

Custer County
Commissioner Meeting Proceedings
August 31, 2022

The meeting was called to order at 8:05 AM by Chairman Wayne Butts, with Commissioner Randy Corgatelli, Clerk Lura Baker, Weed Supt. Brett Plummer, CSWD Karma Bragg, R&B Supervisor Brandon Jones, Mike Newmyer and Deputy Clerk Tina Hawkins in attendance. Commissioners Steve Smith attended via telephone connection.

Weeds: Brett reported on the new 2016 Dodge 2500 pickup he was able to buy at a cost of \$33,197.00 through Idaho Federal Surplus. He has placed another herbicide order but is working with the vendor to make the payment due in FY2023. Currently he is spraying on USFS jobs, but will also respray the spurge on H. Whitworth's property. The ISDA Cost Share Grant is being pursued this year with the cities, due to the extreme rise in price for chemicals. He is also trying to set up a free spray day in each town. The BLM weed man, Jerrod has been out of the office, so the annual paperwork is scheduled for November. The new UTV spray rig is working very well.

Road & Bridge: Karma Bragg/Custer Soil and Water Conservation District Administrator reported on the Road Creek Bridge job. The project turned out very well, and everyone involved worked wonderfully together. The private property owners are very pleased with the results. The siphon system is working great and is not near as obtrusive as other siphon systems they have installed. The final clean up on the project is done and met everyone's approval. Brandon will get the Road & Bridge portion completed today, and photo's will be sent to the non-resident land owners involved. Clerk Lura Baker presented a bouquet of flowers to Karma in appreciation for all the effort she has put forth on the Road Cr. Bridge replacement. Each Commissioner also expressed their gratitude and profound thanks to her. Karma will provide the final signoff paperwork when the project is finished. Brandon reported being stopped by other road users and thanked for the great job that has been done. Karma then reviewed the Garden Creek Mitigation progress. She has received a bid of \$13,680.38 for the Revegetation Proposal from a local provider. This bid came in under the LHTAC cost estimate. Discussion with the Board revealed they want to see the project keep moving forward and agree the planting should be done this fall. Karma will see if she can get the school and FFA involved. For the first time in years there is a contested seat on the SWCD Board. Dale Olsen, Ryan Hughes and Jessie Farr are all candidates in this year's election. Brandon then reported on citizens that are requesting speed-bumps to keep public traffic from speeding through their property. He has looked into the cost and 20' speed bump sections cost around \$1,000.00 each. Discussion on the ramifications of such a project was held. The speed signage was verified and it currently states 15MPH. The sheer number of sites that would also want such speed controls was then discussed. Clerk Lura Baker felt legal advice is needed and an agreement needs to be written up. Brandon will meet with the landowner. The Road & Bridge borrowed a metal detector from the City of Challis to help locate a buried culvert. It saved them a lot of time and digging, as well as not damaging the old culvert. He has looked into the cost and they currently cost around \$100.00, he would like to purchase one for the Road & Bridge department. The undercut washout repairs on the Bayhorse Road are being held up with needed permitting. They now require a special fish window to continue, yet the job will be completed if at all possible. The FLAP Grant for the Bayhorse Bridge that was returned, has a cost of \$2,128.98. Commissioner Corgatelli made a motion to pay the fee of \$2,128.98, Commissioner Smith seconded and the motion passed. Conversation needs to begin with BLM Regional Director Mary D'Aversa on the replacement of the old Bayhorse Bridge as soon as possible. She is looking at future safety issues. Copies of the Authorization to Proceed for Negotiation Services on the Garden Creek Road were presented to the Board. After review Commissioner Corgatelli moved that Negotiation Services LLC be approved on their Authorization to Proceed for Parcel #1, Parcel #18, and Parcel #19. Commissioner Smith seconded the motion and the motion passed. Negotiation Services then requested to proceed with negotiations on Parcels #12, #13, #14, #16 and #17. Commissioner Corgatelli moved that their request to proceed with negotiations be approved, Commissioner Smith seconded and the motion passed.

Clerk: Lura requested an amendment to the agenda, to add Custer EDA/Lemhi EDA at 11:30 AM. Commissioner Corgatelli moved the agenda be amended as proposed, Commissioner Smith seconded and the motion passed. The meeting was recessed for travel to Mackay City Halls.

The meeting returned to regular session at the Mackay City Hall at 10:10 AM with Chairman Wayne Butts, Commissioner Steve Smith, Commissioner Randy Corgatelli and Deputy Clerk Tina Hawkins attending. Discussion was held on Resolution #2022-10 – Transfer of Funds. Commissioner Smith moved that Resolution #2022-10 – Transfer of funds for the Waterways Department be approved as written. Commissioner Corgatelli seconded and the motion passed. Resolution #2022-09 was also reviewed. Commissioner Smith moved that Resolution #2022-09 Raising Thresholds for Capital items be approved also. Commissioner Corgatelli seconded and the motion carried. Minutes of August 16, 2022, Indigent Appeal Special Meeting were then reviewed. Commissioner Smith moved they be approved as written, Commissioner Corgatelli seconded and the motion passed. Commissioner Smith then moved that the minutes for the July 26, 2022 Special Budget Meeting and August 5, 2022 Special Budget meeting be approved as written. Commissioner Corgatelli seconded and the motion carried. Commissioner Corgatelli moved that the minutes for the July 11th Kraczek Public Hearing be approved as written, Commissioner Smith seconded and the motion passed. Commissioner Smith then moved that the minutes from the August 8, 2022 Regular Commissioners meeting and the August 17, 2022 Special TUSA meeting be approved as presented. Commissioner Corgatelli seconded and the motion passed. Mike Newmyer and Levi Maydole/Disaster Coordinator attended the meeting.

Disaster Services: Commission Chairman Butts inquired of Levi if he has been in touch with Chief Deputy/Crissi and Ted Hendricks about ECIPDA. He reported that he has been contacted. Levi then reported on the tour that was taken to Flat Top/Grouse Peak with TUSA representatives. They also toured the Willow Cr. Summit microwave site of Custer Telephone. When finished with that site tour, they then joined Randy Ivie and toured Mine Hill above Mackay and the Windy Devil site. Levi shared photos of the site with the board members. It was learned that currently there is no backup power system on the Windy Devil site. They will need to return to Flat Top site to see the Road & Bridge system that is in the Custer Telephone building. The final site toured was the tower at Ellis. TUSA will be returning the 19th & 20th to check on their survey results, as well as to conduct interviews. The 21st they plan to return to Grouse Peak/Flat Top via UTV, they will also tour the Basin Butte site. Levi is having a hard time getting a key for access to the building. Chairman Butts suggested contacting Day Wireless about a key. Comments were made on the 700 system components that are still in different sites. The new generator that is needed for the Flat Top site is currently stored at the Road & Bridge shop. Levi wants to get installation information and direction. Chairman Butts then reviewed the past battery purchase from Robinson Electric and future plans for the system. Configuration of the switching systems were then discussed. The new Disaster Services Office should be done today, per Levi and Damon with Big Ben Construction. The progress on the other remodel projects in the old fire hall were reviewed also. The chip board inside the old Search & Rescue building will be salvaged and re-used in the impound bays being built. The front apron will be re-vamped for efficient drainage of storm waters. All agreed that the budget needs to be checked and funds verified. The Search & Rescue has Wi-Fi service in the old building and would like to move it into the new office. Commissioner Butts agreed to contact the Telephone Company about getting it moved. The big Ingersoll-Rand generator currently stored at the Mackay airport needs to be moved, but a place to store it needs to be confirmed. The Hot Springs firehall was suggested, as well as the new Challis firehall. Levi asked for information about a water pump, it was suggested he contact Federal Surplus. Josh will be coming on September 13th to attend the IOEM meeting in Lemhi County. The LAPC Meetings are scheduled for October. Levi reported that the Mormon Bend Fire is now 85% contained, and should not spread as it is burning into the rocks.

Lin Hintze, Cindy Kimball and Ken Day attended the meeting. The meeting was recessed at 11:11 AM to go into South Custer Ambulance. The Commissioners returned to regular session at 11:28 AM. Bob Bagley and Mike Evans attended the meeting at 11:30 AM.

Economic Development Associations: Jolie Turek with Custer Economic Development and Tammy Stringham of Lemhi County Economic Development attended and reported on their work with the USFS and an economic study they are working on. The funding is in hand and will come through CEDA and LCEDA. The goal is to help small rural counties deal with the issues created by a small tax base and population. Jolie reported that the Custer and Lemhi Food Study has been completed. Tammy is looking for relevant information and reality from this study, not just a collection of numbers. Chairman Butts explained the help needed with a Socio-Economic Study for Custer & Lemhi Counties and the Forest Plan Revisions, and the possibility of combining efforts on the study results. Tammy

suggested setting meetings once the agreements are completed to include Lemhi and Custer Commissioners and all the City Mayors. The study needs to be very comprehensive, including the human side as well as the economic side and how agency rules affect everything. Commissioner Smith requested all information be sent to Lura about upcoming meetings and changes.

Lin Hintze brought a letter to the editor about the Mackay dam to the Boards attention. All agreed it was not factual. The meeting was recessed at 12:00 for a lunch break. The meeting was reconvened at 1:30 PM with Chairman Butts, Commissioner Smith, Commissioner Corgatelli and Deputy Clerk Tina Hawkins in attendance. Also attending were Mike Evans/LRED, Bob Bagley/LRED, and Lin Hintze.

Certificate of Residency: Commissioner Corgatelli moved that the Certificates received from Olivia Farr and Melissa Aquirre be approved. Commissioner Smith seconded and the motion passed.

Claims: Listed claims were reviewed and questions answered. Commissioner Corgatelli moved that with the addition of the Negotiation Services bill of \$23,500.00 for Garden Cr. Road project A 018(933) the following claims be approved and paid. Commissioner Smith seconded and the motion carried.

Current Expense	46,201.47
Road & Bridge	81,663.30
Battleground Mosquito	953.28
Election Fund	115.50
District Court	974.88
County Fair	3,500.00
Rodeo Grounds	632.80
Indigent	516.00
Revaluation	10,997.33
Solid Waste	5,070.99
Weeds	34,851.22
Waterways	192.00
Emergency Communication	<u>1,455.14</u>
TOTAL	187,123.91

LRED: Mike Evans, Executive Director passed out his monthly report to those attending. He reviewed the 3 grants that they have received to date. The new ATV map has been named Mackay Motorized Trails, and is completed with distribution in progress. The Business Directory project is scheduled for release next spring. Mike reviewed the events that have been held in Mackay this season; the Summer Market, Mackay Car Show, Wing's Over Mackay, and the annual Mackay Bar-B-Que scheduled for Sept. 17th. This will also be the date of the final Summer Market, and a Mini-Rodeo at 3:00. A local business Amy Lou's/Mineshaft has recently sold and the community is looking forward to it reopening. The editorial in the local paper concerning a possible dam failure was then read over and discussed. Mike would like to have someone respond to the article. There is a new Mackay City Clerk, Michelle Teninty at City Hall. Mike will be attending the IEDA Fall Conference in October and will take the grant classes to assist with his search for funding. Mike is meeting with Jolie/CEDA and Tammy/LCEDA on the Economic Study possibilities and all agree the project is a good one.

The Finding of Facts and Conclusions of Law for the Copper Basin Re-zone public hearing and the Justin Kraczek Re-zone public hearing were reviewed. Commissioner Corgatelli moved that they both be approved and signed. Commissioner Smith seconded and the motion passed. The meeting was recessed in Mackay at 2:27 PM for travel back to Challis.

The meeting was reconvened in the Challis Commissioners Room at 3:40 with Chairman Butts, Commissioner Smith, Commissioner Corgatelli, Clerk Lura Baker, P&Z Administrator Jessica Clemenhagen, and Deputy Clerk Tina Hawkins attending. Commissioner Smith moved that the agenda be amended to include Planning & Zoning at 3:50 PM. Commissioner Corgatelli seconded and the motion passed.

Planning & Zoning: Jessica asked for direction on dealing with the property that has had waste tires dumped on it. She has talked to the Prosecutor and after reviewing his suggestion, the Board gave their approval for her to follow his suggestion. Jessica then went over the Land Use Plan "mother parcel" definition as she understands it, explaining the confusion of opinions she has encountered. Chairman Butts suggested that she contact Jim Mullens, former Planning & Zoning Board President and the planning & zoning attorney the county has retained for further clarification.

Indigent: Lyndee Kauffman attended the meeting with her records and files. Commissioner Smith made a motion to go into executive session for Indigent Review at 4:10 PM under Idaho Code 74-206(1)(d), the motion was 2nd by Commissioner Corgatelli and the roll call yes vote was unanimous. Those attending this session were Deputy Clerk Lyndee Kauffman, Clerk Lura Baker, Commissioner Butts, Commissioner Corgatelli, Commissioner Smith and Deputy Clerk Tina Hawkins. No decisions were made during this session. Upon return to regular session at 4:50 PM Commissioner Smith made a motion to deny #21-14, Commissioner Corgatelli seconded the motion and it passed with a unanimous roll call vote of ayes. Commissioner Smith then moved that Custer County put a lien on #21-14. Commissioner Corgatelli seconded and the roll call vote was unanimous ayes. Motion passed. Clerk Lura Baker explained the lien process and how it can be released if not needed.


Commissioner Smith made a motion to go into executive session under Title 74-206(1)(f) for Legal at 4:51 PM. 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 4:55 PM.

Clerk Lura Baker then presented the Indigent Defense Financial Assistance agreement the county receives through the PDC. Commissioner Smith moved that it be approved and signed, Commissioner Corgatelli seconded and the motion passed. The SRS "Secure Rural Schools" Authorization Information was reviewed with Clerk Lura Baker. The rules of distribution were gone over, Title III-7% and Title II-8%. Commissioner Smith moved that the SRS Distribution percentages be approved, Title II@8% and Title III@7%. Commissioner Corgatelli seconded and the motion passed. Clerk Lura Baker will be the preparer. A Draft Custer County Supplemental Employment Agreement was then reviewed briefly by the board. The dollar amounts need to reflect Custer County costs before it can be considered further. The University of Idaho is currently asking for \$77,788.63 from the 2023 budget. The actual budget amount set for 2023 is \$50,000.00. The budget figures will be retained and this request looked into. Copies of the 2021 Custer County/University of Idaho contract were provided to the Board members for review. Lura has received an e-mail from Waterways Deputy John Haugh that the new boat is covered by warranty on the needed repairs that are currently being done.

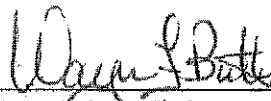
Prosecutor Justin Oleson was contacted for advice on the road speed control issue. Commissioner Corgatelli brought up the gate system that was previously used for the location in question. Discussion will continue once more information is gathered.

With no further business before the board, the meeting was adjourned at 5:40 P.M.

Attest:


Lura H. Baker, Clerk




Wayne F. Butts, Chairman
Custer County Commissioner