March 8, 2010 Salmon, Idaho

The Board of County Commissioners met in regular session pursuant to recess of February 22, 2010 with Richard W. Snyder, Chairman and Brett S. Barsalou present. Commissioner Cope was attending meetings with the National Association of Counties. The minutes of the meeting of February 22, 2010 were approved.

The following claims were approved for payment:

Current Expense	$124,086.56
Road & Bridge	77,408.29
Airport	15.80
Ambulance	11,215.73
District Court	7,298.01
Indigent and Charity	12,428.19
Revaluation	776.95
Solid Waste	7,549.12
Weeds	158.95
Drug Court	149.00
Auditors Trust	1,056.00
Fuel Reduction Trust	130.00
911 Enhanced Trust	1,850.02
Court Trust – Restitution	4,753.59
LCCI Trust	920.72
Economic Development Trust	3,541.47
Drug Enforcement Fund	181.49
Parent Project Trust	1,552.92
Junior College Trust	500.00
Grant Trust	3,757.00
Industrial Park Trust	499.88
Snowmobile Trust	671.09
Revolving Weed Trust	2,114.87

Hospital Requisition No. 60 in the amount of $750.00 to U.S. Bank was approved.

The following resolution was adopted.

RESOLUTION 2010-6

BE IT RESOLVED BY THE LEMHI COUNTY COMMISSIONERS:

WHEREAS, The Lemhi County Commissioners passed resolution #2010-5 appointing individuals to the Board of Appeals.

WHEREAS, The currently adopted International Building Code requires a Board of Appeals create policies and procedures.

BE IT RESOLVED that the Lemhi County Commissioners pass the Board of Appeals Policies and Procedures by resolution as follows:

Building Board of Appeals Policies & Procedures

Limitations on Authority:

An aggrieved party may not appeal a code requirement per se. The intent of the appeal process is not to waive or set aside a code requirement; rather, it is intended to provide a means of reviewing a building official's decision on an interpretation or application of the code or to review the equivalency of protection to the code requirements. An application for appeal shall be based on a claim that the true intent of the code or the rules legally adopted thereunder have been incorrectly interpreted, the provisions of the code do not fully apply or an equally good or better form of construction is proposed. The board has no authority to waive requirements of this code.

Board Decision:

The board may modify or reverse the decision of the building official by a majority vote of the members.

Chairperson:

On March 3rd of each year the board shall select one of its members to serve as chairperson.

Disqualification:

A member shall not hear an appeal in which that member has personal, professional or financial interest.

Ex Parte Communications:

Unless required for the disposition of ex parte matters specifically authorized by statute, a presiding officer serving in a contested case shall not communicate, directly or indirectly, regarding any substantive issue in the proceeding, with any party, except upon notice and opportunity for all parties to participate in the communication.

Notice of Meeting:

The board shall meet upon notice from secretary of the board. The board will meet the 2nd Wednesday at 2:00pm as needed. If there are no scheduled appeals the board will not be required to meet.

Open hearing:

All hearings before the board shall be opened to the public. The appellant, the appellant's representative, the building official and any person whose interests are affected shall be given an opportunity to be heard. The board shall set a time limit for testimony being at the discretion of the chairman before each meeting. Each person of interest will be notified before they give their testimony of the time limit. This is to insure the completion of the listed items on the agenda.

Hearings to be Recorded:

The secretary of the board shall keep transcribable records on file for at least six months after the final hearing.

Hearing Procedure:

1. **A statement of the time, place and nature of the hearing**
2. **The board shall state their names for the record.**
3. **The chairman of the board shall ask the building official to present a report on the proposal being considered.**
4. **The board will then ask the appellant and/or representative to present the information they have based their appeal on.**
5. **The chairman will then give the appellant and the Building Department an opportunity to present evidence rebutting the other's position.**
6. **The Chairman will close the hearing and has up to 30 days to make a decision.**

Decision of Record:

All decisions of the board must be writing and shall include:

1. **Name, address or legal description of appellant along with a summary of the appeal brought before the board.**
2. **The code section(s) that is in question**
3. **Decisions must be based exclusively on the interpretation and true intent of the code**
4. **The decision shall be accompanied by a concise and explicit statement of the underlying interpretation and true intent of the code section being appealed.**
5. **All parties to the contested case shall be provided with a copy of the decision.**

Passed and adopted on this 8th day of March, 2010

/s/ Richard W. Snyder, Chairman
/s/ Brett S. Barsalou

ATTEST: /s/ Terri J. Morton, Clerk

IN THE MATTER OF DEPARTMENT HEADS

WUI Director Karin Drnjevic will be meeting with Elk Bend Fire District Commissioner Clara Evans to further discuss the Elk Bend Fire Wise Plan and Red Zone Surveys. She will also be meeting with the Custer County Clerk to discuss a joint county effort for a Fire Wise program in the Pahsimeroi Valley. She then updated the board on the Breaks Project that runs from North Fork to Colson Creek. She is working with Mike Smith from the North Fork Forest District.

Weed Supervisor Daniel Bertram informed the board that he has submitted the Stimulus application, has met with Region 6 weed superintendents, has completed the RAC proposal and has re-seeded the west side of Kilpatrick. He will be attending the IWCA meeting on the 18th of March in Meridian and is working on grazing and herbicide treatment contracts for the Carmen and Kirtley Creek areas.

Building Official Gary Goodman updated the board on the Transportation Plan meeting held with Holladay Engineering. There will be a public meeting towards the end of April. He then presented an agreement between the county and Lewis Parish regarding development of his property in the Gilmore area. 911 Addressing Specialist Polly Anderson, Mr. Goodman and the board discussed the need to upgrade the mapping computer. After discussion, the purchase was approved. They then told the board that there are five signs within city limits that need changed to the correct name. The Board asked them to contact the city and ask them to get them corrected.

County Agricultural Agent Shannon Williams presented the Board with the Idaho Annual 4-H Report for 2009. She also informed the board that both she and Katie Hoffman have been informed that furloughs will be necessary because of State Funding.

Road and Bridge Chief Mechanic and Office Manager Jay Davis discussed purchasing a four-wheeler to use when they are doing work on levees. The purchase was approved. Kim then told the board that he removed the bed from the dump truck that was in the accident by the airport and that the frame is bent. He will be getting an estimate to repair the frame. The group then discussed the road inventory that was done for the transportation grant. They informed the board that about 1/3 of the county was not included in the inventory. They will try and amend the grant to get additional funding.

Landfill Manager Jack Miller received approval to purchase a tire machine from the tire trust fund. He then updated the board on the presentation he gave for the DEQ Household Hazardous Waste training in Boise. He will be attending the Idaho Solid Waste Association meeting in Boise and is also trying to get the local solid waste committee together to discuss county solid waste issues.

County Clerk Terri J. Morton asked the board to approve the write-off of two ambulance bills. After discussion, the board approved the request. County Treasurer Mary Ann Heiser presented the Auditor/Treasurer joint report and the urban renewal payment report. She then informed the Board that there will be two properties to take for tax deeds this year.

IN THE MATTER OF REQUESTS FOR ADJUSTMENTS TO TAX ROLL

Request No. 1278	OC15N22E303007A	Reduce late Fee $3.63

IN THE MATTER OF ODD-LOT PROPERTY AT PATTERSON

Joe Proksch representing the Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints ("CPB") appeared before the board to discuss parcel 486 and parcel 3103 in Patterson. Counsel for the County Karl Lewies and counsel for the church have been working to try and resolve the property boundary issue. After discussion, Brett Barsalou moved to declare Tax Number 3103 and Tax Number 486 as odd-lot property pursuant to Idaho Code Section 31-808(8), to request an appraisal and to offer the land to the adjoining property owner, "CPB". Rick Snyder seconded and the motion carried unanimously.

IN THE MATTER OF LAND AND WATER CONSERVATION

BLM Director Steve Hartmann and Land Specialist Gloria Jakovac appeared before the Board to discuss efforts to obtain funding for the purchase of conservation easements or fee purchases along the Salmon

River Recreation Corridor. The corridor is from Kriley Gulch in Lemhi County to Thompson Creek in Custer County. They assured the board that they were only looking for willing landowners.

Brett Barsalou moved and Rick Snyder seconded to go into executive session pursuant to I.C. 37-874. Social Services Director Sue Dickens presented the following cases for consideration. After convening in regular session, the board entered the following decisions in Indigent matters.

Case No. 2010-050	Approved	Case No. 2010-047	Approved
Case No. 2010-035	Approved	Case No. 2010-030	Approved
Case No. 2010-023	Approved	Case No. 2010-040	Denied

JoAnn Wolters from the Salmon Valley Steering committee appeared before the board to discuss the committee's mission to identify and develop cooperative relationships with other community organizations through projects including the Lemhi County Services Directory and the Community Coalition Resource Fair. She updated the board on grants that have been submitted including the IWAY grant (formerly IMAP) and a Scenic byways grant to pathways and trails. She then discussed concerns she had with the direction of Economic Development in Lemhi County.

There being no further business, the board did adjourn until Monday, March 22, 2010 at 8:30 a.m.

/s/ Richard W. Snyder, Chairman

ATTEST: /s/ Terri J. Morton, Clerk