

Custer County
Commissioner Proceedings
May 13, 2019

The meeting was called to order at 8:01 AM by Chairman Butts, with Commissioners Wayne Butts, Commissioner Randy Corgatelli, Commissioner Steve Smith, Clerk Lura Baker and Deputy Clerk Tina Hawkins in attendance. Melvin Lanier/Road & Bridge, and Matt Montelius/Weed Dept. also attended.

Commissioner Corgatelli reported on the meeting he attended with Jervois- A Cobalt Mining Co. The new owners are Australian and currently have other cobalt properties around the world.

Road & Bridge: Melvin updated the board on the lower Morgan Cr. road improvements. Replacement of culverts and shaping of the road bed is in progress. Conversation then moved to the USFS/Challis Cr. Road meeting that Melvin and Commissioner Butts attended. The proposed agreement was reviewed and details gone over. Melvin requested a printed set of specifications so he can do the job correctly the first time. Commissioner Corgatelli then asked about progress on the Rod & Gun Club Loop Road right-of-way issues. It is currently in the hands of Prosecutor Justin Oleson. The annual "water on the road" issue from irrigators was then brought up. The protocol that was set last year will continue to be used. A courtesy phone call, then a letter, before a citation is written.

Weeds: Matt reported on road side spraying. He still has part of Yankee Fork road and Thompson Cr. road to finish up. Commissioner Butts asked Matt about the knapweed situation in the narrows along highway 75. Matt asked about raising the counties hourly rate. It is currently \$49 and all other sprayers are at \$75 to \$100 hour. Discussion on the process of raising the rates was held, and the required public notice. After review, Commissioner Corgatelli made a motion to approve and sign the Dist. 6 Agreement for Noxious Weed Control. Commissioner Smith seconded and the motion passed. The new BLM weed person is Daniel Monk, and Matt will be meeting with him soon. Matt is still hiring for his part time crew and Eric Weber and Johnathan King have applied. Linda Zollinger and Zane Corrigan are hired for 2019. Commissioner Butts asked if the noxious weed notice was on the Custer Co. website, and Matt said it was. The public notice on Noxious Weed Control was gone over, and which newspapers it needs to be published in. Commissioner Smith asked Matt to print out the ID State Statute for his records. The BLM is providing funding to Custer Co. weeds the for a new 4-wheeler. Matt expressed interest in getting 4-wheelers from the federal surplus site. The board members all expressed their concerns about getting used equipment and the down time that can be involved when you only have a short window to spray in. The Board asked Matt if he would spray the weeds in the courthouse parking lot, and the Community Event Center parking lot, and Matt said he would.

Todd Adams/Reporter with the Challis Messenger attended the meeting.

CEDA: Jolie Turek/Administrator attended to answer questions about the proposed "Tax Incentive Ordinance". Chairman Butts asked Jolie to review the proposed ordinance and make sure there are no conflicts that will hurt Custer Co. The Idaho State Tax Reimbursement Incentive Projects must be declared ahead of time. Jolie then passed out copies of her quarterly report for CEDA. She has applied to the IDP&R for a \$300,000 grant to build a baseball field, and should know if she is successful by October. The Gem Grant she received is getting wrapped up. The new board room is finished and the ADA compliance parking lot and other concrete work is being done. The annual Rural Economic Development Grant application is due May 24th. It provides the funding for Jolie's position. Commissioner Smith made a motion to approve and sign the RED Grant application. Commissioner Corgatelli seconded and the motion carried. Jolie is now the chairwoman for the Headwaters Fund for Butte/Custer/Lemhi counties. Commissioner Corgatelli is our representative on the ECIPDA board. The Memorandum of Understanding for the Community Event Center management carries on until it is dissolved by those involved. The Challis Trails Committee has had it's 2nd Annual Summit Meeting. The 4-wheeler trail that was in the right-of-way along highway 93 has been moved up the hillside. Commissioner Corgatelli asked why it is only accessible for 50" wide vehicles? Most new side-by-sides are 52" and some are wider. Commissioner Butts asked about the rumored archeology concerns with the new trail location. Jolie agreed to look into the matter.

There is talk about purchasing a "Trail Head Access Point" for the Bluff-Cross Hill Trails. The City of Challis or Custer County need to sponsor the Gem Grant application for this purchase. The Board agreed that it should be City sponsored as it will be directly connected to the city. The Board of Commissioners will support the application, and Clerk Lura Baker offered to assist where ever possible. Jolie will send an electronic copy of the "Trails Plan" to the County.

Treasurer: Allicyn Latimer attended and handed out her monthly report. There were no questions.

Assessor: Jacquell Bruno and Jeremy Dixon attended for the BOE session. The regular meeting recessed at 9:45 AM to go into BOE. The regular meeting reconvened at 10:01 AM. Jacquell reported that the personal property exemption lists have been sent to Natural Ice, Proud Source Water, and the Calcium Mine but have not been sent back. The deadline for returning them is March 15th. Discussion on how to proceed was held. Prosecutor Oleson came into the meeting at 10:12, and was asked about verification requirements. The exemption approval will be sent for 2019 with estimated figures, but verification of the exemption will be needed before 2020 exemptions are authorized.

Commissioner Corgatelli then asked Prosecutor Oleson about the Rod & Gun Club Loop road situation. The prescriptive right-of-way is 25' from the center line of the road, and Oleson agreed that it should apply evenly to everyone along the road. Discussion then turned to "Deeded right-of-way's", as they are not standard and do not always start at the center of the road. The Clerks office will research the deeds of adjoining property and send the information to the Prosecutor's office. Commissioner Butts asked Prosecutor Oleson if the Board could hire outside legal council to deal with USFS issues. Prosecutor Oleson said it was fine with him, to feel free.

NRAC: Jim Hawkins attended and asked the board to send a new letter to Chuck Mark and reschedule the April 15th Gov't. To Gov't. meeting that was cancelled. Jim has reviewed the Custer Co. Public Land Management Use Policy and the word "ordinance" appears four times. Pages 1, 35, 41 and in a generic description on the final page. Commissioner Corgatelli made a motion to amend the Public Land Management Use Policy and change the word ordinance to policy on pages 1, 35, & 41. The motion was seconded by Commissioner Smith and it passed. Commissioner Butts has been communicating with Margaret Byfield on the County concerns with the USFS Land & Resource Management Plan Revision. She has relayed that the USFS doesn't follow the MUSY Act but they fall under the NFM Act. Discussion on the cost of a response to the FS through an attorney was held. Commissioner Butts will contact Norm James and bring more information back to the board. Commissioner Smith made a motion that Commissioner Butts go ahead and work with Margaret Byfield to instigate correspondence through Norm James for the Custer County response to the USFS. Commissioner Corgatelli seconded the motion and it passed unanimously.

Rodeo Grounds: Commissioner Butts reported on the N Custer Rodeo Meeting that Clerk Lura Baker and he attended May 7th. The pressure to get the chutes and arena back into operation is mounting. Commissioner Butts has resolved to step back and be the ears of the Board, no longer offering his assistance. He is working on getting a Sample County Policy and job description for the Rodeo Committee from ICRMP through Jim McNall.

The meeting was recessed for lunch at 12:10 PM. Commissioner Smith will be attending an Idaho Fish & Game/Producers meeting in Mackay at 1:00. When that meeting is over, he will call in to attend the board meeting via tele-conference connection. The meeting was reconvened at 1:30 PM with Commissioner Butts, Commissioner Corgatelli, Deputy Clerk Tina Hawkins and Clerk Lura Baker attending.

Agencies: SNRA/Brian Anderson attended and reported that today is the first day of work for all his seasonal workers in trails, fire crew, and range. The Redfish Lake road has been opened to the public. Recreational Resources of America based in Arizona will be the camp host again this year. Stanley Lake road is still closed due to snow. The contractor is there working on the new boat ramp, and they hope to be done by July 4th. The Redfish Boat Check Station is opening May 17th. They will also do some roving checks at Stanley and Alturas lakes. The SNRA/USFS has been sued over the connection trail between the City of Stanley and Redfish Lake. Brian asked to set up a meeting on Thursday, June 27th at 10:00 AM at the Stanley Ranger Station to discuss water/boating rules

for Redfish Lake. The old Pole Creek road that was washed out has been reopened by moving the road up out of the creek bottom.

Challis-Yankee Fork RD/Kurt Pindell attended and reported on the controlled burns around the radio repeaters on Grouse Peak. They also plan to do a burn on Big Hill next week, using helicopter ignition. Commissioner Butts requested they "re-sign" the timber sale areas, and firewood areas with larger signs to assist the public. The new Fire Management Officer is Doug Curry and the new AMFO is Mike Stuart. Kurt provided handouts on the National Wildfire Outlook for May through August, and the Seasonal Fire Outlook for May-August 2019. Most of Custer County looks to be in the normal range. A discussion on reimbursement of federal firefighting costs incurred on non-federal lands was held, and the changing federal policy. The Thatcher timber sale is almost complete, and the Mosquito Flats timber sale of 240 acres will be going out in July, as well as the Annie Roonie salvage timber sale. Commissioner Butts brought up the Challis Cr. Road repairs, and the lack of hard engineering numbers for the road crew to utilize. Commissioner Corgatelli asked if the FS engineers and fisheries people would be on site for the repair work. Kurt said they would be there for the first few days at least. Bruce Lyson/Range Tec. provided a handout on the 2017 and 2018 grazing allotment AUM's and head permitted. He explained that the term "head month" equals 1.3 AUM's. The AUM measures feed and the head month measures animal numbers. Bruce explained that the lower numbers in 2018 reflect the closing of the Herd Cr. allotment.

BLM/Bart Zwetzic the acting supervisor reported. He has been the Challis area supervisor for 120 days while the position is advertised and filled. Most of the campgrounds are open and have their hosts in residence now. The crew is working on the Old Stage Road and will move to a culvert replacement in Malm Gulch and then to the horse corrals. The Trails Committee is working on getting the trail system connected to the City of Challis. Commissioner Corgatelli asked about the 50" width limit for ATV trails, and the reasoning behind it? Bart informed the board that their Resource Advisory Committee is still open for applications. Randy has applied, as he gave his application to Todd at a previous meeting. BLM Regional Supervisor/Mary D'Aversa has not seen Randy's RAC application and asked that he re-apply, as the application process will remain open for another 6 weeks. The BLM RAC has been on hiatus since the furlough, so they are recruiting for the 2019 and 2020 committees at the same time. They would like to have more than one elected official, and asked for additional applications. Mary recapped the trends in the summer fire seasons. The old average was 64,000 acres burnt annually, but the past 3 years have been at 124,000 acres burnt per year. The yearly BLM fire training sessions will be held in Salmon this year, much closer than usual.

Sheriff: Justin Mitchell/Chief Deputy attended and gave the report to the Board. He reported that some prisoners have been transferred to Salmon. The board asked that he coordinate with Day Communications and Robinson Electric to get the backup system batteries installed when the road/snow conditions allow access to the site.

Indigent: A motion to go into executive session for Indigent Review under Idaho Code 74-206(1)(d) was made by Commissioner Corgatelli, the motion was 2nd by Commissioner Butts and the roll call yes vote was Corgatelli/aye and Butts/aye. No decisions were made during this session. At 2:35 PM upon return to regular session Commissioner Corgatelli made a motion for Denial of #19-06, and approval for #19-05. Commissioner Butts seconded the motion and the roll call vote was Corgatelli/aye and Butts/aye.

P & Z: Christy Foster attended and presented her monthly list of applications for permits. FEMA has sent out requests for a meeting which they will do via a conference call. The next discovery meeting will be at the Sacajawea Center in Salmon on June 25th from 10:00 AM to 2:00 PM. Christy currently has a list of 35 names, and they ask for around 50 names. Suggestions were offered.

Claims: The following claims were approved with three additions by a motion from Commissioner Smith. The additions were Clarion Inn/\$71.20, Southco Metals/\$2,302.61, and ID State Dept of Education/\$100.00. The motion was seconded by Commissioner Corgatelli and was approved.

Current Expense	26,973.26
Road & Bridge	2,038.08
Election Fund	388.86
District Court	7,577.82

Rodeo Grounds	2,623.21
Indigent & Charity	20.19
Jr. College Tuition	100.00
Revaluation	96.40
Solid Waste	2,347.50
Weeds	30.31
Waterways – Law Enforcement	597.92
Waterways – Facilities	140.00
Emergency Communication	1,466.93
Auditors Trust	1,466.25
S Custer Ambulance	<u>223.51</u>
TOTAL	46,090.24

After review of the minutes of the 4/30/19 regular meeting and the 4/30/19 public hearing, Commissioner Corgatelli moved that they be approved as read. Commissioner Butts seconded and the motion carried. The EMS Week Proclamation was presented for Emergency Medical Services Week. Commissioner Corgatelli moved that the proclamation be approved and signed. Commissioner Butts seconded and the motion passed. The original will be gotten to Dawn Rae with the local EMT's. *(a copy will be attached)*

Jr. College Applications: Two applications were reviewed. Commissioner Corgatelli made the motion that Rameriez and Powers be approved and signed. Commissioner Butts seconded and the motion was approved.

The liquor license application received from Stanley Bakery for beer and wine to stay was reviewed, as well as a catering permit for The Curb Bar & Grill to do a wedding in the Stanley area. A motion to approve both was made by Commissioner Corgatelli and seconded by Commissioner Butts. The motion passed.

Mike Barrett/Solid Waste Fees: Mayor Mike Barrett attended to submit comments in opposition to the fee increase, because of the positive balance in the Solid waste account. Commissioner Butts gave Mike an explanation of the upcoming costs for the solid waste department. The current solid waste site in Mackay is full and land for a new site has been received from the BLM. The old site needs to be capped and reclaimed to the government's specifications, and the new solid waste transfer site needs to be developed. The scale needs to be moved, the new property needs to be fenced, an access road needs to be built, and current law requires a building to enclose the "tipping floor" required for transfer of garbage to larger trucks for hauling to approved landfills. The Challis solid waste site will need the same improvements when the County can finance it. The conversation then moved to keeping each solid waste fee consistent, as currently they are quite erratic throughout the county. All agreed that the "tiny homes" being built in Custer County will present everyone with a new set of issues. Mayor Barrett asked the Commissioners if they would attend a Challis City Council meeting and explain the fee increases.

Melvin Lanier/Road & Bridge returned with a request to attend a seminar in Boise on "Right-of-Ways A to Z" on June 6th, at a cost of \$350.00. The board approved his request to attend. Commissioner Smith called in on the telephone and joined the meeting. He reported on the Fish & Game meeting he just attended in Mackay. As a whole he felt it was very positive for all attending. The F&G is changing their wolf radio collars to GPS, rather than radio-telemetry. With this new system they have discovered that the wolves have two rendezvous sites only three miles apart. This was not believed possible before. The boundaries between the Federal and State responsibilities have been verified for all. Commissioner Corgatelli asked if there were any wolves in the Copper Basin grazing allotments that have been collared. Steve reported that they have one (1). Valley County is currently having the most problems with wolves, putting Custer and Lemhi Counties 2nd and 3rd in the state. One of the old rules that has been dropped is listing every shooter's name on your control permit. The Idaho Fish & Game has approved the year around wolf hunting on private land.

Getting Custer Counties courtroom into compliance with the ADA requirements was then discussed. Once the final report is received from the Justice Department a special use permit process will be forthcoming. Commissioner Butts asked Clerk Lura Baker to work on the "needs" list for ADA compliance.

With no further business before the board, the meeting was adjourned at 5:03 P.M.

Wayne F. Butts, Chairman
Custer County Commissioner

Attest:

Lura H. Baker, Clerk