as well as Attorney Mike Seib were present.

Oneida requested approval of a new lease for a copying machine in the sheriff's office. She said Business Techs had offered a quote for considerably less than her department was currently paying for its copier.

❖ A Motion was made by Commissioner Howell to approve the contract with Business Techs for a Toshiba lease in the amount of \$229 per month, plus a usage fee, based upon approval of the contract by legal counsel. It was seconded and carried with unanimous ayes.

MIKE SEIB—LEGAL COUNSEL

Attorney Mike Seib was present.

Donated Baby Blankets: Seib counseled about donated baby blankets questioned earlier in the day by the Social Services director. He said for the Board to designate them of no value because the County would be dispersing County property worth less than \$250.

No Shooting Ordinance: Seib stated he had begun to draft an ordinance restricting shooting in the Snake River Canyons Park, and Commissioner Morley told him that the Board had received a letter from the Idaho Department of Lands stating that it would not oppose such an ordinance pertaining to its property adjacent to the Park.

READ AND APPROVE MINUTES

❖ A Motion was made by Commissioner Howell to approve the February 5 and November 20 minutes as read. It was seconded and carried with unanimous ayes.

INDIGENT MATTERS

❖ A Motion was made by Commissioner Morley to approve indigent matters as presented. It was seconded and carried with unanimous ayes. Approved was Case No. 1718-008. Denied was Case No. 1718-038; dismissed was Case No. 1617-090.

❖ A Motion was made by Commissioner Howell to declare donated baby blankets of no value and to be dispersed by the Social Services Office. It was seconded and carried with unanimous ayes.

Meeting adjourned at 3:20 P.M.

Respectively submitted:

Jane White, Deputy Clerk

Charles M. Howell, Chairman

(absent)
Catherine M. Roemer, Commissioner

Roger M. Morley, Commissioner