

FREMONT COUNTY COMMISSIONERS MEETING MINUTES
September 27, 2010

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

Also attended by: Clerk Abbie Mace, Deputy Clerk Cathy Conger, and Prosecuting Attorney Joette Lookabaugh

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

Weed Department Supervisor Bryce Fowler RE: Surplus Vehicle

Mr. Fowler requested the purchase of a federally surplus vehicle from the 2011 budget. The vehicle in question is a 2006 Ford for \$17,000. He did budget for a vehicle in the 2011 budget.

Commissioner Skip Hurt made the motion to allow the weed department to purchase the used vehicle from BLM out of the 2011 budget. Commissioner Lee Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Mr. Fowler updated the commissioners on the boat washing process. The weed department will start sterilizing in the next week and they are planning on doing around all of the county owned buildings.

IT Administrator Lisa Turner RE: Remote Access Fees

Ms. Turner presented to the commissioners the remote access fees. The fees have remained the same for realty companies and title companies. The commissioners would like to leave them the same

They are working with Stephen Loosli on some software tracking projects for online. They will be paying Computer Arts, Inc. approximately \$20,000 to get this done.

Ms. Turner asked about key card locks for the exterior doors of the courthouse. She will talk with Keith Richey about how much he can offer for this project from grant money.

Discussion was held on the employee cell phones and a possible audit. There was discussion about how to lower these costs.

IT Josh Warnke RE: Extension Copy Machine Lease

Mr. Warnke presented pricing for the purchase of the copy machine. The final cost would be \$1381 and than an additional cost for the maintenance

Commissioner Lee Miller made the motion to purchase the copy machine in the amount of \$1381 for the extension office and a maintenance agreement for the machine. Commissioner Paul Romrell seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Server needs were discussed. A virtual server was discussed. There are two boxes that need to be replaced in the cost of \$10,000. This would replace that need.

Commissioner Skip Hurt made the motion to allow the IT department to switch to a virtual server in the amount of the \$24,755.97. Commissioner Lee Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Treasurer Patricia McCoy RE: Closing out Excess Funds for Tax Deeded Property

Ms. McCoy presented to the commissioners the information for the tax deeded property. Her office can send out the excess notices. She needs claims for the commissioners to sign. There was discussion on when there are claimants how the money is disbursed. Ms. Lookabaugh will be researching the best way to send this out. There is an option of putting the money into a non-interest bank account or the county puts the money into an interest bearing account and the county keeps the interest. Clerk Mace will call the auditor to discuss including a W-9 with any letters that are sent out.

There was some discussion on a well drilling company.

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 10:16 a.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 10:37 a.m.

Commissioners signed two releases of lien.

Commissioner Miller made a motion to approve case #ML2010-46, and case #M2009-30 (with the exception to deny 7-15-09 date of service). Commissioner Hurt seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Paul Romrell made the motion to amend the agenda to include an Executive Session 67-2345 (b). Commissioner Hurt seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Romrell made a motion to go into executive session pursuant to 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 10:39 a.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 10:40 a.m.

Public Works Director Marla Vik RE: Department Report

Ms. Vik met with SE/Z. They will start today on the Island Park Road & Bridge Building.

Dan Lostutter and Ms. Vik would like to have a press release to discuss the changes in the sewer fees.

Ms. Vik will be gone Tuesday morning and October 1st for trainings.

Discussion was held on the landfill problems. People are dumping things where they don't belong. They would like to start charging a sorting fee. Attendants will mark who has an unsorted load and then if they are not sorted at the site they would be charged. The employees take a great deal of time sorting things that should have already been dumped.

Remediation plan was submitted. Discussion was held on how to best deal with the snow until we receive a recommendation on the leachate problem. Ms. Vik has received a proposal from CES however she is going to ask them to define it. Based on the results of the statistical analysis DEQ is recommending that we drill a new well rather than repair the damaged one.

There is a problem with getting money daily from the Island Park Landfill. They are being held up there rather than being brought down every day. This is not an option. It absolutely must be done daily.

Ms. Lookabaugh advises documentation to the employees stating that this must be done daily.

Public Works Director Marla Vik RE: Fish Creek Road Blasting

Several excavating companies have been invited to submit a quote to remove rock at the Cherry Butte Road. If this is successful we can consider that for the Fish Creek Road Site. Quotes can be done up to \$100,000 before they go to bids.

Planning and Building Interim Administrator Stephen Loosli RE: Department Report

Mr. Loosli met last week with the Island Park village homeowners association. They questioned how the ordinance would affect the timeshares and Mr. Loosli explained that it does not have any effect on them. Last Thursday he met with the Wilford community regarding custom zoning. The extents cannot be larger than the actual Wilford community. They wanted to discuss the gravel pit and banning the extraction of the gravel however he discouraged that conversation. It was a productive meeting. They will be developing a self designated committee. On the development code there have been significant updates and will be discussed this evening at the Planning & Zoning meeting. A process has been altered so that a sketch plan is a point of discussion. Notices were discussed and the practical applications were reviewed. Once the sketch plan is done then the preliminary plat can be started. Visual resources were reviewed and have now been incorporated. It was decided that a ridge is something of a noticeable height that is scenic. We have started established a Parks, Rec, & Trails sub-committee. Appendix I has been submitted. We are posing a ceiling on how many people you can have per square footage. He has amended and clarified the manufactured housing foundation standards. The Planning & Zoning made the decision that the county should not have any wind farms. Mr. Pond should be at the meeting tonight for Planning & Zoning. There has been no proposal from staff regarding gravel extraction and buffering rules. These are appendixes that we have adopted and as Commissioner Romrell understands any person can apply for those. Lacking a compelling reason it should not have come forward as a standalone document. The challenge with these ordinances is that the public doesn't see certain components that are in the whole document. There is some discrepancy in what has been written versus what has been recommended.

The perpetual yard sale is finishing his fence and trying to stay below the line. He has been instructed to move his parking behind his house. Commissioner Hurt would like him to stop selling

until he comes into compliance. Mr. Loosli will give him 14 more days to come into compliance. We are headed towards remediation and then a property lien. He is currently making substantial progress however that has only been in the last few weeks and has repeatedly ignored the 30 day letters that have been sent to him.

We are preparing an amendment on the building code. The person building on the Henry's Fork Outlet coming in to apply a permit and a variance. Egbert Farms has an airstrip and they are expanding. However they have torn down the PacifiCorp fences and have encroached on their land. There was an active spring that apparently has been filled with dirt.

He submitted a written comment on the waterways hearing as well as the Fremont County ordinances 1993-01 and 1993-02 and the State Protected Rivers in the Henry's Fork Basin Appendix A.

When the newest international building codes are adopted it has traditionally lowered our insurance. The State of Idaho guides us and makes recommendations. Every home has to have fire sprinklers however the exemption was made for Idaho. It is up to the commissioners if we should go to the newest versions or not. Mr. Loosli will develop a power point presentation to address this and request that Rod Chandler attend. International building code and HUD are the only sets of codes that are pertinent in Idaho.

Discussion was held on Mr. Loosli's need for a credit card. It was agreed that this should happen. A bill came in for a breakfast for him and a guest. There is no budget line for this. The commissioners are suggesting that a line be budgeted for this. Miscellaneous contingencies could be used for this type of activity.

Commissioner Skip Hurt made the motion that they authorize Mr. Loosli to use up to \$200 annually for meals as he deems necessary from the miscellaneous contingencies budget line. Commissioner Lee Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Mr. Loosli asked for permission to attend the Idaho Planning Committee meeting on the 15th of October. Commissioners are fine with this.

Discussion was held that we are not able to make any payment to Planning and Zoning Commissioners. Commissioner Romrell learned that through statute 67-6504 that the Planning & Zoning members are true volunteers. We can pay expenses but cannot give them payment for services. Currently they are given \$15 per meeting and the chairman is given \$250 a month. Mr. Loosli will relay this at the meeting tonight and explain that this is from the IRS and not from the county. The commissioners are fine if Mr. Loosli wants to provide some type of snack and bottled water to the meetings. He will discuss this with them at the meeting tonight.

The gravel pit appeal hearing is on October 7th. All parties have agreed that the typo for the zip code is not an issue. The current appeal is based on the permit and the permit is based on the zoning rules.

Terms for the Planning & Zoning commissioners were discussed. Some terms are listed for 3 years. New vacancy fillings can fill out the terms that are vacated abruptly. Mr. Loosli will change the language of the draft to reflect this information. They can also be terminated without cause is the way that Mr. Loosli and Ms. Lookabaugh understand it however Commissioner Romrell was told that they cannot terminate a Planning & Zoning commissioner for no apparent reason.

Discussion was held on occupancy rights for the Shoot Out Barn.

Miscellaneous

Commissioner Skip Hurt made the motion to make the adjustment for the JABG grant for \$964. Commissioner Lee Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Lee Miller made the motion to approve the following liquor licenses: Island Park Pond's Lodge LLC "Pond's Lodge", Dawnette L. Haley Powell "Bridge Street Station", Broulim's Super Market's, Inc. "Broulim's", David Schiess "Last Chance General Store", World Cast License LLC "World Cast Anglers IP Restaurant", WBP LLC "Ott's Place", Carl L. Hansen "Lakeside Lodge", a duplicate copy for Roberta H. & Thomas H. Goe "Go C Goe Teton Junction" and RJ Thueseon "RJ's". Commissioner Skip Hurt seconded the motion. A full voice vote was heard with all voting in favor.

The veteran's officer is given a stipend and that will have to be changed. We can make her an employee. Her pay wage will be \$10 an hour. Her employment will be made out of the general funds. Commissioners directed Clerk Mace to report the cost of this change next week in commissioners meeting.

The state has closed the Ashton VFW office and are sending them to St. Anthony now. As we collect the veteran's tax we send it to the St. Anthony branch.

There is a PRIMA meeting for supervisors on the 20th of October in Idaho Falls. At least one commissioner and all department heads should be there.

There is a Tri-County meeting on the 19th of October.

October 13th at 6pm there will be an advisory board training – Jim McNeil will be here at the St. Anthony City building. He will also be available during the day if needed. Kootenai County has a training document available if we would like to look at that.

Commissioner Miller updated everyone on the Defenders of Wildlife situation pertaining to wolves.

Signage for weapons not allowed in the courthouse was discussed. Ms. Lookabaugh will write the information to be placed on the signs.

Commissioner Paul Romrell made the motion to open the budget. Commissioner Lee Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Skip Hurt made the motion to approve the 2010 Nomination form for the Capital Crimes Defense Fund. Commissioner Lee Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

The job description was discussed for the EMS Director. It will be placed on the agenda for October 4th.

State of Idaho Deferred Compensation Plan is operating on a state level now and the returns are much better. This is strictly voluntary however the county must approve it to be presented to them by resolution.

Commissioner Skip Hurt made the motion to have Nationwide present their information to the employees as Resolution 2010-20. Commissioner Lee Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Discussion was held on the alternate judge that is used by Judge Walker. There was some discussion on public defenders.

The public defender contract was discussed. We need to either rewrite the contract or stop the cell phone benefit altogether. It cannot be a separate item that we do. Clerk Mace will contact Paul Butikofer and discuss this issue.

Discussion was held on Colonial Life Insurance and the needs of employees.

The third Wednesday of every month the three EMS presidents and Dr. Curtis will meet.

Quarterly jail inspection was completed.

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

Paul Romrell, Chairman
Fremont County Commission

Attest: _____
Abbie Mace, Clerk