

Custer County  
Commissioner Proceedings  
September 30, 2019

The meeting was called to order at 8:00 AM by Vice Chairman Smith, with Commissioner Corgatelli and Deputy Clerk Tina Hawkins in attendance. Others attending were Cliff Hansen, Judy Marlow, and Melvin Lanier/Road & Bridge.

**Road & Bridge:** Melvin reported on the completion of the Challis Cr. Road project. Seeding in the spring is the only item left. The culvert has been removed from Lodgepole Cr. and the sides tapered out. The crossing will need additional armor, but the water level wouldn't allow the work to be completed. Commissioner Smith has heard from Larry Whittier again on the rutted condition of the Pahsimeroi roads. Melvin has Mike Shanafelt grading on it but he has not finished the whole section. Water truck breakdowns have slowed his progress down. Commissioner Smith then asked about chip seal and fog seal projects. The road crew is finished on the East Fork road, and were able to do some of Challis Cr. road with the leftover oil. Next week Harper & Leavitt will be coming to get started on the transportation plan update. There is a crew putting up signs, trying to get them up to date. The Custer County mapping system has been very beneficial, and the Lost River Highway District needs to be included. Melvin brought up the State statute §40-202 that requires mapping of public roads, and will look into the compliance requirements. The request from Stanley to use the asphalt zipper on the airport road is still pending. They have asked to rent the machine, but all present felt the county should operate the machine for them. There is more work needed on the Iron Cr. road. The Garden Cr. Bridge project was the next topic. Discussion was held on the guardrail length and placement. Ruts are beginning to show on the upstream approach with all the recent moisture received. Commissioner Smith asked if "safety" would require addressing this issue before winter freeze up? Mel wasn't sure. The Commissioners asked Melvin to have all disgruntled residents bring their comments to the Board of Commissioners, and for him to walk away from any further public confrontations. Commissioner Corgatelli made a motion to go into executive session under Title §74-201(b) for Personnel at 8:38 AM. Commissioner Smith seconded and the roll call vote was unanimous ayes. No decisions were made during this session. The board returned to regular session at 8:59 AM.

The board then reviewed the minutes of the 9/9/19 meeting and two corrections were noted. Commissioner Corgatelli made a motion to designate the polling places as listed by the Clerks Office, Commissioner Smith seconded the motion and it passed. The Liquor License application from Kimble Oil & Gas, LLC was then reviewed and approved with a motion from Commissioner Corgatelli and a second from Commissioner Smith. The Motion carried. The Pathology Services Agreement between Ada County and Custer County was then discussed. A motion to approve and sign the agreement was made by Commissioner Corgatelli, seconded by Commissioner Smith and the motion passed. Next the board reviewed and discussed the Computer Arts Inc. contract. Commissioner Smith made a motion to accept and sign the contract for 2019-2020. Commissioner Corgatelli seconded the motion and it passed. The next item for review was the Custer Co. Public Defender Contract with Fred Snook. Commissioner Corgatelli moved the contract be approved and signed, Commissioner Smith seconded the motion and it carried.

The information presented on Custer Co. Courthouse elevator placement was reviewed. Those present didn't know Thomas R. Blake or who he represents. The recommended position for an elevator was agreed upon, but the costs and State building requirements need to be looked into. Any decision was tabled for the next meeting. Junior College applications from Begay and Hammick were then looked over. Commissioner Smith made the motion to accept and sign both applications, Commissioner Corgatelli seconded and the motion carried. Lisa Robinson, Chief Deputy Clerk attended and delivered the District 7 Health Dept. flu shot presentation. The board agreed to make it available to those employees that would like to participate on October 8th. Lisa will send out an informational memo to the county employees.

**NRAC:** Jim Hawkins, Chairman attended and brought the board up to date on the USFS draft correspondence addressing the "new" forest plan. There is NO reference to "Coordination" in the draft, in any way, although there is a slight mention of local government and tribes at the bottom. The rule of law requires that Coordination be addressed first and public opinion is secondary. He also pointed out that there is NO mention of "local economics", which is also required. The socio-economic study being done by J.D. Wulforth titled "Rural Prosperity Report", through the University of Idaho, is not a true picture of the economics of Custer County. A huge concern for the NRAC is that the residents that are responding to all these documents don't get burned out.

The board then reviewed the minutes of the 9/6/19 meeting. Commissioner Corgatelli made a motion to approve the minutes as written, Commissioner Smith seconded and the motion carried. Commissioner Smith reported on the IAC Conference meetings he attended last week, bringing those present up to date. He met with IDWR on the FEMA Grant applications for Mackay Dam renovations. It has been asked, if Phase II and Phase III interfere with water users crop production, can they be reimbursed through the grant? Byron Pehrson will address this issue at the next Lost River Irrigation meeting. The control tower was built in the 1930's and is approaching the danger stage. The LRID users were asked why they haven't collected funds for "repairs" over the years. IDWR has the Mackay Dam rated as "of concern", it is not at the dangerous rating – yet. They are mainly looking at the control tower and spillway, not the dam core or dirt work. Commissioner Smith understood that the County is responsible for the checkpoints and timeline of events during Phase I. The Gem Grant is through the Idaho Dept. of Commerce, and the application deadline is December 16th. There is no cost to the County for this grant. He understood that the Development Company would be able to find someone to do the facilitator and coordinator jobs. Commissioner Corgatelli made a motion for the County to write a letter to ECIPDA – Rick Miller and request assistance with applying for the Gem Grant through the Department of Commerce before the deadline on Dec. 16th., Commissioner Smith seconded the motion and it passed.

**Disaster Services:** Mike Graham attended and Commissioner Smith brought him up to date on the Boise IAC meeting information. Commissioner Smith shared the information that Lost River Irrigation collects \$600,000 per year for operations of the Mackay dam. Mike Graham brought up the "Silver Jacket Group" that needs to be involved in the contribution phase and scoping process. This involvement helps guarantee a good product in the end. Bureau of Reclamation Regional Program Director, Jim Dean set the benchmarks and checkpoints at a value between \$115,000.00 and \$120,000.00. The Phase I scoping needs to be done by the Board of Commissioners and Mike Graham. A question that Mike would like to find answers for is "Where the spring that rises on the face of the dam is sourced?" He would also like to be sure the concrete in the dam core is tested.

Commissioner Corgatelli made a motion to approve and sign the IOEM Grant for \$9,400.00 with a match of \$9,400.00. This grant funds Mike Graham's County position. Commissioner Smith seconded and the motion passed. Commissioner Smith signed the grant application and a copy will be kept in the Clerks office. Mike has been asked by Road & Bridge about purchasing 35 mobile radio's and 6 hand held radio's through Teton Communications. They have tested the new system and find it to be very clear and static free. SREC is currently using the same system, and the S. Custer EMS is also looking at it. The cost for the new system has come down to \$7.00/\$8.00 per radio per month, from \$12.00 with the increased interest in the new system. The more users that sign on in this area, the better the cost factor. Mike proposed to meet with Tony of Teton Communications and provide a comprehensive plan of developing coverage for Custer County, along with getting approximate costs involved. There is currently \$10,000.00 still available for communications from the SHSP Grant, that was formerly earmarked for Grouse Peak repeater work. Commissioner Smith asked that the Lost River Highway Dist., Lost River Electric, and all the School Districts be informed and included in this endeavor. Commissioner Smith made a motion that Mike Graham use the SHSP Grant funds available to work with Teton Communications and develop a comprehensive plan for the county. A reminder that P25 compliant radios are necessary to be able to utilize federal grant funding was given. Commissioner Corgatelli seconded and the motion carried. Mike let the board know that the Road & Bridge radios to be replaced can be traded in to Teton Communications. They will not have to be scrapped.

Mike informed the board that there is a grant available through FEMA for funding a communications plan for around \$80,000.00. He needs a letter of intent to be able to apply for the Mitigation Grant. Commissioner Corgatelli moved to approve the letter of intent for grant application be sent by Mike Graham, Commissioner Smith seconded the motion and it passed.

The All Hazard Mitigation Plan – Phase II is now in process and Mike is reviewing it's 200+ pages. More local groups are participating this year, and Mike has held one meeting with 23 people attending. He was disappointed that there were NO participants from the county at the first meeting. Big Lost Irrigation Dist. is participating and Mike recommends that they do the grant footwork for the AHMP. They are currently mapping all their ditches and diversions and inputting the information in the iWORKS program. It was decided that the Board of Commissioners need to set up a meeting with Lost River Irrigation, and participation will be better if it is held in the Mackay area. The Clerk's office was asked to set up the meeting.

**Prosecutor:** Justin Oleson attended at 11:50. The Board asked for Justin's help with writing a MOU between the County and Lost River Irrigation District. Discussion on funding the "matching amount" required for Phase I was held, as well as finding a facilitator and coordinator for the Grant. Justin made a suggestion that any renovation work on the Mackay Dam should include developing the hydro-electric generation capabilities to fund any future repair expenses. Justin also suggested ideas for utilizing the newly acquired county property next to the Mackay Reservoir. Long-term leases could be offered on sections of the property, much like Teton County does. If access and improvements are required, the county could work through a development company to install roads, water supply and electricity. The meeting was recessed for lunch at 12:10 PM.

The meeting was reconvened at 1:30 PM with Commissioner Smith, Commissioner Corgatelli and Deputy Clerk Tina Hawkins present. Melvin Lanier/Road & Bridge Supt. returned with a copy of State Statute §40-202 on required road mapping as promised. The Board then reviewed the Gem Plan Joint Powers Agreement. Commissioner Corgatelli made the motion that it be accepted and signed, Commissioner Smith seconded and the motion carried. Upcoming Thanksgiving and Christmas holidays were then looked at. Commissioner Smith made a motion that the county employees be awarded November 29th as an extra paid holiday. Commissioner Corgatelli seconded and the motion passed. There will be no additional days awarded for Christmas or New Years. The next regular commissioners meeting will be Tuesday, October 15th as Columbus Day Oct. 14th is a holiday and the courthouse will be closed.

**P & Z:** Christy Foster attended and handed out her list of zoning certificates for the past month. The situation with the current P&Z Board membership was then discussed, as getting a quorum at a meeting is very difficult. Jim Mullens plans to retire at his terms end and a decision will need to be made at that time. Handling the transfer of P&Z information to the Board of Commissioners was also discussed. She has received a flood plain application from Steve Theboald and one from Ben Forsgrens. The board reviewed the applications and then approved and signed both. Christy has just completed taking the CFM (Certified Floodplain Manager) test. She won't know her test results for about a month. The Board thanked her for her efforts on the county's behalf.

**Indigent:** A motion to go into executive session for Indigent Review under Idaho Code 74-206(1)(d) was made at 2:25 PM by Commissioner Corgatelli, the motion was seconded by Commissioner Smith and the roll call yes vote was unanimous. No decisions were made during this session. Upon return to regular session at 2:34 Commissioner Corgatelli made a motion for Denial of #19-08. Commissioner Smith seconded the motion and the roll call vote was unanimous - Ayes.

**Claims:** The following claims were approved with 3 additions totaling \$979.86 by a motion from Commissioner Corgatelli, seconded by Commissioner Smith. Motion was approved.

Current Expense	16,175.71
Road & Bridge	471,591.06
Battleground Mosquito	286.34
Election Fund	186.56
District Court	2,533.70
Rodeo Grounds	35.00
Indigent & Charity	33.00

Jr College Tuition	500.00
Revaluation	9,917.76
Solid Waste	2,242.00
Weeds	4,853.44
Waterways	1,452.19
PILT	128.99
S Custer Ambulance	<u>768.99</u>
TOTAL	\$ 510,704.74

**Policies:** The Board then reviewed pending policies. The Vehicle Use Policy was reviewed and one correction was noted on the Vehicle Assignment Agreement page, to insert "Risk Manager" and delete the lined-out Safety Coordinator. Commissioner Corgatelli made a motion to accept the policy as written with the above correction. Commissioner Smith seconded the motion and it passed. The Custer Co. Sandbag Policy was then reviewed. Commissioner Corgatelli moved that it be approved as printed, Commissioner Smith seconded and the motion carried. The County Cellular Communications Policy was also reviewed. Commissioner Corgatelli moved that it be approved as written, Commissioner Smith seconded and the motion carried. The Custer Co. Travel Policy and the Custer Co. Personnel Policy were looked over but it was decided for any decisions to await a full board.

With no further business before the board, the meeting was adjourned at 3:30 P.M.

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Steve Smith, Vice-Chairman  
Custer County Commissioner

Attest:

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Tina Hawkins, Deputy Clerk