

# LINCOLN COUNTY COMMISSIONERS

## Regular Meeting

April 1, 2019

**Present: Rebecca Wood, Chairman; Roy Hubert, Commissioner; Rick Ellis, Commissioner; Cindi Sievers, Clerk for Minutes.**

9:30 Chairman Wood open the meeting with the Pledge of Allegiance.

**Commissioner Hubert made a motion to accept the minutes for March 25, 2019 as presented. Commissioner Ellis seconded. Vote unanimous in favor, motion carries.**

**Commissioner Ellis made a motion to accept the claim for Public Defender for \$7,618.75. Commissioner Hubert seconded. Discussion. Vote unanimous in favor, motion carries.**

**Chairman Wood made a motion to pay the April 1, 2019 accounts payable for \$7,199.37. Commissioner Hubert seconded. Vote unanimous in favor, motion carries.**

**Commissioner Hubert made a motion to pay the April 1, 2019 accounts payable for Ambulance District for \$113.90. Commissioner Ellis seconded. Vote unanimous in favor, motion carries.**

Correspondence

Source Water Protection Grant. Chairman Wood read the letter into the minutes. Discussion.

Idaho State Tax Commission. Improved residential values are outside the 90% - 110% range to be equalized. Assessor, Linda Jones, has to adjust the values to be in compliance. Chairman Wood read the letter into the minutes. Discussion.

10:04 Setting Budget Hearing Date

Clerk Farnworth recommend to hold the meeting August 19<sup>th</sup> or 26<sup>th</sup>. September 10<sup>th</sup> is the last day to set the budget. Discussion.

**Commissioner Hubert made a motion to set the Budget Hearing for August 19<sup>th</sup>, 2019 at 6pm. Chairman Wood seconded. Vote unanimous in favor, motion carries.**

Correspondence

Continued discussion on the assessments from the Assessor's office.

BRP Financials.

Commissioner Hubert spoke to TCA Roofing, report on the Care Center. They came to look at the roof last week. TCA said that there was damage not caused by the installed roof. It will not be covered under his workmanship on the original install. The damage was caused by a vehicle running into the building. Discussion.

## LINCOLN COUNTY COMMISSIONERS

A used trailer is available for purchase. Commissioners want to consider getting the trailer. Chairman Wood read the Design Space lease for current Commissioner's trailer. Discussion on the lease terms. E. Scott Paul reviewed the lease and recommended them the terms to get out of the lease.

10:15 Letter from Sticks & Stones, Dave Zortman

Request for gravel to use on a fire road from the County gravel pit. Dave Zortman's request comes from a past conversation with the Commissioners to help with getting the road to meet fire prevention requirements. Discussion on how much is available. Will need to contact the Highway District regarding the use of the pit. E. Scott discussed a possible precedence if not stated in the motion if granted, that the reason is from the loss of business from the fires of 2017. Discussion on past Commissioner's decision from 2017 Lagoon Fire to help Mr. Zortman.

**10:30 Commissioner Hubert made a motion to allow Sticks & Stones to take up to 800 yards of pit run gravel from the County's gravel pit after communicating with the Highway District. Commissioner Ellis seconded. Discussion: after the devastation of the Lagoon Fire which completely destroyed the mill, Sticks & Stones, and threatened the town of Shoshone, it would benefit the safety for all if there were fire roads to protect the public. This is a one-time emergency and not open to the public. Vote unanimous in favor, motion carries.**

ITD Statement of Agreement

Chairman Wood read the approval from E. Scott to sign the agreement. Discussion on the purpose of the agreement. It is to receive Federal Funding.

**Chairman Wood made a motion to sign the Statement of Agreement Idaho Unified Certification Program and return to ITD. Commissioner Ellis seconded. Vote unanimous in favor, motion carries.**

Old Business Discussion

Commissioner Ellis attended the Chamber's awards banquet and discussed the awards and other attendees.

Discussion on Neher Park rating from Idaho Parks and Recreation. The ratings were ranged from low to high. May do a dinner and tour with Idaho Parks and Recreation at a later date. Discussion from the last meeting held March 27<sup>th</sup>.

10:45 Historical Contract

Chairman Wood reviewed the items that were inventoried and listed in the contract.

**Commissioner Hubert made a motion to sign the Lincoln County Historical Society Loan Contract. Commissioner Ellis seconded. Discussion that the County donated the items and displays. Vote unanimous in favor, motion carries.**

## LINCOLN COUNTY COMMISSIONERS

Cindi read into the minutes the 5-year plan Commissioner Hubert wrote April, 2013. Discussion on the survey and the layout. Chairman Wood discussed the bond amount on the survey not referencing homeowner's exemption. Discussion.

Clerk Farnworth asked why the use of the funds available to make the upgrades needed to become ADA compliant is not one of the options on the survey. Discussion. As long as there is a plan to become ADA compliant, a phase in could be in place.

Discussion on the question from Assessor, Linda Jones, regarding where the employees would move until the renovation is done.

Discussion on the option that Clerk Farnworth brought up. Different options if a bond is not the desires of the County residents, Elevator, ADA bathrooms, attic floor and roof.

Commissioner Ellis asked the Engineer, Dan Sharp, about the floors. He discussed the floors; they will need to be built to support the business currently conducted in the courthouse.

Commissioner Hubert stated Dan Sharp said once the floors and walls are disturbed, the entire building has to be brought up to code.

Discussion.

**Commissioner Ellis made a motion approve the survey presented by the Courthouse Advisory Committee with changes. Section "Things to Consider" switching #1 & #4 and highlighting Taxable Value. Commissioner Hubert seconded. Vote unanimous in favor, motion carries.**

11:24 Dan Sharp, Engineer,

Commissioner Hubert spoke about the Engineer Reports and what should be done to the courthouse.

Discussion on the roof and what should be done.

Dan gave his response to roof. Discussion on the roof structure and how it has been repaired and attached. Repairs could be done if the structural design is addressed. Discussion on structural failures of the courthouse. Discussion on the structural elements that need addressed. If the failures of the courthouse are not repaired, the courthouse could be shut down.

Dave Davidson spoke to the Commissioners regarding the gravel pit. He discussed info shared with him from the highway district regarding the gravel pit. In the past there was an Amnesty week for pit run to get gravel. Anyone who showed up would get a load. This was in the 60's, but there was a stop to the practice because of vandalizing and theft. Discussion on the county gravel pit.

12:12pm Chairman Wood adjourned the meeting for lunch.

1:00pm

## LINCOLN COUNTY COMMISSIONERS

**Commissioner Hubert made a motion to go into Executive Session pursuant to 74-206(1)(d). Commissioner Ellis seconded. Vote; Commissioner Hubert, aye; Commissioner Ellis, aye; Chairman Wood, aye. Vote unanimous in favor meeting adjourned to Executive Session.**

1:10pm Chairman adjourned Executive Session and reconvened the regular meeting.

**Commissioner Hubert made a motion for case #2019031 to approve. Chairman Wood seconded. Vote; Commissioner Hubert, aye; Chairman Wood, aye, Commissioner Ellis, nay. Vote passes.**

Discussion on why there wasn't an Executive Session for Personnel. Clerk Farnworth clarified that the second 30 day leave of absence for the Sheriff is not over until March 6<sup>th</sup> due to February having only 28 days.

Discussion on the upcoming Planning & Zoning Public Hearing at 2pm.

1:15 Old business discussion

1:30 Opioid Litigation – Steven Wieland, Carl Withroe with Mooney

Discussion on communication from their law firm. This is the 5<sup>th</sup> county they have visited.

Mr. Wieland introduced himself and Mr. Withroe and what purpose they are here to present. Discussion on the problems with opioid related accidents and deaths, percentages for use and prescription vs. illegal sales. Talked about the impact to economy and local government. Presented to include Lincoln County in a lawsuit file in the state of Idaho to be included in a national suit to recover costs from the effects of opioid abuse. No court fees will be paid for by the county. Chairman Wood feels that it should be a Magic Valley collection of information.

Discussion of engagement letter to have E. Scott to review and the scope of the lawsuit. The firm will send the letter to the Commissioners.

Discussion for upcoming hearing.

2:00pm Chairman Wood adjourned the meeting to go into Planning & Zoning Hearing.

3:26 Chairman Wood reconvened the Regular Meeting.

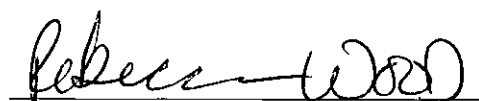
Discussion on the Wednesday meeting with the Courthouse Advisory Committee.

Setup; introduction by Commissioners; time line of engineering report.

3:50 Chairman Wood adjourned the meeting.

Respectfully,

Cindi Sievers, Clerk for Minutes



Rebecca Wood, Chairman

**LINCOLN COUNTY COMMISSIONERS**

Attest:



Cindi Sievers, Deputy Clerk