

FREMONT COUNTY COMMISSIONERS MEETING MINUTES

March 01, 2010

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

Also attended by: Clerk Abbie Mace, Deputy Clerk Cathy Conger, Prosecuting Attorney Joette Lookabaugh, Sheriff Len Humphries, Assessor Kathy Thompson, and Chief Deputy Treasure J'lene Cherry

Commissioner Romrell called the meeting to order and welcomed those in attendance.

Sheriff Len Humphries offered an opening prayer.

Assessor Kathy Thompson led the Pledge of Allegiance.

Elected Officials

Sheriff Len Humphries: Reported there are 22 inmates in custody. They have moved the female population to Madison County. He presented estimates for at least two new vehicles and one new pickup. As follows:

Erickson's,	GMC Yukon	\$39,150
St. Anthony Motors,	Chevrolet Tahoe	\$32,700
Salmon River Motors,	Expedition	\$27,351
Smith Ford,	Expedition	\$28,509
Erickson's	GMC Sierra 1500 Crew	\$32,435
St. Anthony Motors	Chevrolet 1500 Crew	\$27,900
Stone's	Dodge 1500 Crew	\$29,100
Salmon River Motors	Ford F150 Crew	\$26,057
Smith Ford	Ford F150 Crew	\$23,790

Commissioner Hurt made a motion to purchase two Expedition's from Salmon River Motors for \$27,351 each and one Ford F150 from Smith Ford in the amount of \$26,057. Commissioner Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Sheriff Humphries presented a quote to clean the carpet at the sheriff's office. Commissioners asked him to get a bid from Jim Hobbs. He also reported on filling a job opening within and will have an opening in the Jail. He reported that we will stay as six districts with the 700 MHZ communication systems.

Assessor Kathy Thompson: Reported they are working on the circuit breaker applications in her office. They are waiting on the State Tax Commission on the county ratio study on values.

Chief Deputy Treasurer J'lene Cherry: LID ~~Software upgrade plan~~ was discussed. ~~They do not want a hook to open the LID just to show that it is there. This will greatly reduce the cost. The hook can be on there by the end of the month.~~ The proposed cost from Computer Arts, Inc is \$2,400. The Sheriffs office is requesting two more credit cards. Commissioners' granted those.

Clerk Abbie Mace: ~~We are~~ Reported her office is fully staffed. We have been very busy with the takings requests ~~and of~~ those that are not happy with the home occupancies. We are passing those off to the Prosecuting office. We have adopted the personnel policy however need to know how and when to ~~de~~

~~that~~ distribute to employees. This is traditionally included with paychecks however it is 40 pages long and needs to go to each employee. ~~We Commissioners suggested we will~~ provide it electronically and have them do a sign off sheet with a physical copy available in each department. There will be several copies in each department and notification with a sign off sheet will be provided in paychecks. The policies will be available on the County Common drive, and we will have a training meeting on it. ~~They~~ She reported her and staff attended an election training meeting. Petitions to run for office are available and must be filed in her office between March the 8th and 19th of March at by 5 p.m. ~~These must be submitted before to the County Clerks office by 5pm on the 19th to be valid.~~

Prosecuting Attorney Joette Lookabaugh: There is a ceiling leak in the conference room in their office. Maintenance is aware of this. Ashton Reservoir problem has been resolved, building out of compliance, owner has reached an agreement. ~~They~~ She has ve been working with Lisa and Josh to work I department on her website. The public information of the cases will be available to the public on the website. Employee evaluations have been completed and goals have been set to increase research skills. They are setting a new standard for professional excellence in law standard. Joette She has been contacted by the press a lot this week regarding sex crimes and juvenile crimes. She provided them with a copy of the policy that prohibits her from stating anything that could prejudice the community. ~~Joette~~ She has been asked to give a sexting presentation to the junior high. Mrs. Lookabaugh She had a mediation session in her office regarding a stexting situation. This is a serious problem to be addressed. Parents need to be educated as well. Sewer ordinance is being reviewed; they are waiting for final information from Ms. Vik. Civil litigations are going well. A letter was received regarding the legal use of marijuana in a religious manner. There are currently 22 felonies 35 misdemeanors.

Commissioner Hurt: He is working on the Search and Rescue building contract. It should go out within the next week or ten days. There has been a lot of moisture in the new St. Anthony Road and Bridge building. They are working on trying to figure out why and how to fix it.

Commissioner Miller: The census is starting to wrap gear up. There are plenty of opportunities for people to do part time work with the census. The Census Bureau will be here this week at the junior-high school from 1pm to 3pm. He received packet on RAC projects. Fremont County had 99 total grant applications. ~~We~~ The RAC Committee will meet on the March 18th in Idaho Falls to review the applications.

Commissioner Romrell: He received a kind card from an Island Park citizen regarding cabin rental issue that included a signature page supporting it. The people who live there are the ones who wanted a rental ordinance not the ones who live outside. He attended the Eastern Idaho Public Health Board meeting. They reported that there is not much swine flu to report but there has been a concern with budget cut backs. There is a potential to close some of their public offices. We may see our Public Health office going to 3 days a week instead of its current 4. It is important to remember that Counties are bound to their financial commitments. Population and market value determine how much a County will pay. Those numbers should be available at our next meeting. In the Post Register there was an article about County health. Fremont County was average; Madison was in the above average for the state.

Public Hearing
Appendix K of Development Code
March 01, 2010
10:10 A.M. Fremont County Commissioner's Room

Commissioner Romrell declared the hearing open.

He welcomed those in attendance.

Planning & Building Administrator Kurt Hibbert reviewed the purpose of the hearing. He explained that this is the buffering of mining operations. That works with Appendix J. There were a few slight amendments.

Commissioner Romrell asked if this has been properly advertised. Clerk Mace stated that it has.

Commissioners did not have any conflict.

Public Comment:

There was no public comment.

Commissioners did not have any comments.

Commissioner Romrell closed the hearing.

Commissioner Romrell opening the commissioners meeting. They discussed the proposal.

Commissioner Miller made a motion to approve Appendix K of the development code. Commissioner Hurt seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Assessor Kathy Thompson RE: County Emblem Committee

Kathy Thompson, Josh Warnke, Bryce Fowler, Lisa Turner from committee attended. The new logos for the County vehicles were presented. There was some discussion about the coloring and it was suggested that black and white be used. Mrs. Thompson presented business cards and envelopes with the logo as well. The committee will get estimates and work with the Fleet Manager to get these completed.

Clark County Commissioners RE: Waste Energy Plant

Clark County Commissioners Shenton, Allen and Fredrickson along with several representatives from Whisper Mountain Engineering Rick Fauseett and Shanna Fauseett and Clark County Economic Development Specialist attended. They came to talk about waste and the idea of Fremont County joining a regional solid waste district. They have visited with Jefferson County about this. They asked how the commissioners feel about this. Commissioner Romrell stated that some of the issues with forming a waste district from state statute IC 31-4917. This disallows each county to operate their own facility. They would create bylaws and to exempt this as a district. They understand that this will need to be addressed. They discussed who is on the regional board. It would be one commissioner from each county. The counties will be participating in the cost and any income that may be made. Mr. Fauseett explained that as the bonding the participating counties are not responsible for the bond. The bonding companies are looking for a waste stream guarantee beyond 1 year at a time that counties can not commit legally to causing the need for the Regional Solid Waste District. Bond counsel suggests judicial review before entering into this. They feel that between the tipping fees and selling of electricity there will be enough revenue to cover the bonds to

construct the plant. They have received a letter from Madison County stating they support the concept. Commissioners would like to have our county attorney give them a legal opinion before they take a stand. They are not looking at a large commitment of waste from Fremont County. The proposed cost to construct the plant is \$38 million ~~to build~~. There would be cost for transfer stations to the district not to each individual county. The commissioners are concerned with encumbering county residents for debt and having the ability to operate our own landfills independently and concerns of what voting rights each county will have. Commissioners will review this with legal counsel.

Social Services – Debbie Adams Re: Indigent Claims

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 1:04 p.m. Commissioner Hurt seconded the motion. A roll call vote was taken with Commissioner Romrell voting "Aye", Commissioner Hurt voting "Aye", and Commissioner Miller voting "Aye". Commissioner Romrell declared the meeting at 1:16 p.m.

Commissioners signed one new lien and one release of lien.

Commissioner Miller made a motion to approve case #G2010-65, case #G2010-70, case #G2010-71, and case #M2009-37. Commissioner Hurt seconded the motion. A full voice vote was heard with all commissioners voting in favor.

IT Administrator Lisa Turner RE: IT Department Report:

She reported that there is an abundance of surplus equipment that she would like to sell separate from our annual auction. Clerk Mace will give her contact information on an online auction that meets the legal requirement for the county. auction. She also reported that the carpet in her office needs to be replaced. Commissioner Hurt will help her with ~~thesethis~~.

Amendment to agenda

Commissioner Romrell made a motion to amend the agenda to include two executive sessions IC 67-2345 (b) and IC 67-2345 (f). Commissioner Hurt seconded the motion. A full voice vote was heard with all commissioners voting in favor.

IT Administrator Lisa Turner RE: 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 1:28 p.m. Commissioner Hurt seconded the motion. A roll call vote was taken with Commissioner Romrell voting "Aye", Commissioner Hurt voting "Aye", and Commissioner Miller voting "Aye". Commissioner Romrell declared the meeting at 2:00 p.m.

Parks and Recreation Director Tamra Cikaitoga RE: 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 2:03 p.m. Commissioner Hurt seconded the motion. A roll call vote was taken with Commissioner Romrell voting "Aye", Commissioner Hurt voting "Aye", and Commissioner Miller voting "Aye". Commissioner Romrell declared the meeting at 2:31 p.m.

Prosecuting Attorney Joette Lookabaugh RE: 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 2:31 p.m. Commissioner Hurt seconded the motion. A roll call vote was taken with Commissioner Romrell voting "Aye", Commissioner Hurt voting "Aye", and Commissioner Miller voting "Aye". Commissioner Romrell declared the meeting at 2:40 p.m.

Public Works Director Marla Vik RE 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 2:40 p.m. Commissioner Hurt seconded the motion. A roll call vote was taken with Commissioner Romrell voting "Aye", Commissioner Hurt voting "Aye", and Commissioner Miller voting "Aye". Commissioner Romrell declared the meeting at 2:49 p.m.

Public Works Director Marla Vik & Justin Wickham RE: Department Report/Fleet Manager Report

Public Works Director Marla Vik & Justin Wickham regarding [fleet management](#) software cost of \$10,775 range to replace the software that we currently rent. The features are comparable to the other software. Parts can be assigned to specific vehicles. Service contacts were reviewed by the Commissioners. They will be completing a yearly inventory to determine how much and what is being used. Clerk Mace will get a benefit ratio to determine parts and labor ratio when compared to using outside contacts. Mr. Wickham would like to set up an area for small vehicle repairs. Commissioner Hurt suggested the new building on the north side. A review of the Fleet Manager position was discussed by the Commissioners. The Fleet Manager will be responsible for changing the logos on all the vehicles.

Ms. Vik and Commissioners discussed [moisture problems with the new St. Anthony Road & Bridge shop](#) building. The vents were opened and the problem is much better. The bridge projects are about done. Water will be put into the St. Anthony canal. [Ms. Vik needs an update on the LID project.](#)

Commissioners discussed with Ms. Vik the [landfill Clark County Regional Solid Waste District](#) proposal. Commissioners expressed concerns about losing control over [the our](#) landfill. [Marla Ms. Vik](#) agreed with that concern. Ms. Vik is concerned about capacity for [landfill proposed plant](#). [Commissioners asked about the monitoring](#) [Water wells at our that are around the](#) landfills. [They](#) are tested twice a year. Commissioners reviewed minutes from City meeting.

Commissioners Hurt asked about ~~sewer issues~~ the sewer ordinance. Ms. Vik is going to be dealing with this. He also asked where we are at with the roads that are going to be vacated to Chester, Marla Ms. Vik will proceed with this. He also stated that the school district has not been billed for their portion of the new Fuel System at the St. Anthony Road & Bridge Shop. Clerk Mace will take care of that.

Miscellaneous

Commissioner Hurt made a motion to approve the liquor license for Three Rivers Ranch. Commissioner Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Hurt made a motion to approve ~~the one~~ Junior College application. Commissioner Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Hurt made a motion to approve ~~the one~~ Macks Inn Sewer LID release #1-97 Sara Jane Albano, Macks Inn District. Commissioner Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Hurt made a motion to approve ~~the one~~ Last Chance Sewer LID release #2004-1 Last Chance. Commissioner Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Hurt made a motion to approve ~~the one~~ Last Chance Sewer Line Extension LID release #2002-1 Kevin Buda. Commissioner Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

The Commissioners reviewed the forced blood draws on people arrested on DUI charges. We have been authorized to do a forced blood draw when needed however Madison Memorial Hospital is no longer willing to do them. Our EMT service has qualified people to do that. Restitution for the blood draws will go directly into the ambulance revenue. ~~Resolution will be amended next week~~ Prosecuting Attorney Lookabaugh will put together a resolution changing this policy.

Welfare Conference April 19th ~~-22nd - There are changes being made to the application and how we process them. Commissioners are taking into consideration attending. Commissioner Romrell and Commissioner Hurt will not be attending. Commissioner Miller will get back with Clerk Mace~~ Commissioners are not planning to attend.

Clerk Abbie Mace discussed the quarterly financial report for October to December 2009. Clerk Mace reported that there is a total fund balance \$19,050,714.04. ~~There is improvement than in previous quarters. We continue to build reserves and cash.~~

The Commissioners asked Clerk Mace to read a letter of recognition from Darifen Burrell regarding Deputy Dave Fauseett.

Computer Arts Hook Software upgrade – Commissioners asked Clerk Mace what she thought. She is in agreement with this. ~~Clerk Mace was asked why we wouldn't take \$2400 out of sewer system fund. Clerk Mace stated no.~~ Commissioner Hurt made a motion to approve pay for the software upgrade in the amount

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| ~~of \$2400 coming out offrom the~~ sewer system funds. Commissioner Miller 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

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