

October 27, 2008

Salmon, Idaho

The Board of County Commissioners met in regular session pursuant to recess of October 14, 2008 with R.E. Cope, Chairman, Brett S. Barsalou and Richard W. Snyder present. The minutes of the meeting of October 14, 2008 were approved as written. The following resolution was unanimously approved.

BEFORE THE BOARD OF COMMISSIONERS  
FOR LEMHI COUNTY

In the Matter of the FFY 2008 )  
Elections for **National Forest** )  
Related Safety-Net Payments )

RESOLUTION NO. 2008-20

WHEREAS, Congress enacted in 1908 and subsequently amended a law that requires that 25 percent of the revenues derived from National Forest lands be paid to states for use by the counties in which the lands are situated for the benefit of public schools and roads; and

WHEREAS, the principal source of revenues from National Forest lands is from the sale and removal of timber, which has been curtailed in recent years with a corresponding decline in revenues shared with counties; and

WHEREAS, the United States Congress recognized a need to stabilize education and road maintenance funding through predictable payments to the affected counties, and to achieve that goal enacted the Secure Rural Schools and Community Self-Determination Act of 2000, which has been amended and re-authorized for FFY 2008 - 2011 (“SRS2008”); and

WHEREAS, Title I of SRS2008 gives each eligible county the right to elect to receive either its traditional share of revenues from the National Forest lands pursuant to the Act of May 23, 1908 and Section 13 of the Act of March 1, 1911 (the “25-percent payments”), or instead to receive a guaranteed minimum share of the State payment pursuant to Sections 102(a)(1)(B) and 103 (the “full county payment amount”); and

WHEREAS, an election to receive the full county payment amount is effective for all federal fiscal years through FFY 2011, and an election to receive a 25-percent payment is binding for two years; and

WHEREAS, any county electing to receive a full county payment amount that is \$100,000 or more must further elect to expend an amount not less than 15 percent nor more than 20 percent of its full county payment amount as project funds; and

WHEREAS, Title I, Section 102(d) of SRS2008 requires that counties electing to receive a full county payment amount of \$100,000 or more must allocate its project funds for between projects in accordance with Title II and Title III, and return the balance of project funds unspent under Titles II and III to the Treasury of the United States, and communicate such allocation to the Secretary of the United States Department of Agriculture; and

WHEREAS, Title II provides for special projects on federal lands or that benefit resources on federal lands, which projects are recommended by local resource advisory committees (“RACs”); and

WHEREAS, RACs recommend projects for consideration by the Secretary of Agriculture, with project funding supplied in whole or in part out of monies allocated for such purposes by participating counties; and

WHEREAS, counties that allocate funding to projects under Title II , and are participants in more than one RAC, may further direct that their Title II project funds be divided between different RACs according to an allocation decided by each participating county, with such funds held in the Treasury of the United States under the name of the county with a designation of the amount allocated to each RAC; and

WHEREAS, Title III provides for county projects, some of which are associated with federal lands, with Title III authorizing expenditures for search, rescue and emergency services, fire prevention and planning under the Firewise Communities program, and development of community wildfire protection plans; and

WHEREAS, a county with a full county payment amount of \$350,000 or more may not allocate more than 7 percent of its full county payment amount for Title III projects.

NOW, THEREFORE, be it resolved as follows:

1. LEMHI County hereby elects to receive the guaranteed minimum full county payment amount pursuant to SRS2008 Sections 102(a)(1)(B) and 103.
2. LEMHI County has elected to receive a full county payment amount that is \$100,000 or more, and hereby allocates 20 percent of its full county payment amount for expenditure on projects under Title II and Title III. LEMHI County will return none (zero percent) of its full county payment amount to the Treasury of the United States.
3. Of the percent allocated to Title II and Title III projects above in paragraph 2, LEMHI County further allocates between such Titles for FFY 2008 (for expenditure after FFY 2008) on the following basis: 16 percent of full county payment amount for expenditure on Title II projects and 4 percent of the full county payment amount for expenditure on Title III projects.
4. The original or a copy of this Resolution shall be transmitted to Sharon Burke at [sburke@idcounties.org](mailto:sburke@idcounties.org) or fax (208) 345-0379 by October 31, 2008.

ADOPTED this 27<sup>th</sup> day of October, 2008.

LEMHI COUNTY BOARD OF COMMISSIONERS

/s/ R. E. Cope, Chairman

/s/ Brett S. Barsalou

/s/ Richard W. Snyder

ATTEST: /s/ Terri J. Morton, Clerk

IN THE MATTER OF DEPARTMENT HEADS

Website Manager Karin Drnjevic informed the Board that she has linked the Secure Rural Schools information and also will have a link for the election results on the county website. EMS Director Janet Nelson informed the Board that the county has received approval from Homeland Security for a backup generator for the courthouse. The County will be responsible for the connections and for wiring it into the courthouse. She also reported that the hospital will no longer allow the EMT's to stock the ambulances through the hospital. She is working on making arrangements so we can purchase our own supplies. She expressed concern that we may have to adjust the fee because we are not allowed to charge the patients for supplies.

Agricultural Agent Shannon Williams presented the Board with the November calendar, reported on the 4-H leader's forum and is working on putting together a customer service workshop. She also reported that Family Consumer Education Agent Katie Hoffman is working on "Horizons" and year end reports.

Road and Bridge Chief Mechanic and Office Manager Jay Davis discussed repairs made by the forest service on Panther Creek Road to try and correct the ice buildup on a section of the road. They also discussed irrigation water coming onto the Lemhi Road near Bohannon Creek. They updated them on work completed at Elk Bend and Proulx Creek. The group then discussed the Forest Travel Plan and comments for that plan.

County Treasurer Mary Ann Heiser reported that the 2008 tax notices are being prepared. She also presented the Board with the Auditor/Treasurer year end report, interest earned and urban renewal payments. Building Supervisor Russ Dalley reported that he has contacted Brian Evarts about finishing some roof work on the courthouse and is finishing up some work in the Brooklyn basement. The group then discussed upcoming projects including a wall around the jail exercise yard and a cover over the sidewalk to the exercise yard. It was also decided to replace the carpeting in the Sheriff office.

Landfill Manager Jack Miller and the Board discussed out of county citizens dumping at the landfill and not helping to support it. He proposed setting a fee for out of county or state residents. He also announced that DEQ will be touring the landfill this week. Building Inspector Gary Goodman and the Board discussed several issues including snow load requirements used within the county.

IN THE MATTER OF REQUESTS FOR TAX ADJUSTMENT

Request No. 1218	RP24N21E341803A	Reduce Value \$868.00
Request No. 1219	PPPERSL0000278A	Reduce Value \$6,224.00
Request No. 1220	RPA00000601190A	Reduce Value \$35,602.00 Casualty Loss

IN THE MATTER OF BOARD OF GUARDIANS

The Board accepted the resignation of Kathy Tracy and expressed their appreciation. They then appointed Jan Summers to serve on the Board of Guardians.

IN THE MATTER OF ECONOMIC DEVELOPMENT

Economic Director Rene Toman presented the board with a quarterly report and updated the Board on economic development issues. Board Member George Miley was also in attendance.

Brett Barsalou moved and Rick Snyder seconded to go into executive session pursuant to I.C. 37-874 and 67-2345. After convening in regular session, the board issued the following findings.

Social Service Director Sue Dickens presented the following cases for consideration.

Case No. 2008-075	Deny	Case No. 2008-077	Approve
Case No. 2008-078	Approve	Case No. 2009-002	Deny

IN THE MATTER OF GIBBONSVILLE CONCERNED CITIZENS

A large group of citizens from the Gibbonsville area appeared before the Board to discuss concerns they have about various issues in their area including the replacement of a culvert on Anderson Creek Road, further development on Brian Sopatyks property, and land use planning. The group feels that public hearings should have been held to address the airstrip that Mr. Sopatyk placed on his property. The Board, County Planning and Zoning Administrator Gary Goodman and Attorney Bruce Withers tried to address their concerns.

IN THE MATTER OF THANKSGIVING HOLIDAY

The Board amended the holiday schedule to include the day after Thanksgiving. The public can contact the court by phone for court matters that need to be addressed on that day.

There being no further business, the Board did adjourn until Monday, November 10, 2008 at 7:30 a.m.

/s/ R.E.Cope  
Chairman

ATTEST: /s/ Terri J. Morton, Clerk