

Custer County
Commissioner Meeting Proceedings
November 8, 2021

The meeting was called to order at 8:05 AM by Chairman Wayne Butts, with Commissioners Steve Smith, Commissioner Randy Corgatelli, Clerk Lura Baker, R&B Supt. Brandon Jones, R&B Secretary Janeene Fox, Weed Supt. Brett Plummer and Deputy Clerk Tina Hawkins in attendance.

Road & Bridge: Brandon Jones introduced his new secretary Janeene Fox to all those present. All welcomed her to the Custer County employee family. Road & Bridge is scheduling in person training with the iWorQ system for Brandon, Brett and Janeene and one other employee. The system is very complex and they need the ability to utilize what it offers. They will be going to Salt Lake City to attend the classes. The proposed "Snow Plowing Agreement" was then discussed, and Brandon provided copies of a template agreement he has located. The rules involved in Schedule A road systems were then reviewed, and how they pertain to snow plowing. With the cost of materials is steadily rising, CSWCD Admin. Karma Bragg has approached Custer County about doing the Road Cr. Bridge approach dirt work as the "in kind" matching for the grant she has applied. The Board agreed it was a good way to get the project completed at a minimum cost to the county. The huge number of large pot holes in the East Fork Road has been causing numerous phone complaints to the Commissioners. The R&B Crew has been patching holes with the Dura-Pacher as temperatures and materials allow. Brandon explained that the Garden Cr. Road and the Pahsimeroi Road are in the same condition. Clerk Lura Baker verified the HB362 revenue that has been promised in the amount of \$79,000.00. Brandon has tentative plans to utilize it for the purchase of a county Dura-patching machine, truck and material tank. Any unused funds could be used for needed iWorQ training classes. Brandon has researched "Source Well Information" and would like to be able to utilize their services. He has contacted the City of Boise, that is one of their customers. Source-Well does the leg work on getting bid quotes for equipment on behalf of small government. Commissioner Smith moved that Custer County Road & Bridge be approved to utilize Source-Well purchasing group. Commissioner Corgatelli seconded the motion and it passed. Commissioner Corgatelli inquired about the Hamm Roller saga. It has been down again, until Brett was able to bypass the starting problem for R&B. The Honnen Co. bill for repairs has not been straightened out. They covered the warranted part, but not the service call or installation labor. Discussion then turned to checking into a "rental unit" from Cat to be used until a replacement roller can be ordered and purchased.

Weeds: Brett Plummer reported that he got the road-side seeding completed on the West Double Springs road. He plans to attend the NAISMA meeting via Zoom on Biological Controls. The information is ever changing and he wants to keep up to date. He has been researching the new herbicides that will be available in 2022. To avoid the increasing problem of herbicide resistance, he is working closely with USFS's Tommy Gionette. Brett plans to attend the Idaho Noxious Weed Conference on January 12 & 13th in Boise. The Idaho Assoc. of Weed Superintendents will be networking during this conference and the exposure is priceless. The Board agreed he should attend. The annual ID State Dept. of Ag. mapping is now in process. They provide a GIS map of known weed infestations in Idaho. The Custer County Weed Dept. invoice for 2021 to the USFS is nearly completed. The agreement will end this December so all invoicing needs to be completed soon. Brett has been approached by the new manager of the Shiloh Warm Springs Ranch about selling their big 4 x 4 spray rig with a 90' boom. All agreed the county doesn't need to compete with private applicators. Options were discussed and a possible partnership agreement with the NRCS or the CSWCD was suggested. Brett agreed to get more information. Brett plans to take the "Aerial Applicators Test" in January to open the door for possible drone use in Custer county. A drone cannot be utilized, without this license, so it is the first step forward. A Biological control of "root weevil's" has been applied on a leafy spurge infestation up the river. Spring will show the actual results.

Commissioner Smith made a motion to go into executive session under Title 74-206(1)(b) for Personnel at 9:04 AM. Commissioner Corgatelli seconded the motion and the roll call vote was unanimous Aye. Attending were Commissioner Smith, Commissioner Butts, Commissioner Corgatelli, Clerk Lura Baker and Deputy Clerk Tina Hawkins. No decisions were made during this session, and the board returned to regular session at 9:30 AM.

Assessor: Jacquell Bruno attended and presented her list of Homeowner's Cancellations. Tax bill #4530-\$1,280.21, #5622-\$710.12, #5960-\$681.65, #2742-\$218.27, #5162-\$2,388.23, #1002-\$109.06, #5263-\$715.09, #2249-\$188.74, and #3402-\$381.90. Commissioner Smith moved that the Homeowners Cancellations in the amount of \$6,673.27 be approved. Commissioner Corgatelli seconded the motion and it passed. Attending the meeting at this time were Mike Graham/Disaster Services and Christopher James. Jacquell then let the Board know that their office will be closed on Monday Nov. 15th for her staff to attend the required Circuit Breaker Training in Idaho Falls. The Board agreed that notice on the doors and in the paper would be a good idea.

Commissioner Corgatelli moved that the minutes of the 10-12-2021 Commissioners Meeting be approved with a change of name on the Chairman's signature. Commissioner Butts was not in attendance for the entire meeting, so Commissioner Corgatelli will sign the minutes. Commissioner Smith seconded the motion and it passed. A motion to approve the Findings of Facts & Conclusions of Law for the Squaw Cr. public hearing was then made by Commissioner Corgatelli. Commissioner Smith seconded the motion and it carried. Commissioner Butts then inquired about the Zoom meeting that was held with Susan Cleaverly/FEMA concerning the Mackay Dam grant process. Clerk Lura updated the board.

Clerk: Clerk Lura Baker informed the Board of communications received from the University of Idaho concerning the amount of payment for FY2022. Due to the actual carryover amount at years end, the payment will be lowered. The Clerk then presented the Nationwide Opioid Settlement packet she received. The funds will be researched and the expenditure requirements checked. Custer County need to be registered and a point of contact established. Commissioner Smith will review the information during the lunch hour before making any decisions. Hunter Diel/Challis Messenger reported attended the meeting at 9:55 AM. The Idaho Military Division has sent Custer County a new lease agreement for Basin Butte only, the Grouse Peak site has been removed. The Board went over the new contract. It was decided that the #700 radio components all need to be inventoried and removed from the Grouse Peak, Basin Butte, and Potaman Peak sites by Kendall Anderson/Public Safety Commission when practical and possible, and returned to Custer County for further disposal. Commissioner Corgatelli moved that the Basin Butte contract with the ID Military Division be approved and signed. Commissioner Smith seconded and the motion passed. Crissi Staten attended the meeting via tele-conference connection at 10:07 AM. Lucas Yockey/Big Lost River Irrigation Dist. attended in person. Clerk Lura Baker reported on the Building Resilient Infrastructure & Communities. (BRIC) conference call she participated in. There is a new grant available that could cover the cost of repairing the Mackay Dam. It could be for 12.5 million dollars, and has matching fund requirements of 10% or 25%. A letter of commitment will be needed from the Big Lost River Irrigation District to apply for this grant. Clerk Lura Baker is now registered as part of the FEMA-GO System. She is exploring the option of a "sub-grantee" to be registered also. Crissi responded that the BCA is a lot higher and this is not going to be a problem. Rick Scott is the person responsible to complete the FEMA Grant Application, per his contract. Crissi also verified that the application can continue even if the match monies are not in hand. Commissioner Smith made a motion that the BRIC Application be pursued with Rick Scott completing the application by the December 14th deadline. Commissioner Corgatelli seconded and the motion passed.

Election: Deputy Clerk Kristen Walker brought the Nov. 2 election poll books and tally books to complete the canvass process. The Board members looked over all the information and asked questions that were answered by Kristen. Commissioner Smith moved that the election results be accepted as presented by the Custer County Clerk's Office. Commissioner Corgatelli seconded and the motion carried.

Treasurer: Allicyn Latimer attended and provided copies of her monthly reports to the Board members.

Claims: After review the following claims were approved as presented by a motion from Commissioner Corgatelli, with one addition of \$609.64. The motion was seconded by Commissioner Smith and the motion passed. The Election Fund claims of \$5,765.87 were approved with a motion from Commissioner Corgatelli, and a second by Commissioner Butts. The motion passed.

Current Expense	19,263.51
Road & Bridge	781.90
Election Fund	5,765.87
District Court	4,600.38
Rodeo Grounds	83.45
Indigent & Charity	317.96
Revaluation	1,000.46
Weeds	87.57
Emergency Comm.	2,944.52
Auditors Trust	7,271.15
Odyssey Court Trust	131.50
S. Custer Ambulance	<u>98.57</u>
	42,346.84

The meeting was recessed for a lunch break and reconvened at 1:30 PM. Commissioner Butts, Commissioner Corgatelli, Commissioner Smith and Deputy Clerk Tina Hawkins were in attendance.

Agencies: Matt Marsh/BLM reported on personnel changes. The conifer thinning project in Double Springs has been completed on 1085 acres. The Conex Mine in Mackay area will be submitting a revised Plan of Operations. They have received some FOIA requests from the public also. There will be additional public meeting to provide information. Matt attended the P&Z Meeting that was held with US Calcium. The BLM has requested they stop mining on the 2 acres of BLM property involved. The federal vaccine mandate deadline for BLM employees is late November or December 3rd. Most employees have submitted their information. The Thompson Cr. Mine - Phase 8 Plan of Operations is on file, there were no changes. Matt will be on vacation for the next two months. He will be traveling to Brazil on Dec. 7th for his wedding. Commissioner Butts let him know that their radio building on Grouse Peak needs some attention. Also attending was Amanda Schramm/BLM Law Enforcement.

Kurt Flannigan/SNRA introduced Bobbi Filbert the new Asst. District Ranger for his area. Bobbi reviewed the office hours and services the Stanley SNRA is open Mon, Wed., & Friday's with curb-side service. They are installing a new pedestrian bridge where the old vehicle bridge was on outlet creek as the vehicles have been re-routed. Fuels crews are burning slash piles in the timber sale areas. The Dry Creek road firewood project was very well received with 80 to 90 cord of firewood processed. There are active timber sales in (1) 210 Road/Bull Moose Area, (2) in the Elk Mountain Area. They are beginning a Hazard Tree Project on Highway 21. The propane storage site for the SREC is still in process near the ITD property. Midvale Telephone is working on Phase III of fiber-optic access for the Smiley Creek section of the Sawtooth Valley.

Heath Perrine/Challis-Yankee Fork RD reminded everyone of the Boundary Cr. Fire Collaborative Meeting that will be held Monday Nov. 15th at the Challis office. The 2023 GAOA projects applied for are (1) Seafoam Road repairs, (2) FC-RNRW trail maintenance, and (3) Bridges on the FC-RNRW trail system. The small NEPA projects that are coming soon are (1) a vegetation project of 1000 acres in the Darling Cr./Red Butte area. (2) The post and pole sale in the Big Gulch area. (3) A thinning project at Bonanza south, and (4) the Spring Gulch/Pahsimeroi fuels reduction project. (5) The removal of the Knapp Cr. irrigation diversion. (6) Rerouting the Ramey Cr. Road in the Dredge Camp area to by-pass all the private property issues. The Wino Basin project has been signed and implemented. Bay horse projects have received no objections to date. Squaw Cr/Kinnikinic area is being contemplated for a timber sale and they would like to trade for the road work if possible. Heath is working on smaller size timber sales to fit the demand. Clayton Collins and Bryce Jones are currently working on a fencing project in Morgan Cr. to benefit private land owners and the handling of grazing association cattle.

Jonathan LeBlanc /Lost River RD has been reviewing the range conditions and crunching the data received. There will be a forest wide letter going out to the allotment holders soon. They are considering some spring burns in the North Fork/Bartlett area if moisture conditions allow. Their NEPA projects are (1) a small parcel of land that is completely surrounded by private ownership, will be sold. (2) A fuel reduction project is planned for 1,000 acres in the Iron Bull/Sawmill area. 50 acres will utilize fire, and 950 acres will be done with a timber sale. Jon then reported that the old USFS warehouse building is up for auction today and they have received many inquiries.

Sheriff: Stuart Lumpkin/Sheriff and Justin Mitchell/Chief Deputy attended the meeting. Hunter Diel/Challis Messenger reporter also attended. Chairman Butts inquired about the progress on the Stanley housing remodel? Stu reported it is about 2-weeks from being complete, with the flooring and fireplace still undone. The winterizing solution has been placed on a special switch, so freezing up does not happen again. Chairman Butts reported that he has been unable to get any trailer manufacturing company to even talk to him about the proposed Sheriff's office. Next option is to contact the local contractors about getting the facility built on site. Discussion of the Law Enforcement contracts was held, and Sheriff Lumpkin agreed to wait and see what the City is wanting to do as they sent the contract but it did not have the Mayor's signature.

Stewards of the Pahsimeroi: Members of the public attending the meeting were; Mike Dias, Jill Hunt, Clint Hinkley, Bob and Diana Nielson, Trish Dowton, Hannah Branz, Kelly Whittier, and Charles and Dawn Davison. Clerk Lura Baker, P&Z Administrator Jessica Clemenhausen, BLM David Hilliard and BLM Ranger Amanda Schramm and TCM Manager Jim Kopp also attended. Prosecutor Justin Oleson attended the meeting via teleconference connection. Chairman Butts gave the floor to Jill Hunt the group spokesman. Jill explained who she was, and why she was attending. The group she represents has up to 130 people interested. They wish to help prevent any further damage to our federal lands by large groups of ATV users. Jill would like to see "event holders" held liable for the damage their group causes to county roads. The Board of Commissioners is able to set speed and weight limits, but not limit visitor counts. She has contacted Island Park, as they are having similar problems in their area. She has seen advertising for the Custer & Lemhi county areas in national publications such as National Geographic. It was suggested she contact the ID Outfitters and Guides Board to see what the license requirements entail. Hannah and Diana have both sent in complaints to the ID Attorney General, the Idaho Dept. of Lands and the ID Outfitters and Guides. Prosecutor Oleson clarified the definition of a "guide" for those present. Trish inquired about requiring "special use permits" for such groups and if there was a size limit connected. P&Z Admin. Jessica then explained that private property owners can apply for "conditional use permits". The approval or non-approval of such permits is handled by the Planning & Zoning Board. This group of ATV owners is already advertising July 7 – 11, 2022 for their next gathering and they are currently selling tickets. Prosecutor Oleson suggested "ordinance language" be presented by Jill's group to Jessica/Planning & Zoning. Jessica also suggested checking into other Idaho county ordinances for template wording. The members of the group then adjourned from the meeting.

Planning & Zoning: Jim Kopp/General Manager of the Thompson Cr. Mine brought the copy of the letter he received, and explained his understanding of the request. He requested that in the future he be called before any such letter is sent to corporate. Jessica and Jim enjoyed meeting each other, and agreed to keep the local lines of communication open.

Commissioner Smith made a motion to go into executive session under Title 74-206(1)(f) for Legal at 4:15 PM, Commissioner Corgatelli seconded the motion and the roll call vote was unanimous Aye. Present during the session were Commissioners Butts, Smith & Corgatelli, Clerk Lura Baker and Deputy Clerk Tina Hawkins. No decisions were made during this session, and the board returned to regular session at 4:28.

Commissioner Smith made a motion that Custer County join the Nationwide Settlement for Opioid's with Johnson & Johnson. Commissioner Corgatelli seconded and the motion passed. The point of contact representative will be Clerk Lura Baker per board agreement.

With no further business before the board, the meeting was adjourned at 5:00 P.M.

Wayne F. Butts, Chairman
Custer County Commissioner

Attest:

Lura H. Baker, Clerk