

Custer County  
Commissioner Minutes  
December 30, 2020

The meeting was called to order at 8:02 AM by Commissioner Smith, with Commissioner Butts, Commissioner Corgatelli and Clerk Lura Baker in attendance.

**Road & Bridge:** Brandon Jones, Supervisor attended and discussed the necessary material needed to put in for Leonard Petroleum fueling system. Jones explained that the battery on his phone is failing. It holds a charge for a very short time. Commissioner Corgatelli made a motion to approve Mr. Jones to purchase a phone with a limit of \$600. Second Commissioner Butts.

Brandon said he received a recall on the Kenworth. It is a diagnostic problem in the engine. Jones has found other issues on the truck so he will take the truck down and have them fix the recall and other problems. Commissioners asked if the truck was still under warranty. Jones said yes. The 2020 Road Report was presented to the Commissioners. Commissioner Corgatelli made a motion to approve the FY 20 Road Report for publishing. Second Commissioner Butts.

**Weeds:** Brett Plummer gave information regarding the CWMA. His CWMA Committee will be chaired by Pat Silvers/Citizen and include Tommy Gionete/USFS, Phil / SNRA, Jeremy/ISDA, Charles Morton/BLM as well as himself/Weed Dept. Plummer will bring the CWMA Agreement to the next meeting to be signed.

**Treasurer/Assessor:** Bruno and Latimer came before the Commissioners to discuss their AS400 server. Commissioner Corgatelli made a motion to pay the \$250 and sign the lease agreement pending upgrades for AS400. Second Commissioner Butts.

Meeting was recessed to reopen Board of Equalization at 9:25 a.m.

Meeting was returned after Board of Equalization at 9:28 a.m.

Assessor Bruno has questions on some of the Wildlife Exemptions and would like the Commissioners thoughts on these. Commissioners did not make any commitments.

**Gary Chamberlain:** Mr. Chamberlain came before the commissioners to discuss a problem that was created in 1983 when the earthquake filled farmers ditches, that were created in the 40's and 50's, with water and flooded. FEMA came in and created the area a flood plain which makes it more difficult to upgrade the culverts. The canal company has fixed one ditch but contacted by the County P&Z and notified that they would need a permit to do this. Chamberlain came back with the law saying they do not need a permit. FEMA said it is a flood plain and Chamberlain said the area in question is not a flood plain. Chamberlain told the commissioners there are several ditches on private property that need to have a different culvert in them for the water to pass through without all the garbage plugging them up. Commissioners said they do not have authority to pull culverts on private property.

Commissioners discussed Day Wireless and Teton Communications regarding the P25 compatibility.

Clerk Baker presented Resolution 2020-11 for a Power Line Easement on Garden Creek Road. Commissioner Corgatelli made a motion to approve Resolution 2020-11 with a second from Commissioner Butts. All aye for approval.

Commissioner Corgatelli made a motion to appoint Gordon Vaden to the Planning & Zoning Board with a second from Commissioner Butts. All aye for approval. Commissioners asked Clerk Baker to send a letter of appointment.

Commissioner Corgatelli made a motion to approve support letters for two IDPR grants the Salmon-Challis National Forest are applying for. Second Commissioner Butts. All aye.

**Homeland Security:** Mike graham presented 3 documents to be signed. The SHSP Grant Agreement, EMPG Grant and the MOU with the State of Idaho OEM and Custer County. Commissioner Corgatelli made a motion to approve signing the SHSP and the EMPG Grants. Second Commissioner Butts with all aye. Commissioner Corgatelli made another motion to approve the MOU with the State of Idaho OEM and Custer County. Commissioner second and all aye.

Mr. Graham gave his report. The issues with the radios and the Sheriff's Office were discussed. Commissioner Butts asked if FEMA would fund the radios if they were not P25 compliant. Graham said NO they won't. Commissioner Butts inquired of the dollar amount and was it 9k available. Graham said yes i is 9k that is available but they have to be P25 compliant or State will not fund it. Graham made it clear that in order to use the grant funds a decision needs to be made right away. Commissioners requested that the County contract with a neutral person who has communication knowledge to check the frequencies with radios needed. Commissioner Smith explained we need someone that is not biased between Teton Communications and Day Wireless. We need answers. Mike said he doesn't care who the Commissioners pick for a radio contract but they have to do it quickly to use the funds available.

Graham has been asked to run as the POD Manager from EIPHD. He is having issues with some districts not communicating with him in this capacity. Commissioners will look into the situation.

**Indigent:** Commissioner Butts made a motion to go into executive session for Indigent Review at 1:07 PM under Idaho Code 74-206(1)(d), the motion was second by Commissioner Corgatelli with a roll call three aye, vote was unanimous. In the executive session starting at 1:28 PM an Indigent Appeal Hearing commenced until 1:50 PM and the Board returned to regular session.

**Executive Session:** Commissioner Butts made a motion to go into executive session for Personnel at 1:51 PM under Idaho Code 74-206(1)(b), the motion was second by Commissioner Corgatelli with a roll call three aye, vote was unanimous. The Board returned to regular session at 2:04 PM.

Motion was made by Commissioner Butts to deny Indigent #20-14 appeal after hearing testimony. Second Commissioner Corgatelli. Roll call vote three aye. Vote was unanimous.

**Indigent:** Commissioner Corgatelli made a motion to go into executive session for Indigent Review at 2:10 PM under Idaho Code 74-206(1)(d), the motion was second by Commissioner Butts with a roll call three aye, vote was unanimous. The Board returned to regular session at 2:12 PM. Commissioner Corgatelli made a motion to deny Indigent #20-15. Second Commissioner Butts with a roll call vote three aye.

**Sheriff:** Sheriff Lumpkin discussed the damage to the Stanley Housing. There are some questions being discussed if the housing was placed on the insurance back in 1989. Commissioners Smith and Corgatelli said it will need to be fixed if it is on the insurance or not. Commissioner Corgatelli made a motion to fix and accept the bid for Burke Construction not to exceed \$30,900 for the Stanley Sheriff Housing. Second Commissioner Smith.

Commissioners discussed with the sheriff the idea of hiring someone to come up with a communication plan. Sheriff Lumpkin made it clear that they can not change frequencies that the contract being discussed is just for maintenance. Commissioner Butts explained there are several issues that need to be looked into regarding frequencies and maintenance and the Board is looking to contract with someone to come up with an analysis of what we have and what we need for the future. Sheriff Lumpkin inquired if another carrier is contracted, are they willing to pay more to switch the system over? Commissioners will take all under advisement.

**Planning & Zoning:** Jessica Clemenhausen presented her report with two floodplain applications for signature.

**Clerk:** Clerk Baker presented the new Public Defender contract with Chip Giles. Motion was made to hire Mr. Giles as Custer County Public Defender. Second Commissioner Butts. Unanimous vote.

Clerk Baker presented the bids for cleaning the courthouse carpets and windows. After discussion between the commissioners on the presented bids a motion was made by Commissioner Butts to accept the bid from Challis clean for windows at \$940 and carpets at \$1350. Second Commissioner Corgatelli.

Commissioners discussed the Leonard Petroleum quote for a new gas card system at the road & bridge yard. Commissioner Corgatelli made a motion to accept the Leonard Petroleum quote for \$10,962.04. Second Commissioner Butts.

**Claims:** The following claims were approved as presented by a motion from Commissioner Butts with exception the Challis Messenger bill from last fiscal year in the amount of \$87 and \$491.19. The motion was seconded by Commissioner Corgatelli and it carried.

Current Expense	2,928.24
Road & Bridge	34,067.12
Election Fund	74.67
District Court	418.10
Revaluation	10,158.97
Emergency Communications	970.63
S Custer Ambulance	<u>409.59</u>
<b>TOTAL</b>	<b>49,027.32</b>

**Executive Session:** Commissioner Corgatelli made a motion to go into executive session for Personnel at 3:23 PM under Idaho Code 74-206(1)(b), the motion was second by Commissioner Butts with a roll call three aye, vote was unanimous. The Board returned to regular session at 3:30 PM.

Clerk Baker presented the Credit Card Policy and Alcohol Testing Policy for preview. Commissioner Butts made a motion to approve the Credit Card Policy and Alcohol Testing Policy. Second Commissioner Corgatelli. Commissioners asked if every employee will please get a copy.

With no further business before the board, the meeting was adjourned at 4:40 P.M.

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Steve W. Smith, Chairman  
Custer County Commissioner

Attest:

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Lura H. Baker, Clerk