COMMISSIONERS PROCEEDINGS
February 14, 2011

The Board of County Commissioners met in regular session pursuant to recess of February 7, 2011. Chairman Don Ebert called the meeting to order at 8:05 A.M. Roll Call. Also present was Commissioner Stan Leach and Commissioner Carole Galloway.

Minutes and reports received, reviewed and placed on file: Auditor/Recorder's Office quarterly report on fees collected; Statement of Treasurers' Cash; Cleanwater Economic Development Association Board of Directors Meeting Minutes December 16, 2010.

Agenda Changes: Commissioner Leach made the motion to add to the agenda in good faith effort the request for funds on the Konkolville Water Company Improvement Project RCBG-10-Il-12-PF and to approve and sign the request, Commissioner Galloway seconded motion, all voted yes, motion passed unanimously.

New/Ongoing/Other Business: BOCC approved and signed expense claims. The Medical Contract for Services between Blue Cross of Idaho and Back Country Medics was reviewed. The contract is allowing for an increase in the base rate charge and patient load miles rate on services that Back Country Medics can charge. Chair made the motion to sign the contract, Commissioner Leach seconded the motion, and all voted yes, motion passed unanimously.

January, 2011 expense claims were approved and ordered to be paid in the following amounts: Current Expense-$60,332.17; Road & Bridge-$65,877.41; Ambulance-$19,895.60; District Court-$3,930.86; County Fair-$347.00; Justice Fund-$93,853.22; Drug Court-$300.00; Interlock and Electronic Monitoring-$130.00; Historical Society and Museum-$7500.00; Health District-$14,849.25; Social Services-$58,362.06; Parks and Recreation-$512.48; Revaluation-$23,548.69; Enhanced 911-$2500.32; Solid Waste-$94,617.08; Current Expense Tort-$4,843.00; Weeds-$5006.42; Snowmobile-$3939.35; Capital Trust-$13,937.32; Waterways $8,643.24; Dent Bridge Trust-$31.90; Insurance & Grants-$49,537.97; Hospital Loan Trust Account-$6,712.58; DMV Trust-$2.00; Court Trust $1110-$4,431.00. Total expenses for January were $543,640.92. The following Departments incurred no expenses during January: Consolidated Election, Drug Investigation, Junior College Tuition, Unclaimed Property, Court Facility, Animal Damage Control, Disaster Recovery, Flood Recovery, Freeman Creek Trust, CAT Fund Trust, Capital Trust, BHS Capital, and CVH Loan Trust.

At 8:10 A.M., a motion was made by Commissioner Leach to hold an executive session to discuss personnel with Clerk Carrie Bird, seconded by Commissioner Galloway. Chair Ebert declared the Board to be in executive session as authorized by Idaho Code 67-2345(1) (b), to consider records that are exempt from disclosure as provided in chapter 3, title 9, Idaho Code. Chair, Aye; Commissioner Leach, Aye; Commissioner Galloway, Aye; motion carried unanimous.
Tami Wayt explained that Community Development Youth Coordinator/Educator more than just an Ag Person is needed for the vacant position from when Randy Brooks left. That creates two positions empty with the Extension Office. With Sarah Shoemaker and Randy Brooks gone the County needs the positions filled.

The state coordinator from the U of I will be meeting today with the Commissioners. The Farmer’s Market may need the help from the Community Development Personnel. The area needs the Community Development/Youth Development needs attention.

The annual projects for youth will still take place. Randy Brooks will facilitate the Forestry Leap training and Sixth Grade Forestry Tour. Chair asked that Ms. Wayt join the meeting with Mike Howe later in the session.

Clerk Carrie Bird asked the BOCC for final decision on the Early Retiree Medical Plan. Also present was Neal Johnson Insurance Agent of Record. The employee buy down was discussed. The early retiree can draw the buy down until it is finished. The deductible was discussed. If the County is fully funding the insurance buy down for every employee and the funds remains in the budget. The funds should be there to cover the buy down monies for the early retiree. The full amount is set aside as the deductible buy down in the budget.

Commissioner Leach explained that Gem Plan stated that the buy down for the early retiree does not have to be offered since they are fully funding the employees. The funds are dedicated for the full buy down on the employees. There haven’t been any early retirees to draw the buy down. The County needs to have it down in the employee policy. There will be 3 employees eligible for early retirement and two more the following year.

There isn’t any early retiree offered at this time for the Delta Dental program. The employee can enroll in the COBRA in Delta Dental plan. There will be a representative coming into the Agent of Record’s office. They will review the next options then. The Delta Dental plan has reviewed employee usage of the benefits.

There was discussion as to adding the eligibility into the Employee Handbook. The County will not pay the early retiree deductible buy down. When employees take the early retirement they can review the policy for eligibility as contained in the Gem Plan manual and is briefly referred to in the Employee Manual. Chair made the motion that the County’s intentions is to not pay the early retiree deductible buy down, Commissioner Leach seconded motion, all voted yes, motion passed unanimously.

At 9:00 A.M., a motion was made by Commissioner Leach to hold an executive session to discuss medical indigents with Social Services Director Lauri Stifanick, seconded by Commissioner Galloway. Chair Ebert declared the Board to be in executive session as authorized by Idaho Code 67-2345(1)(d), to consider records that are exempt from disclosure as provided in chapter 3, title 9, Idaho Code. Chair, Aye; Commissioner Leach, Aye; Commissioner Galloway, Aye; motion carried unanimous.

The Board came out executive session and approved case #111910-15, #041910-39, #091510-59, #013111-23; denied case #051210-46; Approved and Signed Clerk’s Statements on case #122810-18; Approved and Signed Liens on case #013111-23.
Commissioner Leach is meeting with the City of Pierce City Council to review the cardboard recycling. The City has been picking up the cardboard in comingled MSW dumpsters. Now there are separate cardboard dumpsters that will keep the material separate and the City employees will haul it over to AITCO. The City is collecting the cardboard and AITCO is hauling it down separately on Saturday to the old R&B Shop.

Sheriff Goetz provided a report from the department. The HB 111 on Tribal Law Enforcement was reviewed. The legislation has been heard in committee in the House. The area is opposed to the legislation. There are two things that need to be included giving the County Prosecutor and County Sheriff to have some authority in tribal court to protect the rights of the non tribal members.

The department has hired two new employees for patrol and one detective will be retiring in March. The department reviewed the cost for the County holding inmates in jail. There is a benefit to holding the inmates in Clearwater County. If the jail closed and inmates were housed in Nez Perce County there would be four people for the transport. The size of the County jail is the right size to house local inmates, State transfers and Tribal inmates.

There is also legislation to create POST training for Reserve Officers. This would help part time jailers get some training through that program. The Jail Inspector states that the jail standards requiring two jailers on shift are a necessity.

Three Commissioners are needed to serve on the Jail Standards Committee. One is needed from District II and Lewis County Commissioner Carroll Keith spoke of interest for serving on the committee. The Lewis County jail is very small and struggling to stay operational and to meet the jail standards.

Sheriff Goetz requested approval for the purchase of one unit to replace two freezers for the jail. There is space to put a bigger freezer upstairs. The appliance is a commercial grade for approximately $3552. There is a line item in jail for appliances. One freezer is out of commission now, it has been repaired several times and they are to the point it isn’t worth spending money on it.

P&Z update with Bobbi Kaufman. The Comp Plan has been copied. The Flood Plain coordinator has planned training on the Flood Plain Management for administrators or elected officials on March 1st in Sandpoint. Ms. Kaufman wants to attend to study for certification. The consensus is to approve for Ms. Kaufman to attend the training. Commissioner Galloway expressed interest, but has conflicting schedule. Chair advised that she has to watch comp time accrual. FEMA is working on some updates on the flood plain maps.
The vacant P&Z position was discussed; three applications have been received. The applicants could be interviewed; no decision was made.

At 10:30 A.M., the BOCC took the session to the courthouse steps for a public reading and signing of the Proclamation of the Clearwater County 100th Centennial Celebration. The elected officials, county employees and reporters from the media joined the proclamation ceremony. The Board each read a section of the original Proclamation.

The Board of Commissioners and Clerk Carrie Bird signed 6 copies of the original parchment paper Proclamations. One will be on display in the Clerk’s office; each museum in the County will receive an original copy for display and one to be placed into the time Centennial time capsule.

Commissioner Leach made the motion to sign the Proclamation, Commissioner Galloway seconded motion, and all voted yes, motion passed unanimously.

PROCLAMATION BY CLEARWATER COUNTY BOARD OF COMMISSIONERS

WHEREAS, February 2011 marks the 100th anniversary of the creation of Clearwater County under the authority of the provisions of House Bill No. 2 of the Eleventh Session of the Legislature of the State of Idaho; and

WHEREAS, in accordance and pursuant to the authority the Idaho State Legislature approved the county seat be established in the Village of Orofino; and

WHEREAS, the Second Judicial District Judge thereby administered the official oath of office to the duly appointed Commissioners of the County of Clearwater; and

WHEREAS, the appointed Commissioners of the County of Clearwater did elect by majority vote a Chairman; and

WHEREAS, the Chairman duly and regularly administered the official oath of office to the appointed Clerk of the District Court and Ex-officio Auditor and Recorder and Ex-officio Clerk of the Board of County Commissioners; and

WHEREAS, the Board of County Commissioners by unanimous vote adopted a seal for the county and established the place of business of certain officers of the County to be transacted; and

WHEREAS, thereby further pursuance of the provisions of the said House Bill No. 2, divided said County of Clearwater into three Commissioners Districts; and

WHEREAS, after establishment of the district boundaries, the Board of County Commissioners duly administered the official oath of office and fixed the official bonds of the officers of the Clerk of the District Court; Auditor and Recorder; Sheriff; Assessor; Tax Collector; Coroner; Probate Judge; Prosecuting Attorney; Ex Officio Public Administrator; Treasurer, County Surveyor and County Superintendent; and

WHEREAS, the Board at this time in pursuance to the House Bill No. 2 made an order appointing an Accountant for Clearwater County in the settlement and adjustment of the business property and affairs between Clearwater County and Nez Perce County, and ordered transcribed in full record every instrument pertaining to Clearwater County from the records of the Recorders office of Nez Perce County and portions as transcribed of the Shoshone Annexation to Nez Perce County; and

WHEREAS, the Board of Clearwater County established the beginning of the official County business as authorized by the Eleventh Legislative Session of the State of Idaho. as it has continued through the following 100 years to this date; and

WHEREAS, the current acting Board of Clearwater County opens this year of centennial celebration for the County, honoring its founders, and congratulating the citizens of said County on this anniversary;

NOW, THEREFORE, the Board of County Commissioners of Clearwater County, Idaho do hereby proclaim February, 2011 to be

CLEARWATER COUNTY CENTENNIAL BIRTHDAY

ATTEST:  

Don Ebert, Chairman

Stan Leach, Commissioner
The Board met with Mike Howell from the University of Idaho Extension Services. Mr. Howell presented information on the positions vacate in the Extension Services office. Randy Brooks has a new position with the U of I as the State Forester. Ms. Tami Wayt joined the discussion of the positions vacant from Randy Brooks and Sarah Shoemaker. Mr. Howell explained that the University has opened the position for an Extension Officer as an entry level. The position vacated by Ms. Shoemaker has been cut by the U of I. They will only fill the position held by Randy Brooks.

The U of I is looking at a possible 5-10 percent overall budget cut. They ask what the County foresees as duties that are necessary for a Cooperative Extension Officer.

The U of I is looking at retiring faculty or cutting faculty that are not tenured. The options available for hiring someone into Randy Brooks’s position were reviewed. They may be able to move someone within the existing program from out of the area. The U of I will look at possibly hiring after March 15th and advertise internally. The other option is providing a position as continued with the partnership of the County contribution, U of I, federal funds and some grants. They may look to partnering with faculty working in other counties.

Chair advised that the County is aware of budget cuts, but the County shouldn’t suffer because there are two vacancies. The program in Idaho for extension and Ag research is under same umbrella in the U of I and funded within the College of Ag without the benefit of the college tuition.

The trend in counties that have more than one faculty member is that they will see cuts. In the last 10 years the funds for the program have continually been declining. The 4-H program is viable in Clearwater County and they don’t see cuts.

The natural resources and community economic development is fundamental to the County position. The Forestry program and Leap Program will be continued by Randy Brooks. The 4-H position is paid ½ time by the County. There could be a position included to cover 25 percent of the 4-H faculty.

The funding for a position to replace Randy Brooks doesn’t need to be cut because the position is being listed as an entry level pay grade. The position salary will be advertised at approximately $40,000 plus fringe.

Ms. Galloway asked what the extension program provided within the community. The needs have changed. The natural resources programs will remain viable with Chris Schneif and Randy Brooks. The Forest Stewardship program is a base program because of the natural resource based community. The educator in the county position is a faculty person in the community.

Chair asked if the U of I will fill Randy Brooks position and pick up Marie Armitage for 4-H for full time. The entry level will pay the same rate for Randy’s or Sarah’s positions. The County needs the programs to continue in natural resources, community development, youth programs and 4-H. The County needs someone to have a basis of experience of the above said programs and experience with rural communities. The consensus of the Board is to
lobby for the U of I to not cut the position further. Can a regional partnership be developed to cover water quality and community economic development? The U of I is working on supporting CEDA on projects in the area also. The five county regions will see a sharing of the educators.

Mr. Howell will draft a position announcement for filling an entry level Extension Officer to replace Randy Brooks and fill the 4-H officer to full time. The person would need to fill Randy’s shoes so to speak. If someone is moved within the U of I faculty they may become a facilitator for cooperation in the region extension programs. The County does not want to get short changed on the position and wants to have a voice in the final decision. The loss of the position held by Sarah Shoemaker is going to have a hard impact on the County. The Board can contact the head of the department to explain the County’s needs.

The Board received a request to grant a tax extension on MH POAVRT000010A from Letha Meinhart. The 2010 taxes owed are $180.80. The trailer was demolished in October 2010. Treasurer Dawn Erlewine explained that the solid waste fees could be cancelled in the amount of $25.80. Also the Treasurer reflects a payment of $50. The Assessor’s office has removed the trailer from the tax rolls for 2011. The remaining balance owed for 2010 is $105. The trailer taxes are going to a Warrant of Distraint. The consensus is to pull the tax bill from Warrant of Distraint. The consensus is to grant a tax extension until April 15th on the balance of taxes, plus penalties and interest. The trailer was not lived in the last year, the demolition was taking place. Chair Ebert explained that he talked with Ms. Meinhart and feels that the property owner is being forthcoming on the issue. The payment on the trailer was made as a good faith effort. Chair offered cancelling the remaining balance. The $50 could be applied to the taxes and remaining on solid waste and cancel the balance. Chair made the motion to apply the $50 payment to the taxes on MHPOAVRT000010A and apply the remainder to the solid waste fee and cancel the remaining balance on the $180.80 2010 bill, Commissioner Leach seconded motion, all voted yes, motion passed unanimously.

IT/Networking/Re-addressing report was reviewed with Angela Vander Pas. Sheriff Goetz advised Ms. Vander Pas of an error of a physical address not matching the address on the parcel layer. The Assessor’s changed addresses before the rural addressing was audited. The Assessor’s office needs to audit their own work. Ms. Vander Pas has provided updates on addresses to the Assessor’s office. The IT department can give the addresses per road to the Assessor’s for them to double check the addresses for matches. The Assessor’s office has also changed the RP numbers so they don’t match with rural addressing.

There was a road name request for a driveway behind the Clearwater Homes business. Two lanes with trailers access off the street at the business location. Skinner Lane, Apple tree Lane, Pear tree and Peaceful Lane were suggested. The consensus is to name the two Appletree Lane and Peaceful Lane. Another request is Tall Pine, Lakehills and Snowshoe is another suggestion for the lane off of Osprey. The name consensus is Snowshoe Lane.

Another road name request is Wildrose Lane, Summer range or Quiet Valley or Catscat Drive. The consensus is to try Summer Range Drive or Wildrose Court.
The upgrades for Office 2010 have been purchased. Soft Ware Associates, Nora Abbot can provide training on operating program. The upgrades are being installed next week. Some computers are running slower, so Ms. Vander Pas added more memory to the network servers. Everything is funneling through one switch causing a bottleneck. The CompuNet techs ran scopes to see if there are switches activating slower.

Ms. Vander Pas will check with Amanda Tucker at LCSC Outreach to have training on the Office 2010 program as an introductory class.

The Fax Server is being paid out of Misc Operating Expense line item. Also Ms. Vanderpas will be out of office for two weeks the end of March.

Rob Simon reported on the road crew work. Two Chevrolet Tahoes need to be replaced. Simon asked Sheriff Goetz if there are any surplus vehicles. There is a four door pickup, but it is worn out. The coroner asked for a surplus vehicle, but he has not asked again for one. An excess vehicle auction is necessary. One pickup used for the shop is no longer operating.

Kyle Wetmore, Idaho Forest Group (Bennett’s) wants to haul logs off of their property onto the O’Brien Road. The approach from the property comes out by John Swayne’s property. They have a large rock pit that could provide aggregate for fixing the approach to the County road. The County wants to realign the road around the old O’Brien house. The County would align the road then abandon the old road. The trucks will have to travel over a piece of the road accessing the Swayne property and a piece of the old O’Brien property. The County would have to provide the trade of land for change of the right of way and a large culvert. The County would have to either purchase the right of way then hold a public hearing to abandon the existing right of way.

The excavator is working up on O’Brien Road with the brushing head. The consensus is to only brush in the County right of way. The Board wants Commissioner Leach talk with landowners about an exchange of right of way.

Simon asked if the Board would be interested in bidding on pickups on an auction site (GSA). Commissioner Leach advised that Simon should contact Hanson’s to have them look for used pickups. The road and bridge department needs to upgrade pickups.

The forklift at the old R&B shop needs to be repaired again. The mechanic is sending a part that has been lost in the mail and the compression is lower. The new valve prevents the forklift from starting now. Also the block heater is not working.

The snow plow has been installed on a Search and Rescue pickup, Helen Criss may operate it when necessary for snow removal at the courthouse.

At 2:30 P.M., a motion was made by Chair Ebert to hold an executive session to discuss personnel with Rob Simon, seconded by Commissioner Leach. Chair Ebert declared the Board to be in executive session as authorized by Idaho Code 67-2345(1) (b), to consider records that are exempt from disclosure as provided in chapter 3, title 9, Idaho Code. Chair, Aye; Commissioner Leach, Aye; Commissioner Galloway, Aye; motion carried unanimous.

No decision was necessary.
The BOCC met to discuss the draft Vehicle Use Policy with Clerk Carrie Bird and Treasurer Dawn Erlewine. The draft copy was reviewed for a change in section 8 and a typo was corrected. Other changes on the draft suggestions were reviewed.

Chair made the motion to adopt the Clearwater County Vehicle Use Policy, Commissioner Leach seconded motion, and all voted yes, motion passed unanimously. Ms. Erlewine will send it on to ICRMP.

Treasurer Erlewine advised the BOCC that Greg Cade from the State Tax Commission to review the BG&CM Railroad property. He will review the State files on February 23rd. The City of Orofino filed a QCD from the railroad to the City in November 2010.

Approve/Deny/Sign: Findings of Facts for the P&Z decision on the Tri-Pro application was reviewed. The BOCC approved and signed.

Greg Parker and Paul Pence, USACE, Corp of Engineers at Dworshak updated the BOCC on happenings at the dam. Water Levels are approximately 1514 feet which is 86 feet from full. Current water supply forecast is at 117% of normal. They will hold another 35 additional feet over the next two month to get up to flood control curve. We they are doing some load shaping to generate power when demand is high.

The reports of Kokanee being caught in the units are higher since the congregate by the dam during the winter. Fish and Game has been notified to check their equipment to determine if there is better elevation to pull water from. They installed some instrumentation to watch the location of the Kokanee to predict where to draw water from.

The Recreation Budget for FY 2012 was reviewed. The Corp is anticipating reduced double digits from FY2011. The last three years they have over spent the Recreation funds. The Recreation funds are direct Congressional appropriation dollars. The dam is joint funds from Congress and BPA. A cut from Congress impacts the leveraged dollars.

The future budget cuts will result in reduced services on the recreation services. They anticipate cutting grounds maintenance contracts and are trying to hire temporary positions to save on budgets. They will have to purchase equipment to complete the work. The contract for grounds maintenance has been dropped. There was three groups doing inspections of sites for maintenance and by cutting the contract they did it in house and saved money. This could help the local economy by hiring out of work citizens. They added new positions for an in house painter, mechanical engineer and budget analysis.

The next large contracts are South Tower and Powerhouse Elevator with the work to be completed May 2011. The instrumentation upgrade contract will be completed by May 2011. They are working on the

The Recreation funding being anticipated on the funding for performance based budgeting. They are making efforts to increase visits and decreasing costs. Some services are being completed by volunteers to perform mowing, restroom cleaning and dam tour. Six volunteers' couples worked last year and are returning in April/May time.
This work wouldn’t get done if not for the work of the volunteers. They keep the facilities clean and tours of the dam. The Friday movies for kids have become a hit. They bought the license in order to show commercially made movies and are mostly nature related.

The maintenance team has repaired Indian Creek and Elk Creek docks. They pulled the Dicks Creek dock and are working on the water line at Dent Acres. They will be starting the yard maintenance at Big Eddy and Dent once the weather starts clearing.

They have been talking about initiating a jet boat race on the reservoir or some activity on the lake. They are looking at ways to work with City of Orofino activities.

The camp grounds will be open in April for early season camping. They are looking for ways to advertise for travelers to stop and visit Dworshak Dam through partnerships. The Public Use Plan update is still in the process with COE lawyers and had to do some NEPA work on the plan itself. The environmental Compliance document has been completed and should be signed by Colonel Caldwell soon. They will start implementing the recommendation. The use plan should allow the motorized access to campsites. They can then utilize trails from timber projects already completed.

The Nutrient Program was discussed. The EPA NPDES permit has be applied for. Supplemental information was provided. The fisheries budget funds would cover the contract for writing the permit. The FY10 material will be used first then more will be ordered. The equipment, barge, truck and GPS are being readied for start in April. The data for the program is based on 30 years of data collected on nutrient use in deep lakes. The nutrient program may continue until consistent numbers of Kokanee migrate up the reservoir and die.

There have not been any results in connection with skin problems from the use of nutrients. The only time a problem is found is from Blue Green Algae build up. The nutrients inhibit Blue Green Algae. The Little North Fork showed signs in the fall. When the nutrient levels drop then the Blue Green Algae builds. There has been different strain of Blue Green Algae. Fish and Game is monitoring water tests taken every two weeks. The Corp monitors the Fish and Game samples and reacts accordingly.

If there is a quality fishery the people will show up. The nutrients are helping Kokanee and Bass numbers are increasing. The Bull Trout have increased.

The Fish and Wildlife Service manage the Dworshak Fish Hatchery. The Corp is working with the Fish and Wildlife Service on the management since they have been providing funding for facility repairs. There is project to clean the fish waste water being put into the river. There is a meeting with BPA, Tribe, and Corp to list the funding for projects at the Fish Hatchery. The hatchery has to operate to produce fish as mandated. The Dworshak Hatchery is trying to use some of the water from the reservoir for raising the fish.

There haven’t been any connections with IHN disease and use of nutrients in lake. The Federal hatchery showed that the use of lake water until water is being flushed for fish migration.

The COE would like to access use of prison laborers on trail maintenance. They use some for the training and education program within the prison. The COE would like to utilize the wildland fire crews early in the season for trail clearing. The natural resource work will be finalizing logging at Elk Creek Meadows and burning. They are working on setting up
Ahsahka stewardship timber sale for FY 2011 and 2012. They are progressing on the Canyon Creek small scale timber sale for forest health and recreation improvements. Elk habitat improvements are continuing Granddad Elk Mitigation area. The access to some old roads can be incorporated through the small logging projects. The Public Land Use plan is to incorporate access on the trails. They are making headway, but it's a slow process. The change in environmental compliance officers has to take place. They are getting ways to utilize the motorized access by upholding the environmental rules and getting acceptable use by the public in the stewardship areas.

The BOCC heard a request on the tax exempt status of property owned by Clearwater Youth Alliance board members Gene Fish, Kathy Howard, Clancy Howard, Treasurer Dawn Erlewine and Chief Appraiser Susan Spencer. The MH property lost its tax exemption status for 2010. The taxes owed are $1249.91 for 2010. The Youth Alliance used the trailer for caretakers for the CHEAP school. They did not know when it was rented that it created a loss of the exemption status. The Assessor's office did not notify the Clearwater Youth Alliance that they lost the tax exemption. CYA is struggling for funds. They are trying to sell the property to help meet operation costs. Clancy Howard asked if the caretaker on the property would create the loss of an exemption. The caretaker paid a portion of rent and took care of the property in exchange for maintenance. This is the first year the property is on the tax rolls. The property was always of a tax exempt status. It was supposed to go to real property status, but now it going to Warrant of Distraint. The paper work was to complete the changeover to real property but the title was never transferred.

Treasurer Erlewine explained that the property was charged a commercial solid waste fee instead of the residential fee. CYA already pays a commercial fee on the school building. The appraisers talked with people living there and they said it was a rental property. The tax notice was sent to a different address and was not caught now. The mailing address is Howard's personal address when it should be the CYA address.

Gene Fish explained that the CYA daycare and school are a 501 C-E for the property and operate a daycare from the property under CYA. The mobile home is the only thing put on tax rolls last summer. Howard Clancy explained that they rented to people that worked as caretakers for the whole facility at a reduced rate. The CYA program is ran by all volunteers. They operate all the five youth programs as an educational facility. The property is used primarily for educational purposes and all revenue is used for the educational purposes.

Susan Spencer suggested that reviewing the facts of the caretakers paying only a part of the rent and the monies goes back into the educational process should have been considered. It may not have been necessary for the taxes in 2010 to be placed on the tax rolls. The use of the trailer since February 2011 will have to be taxed if the proceeds are not implemented in school operations.

The solid waste fee should not be commercial; it should be changed to the residential rate of $154.70. The taxes owed are 2010 taxes are delinquent at this point. The consensus of the BOCC is to cancel the 2010 taxes. The appraiser voiced her opposition. Chair suggested cancelling taxes but they could get an opinion from legal counsel. Chair made
the motion to grant an extension on the MH A1200002001AA 2010 taxes until April 15th to allow for legal counsel opinion. Commissioner Leach seconded motion; all voted yes, motion passed unanimously.

At 5:05 P.M. the Board adjourned until February 22, 2011.

ATTEST:

Cindy Bird, Clerk

Don Ebert, Chairman
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<td>Snowmobile - 37</td>
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<td>Waterways - 38</td>
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<td>Insurance and Grants - 64</td>
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<td>Cat Trust Fund - 9111</td>
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<td>Hospital Loan Trust Account - 67</td>
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<td>Unclaimed Property - 9140</td>
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<tr>
<td>Court Trust - 9110</td>
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<td><strong>Total</strong></td>
<td><strong>$184,132.23</strong></td>
<td><strong>$543,640.92</strong></td>
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**Funds That Treasurer Needs Available**

$359,508.69