

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF COUNTY
COMMISSIONERS, CLARK COUNTY, IDAHO**

January 14, 2008

The board met this day in regular session. Those present were Commissioners Greg Shenton, Allyn May, and Michael Leonardson, Prosecuting Attorney Craig Simpson and Clerk Lisa Black.

APPROVAL OF MINUTES

Motion by Commissioner May, seconded by Commissioner Leonardson, unanimous, that the minutes for December 10, 2007 be approved.

CLAIMS

Current Expense	38511.97
Road & Bridge	34594.01
Ambulance	854.34
District Court	584.92
County Fair	1540.15
Health District	121.20
Indigent	49.56
Economic Development	352.63
Revaluation	115.00
Solid Waste	1124.90
Tort	2000.00
Weeds	947.50
Juvenile Just.	2546.00
Revenue Sharing	2285.00
Land Use	24.42
911 System	585.42
CWMA	1727.24
TOTAL	\$87,964.26

ROAD & BRIDGE UPDATE

Kevin Hathaway, road and bridge supervisor met with the Board to update them on his department. Mr. Hathaway reported on the damage to a garage door at the R&B shop. Commissioner Leonardson made the motion to sign the Local Professional Services Agreement between Butler Engineering and Clark County for services to be performed on the Pleasant Valley Creek Bridge project, seconded by Commissioner May, unanimous. Mr. Hathaway notified the Board that the new grader has been shipped and that the recently purchased service truck has been picked up. Mr. Hathaway purchased blended diesel from Conrad Bischoff at \$2.819 per gallon.

AUDIT REPORT

Farrell Steiner representing Searle Hart and Associates presented the audit report for the fiscal year 2006-2007. Mr. Steiner reported that the County is in good financial shape and accounting practices are sound. Commissioner Leonardson made the motion to accept the audit, seconded by Commissioner May, unanimous.

AMBULANCE UPDATE

Melissa Farr, ambulance director met with the Board to update them on her department. Ms. Farr reported that an EMT basic class has recently started, they have four individuals attending. Ms. Farr reported that the ambulance is very short handed, particularly advanced EMT's.

JAIL INSPECTION

The Board performed their quarterly inspection of the jail.

CITY OF DUBOIS-FUEL STATION

Orvin Jorgensen, representing the City of Dubois met with the Board to discuss the city using the fuel station to help with fuel savings. The city has a lot less usage than previously assumed. The Board made an offer of \$2000 towards the installation of the station, with \$1000 down and a .10 fuel surcharge until balance is paid.

EDGE WIRELESS AGREEMENT

Craig King, sheriff presented the Board a request from Edge Wireless to amend the Communications Facility Lease to extend the option terms. The Board suggested that the terms be extended for one year only.

DRUG TESTING POLICY

Craig Simpson, prosecutor reported to the Board that an amendment needs to be made to the county drug testing policy. The county will be testing only employees in a safety position (such as R&B employees or law enforcement personnel).

EMPLOYEE CANDIDATE POLICY

Commissioner Shenton made the motion to adopt the employee candidate policy, seconded by Commissioner Leonardson, unanimous.

LAW LIBRARY

Commissioner Leonardson made the motion to approve the Joint Exercise of Powers Agreement Seventh Judicial District Law Library, seconded by Commissioner May, unanimous.

5-COUNTY BUILDING REFINANCING

Commissioner Leonardson made the motion to approve the Amendment to Municipal Lease Purchase Agreement, seconded by Commissioner May, unanimous. Commissioner Leonardson made the motion to adopt resolution 08-01 authorizing the execution and delivery of an amendment to a lease-purchase agreement, seconded by Commissioner May, unanimous.

TREASURER UPDATE

Velvet Killian, treasurer met with the Board to update them on her department. Mrs. Killian notified the Board that her office's temporary files are going to be destroyed after a period of two years.

EAGLE RIDGE, LLC

Jason Donnelly, Craig Brown and Dave Kuhn representing Eagle Ridge, LLC met with the Board regarding snow removal on the Kilgore road from Spring Creek to the county line. Eagle Ridge Ranch will plow the road using their equipment and at their expense. At the county's discretion, for public safety reasons, the county will grade the road at Eagle Ridge expense of \$200 per hour. The road will need to be posted with road closed, no public access, not county maintained signs, no snowmobile parking beyond this point. An agreement will be drafted and sent to Eagle Ridge.

ECONOMIC DEVELOPMENT UPDATE

Kerri Ellis, economic development professional met with the Board to update them on her department. Ms. Ellis is requesting five additional anemometers from the Idaho Office of Energy Resources. Western Community Energy will move the additional anemometers and install them at the new sites for a total of \$15,000 plus mileage at \$.36 per mile and actual documented crew expenses for lodging and meals. Ms. Ellis reported that a revision is being made to the USDA grant to cover these costs. Ms. Ellis requested from the Board to have a county employee once a month maintain the anemometers and collect the data.

TETON COMMUNICATIONS

Tony Hafla, representing Teton Communications consulted the Board on the recent radio study that was performed for Clark County.

January 31, 2008

The Board met this day in special session. Those present were Commissioners Greg Shenton, Michael Leonardson, and Clerk Lisa Black.

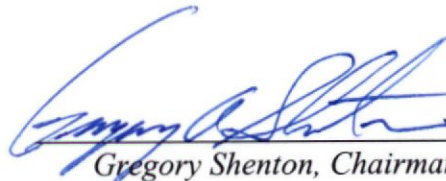
IDAHO ROADLESS RULE

Rob Mickelsen, Larry Timchak, and Richard Newton representing the U.S. Forest Service met with the Board to review the proposed Idaho Roadless Rule. Changes are going to be proposed and they are looking for support from the Board.

There being no further business, the meeting was adjourned.



Lisa Black, Clerk



Gregory Shenton, Chairman

AUTHORIZING RESOLUTION NO. 08-01

BY THE BOARD OF COMMISSIONERS OF CLARK COUNTY, IDAHO:

A RESOLUTION OF THE GOVERNING BODY OF CLARK COUNTY, IDAHO, AUTHORIZING THE EXECUTION AND DELIVERY OF AND AMENDMENT TO A LEASE-PURCHASE AGREEMENT AND RELATED DOCUMENTS WITH RESPECT TO A FIVE COUNTY JUVENILE DETENTION CENTER; AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS REQUIRED IN CONNECTION THEREWITH; AND AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION.

WHEREAS, CLARK COUNTY, IDAHO (the "Lessee"), a body politic and corporate duly organized and existing as a county and political subdivision of the State of Idaho, is authorized by the laws of the State of Idaho to lease property for the benefit of the Lessee and its inhabitants and to enter into contracts with respect thereto; and

WHEREAS, the Lessee has previously on July 15, 2002 entered into that certain Municipal Real Estate Lease Purchase Agreement (the "Agreement") and related documents with Wells Fargo Brokerage Services, LLC (the "Lessor"), and now desires to enter into an amendment thereto (the "Amendment") the form of which has been presented to the governing body of the Lessee at this meeting; and

WHEREAS, the governing body of the Lessee deems it for the benefit of the Lessee and for the efficient and effective administration thereof to enter into the Amendment and the related documents as provided in the Amendment on the terms and conditions therein provided;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the governing body of CLARK COUNTY, IDAHO as follows:

Section 1. Approval of Documents. The form, terms and provisions of the Amendment and the related documents as provided in the Amendment are hereby approved in substantially the form presented at this meeting, with such insertions, omissions and changes as shall be approved by the Chairman, or any other Commissioner of the Lessee, the execution of such documents being conclusive evidence of such approval; and the Chairman, or any other Commissioner of the Lessee is hereby authorized and directed to execute the Amendment and all related documents and to deliver the Amendment and all related documents (including Exhibits) to the respective parties thereto.

Section 2. Other Actions Authorized. The officers and employees of the Lessee shall take all action necessary or reasonably required by the parties to the Amendment and all related documents to carry out, give effect to and consummate the transactions contemplated thereby (including without limitation the execution and delivery of acceptance certificates, IRS Forms

and any tax certificate and agreement and all other documents as contemplated in the Amendment or the Agreement) and to take all action necessary in conformity therewith, including, without limitation, the execution and delivery of any closing and other documents required to be delivered in connection with the Amendment.

Section 3. No Liability Beyond the Fiscal Year of the County and the Revenues of the Facility. Nothing contained in this Resolution, the Amendment or the Agreement any related document or any other instrument shall be construed with respect to the Lessee as incurring a pecuniary liability or charge upon the general credit of the Lessee or against its taxing power, nor shall the breach of any agreement contained in this Resolution, the Amendment, the Agreement, any related documents or any other instrument or document executed in connection therewith impose any pecuniary liability upon the Lessee or any charge upon its general credit or against its taxing power, beyond the revenues of the Project, funds appropriated by the Lessee for any fiscal year. It is intended that neither the Amendment nor the Agreement create any liability of Lessee exceeding the income and revenue provided for it during the then current fiscal year of Lessee.

Section 4. Appointment of Authorized Lessee Representatives. The Chairman, or any other Commissioner of the Lessee are each hereby designated to act as authorized representatives of the Lessee for purposes of the Amendment or the Agreement and all related documents until such time as the governing body of the Lessee shall designate any other or different authorized representative for purposes of the Amendment or the Agreement and all related documents.

Section 5. Qualified Tax-Exempt Obligation. The Lessee hereby represents that the Lessee (including all "subordinate entities" of the Lessee within the meaning of Section 265(b)(3)(E) of the Code) reasonably anticipates not to issue in the 2008 calendar year obligations (including without limitation all bonds and leases) bearing interest exempt from federal income taxation under Section 103 of the Code (other than "private activity bonds" as defined in Section 141 of the Code) in an amount greater than \$10,000,000.00. Pursuant to Section 265(b)(3) of the Code, the Lessee hereby specifically designates the obligations under the Agreement as amended as a "qualified tax-exempt obligation" with the meaning of Section 265(b)(3)(B) of the Code.


Section 6. Severability. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, or provision shall not affect any of the remaining provisions of this Resolution.

Section 7. Repealer. All orders and resolutions or parts thereof, inconsistent herewith, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed as reviving any order, resolution or ordinance or part thereof.

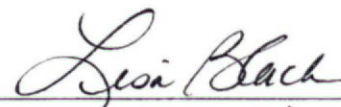
Section 8. Effective Date. This Resolution shall be effective immediately upon its approval and adoption.

ADOPTED AND APPROVED by the governing body of the Lessee this 14th day of January, 2008.

LESSEE: CLARK COUNTY, IDAHO

By: 
Printed Name: Greg Skenton
Title: Commissioner Chairman

ATTEST:

By: 
Printed Name: Lisa Black
Title: Clerk

APPROVED as to form:

Attorney