

Custer County
Commissioner Meeting Proceedings
September 20, 2021

The meeting was called to order at 10:00 AM by Chairman Wayne Butts, with Commissioners Steve Smith, Commissioner Randy Corgatelli, Clerk Lura Baker and Deputy Clerk Tina Hawkins in attendance. Sheriff Stu Lumpkin, Deputy Crissi Gilchrist, Chief Deputy Justin Mitchell, Challis City Council Mary Skeen, Mackay Mayor Wayne Olson, Stanley Mayor Steve Botti, Challis Mayor Mike Barrett, Challis City Clerk Savanna Pedersen, and Challis Messenger reporter Hunter Diel were also in attendance.

Law Enforcement Contract: Chairman Butts began with a review of the past law enforcement agreements with the three cities, and how the ever-climbing costs affect everyone. Mackay Mayor Wayne Olson brought a draft copy of a contract the three Mayors have been working on, and copies were made for all attending. Each page was read and reviewed with the sheriff's department personnel. Sheriff Stu Lumpkin let all the Mayors know that their department no longer has snow machines or ATV's for enforcement in off-road situations. The Search & Rescue has such vehicles. Snow machine and ATV law enforcement within the city boundaries is only needed in the Stanley area, which can be accomplished with Sheriff vehicles. Chairman Butts inquired if there were off road law enforcement issues in the Mackay or Challis areas, but found none. The rules that are abused the most are speeding, not stopping at stop signs, and not wearing a helmet. Idaho State Statute 49-666 requires everyone under 18 years old must wear a helmet on a motorcycle, snowmobile or ATV.

The backup assistance clause for animal control was discussed, codes reviewed and the wording corrected. Discussion was held on 24-hour coverage, and the distance from the city sheriff's office to the deputy housing. Due to the difficulty of finding housing, the 15-mile distance was deemed acceptable. Providing monthly reports to the cities was then discussed, and how the information is to be utilized. The mayors would like the same information that the newspaper has access to. They want to provide information to their constituents at city council meetings. The Sheriff offered to e-mail them a redacted dispatch log on a monthly basis. It will need to conform to the HIPA laws.

Those present decided that monthly payments would be the best way to work the contract payment schedule. Special events were then discussed and how law enforcement needs vary from event to event. Mackay Mayor Wayne Olson suggested the Cities notify the Sheriff with proposed event dates and the estimated number of visitors expected to attend. The Sheriff could then figure the added law enforcement costs and that figure could be passed on to the event sponsors. The termination clause was discussed and keeping the communication open between the cities and the Sheriff was critical. The Stanley deputy housing stipend will be negotiated on a case by case basis as needed in the future. All corrections and changes were made in the contract and copies provided to all that attended. The meeting was recessed for lunch at 12:30.

The meeting reconvened at 2:30 with Chairman Wayne Butts, Commissioner Randy Corgatelli, Commissioner Steve Smith and Deputy Clerk Tina Hawkins attending. Commissioner Corgatelli moved that the 2021-2022 Pathology Service Agreement be approved and signed. Commissioner Smith seconded and the motion carried. Commissioner Butts has contacted the supplier of the Conex units about purchasing one. He left a message and will report on any information he receives. Commissioner Smith moved that the Law Enforcement Agreement be approved as written pending the Prosecutors review, Commissioner Corgatelli seconded and the motion passed.

The Thanksgiving holiday dates were then discussed and the Board decided that the county employees should receive Friday, the 26th of November as a paid holiday also. Discussion was held on the Christmas and New Years holidays but no decisions were made.

Planning & Zoning: The Ivie application was reviewed and the 9/2/21 Public Hearing recommendation of partial approval of the subdivision was looked over. Jessica Clemenhagen, P & Z Administrator answered questions about the addition of the easement from the tram-way, and the flood plain information on the plat. 20 acres will remain zoned as agricultural. Commissioner Corgatelli moved that the Planning & Zoning Board decision be confirmed with the two conditions. Commissioner Smith seconded and the motion passed.

The Board members all received a copy of the ARPA Fund response letter that was written by Latah County.

Claims: After review the following claims were approved as presented by a motion from Commissioner Corgatelli seconded by Commissioner Smith. Motion passed.

Current Expense	5,314.77
District Court	105.00
Waterways	16.71
TOTAL	5,436.48

Commissioner Smith contacted Disaster Services Admin. Mike Graham to verify the meeting that is scheduled with Brad Ritchey at 11:00 AM tomorrow. The Boren Appeal Hearing minutes were then reviewed, along with the Findings of Facts and Conclusions of Law, for the Public Hearing. Commissioner Smith moved that the Findings of Facts and Conclusions of Law for the Boren Appeal Hearing be approved as written. Commissioner Corgatelli seconded and the motion passed. Clerk Lura Baker reported on her progress with the Levy's. Many of the September figures from the State were incorrect and the deadline has been relaxed by the State. The Board reviewed the Levy records that Lura has gotten completed to date, with Clerk Lura Baker walking them through the time consuming process involved. Commissioner Corgatelli made a motion that the levies be accepted, pending the final L1 sheet from the State. Commissioner Smith seconded and the motion carried. The BOE Appeal that has been requested by the First Fruits Foundation has been rescheduled to October 12th at 1:30 PM. The Agencies that are involved will be contacted and re-scheduled.

Indigent: Commissioner Corgatelli made a motion to go into executive session at 4:14 PM for Indigent Review under Idaho Code 74-206(1)(d), the motion was 2nd by Commissioner Smith and the roll call yes vote was unanimous. Those attending were Commissioners Butts, Corgatelli, and Smith, Clerk Lura Baker and Deputy Clerk Tina Hawkins. No decisions were made during this session. Upon return to regular session at 4:20 PM, Commissioner Smith made a motion for #21-13 – Denial / due to lack of cooperation, and #21-15 – Approval. The motion was seconded by Commissioner Corgatelli and the aye votes were unanimous. Motion passed.

The upcoming IAC Boise meeting schedule was discussed, and session attendance was decided upon. Clerk Lura Baker provided information on the "tire dumping" that is taking place within Custer County. Amanda Freeman with the Dept. of Environmental Quality will be contacted. The Custer County rules and regulations that are in force for tires were then reviewed. A County Solid Waste location can only have 1200 tires on site. It has been found that an Idaho Falls Company is hauling waste tires to his personal property in Custer County, and the current estimate is about 1000 tires are at the dumping site. Amanda requested verification of the status of any Custer County permits, and she was given the phone number to contact P&Z Administrator Jessica Clemenhagen. She also asked if the Custer Co. Prosecutor would handle the case? The Board agreed that they want the site to be totally cleaned up 100%.

Holiday pay methods and dates were then reviewed with the payroll clerk. Previous years the Fridays after Christmas and New Year were given as holiday pay. Clerk Lura Baker presented the 2021/2022 Budget Resolution #2021-16, and Commissioner Smith moved Resolution #2021-16 be approved. Commissioner Corgatelli seconded and the motion passed. Commissioner Smith moved that Resolution #2021-15 South Custer Ambulance Budget be approved. Commissioner Corgatelli seconded and the motion carried. Commissioner Smith then moved that Resolution #2021-13 Battleground Mosquito District Budget be approved, and Resolution #2021-14 Cash Carryover Funds in the amount of \$245,687.00 be approved, Commissioner Corgatelli seconded and the motion passed. Commissioner Smith then moved that 2022 Salary Order that reflects all increases be approved, Commissioner Corgatelli seconded and the motion passed. The meeting was recessed at 5:30 PM for the Squaw Creek Public Hearing.

The meeting reconvened at 7:30 PM. Commissioner Corcatelli moved that the Boren Appeal Public Hearing minutes be approved as written. Commissioner Smith seconded the motion and the motion passed.

With no further business before the board, the meeting was adjourned at 7:35 P.M.



Wayne F. Butts
Wayne F. Butts, Chairman
Custer County Commissioner

Attest:

Lura H. Baker
Lura H. Baker, Clerk