

FREMONT COUNTY COMMISSIONERS MEETING MINUTES

May 18, 2009

Present for the meeting were Commissioners Paul Romrell, Skip Hurt, and Lee Miller.

Also attended by: Clerk Abbie Mace, Deputy Clerk Jody Flores,

Commissioner Romrell opened the meeting and welcomed those in attendance.

Executive Session IC 67-2345 (b)

Commissioner Romrell made a motion to go into executive session pursuant to IC 67-2345 (b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against a public officer, employee, staff member or individual agent, or public school student at 9:02 a.m. Commissioner Hurt seconded the motion. A roll call vote was taken with Commissioner Romrell voting "I", Commissioner Miller voting "I", and Commissioner Hurt voting "I". Commissioner Romrell declared the meeting open at 9:28 a.m.

Executive Session IC 67-2345 (f)

Commissioner Romrell made a motion to go into executive session pursuant to IC 67-2345 (f) to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement at 9:33 a.m. Commissioner Hurt seconded the motion. A roll call vote was taken with Commissioner Romrell voting "I", Commissioner Miller voting "I", and Commissioner Hurt voting "I". Commissioner Romrell declared the meeting open at 9:45 a.m.

Executive Session IC 67-2345 (c)

Commissioner Romrell made a motion to go into executive session pursuant to IC 67-2345 (c) to conduct deliberations concerning labor negotiations or to acquire an interest in real property which is not owned by a public agency at 9:50 a.m. Commissioner Hurt seconded the motion. A roll call vote was taken with Commissioner Romrell voting "I", Commissioner Hurt voting "I", and Commissioner Miller voting "I". Commissioner Romrell declared the meeting open at 10:26 a.m.

Public Works Director Marla Vik (Amendment to Covered Loads Ordinance)

Discussion was held regarding changes to the Covered Load Ordinance. The proposed change is to include that bags of garbage be tied to the body of vehicle, by bungee cord, rope, cargo net, etc. Clarification is needed to identify loads that are above the bed of the truck, or that are on a flat bed trailer. The Board asked Ms. Vik to rework the sentence to include this clarification.

Commissioner Miller made a motion to sign the agreement with the Idaho Transportation Department to seal coat the Teton highway. Commissioner Hurt seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Carol Jensen (Issues with Basement Door at Prosecutors Office)

Ms. Jensen stated that the sheriffs department has been doing building checks at their office and have found beer, newspapers, someone has tried to light fires, and someone has tried to break the locks leading into the basement. Commissioner Hurt will look at changes to the entrance of the basement. Discussion was held and they will re-key that building.

Executive Session IC 67-2345 (b)

Commissioner Romrell made a motion to go into executive session pursuant to IC 67-2345 (b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against a public officer, employee, staff member or individual agent, or public school student at 10:59 a.m. Commissioner Hurt seconded the motion. A roll call vote was taken with

Commissioner Romrell voting "I", Commissioner Miller voting "I", and Commissioner Hurt voting "I". Commissioner Romrell declared the meeting open at 11:18 a.m.

Eric Neher (Sewer Ordinance & Septic Issues in Island Park)

Greg Eager, Eric Neher, and Willie Tuescher were introduced from DEQ. Commissioner Romrell gave a brief overview of the background of the sewer ordinance and septic issues in Island Park. Owen McLaughlin & Kelli Eager from the East Idaho Public Health Department were also in attendance. Commissioner Romrell questioned what leverage we have to take care of this problem and to identify what is contaminating the Buffalo River. An ordinance that was implemented in Blaine County last year was presented to the Board for reference. An EPA booklet was also presented to the Board that contained basic instructions on how to begin a management district. There is a problem if it is required of homeowners to pump their septic systems as the only place to dump is in Idaho Falls. They are looking for solutions to the contamination levels – DNA testing has been completed and it was determined to be human caused. Different options were discussed. Some of the problems come from when people apply for a permit for a single family dwelling and then they become rental properties. When this occurs, over use on the system could occur. Last week Ms. Eager presented maps indicating those properties that did not have permits for sewer systems in the Buffalo River area. Within a month, we will be advertising for the next round of meetings on the cabin rental ordinance. With each year of testing, bacteria levels continue to rise. Keller & Associates will perform another water quality study in the coming year.

DEQ offered to help with surveys and water sampling during the 4th of July holiday. Ms. Vik asked the Board if they favor that. They gave their approval.

Carlos Aponte (Insurance Updates / Executive Session IC 67-2345 (b))

Mr. Aponte gave a handout with different scenarios of changes that could possibly be made to the insurance. Discussion was held. Three different scenarios were explored including:

1. 10-12% increase - if no changes were made and high claimant does not leave the plan.
2. Buy down changes.
3. Prescriptions / Step Therapy, OTC Program etc.

Commissioners instructed Mr. Aponte to shop the available options for HRA and OTC programs.

Commissioner Romrell made a motion to go into executive session pursuant to IC 67-2345 (d) to consider records that are exempt from disclosure as provided in Chapter 3, Title 9, Idaho Code at 3:37 p.m. Commissioner Hurt seconded the motion. A roll call vote was taken with Commissioner Romrell voting "I" and Commissioner Hurt voting "I". Commissioner Romrell declared the meeting open at 3:52 p.m.

Items to Discuss

Commissioner Romrell made a motion to budget \$1,000 to the After School Program in Island Park for FY2010. Commissioner Hurt seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Hurt made a motion to pay Judco Heating Inc. \$1,065 for work completed (fresh air damper installation, electrostatic filter, move thermostat, and moving air conditioning unit to ground level on east side of building) at the prosecutors office. Commissioner Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Hurt made a motion to approve payment to Lynn's Electric in the amount of \$5,300 for wire in 75KOA dry type transformer supply, two – two amp disconnects for new Road & Bridge and Weed Shop at the studmill property. Commissioner Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Miller made a motion to approve payment to the National Forest Counties School Coalition dues in the amount of \$662.02. Commissioner Romrell seconded the motion. A full voice vote was heard with all commissioners voting in favor.

There being no further business to come before the board, the meeting was adjourned.

Paul Romrell, Chairman
Fremont County Commission

Attest: _____
Abbie Mace, Clerk