

Lincoln County Commissioners Minutes for March 13, 2017

**Present: Chairman Cresley McConnell, Commissioner Rebecca Wood,
Commissioner Roy Hubert, Clerk Brenda Farnworth for minutes.**

Payson Reese gave an update on activities in February.

Joint JPDA will be in town on Wednesday, March 15th to do a Preliminary Damage Assessment and meet with the applicants seeking assistance. They will be meeting with each City and Highway District for an hour reviewing documentation.

Update on the flooding information. Patrons are requesting sandbags again for the current warm weather expecting more runoff and flooding.

Discussion on the possible aid from the State. Disappointed in the help received from the EPA, Department of Ag and DEQ in determining contamination of wells and helping to clean up the problem.

Chairman McConnell went to the legislator, Sally Toone and voiced his concern and now the DEQ and Department of AG are now out retaking new samples and testing. They are sending the tests to Boise to get detailed counts.

10:19am Well Contamination/Flood Disaster Update

2-potable poly tanks are in at the Fire Station and patrons can bring in containers and draw water for those in the noted affected area. Water requests have reduced from the first 2 weeks. Runoff is slower now.

Discussion on an agreement with Idaho Dairy Farmers to use a tanker to move in potable water. We have plenty of volunteers for transporting water, but have so many liability issues to bring potable water. Will not move forward since the demand for potable water is less than expected.

The State OEM declined helping transport the potable water, but did do a cost share with the hippo potable tanks that the County purchased.

South Central Public Health and the Department of AG are not going to do any mitigation actions, but suggested to just give it a month or so of time to see if it will clear. Bacteria should decrease by 10ppm every week, and should be cleared in a month or so unless there is another contamination event.

Discussion on flushing the canal systems to try to clear out the contamination. No real way to do so around the hydro plant.

Bottled Water, bulk water, cattle water and well testing kits are available at the Shoshone Fire Station and Community Center. Shower facilities are available at the Community Center. Shoshone Fire Stations are gathering tests and taking them to the lab on a weekly basis.

Discussion on the probable contamination of the aquifer.

We actually have two issues going on; 1) the hot zone well contamination area from the dairy lagoon over flow 2) the natural runoff of this exceptional year which is causing other contamination.

Commissioners have been trying to communicate with everyone on social media and the fire station employees have passed out flyers notifying of the conditions and the remedies available. They also held a Town Hall Meeting last week for questions and answers.

11:00am

Commissioner Wood made a motion to amend the agenda to do claims and minutes at this time. It could cause a financial issue for the County since it was not on the agenda. Commissioner Hubert seconded. Vote unanimous in favor, motion carries.

Commissioner Wood made a motion to pay the claims for March 13, 2017 in the amount of \$109,005.44. Commissioner Hubert seconded. Vote unanimous in favor, motion carries.

Commissioner Hubert made a motion to approve the Minutes for March 6th as presented. Commissioner Wood seconded. Vote unanimous in favor, motion carries.

11:19am Basement Door

Sheriff Rodriguez introduced a new Deputy Samantha White. She has completed the CSI Police Course and is certifiable. She will start this week on FTO.

Discussion on the estimate received from Warnke Construction for the basement door and additional request for a dead bolt for the evidence room.

Discussion on the justification for a dead bolt for the evidence room.

Commissioner Hubert made a motion to approve work in the amount not to exceed \$1,777.59 for the door in the basement and a dead bolt for the door to the evidence room. Commissioner Wood seconded. Discussion, motion was changed after discussion. Vote unanimous in favor, motion carries.

11:30am Executive Session IC 74-206(1)(c) Property

Commissioner Hubert made a motion to go into Executive Session pursuant to IC74-206(1)(c) Property. Commissioner Wood seconded. Commissioner Wood, aye;

Commissioner Hubert, aye; Chairman McConnell, aye. Vote unanimous in favor, motion carries.

Chairman McConnell adjourned the meeting to Executive Session.

12:14pm Chairman McConnell adjourned the Executive Session and recessed the meeting for lunch.

1:00pm Chairman McConnell re-convened the meeting.

Commissioner Hubert made a motion to go into Executive pursuant to IC 74-206(1)(d) Indigent. Commissioner Wood seconded. Vote; Commissioner Wood, aye; Commissioner Hubert, aye; Chairman McConnell, aye. Vote unanimous in favor, motion carries.

Chairman McConnell adjourned the Meeting to Executive Session.

1:14pm Chairman McConnell adjourned the Executive Session and re-convened the Regular Meeting.

Commissioner Wood made a motion for case #2012023 to approve the Lien Subordination. Commissioner Hubert seconded. Vote unanimous in favor, motion carries.

Commissioner Wood made a motion for case #2017028 to approve the purchase or replacing a well pressure tank. Commissioner Hubert seconded. Discussion, there will be a payment agreement put in place. Vote unanimous in favor, motion carries.

1:15pm Dog Ordinance

Commissioners reviewed a few pages of the Blaine County Animal Control ordinance and discussed whether it would apply to Lincoln County. Tabled for next meeting when E. Scott is available.

2:00pm ID Solid Waste Conference Call

At the request of Commissioner Hubert, the Commissioners joined the meeting of the ID Solid Waste Commission.

2:20pm Correspondence

Idaho at a Glance, flyers were discussed. Good statistical information about Idaho, will be kept with the History information.

2:30pm P&Z Ordinance Review

Mary Davidson was out ill, so Commissioners discussed some of the recommendations from the P&Z Meeting where the new ordinance was reviewed.

Discussion on writing into the ordinance on divisions of irrigated acres, that water shares needed to be transferred with the land so that there are not bare acres of land sold without water. The County already has some issues where this has taken place and the land is now a fire hazard.

2:50pm Old Business Review

2:55pm Chairman McConnell approved a 5 Minute Break.

3:00pm Care Center Lease Agreement

Final Lease Agreement has been reviewed and all changes have been made. Commissioners received the Unconditional Guaranty from the owners of BRP. Agreement was approved at the last meeting, were just waiting for the Guaranty prior to signing.

Commissioner Hubert made a motion to sign the final “Commercial Lease with Lincoln County Care Center or Shoshone Rehabilitation and Living Center of Shoshone, Idaho, by and through Lincoln County, an Idaho political and regional entity via its Commissioners (Landlord); Charolais Care IV, Inc., an Idaho Corporation (Tenant); and B.R.P. Health Management Systems, Inc., an Idaho corporation, Lewis Chandler, Individually and James Everton, individually (collectively hereinafter the Guarantors)”. Commissioner Wood seconded. Discussion; Effective today’s date, March 13, 2017. Vote unanimous in favor, motion carries.

3:20pm New Public Defense Contract

Commissioners made a call to Gooding Commissioner to discuss the possibility of combining defense contractors. Need to setup a meeting with the Gooding Commissioners.

3:30pm Letter supporting SB1068 Mussell Prevention.

Letter to Governor Otter and Lt. Governor Little was read into the record. Previous motion had been made to send a letter, Commissioners signed.

3:50pm Letter to EIRMC requesting MOU

Letter to Eastern Idaho Regional Medical Center was read into the record.

Commissioner Hubert made a motion to accept the letter as written for a memorandum of understanding and to be signed by the Chairman of the Board. Commissioner Wood seconded. Vote unanimous in favor, motion carries.

4:00pm Change of Meeting date

The Election is scheduled for March 14th, tomorrow and the votes have to be canvassed by March 24th, which is before the next Commissioners meeting.

Discussion on having Commissioner meetings on every Monday. Will try meeting each Monday for a few weeks to see if the agendas are still full.

Commissioners will meet next Monday, March 20th.

4:05pm Chairman McConnell adjourned the meeting

Respectfully,
Brenda Farnworth, Clerk

Cresley McConnell, Chairman

Attest:

Brenda Farnworth, Clerk