

September 12, 2016

The Board of Adams County Commissioners of Adams County, Idaho does hereby meet this Monday, September 12, 2016. There being present Bill Brown, Commissioner, Mike Paradis, Commissioner, Joe Holmes, Commissioner and Clerk Sherry Ward.

Present Lyle Sall from The Adams County Record.

Whereupon the following proceedings are had, to-wit:

Chairman Bill Brown opened the Adams County Commissioner meeting at 9:30 a.m.

**MOTION AND ORDER TO AMEND AGENDA:**

Joe Holmes, Commissioner, moves that this governing body, pursuant to Idaho Code §74-204, amend the agenda for the meeting as follows:

L1 report for certifying County and Taxing District levies

Update by Clerk hiring for new position

The listed amendments are time sensitive and need to be addressed. Mike Paradis, Commissioner, seconded the motion to amend the agenda. The motion passed unanimously by voice vote.

**OLD BUSINESS:**

**Packer John Park:** No discussion was held at this meeting.

**Transfer Site/Landfill – Consent Order, Operational Manual:** No discussion was held at this meeting.

**NEW BUSINESS:**

**COMMISSIONER MINUTES:** Minutes for the August 22<sup>nd</sup>, 24<sup>th</sup>, 29<sup>th</sup> and 31<sup>st</sup>, 2016 commissioner meetings were reviewed. Commissioner Mike Paradis made a motion to approve the commissioner minutes for August 22<sup>nd</sup>, 24<sup>th</sup>, 29<sup>th</sup>, 31<sup>st</sup>, 2016. Joe Holmes, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

**SOLID WASTE MATTERS:** Present Solid Waste Supervisor Jim McLeod. Reviewed were the results from SWDH Transfer Site and Landfill Site.

**Site Inspection:** The site inspection was discussed; Commissioner Joe Holmes will discuss the concern with AFF, LLC shortly.

**Winter Maintenance:** Jim McLeod discussed storm water drains and leachate ponds that may need to be built.

**Tires:** Jim McLeod stated tires will be moved out this month.

**ROAD & BRIDGE MATTERS:** Present Road & Bridge Supervisor Kraig Spelman.

**Packer John Park:** Kraig told the Board that Jeff Batten from SWDH said the test hole is fine.

**Walker Pavement Project:** Spelman reported paving will start on 9/13/2016.

**Valley Paving – Walker Road Paving/Addendum #1:** Mike Paradis, Commissioner, made a motion to approve Addendum #1. Joe Holmes, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

**MASS GATHERING ORDINANCE:**

September 12, 2016 – Mass Gathering Ordinance Continued:

A copy of the Gem County's Mass Gathering Ordinance was sent to the Board for review.

**SHERIFF MATTERS:** Present Sheriff Ryan Zollman.

**County Jail:** The jail house currently 23 inmates.

**City of Council Law Enforcement Contract:** Sheriff Zollman presented the 2017 fiscal contract to the Board with no changes to be addressed. After discussion, Mike Paradis, Commissioner, made a motion to approve and sign the City of Council Law Enforcement contract. Joe Holmes, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

**Sheriff Policing Policy Manual Agreement:** Sheriff Zollman presented a contract that is specific to the patrol deputies called Idaho Policing Policy Manual Subscription Agreement. The contract is for \$1,500.00/year; each policy gives detailed information that is exclusive to patrol deputies and comes with training. After discussion, Mike Paradis, Commissioner, made a motion to approve and sign the Sheriff Policing Policy agreement. Joe Holmes, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

**PUBLIC HEARING - SOLID WASTE FEE INCREASE:**

Chairman Bill Brown opened the public hearing at 11:04 a.m. for the solid waste fee increase by reading the proposed Resolution 2016-07. There was no public response to the proposed fee increase. The \$10.00 increase fee type is as follows:

The owner of any residence on January 01, 2016 and the owner of any residence in Adams County on the first day of each year thereafter shall pay an annual use fee of ONE HUNDRED THIRTY (\$130.00) DOLLARS.

Each commercial user within Adams County shall be assessed an annual use fee according to the volume of solid waste generated per the following schedule:

Residential	\$130.00
Com 1(986)	\$130.00
Com 2 (987)	\$260.00
Com 3 (988)	\$390.00
Com 4 (989)	\$520.00

Chairman Brown closed the hearing at 11:34 a.m.

Joe Holmes, Commissioner, made a motion to approve Resolution 2016-07 for solid waste fee increase. Mike Paradis, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

**CERTIFICATE OF RESIDENCY:** A certificate of residency for Catherine Merritt from New Meadows was reviewed. After discussion Mike Paradis, Commissioner, made a motion to approve and sign the certificate of residency. Joe Holmes, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

**CANYON COUNTY JUVENILE DETENTION CONTRACT:** Canyon County prepared and presented FY 2017 annual contract for \$160.00/24 hour period. After discussion, Mike Paradis, Commissioner, made a motion to approve and sign the Canyon County Juvenile Detention agreement. Joe Holmes, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

**CAI INFORMATION SYSTEM ANNUAL CONTRACT:** The CAI annual contract was reviewed. After discussion, Mike Paradis, Commissioner, made a motion to approve and sign the CAI annual contract. Joe Holmes, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

September 12, 2016 – Continued:

**MOTION AND ORDER TO AMEND AGENDA:**

Joe Holmes, Commissioner, moves that this governing body, pursuant to Idaho Code §74-204, amend the agenda for the meeting as follows:

Payroll change for Jerry Mills

The listed amendment is time sensitive and needs to be addressed. Mike Paradis, Commissioner, seconded the motion to amend the agenda. The motion passed unanimously by voice vote.

**PAYROLL CHANGE – WEED DEPARTMENT:** A request was received from Dave Herold, Weed Supervisor, to increase Jerry Mill's pay due to getting ISDA Professional Applicator's license. The rate changed from 1A/ \$10.55 to 1D/\$11.54. After discussion, Mike Paradis, Commissioner, made a motion to approve and sign the payroll change for Jerry Mills. Joe Holmes, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

**L1 REPORT/CERTIFICATION OF LEVIES FOR FY 2017:** After discussion, Mike Paradis, Commissioner, made a motion to approve FY 2017 levies for the County and taxing districts. Joe Holmes, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

**CLERK:** Clerk Ward updated the Board on the new position in the Clerk's Office.

**CLAIMS/PAYROLL AND DEMANDS:** Joe Holmes, Commissioner, reviewed all claims presented today for the period of August 23, 2016 to September 12, 2016 in the amount of \$248,500.98. Joe Holmes, Commissioner, made a motion to approve said claims, demands and payrolls. Mike Paradis, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

**CLEARWATER ECONOMIC DEVELOPMENT ASSOCIATION:** Christine Frei with CEDA asked for a conference call with the Board. The purpose is to introduce her to the Board and discuss economic issues and concerns.

**EXECUTIVE SESSION MOTION AND ORDER FOR INDIGENT & LEGAL COUNSEL:**

Joe Holmes, Commissioner, moves that the Board, pursuant to Idaho Code § 74-206, convene in Executive Session to: consider legal matters Idaho Code § 74-206 (1) (D) (F) seconded by Commissioner Mike Paradis and carried unanimously to go into Executive Session. The purpose and topic of discussion is indigent and legal matters. The vote to do so is by roll call vote as follows: Mike Paradis, Commissioner, aye, and Joe Holmes, Commissioner, aye.

**Out of Executive Session:** Mike Paradis, Commissioner, made a motion to move out of Executive Session. Joe Holmes, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

**Indigent Claims:**

Claim numbers 2016-06, 2016-07 and 2016-08 were reviewed with Indigent Clerk Gertie Young. After review and discussion, Joe Holmes, Commissioner, made a motion to deny the stated three claims. Mike Paradis, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

**Legal Counsel:** No action was taken.

Steve Ryals joined the meeting.

**TOM WATTS:** Present Tom and Brenda Watts. Mr. Watts came before the Board to introduce himself.

September 12, 2016 – Continued:

**ADAMS COUNTY HISTORIC PRESERVATION COMMITTEE:** Present are the following: Elaine Johnston, Tim Toomey, Pat Trainor and Jim Mahon. After discussion, Joe Holmes, Commissioner, made a motion to appoint Jim Mahon to the vacant position on the committee. Mike Paradis, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

**ROAD & BRIDGE WEEKLY LOG:** August 22 - September 8, 2016

**Monday: August 22, 2016**

**New Meadows:** Doug mowed West Pine Subdivision, checked State Shed and Circle C roads for blading. Lamont hauled rock on Ogle Lane.

**Council:** Ed off. Shawn pushed rock, Denys rolled rock, and Vern hauled rock to Ogle Lane. Steve dug rock and loaded trucks at Goodrich pit. Chris worked on weekly sheets and Weiser R water permit. William and Dan worked on #23 with LRS.

**Indian Valley:** Bill cleaned ditches on Grays Ck Road, checked signs and picked up parts. Greg hauled rock on Ogle Lane.

**Tuesday: August 23, 2016**

**New Meadows:** Doug and Lamont hauled rock on Ogle Lane.

**Council:** Vern off. Shawn pushed rock, Denys rolled rock, and Ed hauled rock to Ogle Lane. Steve dug rock then hauled rock on Ogle Lane. Chris worked on water permit and misc in office. William and Dan worked on #23 and #44.

**Indian Valley:** Greg off. Bill cleaned ditches on Whiteman and Grays Ck roads and marked culverts on Mundy Gulch Road.

**Wednesday: August 24, 2016**

**New Meadows:** Doug and Lamont moved porter rails from Goose Ck to NM Shop and placed them and picked up tank.

**Council:** Vern, Dan and Denys off. Shawn laid gravel and Ed and William hauled gravel to Ogle Lane. Steve shaped up ditch line on Ogle Lane. Chris worked on purchase of loader, cleaned pickups and misc in office.

**Indian Valley:** Bill cleaned ditches on Mundy Gulch and marked culverts on S Grays Ck Road. Greg hauled rock on Ogle Lane.

**Thursday: August 25, 2016**

**New Meadows:** Doug and Lamont picked up foam rods from McCall, and smoothed washboards on Transfer Site, Substation, Farrell, State Shed and Circle C roads.

**Council:** Vern and Dan off. Shawn laid gravel on, Steve shaped up ditches, Denys, Ed and William hauled gravel on Ogle Lane. Chris worked on loader purchase, weekly sheets and cleaned in the shop.

**Indian Valley:** Greg off. Bill laid gravel on Ogle Lane.

**Monday: August 29, 2016**

**New Meadows:** Lamont off. Doug cut washboards on Smokey Boulder, Hot Springs and Hubbard roads and checked Lost Valley and Price Valley for issues.

September 12, 2016 – Road & Bridge Weekly Log Continued:

**Council:** Vern off. Shawn watered and rolled, Denys, Greg, Ed, William and Steve hauled gravel to Ogle Lane. Chris worked on weekly sheets, road logs, and rock pits. William and Dan worked on #23, Weed dept S-10 and #44.

**Indian Valley:** Bill laid gravel on Ogle Lane.

**Tuesday: August 30, 2016**

**New Meadows:** Lamont and Doug hauled gravel on Ogle Lane.

**Council:** Vern and Denys off. Shawn watered and rolled, Greg, Steve and Ed hauled gravel on Ogle Lane. Chris did computer backup and worked on road logs. William and Dan worked on #44, #63 and #67.

**Indian Valley:** Bill laid gravel on Ogle Lane.

**Wednesday: August 31, 2016**

**New Meadows:** Lamont hauled gravel on Ogle Lane. Doug hauled gravel on Ogle Lane and bladed Whitney, Fish Lake, the south end of Farrel, Clay Lane and South Norris roads.

**Council:** Vern off. Shawn watered and rolled, Greg, Denys, Ed and Steve hauled gravel on Ogle Lane. Chris worked on road logs and bills. William and Dan worked on #23 dozer and #67 trackhoe.

**Indian Valley:** Bill laid gravel on Ogle Lane.

**Thursday: September 1, 2016**

**New Meadows:** Lamont hauled gravel on Ogle Lane. Doug cut washboards on Lost Valley, Pineridge, West Pine, Ridge Ct, Mountain View Ct and did backhoe work at Packer Johns.

**Council:** Vern, Steve and Dan off. Shawn watered and rolled, Greg, Ed and Denys hauled gravel on Ogle Lane and filled driveways. Ed brought water truck and Shawn brought patrol back to Council. Chris worked on weekly sheets, shuttled and searched info on Mesa Road. William worked on #67 and #72.

**Indian Valley:** Bill laid gravel on Ogle Lane.

**Monday: September 5, 2016 Holiday-Labor Day**

**Tuesday: September 6, 2016**

**New Meadows:** Doug cut washboards on Price Valley, Pineridge Ave, West Pine, Ridge Dr. and Mountain View Ct then worked at Packer Johns. Lamont checked roads, filled the water truck and put out signs for Walker Road.

**Council:** Steve hauled roller to NM and ran the water truck on Walker Road. Denys and Greg cleaned ditch on S Exeter and Airport roads. Shawn moved culverts from IV to Council and took road signs to NM for Walker Road paving. Vern and Ed hauled the backhoe to Council and checked roads for work needed. Chris worked on weekly sheets, bills and attended PAWG meeting in Weiser. William and Dan worked on #23 and #111.

**Indian Valley:** Bill off.

**Wednesday: September 7, 2016**

September 12, 2016 – Road & Bridge Weekly Log Continued:

**New Meadows:** Doug and Lamont did prep work for Walker Road paving.

**Council:** Vern, Ed, Denys and Greg installed culverts on Missman, and Dickinson's for drainage on Kidwell Lane. Steve and Shawn rolled and watered on Walker Lane road prep. Chris worked on bills, equipment maintenance logs and weekly sheets. Dan and William worked on MF cattleguard, #207 water truck in NM and #40.

**Indian Valley:** Bill off.

**Thursday: September 8, 2016**

**New Meadows:** Doug rolled and watered Walker Lane. Lamont attended safety meeting worked at shop then off.

**Council:** Denys off. **Employee Safety meeting.** Vern and Shawn moved remaining road fabric from IV to Council and trackhoe to New Meadows. Steve and Greg cleaned ditch and hauled away muck on Missman and Mill Ck. Chris worked on weekly sheets and fiscal sheets. William and Dan worked on Trackhoe put oversized load sign on trailer.

**Indian Valley:** Bill off.

**WEED DEPARTMENT WEEKLY LOG:** August 15 - August 26, 2016

**August 15, 2016:** Met briefly with the commissioners to bring them up to date on the new BLM agreement for the next 5 years. Then to New Meadows to complete spraying on Farrell Road, Packer John Road, Whitney and Fish Lake Road. Begin spraying on Raney Road. Submitted the BLM application on line to Grants.gov.

**August 16, 2016:** We backpack spray for Spotted Knapweed along the highway at MP 153 this morning. Following that we returned to New Meadows and completed Raney Road, then worked on Substation and Walker. I responded to an email request for advice for a landowner who wants to control some nuisance species on his property.

**August 17, 2016:** We backpack spray for Spotted Knapweed along Hwy 95 around MP 153 and south of the Mill. Then complete Walker Lane and South Norris and start the west lane of South End and Carr Road.

**August 18, 2016:** Complete spraying on South End Rd; Hubbard Lane; 6 Mile Creek.

**August 19, 2016:** We spray Black Bear and Bally Roads and Smokey Boulder Road. Wind comes up, so the afternoon is spent surveying weeds in the King's Pines/Ski Hill area.

**August 22, 2016:** We spray puncturevine on Kleinschmidt Grade from Hell's Canyon Park to the Bokides Ranch. Completed the uphill lane before the wind came up, downhill lane will be done later.

**August 23, 2016:** Winds to 13 mph at the shop this morning. We issue chemical to Saddlehorn (Ferrell Crossley) for the BLM Spray Contract and log in returned chemical from Wild Turkeys (Jake Eich and Tom Landweer) and receive Wild Turkey's invoice for BLM work done. Jake gave us a quick demonstration of a drone system that they are using to find weeds out in rangeland. Request BLM funds from ASAP for the BLM contract work. Transfer sprays solution from the GMC and UTV to the Ford spray truck. ID work on two species of grass and some berries sent in by Tyanne Freeburg.

**August 24, 2016:** To Caldwell to pick up chemical.

September 12, 2016 – Weed Department Weekly Log Continued:

**August 25, 2016:** Spray Canada thistle along Hwy 55 from New Meadows to Cemetery Road in Old Meadows and along Hwy 95 from the airport in New Meadows to Zim's Road.

**August 26, 2016:** Complete spraying puncturevine on Kleinschmidt Grade.

**WEED DEPARTMENT WEEKLY LOG:** August 29 - September 9, 2016

**August 29, 2016:** Sprayed puncturevine along Little Weiser River Road, King Hill Road, Goodrich Road, Sage Ct, River Vista Ct, Bitterbrush Ct and Hidden Canyon roads. Emailed weed control information to an out-of-state landowner.

**August 30, 2016:** Sprayed puncturevine on North Hornet, Upper Dale and the eastbound lane of Ridge Road.

**August 31, 2016:** Met with Nick Zurfluh from ISDA, and assisted him with an aquatic weed and invasive species survey of Lost Valley Reservoir. Issued chemical to Wild Turkeys Weed Control for the CWMA Leafy Spurge Contract.

**September 1, 2016:** Sprayed roadsides in the Rock Flat and King's Pines area; Whitefield, Long View, Ridge Drive, Harrington, Warren Ct and Meadowwood. Drove through the construction on Brundage Road to see how the project was progressing, and to check the Brundage Mtn parking area for weeds.

**September 2, 2016:** Jerry to Caldwell to take his Ag Herbicide Applicator test. I take comp time off for the day.

**September 5, 2016:** Labor Day Holiday.

**September 6, 2016:** Complete spraying on Ridge Road and North Ridge Road; northbound lane of West Fork.

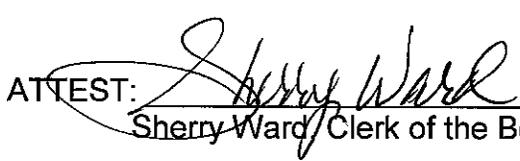
**September 7, 2016:** PTO for me, Jerry sprays puncturevine and other species around the New Courthouse and parking areas; Boise Cascade Park; the Old Courthouse and shop area; and the Extension Service Office and parking areas. Jerry is notified that he has passed his Ag Herbicide Applicator test, and is now a Licensed Professional Applicator in Idaho.

**September 8, 2016:** PTO for me, Jerry continues with spraying puncturevine and other species at the Fairgrounds; New Courthouse; Boise Cascade Park; the Weed Shop yard; and along Fairway Drive at the golf course.

**September 9, 2016:** Windy this morning. Ferrel Crossley came in to download data on the BLM Contract work and to check in unused chemical from that project. I work on office projects while Jerry works on maintenance on the sprayers.

With no other matters to come before the Board, the Board adjourned until Monday, September 19, 2016.

ATTEST:

  
Sherry Ward, Clerk of the Board

  
Bill Brown, Chairman of the Board

September 19, 2016

The Board of Adams County Commissioners of Adams County, Idaho does hereby meet this Monday, September 19, 2016. There being present Bill Brown, Commissioner, Mike Paradis, Commissioner, Joe Holmes, Commissioner and Clerk Sherry Ward.

Present Lyle Sall from The Adams County Record.

Whereupon the following proceedings are had, to-wit:

Chairman Bill Brown opened the Adams County Commissioner meeting at 9:15 a.m.

**MOTION AND ORDER TO AMEND AGENDA:**

Joe Holmes, Commissioner, moves that this governing body, pursuant to Idaho Code §74-204, amend the agenda for the meeting as follows:

Senior Firewood Modification agreement signature/approval  
Isaac Ward at 2:30 pm to discuss well in Indian Valley  
COBRA Administration

The listed amendments are time sensitive and need to be addressed. Mike Paradis, Commissioner, seconded the motion to amend the agenda. The motion passed unanimously by voice vote.

**OLD BUSINESS:**

**Packer John Park:** No discussion was held at this meeting.

**Transfer Site/Landfill – Consent Order, Operational Manual:** No discussion was held at this meeting.

**NEW BUSINESS:**

**LAND SPLITS – APPROVAL:** Assessor Chief Deputy came before the Board to bring to the Board's attention a land split in New Meadows. The property owner is Danny Schlachter, total acreage is 16.79 acres. The owner had the property surveyed and requested a split into two parcels, one for 11.57 acres and the second for 5.22 acres. Don Horton stated the parcel is classified as an original parcel. After discussion, Mike Paradis, Commissioner, made a motion to approve the split pursuant to the Assessor's and Treasurer's request. Joe Holmes, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

**SOLID WASTE MATTERS:** Present Solid Waste Supervisor Jim McLeod.

**Scott Kump:** Jim informed the Board that Scott will be leaving in the near future. The County will need to advertise for the position. Start rate of pay is \$13.70/hour, 5-days/per week, no more than 19 hours per week. The job description will be to maintain the New Meadows Recycling operations. No Persi benefits and no health/sick/vacation benefits.

**DEQ Letter dated September 01, 2016:** A conference call was setup with Andy Mork from AFF, LLC to address the September 01, 2016 letter. The letter is addressing compliance completeness items. The following was prepared to address the items:

1. **Consent Order Schedule:** The County has made significant progress in the last five months meeting the conditions of the Consent Order. As the Adams County consultant for the last five months, the AFF, LLC team strives to provide quality deliverables to fulfill the remaining conditions.

September 19, 2016 – DEQ Letter Continued:

They understand the County's concerns regarding the schedule, and the team continues to work diligently to meet the schedule. An update of specific items on the Compliance Completeness matrix is as follows:

**Borrow Source Identification:** On 9 August six trenches were excavated with a trackhoe around the perimeter of Hill 3282. Hill 3282 is located on County-owned land immediately east of the Goodrich Road Landfill property, and was previously identified as a borrow source for final cover.

Clay was encountered in all six trenches. The clay observed in the trenches exhibited similar visual characteristics as the clay recovered from Boring B-2 at the crest of Hill 3282. The Closure Plan submitted as part of the revised Operations Plan will summarize the results of the trenching task, and provide an updated estimate of quantity contained within the area explored.

Consent Order Term 7a specifies the clay intended for use as final cover material was the target for the source investigation. As discussed in the 15 September telephone conversation, due to AFF, LLC questions regarding the DEQ-approved infiltration model protocol and lack of response from DEQ staff, the clay cover concept was discarded and replaced with a synthetic liner system. The synthetic liner system design will be incorporated in the upcoming Closure Plan. The Closure Plan will be a separate chapter within the revised Operations Plan.

We appreciate utilizing DEQ staff for clarification of questions arising from DEQ-approved methodologies, and regret the opportunity to discuss the modeling issue with DEQ staff. Please refer to Item 3 in this correspondence for an explanation of this communication anomaly.

- **Scaled Map:** A scaled map of the surveyed boundary of all waste cells will be provided in the revised Operations Plan.
- **Daily Cover:** The clay deposit underlying Hill 3282 discussed in the first bullet will be used as a daily cover source for the Goodrich Road Landfill. The revised Operations Plan will include a volume estimate for the clay reserves at this location.
- **Run-On/Run-Off Design Plan:** This Plan was submitted to DEQ for review on 28 August.
- **Revised Operations Plan:** The revised Operations Plan will be submitted to DEQ within 30 days of receipt of written approval of the Draft Run-On/Run-Off Design Plan.
- **Groundwater Monitoring:** A driller has been retained to commence well installation at the landfill. The first well was originally scheduled for installation in August. Recent conversations with the driller indicate his schedule backlog and rig breakdowns make a mid- to late October installation more likely.

We will give DEQ at least 48-hours' notice of the start of drilling activity so that a DEQ representative may be on hand to observe the drilling operation.

2. Draft Run-On/Run-Off Design Plan Review: As noted in bullet 4 above, the Plan was submitted for review on 28 August. We appreciate the review and look forward to receiving your comments.
3. Contact with DEQ Staff regarding modeling: Completion of some Consent Order tasks requires use of DEQ-approved methodology. In order to clarify technical questions with the DEQ infiltration model of choice, an e-mail outlining the issues was sent to a DEQ State-Office employee on 25 August. No reply was received from DEQ until the telephone conversation of 15 September.

September 19, 2016: DEQ Letter Continued:

In the 15 September telephone conversation Gantz and Ehlert indicated regional office staff should be the point of contact for technical questions in regard to Consent Order issues. AFF, LLC will employ this guidance in subsequent discussion with DEQ staff in connection with Consent Order questions.

**ROAD & BRIDGE MATTERS:** Present Kraig Spelman.

**Walker Pavement Project:** Spelman discussed the paving project.

**COMMISSIONER MINUTES:** Minutes for the September 12, 2016 commissioner meeting were reviewed. Commissioner Mike Paradis made a motion to approve the commissioner minutes for September 12, 2016. Joe Holmes, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

**SHERIFF MATTERS:** Present Sheriff Ryan Zollman.

**Jail:** The County Jail houses currently 24 inmates.

**911 Award:** The State awarded Adams County \$207,000.00 in funds to update the 911 System.

**PACKER JOHN PARK WITH DEAN DRYDEN:** Dean Dryden came before the Board to discuss the type of fence that has been built adjacent to his property. Mr. Dryden stated it is not a cattle fence and will need some fortification to make it acceptable. Commissioner Paradis stated he reviewed the fence and is in agreement with Mr. Dryden.

**GEM PLAN:** Present Tim Marks.

Gem Plan representative Tim Marks stopped by to give a brief review of Gem Plan's financial status.

**FOREST SERVICE UPDATE:** District rangers Greg Lesch and Kim Pierson updated the Board on Forest Service matters.

**PUBLIC HEARING FOR KNIFE RIVER CONDITIONAL USE PERMIT:** The meeting was moved to the courtroom for more room due to public turnout.

The following were present for the meeting: Josh Smith/Knife River, Mark Mahon/Mahon Logging, Alan York, George McCready, Donna McCready, Bruce Matson, Cheryl Matson, Tobi Rubelt, Norma and Tom Grossen, Patrice Ashton, Larry Ashton, David Poor, Joyce Zollman, Don Horton, Kelly Timmerman, John Spaulding, Ike Martinez, Reed Henderson, Jr., Gary Peterson, Ava Rubelt, Jack Rubelt, Lyle Sall, Bret and Doris Armacost.

Commissioner Bill Brown welcomed the public and started the meeting by stating that Knife River has applied for a CUP for a rock crushing operation that is being utilized for the bypass project. He stated that comments will be taken at the public hearing; the meeting will be open for 10 days for public input.

He asked Don Horton, former administrator for P&Z to present what had happened so far during P&Z meetings with this application.

**Don Horton:** The Conditional Use Permit was initially applied for by Knife River and Grossen for a one-time only permit for the bypass project. Because good rock was found, they would like to sell that rock to other people, doing other work. That is the difference to the initial use permit. The State reclamation plan is the same, the pit is in the same location, out Council Cuprum Road until one hits Ridge Road, there is a sign showing where the pit is located. It is not visible from the road and so far no complaints had been received.

September 19, 2016 – Public Hearing for Knife River CUP Continued:

**Mike Paradis:** Commissioner Paradis stated that the application is to make it a commercial pit, for the ability to sell the rock to individuals and others, bringing in the crusher on an as needed basis.

**Josh Smith/Knife River:** Mr. Smith introduced himself as the manager, in charge of operations for the bypass project and rock pit. Initially they tested rock to check quality and volume. He mentioned that the rock is high quality basalt, a good supply and therefore would like to keep the pit open for further work in and around this area, to be available for other projects coming along like overlays, chip sealing, etc. There were no immediate plans to stack rock up for commercial sales. They are currently done crushing; the crusher is now doing work at Mahon's pit. It is not a matter of expanding, just a matter of not retiring the source or closing it up.

**Joe Holmes:** Commissioner Holmes did not voice any concerns, nor did Commissioner Paradis.

Commissioner Brown opened the meeting for public comment and mentioned that Knife River wants to be able to have the pit available for further road work in the area.

**Jeff Howard:** Mr. Howard read a petition, signed by 29 residents, who live on the route from the rock pit to town, into the record. The petition mainly asked the commission to reject the permanent creation of the gravel pit, keep it as a one-time operation as approved in the original CUP. It is an overall safety hazard, interrupts the peaceful enjoyment of the attendees' own properties.

**Mark Mahon:** Mr. Mahon supports the rock pit for the purpose of maintaining commerce and industry in the County. It is crucial for the Dept of Lands to have gravel available for roads. The pit is in a good location. He is a neighbor as well and does not have any complaints about traffic, etc.

**George McCready:** Would like to understand what the benefit is for the County. It is imposing problems for 29 people signing the petition.

**Alan York:** Stated that he owned a rock pit that was sold to new company, Kesler Construction. Spoke about specs for rock to pass for usage on roads. The impact he is seeing are work vehicles from Knife River, supporting businesses in town from gas station to restaurants to grocery store and RV park. Everyone should look positively at the rock pit. When years ago the paving was done on the road and rock was brought from Midvale, it cost the taxpayers a lot of money, bringing it from that far away. He supports the rock pit. Gravel trucks are not any different than the logging trucks coming out of that area over the last 30 years.

**Larry Ashton:** Explained that he just moved here, trucks with compression brakes are noisy, they are a hazard too, son had a close encounter at mail box with a truck not slowing down. He would think that most revenues for the County come through property taxes and sales taxes. Because of these destructions, it will lower property values, people will not move here.

He asked the commission to keep the long-term impact in mind when making a decision.

**Brett Armacost:** He supports commerce, would like to have some kind of dust abatement. Road was watered. He would like to receive notifications before blasting.

**Tobi Rubelt:** Questioned who oversees State reclamation. Answer by Commissioner Brown was the State of Idaho. Mrs. Rubelt lives on a blind corner, has safety concerns, asked if any checks were done on the road, if the compression is accurate on the road, was the road re-compacted when the asphalt came off before, who will be responsible to fix the road if another project is being done?

September 19, 2016 – Public Hearing for Knife River CUP Continued:

**Mike Paradis:** Answered when road was re-done, it was up to federal highway specs.

**Kelly Timmerman:** Mentioned that he hears the crusher, had a question on the volume and timeframe, will it be running during the winter.

**Doris Armacost:** Had a question on how many jobs are created in the community, does it support local community? Or is Knife River bringing in their own employees?

**Sheryl Matson:** Biggest problem is the speed limit. Trucks do not slow down to 35, jake breaks are noisy. Logging trucks are more considered. There is noise all the time, safety issues for animals, cows and kids on the road. Questions how the operation would affect property values. She is against the rock pit.

**Ike Martinez:** Supports commerce. Lived through heavy logging truck noise over the years. Is in favor of the rock pit. Rock won't be hauled all year around.

**Donna McCready:** Purchased her property in 1995. In 1997 worked with Tim Toomey on a comprehensive plan committee, looking for Council to go into a different direction because logging had gone away. The area she lived in was specifically targeted for lots no less than 10 to 20 acres, for aesthetic beauty, keeping things the way they were, a lot of importance was placed on this. Questioned what had happened to those standards, peace and quiet, tranquility, few houses, set for that area so many years ago?

**Ava Rubelt:** Trucks come right down, sound like coming into living room or bedroom window. Questioned how the road will be affected. They do not hear the crusher real loud, do not have too much dust, Knife River kept up with that, but the noise and road are the main concerns.

**Gary Peterson:** Can hear the crusher sometimes in the night, living about 2 miles away from the operation. He is not against progress, asked if the pit will last for 20 years or running, wanted to know what the volume will be?

**Bruce Matson:** Spoke about existing traffic, this additional traffic adds to the load. Is against the pit, it is obnoxious.

**Donna McCready:** Agreed with the amount of existing traffic prior to the pit, such as seasonal hunters, etc, this adds to the load.

**Alan York:** In response to some issues raised, he told the public that they owned dump trucks, all truckers pay road tax to use the highways on whatever they are licensed to gross haul. Does not know if money comes to County or the State receives it all.

In regards to the reclamation plan, it does not have to be implemented until the pit is being closed and is done per specs required by the State.

**Mike Paradis:** Informed the public that the County Road and Bridge Department is funded by secure rural schools money and highway user fees, includes road tax and fuel tax (part of it goes back). No property tax Dollars are used to fund that department.

**Tobi Rubelt:** Once a pit has been established, is it forever there? Per Commissioner Brown, once the pit is inactive, rules of reclamation set by the State need to be followed. The pit needs to be brought back to the historical state.

**Don Horton:** The CUP is good as long as it is used every year. If it is not used for a year, a letter has to be sent to Planning and Zoning, stating why it was not used, or if it will be used again the following year. It cannot be kept open as long as someone wants it. If an owner wants to re-open an old pit, they have to apply for a new CUP.

September 19, 2016 – Public Hearing for Knife River CUP Continued:

**Donna McCready:** Asked what rules and regulations will be imposed if going forward with the CUP.

**Bill Brown:** Answered that he will allow people to rebuttal, if it is decided that the project will move forward, there will be a full list with requirements.

**Mark Mahon:** In his view, there are two choices for the County, one being commerce and industry, the other bringing in wealthy people to buy nice houses, do a resort based economy. Council tried to go that last route with tourism, it did not work. Have to have industry based economy. Mr. Mahon is a logger, generates 17 full time jobs, has a payroll of 500,000.00. Logs were driven out on that road since 100 years, that road is rock solid. Suggested to write the drivers speeding tickets, County has to have rocked roads to do forest management. He has animals that are fenced in and kids, who are not allowed to play on the road. If there is no forest management and neighborhoods burns down, that would really affect neighborhood value.

**Larry Ashton:** There are other alternatives, commerce and industry is important. But, the community was there before the rock crusher.

**Jeff Howard:** Knife River has done a great job in terms of short economic gain. Questioned what the long term gain is when this project is done. His concerns are that if this CUP is opened up to Knife River and then the projects are north of town, what are the benefits for this area? Jeff read out questions, such as: Why is the permit in Knife River's name, not the land owner's? If approved, will there be notifications before the start of any large scale operation, is risk assessment part of the Planning and Zoning review process, what is the liability to the County, should any issues arise, will a new State approved reclamation plan change the existing parameters, questions the long-term economic benefits to the County.

**Bill Brown:** Read some of the conditions listed in the original approved CUP, such as blasting should be proceeded by notifications of neighboring residents (2 times), Knife River will document status of road via video prior to starting the project, road will be repaired, rock spillage cleaned up, speed limits must be adhered to, etc. Comments and concerns from today's meeting if project moves forward will be incorporated into decision.

**Josh Smith:** Mr. Smith voiced his appreciation for everyone's comments and addressed the concerns with the following answers:

This is the largest project of a reconstruction nature in the State. Therefore, more gravel is being used at this time. The Dept of Lands requires Knife River to furnish a bond in regards to the reclamation plan, the cost is substantial.

Knife River has to pay for that bond. Plan is done as required by the State of Idaho. They did receive a list of neighbors in the area before blasting. He did not see a problem to give earlier notice to all persons. In regards to dust abatement – this is the first time he has heard that the crusher is dirty, will address that matter. Re: Jake breaks and speed: Mr. Smith is in charge of trucks, he will fix that, they could also start later in the day. The crusher was skirted with rocks to mask any noise. Mr. Mahon suggested hiring drivers with good mufflers on trucks. Knife River employs Idaho workers, hired a handful of people to help with this project. If people want to travel with the company, it is an offer to sustain employment. Taxpayers paid \$650,000.00 to haul rock from Midvale on the previous paving project. Video was taken of the road before starting the project, the road is solid. This will not be a 24x7 operation; the company wants to secure the opportunity to come back. There will be chip seal put over the road done 3 – 4 years ago. That job requires two to three weeks worth of rock crushing, plus piling up some rocks to use on log roads. They took about ½ the quantity of what was mapped out. They asked for permission to use rock for other projects in the area. It could be 2 -3 years down the road, when they would be there again. Rock source was found by Superintendent out hunting. They tested Mahon and York pits as well before settling on the Grossen pit.

September 19, 2016 – Public Hearing for Knife River CUP Continued:

**George McCready:** Showed photos of road with broken down truck. The road is not wide enough to accommodate any kind of problems with trucks. There are safety concerns with only one lane open. Josh Smith did not have any knowledge of that specific incident. At least people were responsible to watch traffic as the photo shows.

**Josh Smith:** Mr. Grossen does not have a rock crusher or subcontractors, reclamation plan is with his approval, the permit to operate is through Knife River. Overall Knife River holds responsibility. Both names are on the permit. Rock to be used was pre-tested. Knife River got the final approval from the State to go for the project on the day of the first conditional use permit meeting, which was purely coincidental.

**Ava Rubelt:** Wanted to know if the CUP gets approved, can they crush for anyone, sell gravel at any time. Answer was yes.

**Alan York:** They can keep CUP open as long as selling small dump truck loads of gravel, do not have to have a crusher on site.

**Tobi Rubelt:** Has a question on who the oversight committee on all of it is and if there are concerns, who will handle those concerns? Commissioners are responsible per Commissioner Brown.

**Josh Smith:** Knife River is a large company, is publicly traded, complaints are being addressed if there are problems with their operations.

**Sheryl Matson:** Do they sell gravel to other companies? Who polices the company they are selling rock to? What recourse do people have if that company does not comply with conditions?

**Josh Smith:** The primary intention is to use the rock for their projects. They would sell as well.

**Mike Paradis:** If there are issues, people can call Knife River, the Sheriff's office is responsible for speeding issues.

**Bill Brown:** The commission would hold the permit holder to the conditions. People can also call the commission.

Discussion ensued over speeding issues, repercussions to truck drivers if not following set rules.

**Josh Smith:** Will have sign installed when leaving pit with guidelines for truckers.

**Bill Brown:** Meeting will be held open for public comment, encouraged attendees to send conditions in that they would like to see for the permit. Open until the 10<sup>th</sup>, decision will be made at that time.

**Mike Paradis:** Commissioner Paradis gleans from the meeting that the biggest concerns are traffic and noise, issues that could be dealt with. There is only one pit that is grandfathered in and can do what they want. Every other pit has conditions on hours of operations, etc. This was a special deal for Knife River to work 24x7 to get the project done.

Commissioner Paradis represents Adams County on the Payette Forest Coalition, the steering team and bench committee, trying to get the County back to a national resource based economy through active forest management. The mill shut down in 1995, partly because of lack of supply. There is a group of people getting together on a monthly basis to come up with a collaborative project for the Forest Service to do. He worked on the Mill Creek Council Mountain project, there is one year left to go. He was working on a fourth project, Lost Valley/Boulder Creek, which was appealed in federal court to stop the project. That lawsuit was denied and the project is moving forward.

Adams County Board of Commissioner Minutes

September 19, 2016 – Public Hearing for Knife River CUP Continued:

Another project is the Huckleberry project, to be completed over an eight-year period. Every truck on that project will come down Council Cuprum Rd. Will there be the same complaints on that matter? When the mill shut down, the commissioners tried to develop a recreational based economy and that process failed, tried to bring in other businesses, that did not work either; therefore the County is going back to a natural resource based economy.

**Larry Ashton:** Said people would not be attending this meeting if the pit operation would not have been noticed. There are a lot of different opinions on the type of economy, just because something did not work in the past, does not mean that it would not work down the road.

**Bill Brown:** When the Forest Service came in and changed their operations, the idea was to move Council into a more recreational base, it did not work. The County went the Affordable Housing route, but people came for retirement. The only way of saving our community is doing it ourselves. If we move forward with this project, the conditions will be warranted for the project.

**Jeff Howard:** Prior to making a decision, will the commission hold another meeting? The decision will be made on the 10<sup>th</sup> of October, per Commissioner Brown. He would like for the community to weigh in more, send in real concerns and conditions. The commission will take comments into consideration.

**Alan York:** Was in business for 30 years, people worked with them, not for them. They were concerned with their safety at all time. Does Knife River have a safety meeting once a week with the whole crew? Will the problems be addressed in these meetings?

**Josh Smith:** Answer yes and yes.

**Jeff Howard:** Previous P&Z Commission held their meetings in the evening. Could commissioners move these meetings to the evening so that more people can attend?

**Bill Brown:** Commission will try to do that.

**ISSAC WARD – WELL AGREEMENT:** Present Isaac Ward, Kathy Veselka, Don Dowdy.

Discussed was the well at the Community Hall. The pump went out again. It was decided that the Prosecutor will draw up an agreement. The County could pay half of the cost, the other will be split between the Indian Valley Church and Community Hall. Commissioner Holmes will coordinate the trackhoe.

**CLAIMS:** Mike Paradis, Commissioner, reviewed all claims presented on September 19, 2016 in the amount of \$53,083.33. After review, Mike Paradis, Commissioner, made a motion to approve said claims. Bill Brown, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

**COMMISSIONER MINUTES:** Minutes for the September 12, 2016 commissioner meeting were reviewed. Mike Paradis, Commissioner, made a motion to approve the commissioner minutes with corrections. Bill Brown, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

**SENIOR FIREWOOD MODIFICATION AGREEMENT:** Commissioner Mike Paradis made a motion to approve the agreement. Bill Brown, Commissioner, seconded the motion. The motion passed unanimously by voice vote.

Discussion on the conditions for the CUP for Knife River will be scheduled for next week's meeting.

September 19, 2016 – Continued:

**ROAD & BRIDGE WEEKLY LOG:** September 12 - 15, 2016

**Monday: September 12, 2016**

**New Meadows:** Doug and Lamont watered and rolled Walker Lane for asphalt.

**Council:** Vern transported backhoe, Shawn, Ed and Denys rebuilt Bear fuel stand, and cleaned ditch on Mill Ck Road. Vern and Ed checked culverts. Chris worked on bills, weekly sheets and #111. William and Dan worked on #111 and #108.

**Indian Valley:** Bill marked culverts for phone locate and pulled ditches on Mundy Gulch Road. Steve cut pavement and measured pipes. Greg cut asphalt and rock raked on Mundy Gulch.

**Tuesday: September 13, 2016**

**New Meadows:** Doug and Lamont watered and rolled Walker Lane for asphalt.

**Council:** Ed off. Vern assisted with unloading stiff legs in NM, transported trackhoe to Ridge Road and backhoe from Bear to Council. Steve unloaded stiff legs and cleaned ditch on West Fork. Denys and Shawn put in culvert at Warner pit and checked Kleinschmidt grade for issues. Chris signed up employees for T2 classes, bills and studied water permits. William and Dan worked on #108 and #50.

**Indian Valley:** Bill pulled ditches and Greg rock raked on Mundy Gulch.

**Wednesday: September 14, 2016**

**New Meadows:** Doug and Lamont finished prep for asphalt.

**Council:** Vern transported backhoe to Ridge Road, changed oil in #109 and transported trackhoe to top of Ridge Road. Steve cleaned ditch on West Fork and moved to Ridge Road. Denys cleaned ditch from Fisk to the bridge on Ridge Road, Shawn and Ed hauled away the muck. Vern changed oil on #109 and shuttled signs for work on Ridge Road. Chris registered employees for T2 classes, bills and misc in office. William and Dan worked on #109 and the shop air compressor.

**Indian Valley:** Bill pulled ditches and Greg rock raked on Mundy Gulch Road.

**Thursday: September 15, 2016**

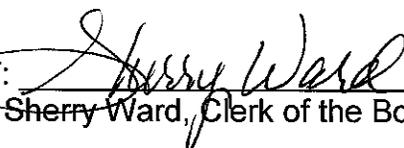
**New Meadows:** Doug and Lamont graveled approaches to Walker Road/Substation Road and driveways and returned signs to Council.

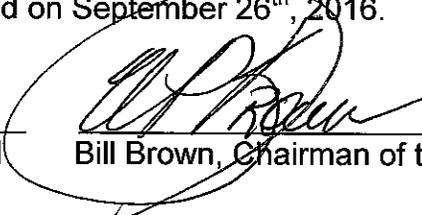
**Council:** Vern transported D7 to Bear rock pit and trackhoe to Meadow Lane in IV. Ed prepped Bear rock pit for loading. Steve, Denys and Shawn put in culvert, cleaned ditches and hauled muck on Ridge Road. Chris worked on weekly sheets, #111, road logs and permits. William worked on #64 and #111.

**Indian Valley:** Bill pulled ditches and Greg rock raked on Mundy Gulch Road and spread gravel on Ben Ross Road. Bill laid gravel on the slip at Ben Ross reservoir on Ben Ross Road.

With no other matters to come before the Board, the Board adjourned until Tuesday, October 11, 2016. No meeting will be held on September 26<sup>th</sup>, 2016.

ATTEST:

  
Sherry Ward, Clerk of the Board

  
Bill Brown, Chairman of the Board