

**FREMONT COUNTY COMMISSIONERS MEETING MINUTES**  
**October 3, 2011**

**Present for the meeting was:** Commissioners Skip Hurt, Lee Miller and Jordon Stoddard.

**Also attended by:** Clerk Abbie Mace, Deputy Clerk Jeanie Chavez, Assessor Kathy Thompson, Sheriff Len Humphries, Emergency Services Administrative Assistant Molly Knox, Public Works Director Marla Vik, Juvenile Probation Administrator Darin Burrell, IT Administrator Lisa Turner, Planning and Zoning Administrator Stephen Loosli, Weed Supervisor Bryce Fowler, and Prosecuting Attorney Joette Lookabaugh

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

Probation Director Darin Burrell offered the prayer.  
Assessor Kathy Thompson led the pledge.

**Elected Officials & Department Heads**

Emergency Services Administrative Assistant Molly Knox presented a report for Bob Foster. He was unable to attend. September runs are up 20% over 2010. All EMT's completed their license renewals due 9-30-2011. The tech platform for training was installed at the new Island Park EMS building

Sheriff Len Humphries reported 13 males in county custody. He received a report this morning that there were 3 more dead cattle discovered in the Island Park area. Three weeks ago there was report of dead cattle that had definitely been shot. His office was involved with a high speed chase with an individual from Wisconsin which was taken into custody for a felony probation violation. Also his deputies assisted Madison County on a chase with a stolen vehicle. Mr. Humphries would like to encourage everyone to sign up for Reverse 911. This can be done at the county website.

Planning and Zoning Administrator Stephen Loosli reported that vendor permits for snowmobiles may be discontinued. This would discontinue the use of purchasing permits in West Yellowstone. All permits would be sold on the internet from the state or at each county's DMV. There would be a lot of revenue lost, and cause a burden for the Sheriff's office. Mr. Loosli will present a letter to the Governor on behalf of the Commissioners regarding this, also a public comment meeting will be held in Island Park. The Golf Course has had a lot of repairs done to the clubhouse. Fees or no fees for snowmobiles, Planning and Zoning is preparing for the snowmobile riding season.

Road and Bridge Director Marla Vik reported the design on Ora Bridge will begin. Construction will continue on Stone Bridge, the grizzly bear issue is resolved. The end of this week Red Rock Road location will be done. Landfill design on transfer station will be starting soon. Fun Farm Bridge should be open October 15, 2011. The engineer is using a riving technique to restore the bridge. This has been a very unique project. Meadow Creek Gravel Pit is no longer selling gravel. There are plenty local sources. Selling gravel doesn't pay off for the county.

Juvenile Probation Administrator Darin Burrell reported there was a big spice bust at the high school. The latest synthetic drug is 2CE. This is available to kids, and can be bought online. This drug is extremely dangerous but not illegal. He stated there will be a mental health seminar held

October 14<sup>th</sup> and 15<sup>th</sup>. This will be a free event and he encourages all to attend. Suicide, drugs, and other topics will be discussed. The Probation Officers are doing everything they can to educate parents and teachers. Sex offenses are still on the rise. He stated there has been some talk about legalizing marijuana for medical reasons. This is a decision that will have to go through Legislature and is a huge concern for probation and law enforcement.

I.T. Administrator Lisa Turner reported her department will be doing a few minor updates to the computer system. She also presented to the Commissioners a contract with Computer Arts.

Treasurer Patricia McCoy reported a few problems with credit cards. The credit card claims must be turned into the Clerk's Office the Monday after the bill is received. She also reminded everyone if you use the County Credit Card by mistake notify her a.s.a.p. and bring in a personal check. Ms. McCoy would like for her office to receive some training from Computer Arts regarding the computer program for the Treasurer's Office.

Assessor Kathy Thompson reported things have been quiet in her office. There are a lot of garages being built in Island Park. There are some beautiful cabins and some new subdivisions. She has been busy with appraisals and mapping. They viewed the Munson Road and discussed changes that will take place with the moving of Fisherman's Drive through the River's Edge Subdivision. All the values for insurance purpose on all county buildings will be completed shortly.

4-H Director Dana Miller reported she would like to try to hold some day camps on early out from school on Fridays. She will be in Boise next week for 4H training. She received a \$500 gift card from Wal-Mart. She hopes someday to be able to purchase legos for Robotic Projects. Ms. Miller presented a Recognition Certificate to Len Humphries for his 10 years of teaching 4H. Skip Hurt commended Ms. Miller for doing a great job with the fair.

Weed Supervisor Bryce Fowler reported the aquatics program was shut down due to no funds and the end of the season. Fremont County is the only county without noxious weeds in our waterways. His department is still spraying weeds. They sprayed 2100 acres last year and over 2500 acres for this year. Starting November 1<sup>st</sup> he will attend a meeting the first week of every month. After the 4<sup>th</sup> meeting he will attend a legislature meeting in Boise. Grant applications start this month and he will be working on them with Ms Vik.

Island Park Sewer Supervisor Dan Lostutter reported all the lift stations and pressure lines are clean for the winter. He has been working on the projects at Mack's Inn to expand the spray field and improve the lagoons. He would like to combine the projects to receive a better bid.

Clerk Abbie Mace reported her office is very busy. They will only be holding city elections in November. Today is the third day of our new Fiscal Year; therefore any claims from FY2011 budget must be turned in by October 11, 2011 for payment. Ms. Mace stated ICRMP will offer a 5% discount to the county if all employees attend 3 tailgate meetings per year and complete some online training. She would be very appreciative to receive some help running these meetings. There are a few changes in the Personnel Policy and will be reflected in the manual. Ms. Mace thanked everyone for all their help getting through the budget process. Everyone really stepped up and helped. Jensen/Poulsen Auditors from Idaho Falls will be here doing the annual audit in December. A discussion was held regarding Secure Rural School funding from last year. The

checks will be cut from PILT for this month's insurance premium to Pacific Source. All employees should have received the Pacific Source Insurance card in the mail.

Prosecuting Attorney Joette Lookabaugh reported her office was handled very well by her Deputies in her absence. A lot of routine cases were filed. There were a few assault charges filed. Some juvenile felony cases were resolved. There will be a Preliminary Hearing and a DUI Hearing this week. She is still working on The Shoot Out Barn Case. The Albertson Tort Claim Snowmobile accident case will be argued in District Court October 20, 2011. Ms. Lookabaugh stated she may attend a health district meeting October 20<sup>th</sup>. Commissioner Hurt commented how well things were covered in her absence.

Commissioner Miller reported the IAC meeting he attended in Moscow went great. He learned a lot about other counties. He stated he really appreciates living in Fremont County. Our problems are minor compared to some. He helped with a project picking up garbage. Commissioner Miller appreciates everyone and their hard work.

Commissioner Stoddard reported he is thankful to live in Fremont County as well. The stucco is finished on the Annex Building. The concrete is completed at the Sheriff's Office. The west wall of EMS Building will receive some new siding. He spoke with Housleys about installing new heaters at the road and bridge building. He put some cameras down the roof drains on the courthouse and they seemed to be working well. The court house roof repair will be underway shortly.

Commissioner Hurt reported he would like to haul all garbage to Dubois to the incinerator. This will depend on issues with Rocky Mountain Power. There was an article published about Fremont County Commissioners not supporting bear issues in the Island Park News. The statements made by a forest service seasonal worker are not true. There will be an apology letter printed up in the Island Park Newspaper this week.

A Public Auction to sell a tax deeded parcel of property was held in the hall at the Courthouse. Clerk Abbie Mace conducted and ran the bidding process. Edward Jay Hook being the highest bidder, purchasing the property, located at 1599 E. 361 N., for \$5,850.00 at 10:23 a.m.

Commissioner Miller made a motion to accept the bill on parcel #RP07N30E51806 to Edward Jay Hook for \$5,850.00. Commissioner Stoddard seconded the motion. A full voice vote was heard with all commissioners voting favor.

Commissioner Miller made a motion Approve amended minutes from August 8, 2011. Commissioner Stoddard seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Hurt made a motion to approve minutes from September 6<sup>th</sup>, September 12<sup>th</sup>, September 16<sup>th</sup>, and September 26<sup>th</sup>, 2011 with changes noted. Commissioner Stoddard seconded the motion. A full voice vote was heard with all commissioners voting favor.

**Public Hearing for Off Road Ordinance  
Held October 3, 2011**

**Present for the hearing was:** Commissioners Skip Hurt, Lee Miller and Jordon Stoddard.

**Also attended by:** Clerk Abbie Mace, Deputy Clerk Jeanie Chavez, and Prosecuting Attorney Joette Lookabaugh

Commissioner Hurt opened the hearing and welcomed those in attendance. He asked if proper publication had been completed. Clerk Abbie Mace indicated it had. He opened the hearing for public comment.

There was no public comment.

Commissioner Hurt closed the public comment period.

A discussion was held regarding off road vehicles. Operating an off highway vehicles would not be permitted on a road closed to Automobiles. Commissioners would like the ordinance to be rewritten and very specific on this issue.

Public hearing closed at 10:43 a.m.

**Sawtell Estates Association Board of Directors RE: Subdivision issues**

Sawtell Estates Homeowner Association President Dan James appeared before the Board of Commissioners to discuss issues with the Yellowstone Retreat and their concerns with possible violations to their cabin rental permit issued by the county. He expressed appreciation to the Board for taking the time to listen to him. A discussion was held regarding the Sawtell Estates homeowners association covenants that does not allow cabin rentals. Mr. Fullmer, who owns Yellowstone Retreat, is noncompliant with the rules. Also Ron Sessions and Bob Swenson spoke to Commissioners about the frustrations they are having with Mr. Fulmer. A discussion was held regarding rules about renting the Yellowstone Retreat. Prosecuting Joette Lookabaugh stated she feels like the permit could be pulled from Mr. Fulmer due to violating a court order the homeowners association has against Mr. Fullmer. Mr. Fullmer received a judgment against him in August and still continues to be noncompliant.

**Planning and Building Administrator Stephen Loosli RE: Department Report**

Stephen Loosli presented a short plat to Commissioners for Becky Kerbs Davis, called BKD Subdivision, she would like this short plat signed by Commissioners. Commissioner Miller made a motion to accept a short plat of BKD Subdivision. Commissioner Stoddard seconded the motion. A full voice vote was heard with all Commissioners voting in favor.

Stephen Loosli stated he would like permission from Commissioners to apply for a grant for the Forest Service. This would be used to fix the Warm River Campground bridge, which the county uses as part of our snowmobile trail system. A discussion was held regarding an old cabin for sale near Jonny Saks Cabin. The county is not interested in purchasing this. They discussed gravel pits and possible zone changes. A Public Hearing would be held before any zone changes were made. In two weeks he will be in Moscow attending an annual Planning and Zoning Conference. The Small Business Administration has withdrawn Fremont County, as well as other counties, from being a Hub Zone. This could affect some local businesses. The HUD Grant is near completion and will be submitted at the end of the week. His department is working on some more short Plats.

There will be a continuation of the public hearing on the proposed Singleton Gravel Pit in November.

**Social Services – Debbie Adams Re: Indigent Claims**

Commissioner Skip Hurt 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 1:03 p.m. Commissioner Lee Miller seconded the motion. A roll call vote was taken with Commissioner Jordon Stoddard voting “Aye”, Commissioner Lee Miller voting “Aye”, and Commissioner Hurt voting “Aye”. Commissioner Skip Hurt declared the meeting open at 1: 26 p.m. Commissioner Miller made a motion to approve case #M2011-34, case #M2011-35, and case #M2011-37. Commissioner Hurt seconded the motion. A full voice vote was heard with all commissioners voting in favor.

**Public Works Director Marla Vik RE: Department Reports**

Road and Bridge: Ms. Vik proposed to the Commissioners she would like to purchase an electronic attachment for the grader we just purchased. This would tell the operator the exact slope of the road. She stated she has the money available in her FY2011 budget. Commissioners denied the request.

A discussion was held about Fall River Electric having rock available for crushing.

Ms. Vik has been working on a maintenance responsibility list for the Road and Bridge truck drivers, and discussed a part time mechanic position on the Ashton Crew.

In the budget she has an estimate of \$3041.00 to purchase a 1000 gallon grease interceptor tank for the old Road and Bridge shop in Island Park. This will be used to drain snow run off on the equipment. This would be like a septic tank installed under the ground to prevent freezing. She stated the load fee was left off the loan papers from the bank for the graders we are purchasing. A discussion was held about redoing the loan papers and the fee.

Sewer System: Ms. Vik stated she met with Liz Davy and Bill Davis of the forest service last week. She set an aggressive schedule to get the environmental reviews completed. A decision could then be made whether we could expand the spray field at Mack’s Inn sewer plant.

Landfill: Ms. Vik is sending Jim Miller to a training held in Blackfoot later this month about operating transfer stations.

Miscellaneous: On October 25<sup>th</sup> Ms. Vik will attend a Water shed Council Meeting and do a short presentation about bridges in Fremont County.

Commissioner Stoddard made a motion to sign a contract with Shadow Ridge for Release of Deposit for Road Improvements to Fish Creek Road. Commissioner Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

**Sheriff’s Office Deputy Anna Pearson RE: Shop with a Cop**

Ms. Pearson requested funding for Shop with a Cop Program. A discussion was held about the program and how much it can help kids.

Commissioner Miller made a motion to take \$1500.00 out of the Indigent Fund for Shop with a Cop Program. Commissioner Stoddard seconded the motion. A full voice vote was heard with all commissioners voting in favor.

**Miscellaneous**

Commissioner Hurt made a motion to approve the Off Road Vehicle Ordinance 2012-01. This is an ordinance adopting the "Off Highway Vehicle Safety Act;"and repealing Fremont County Ordinance 2007-01. Commissioner Stoddard seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Miller made a motion to sign the letter for the Secure Rural Schools and Community Self-Determination Act. Commissioner Hurt seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioners reviewed Liquor Licenses for the following:

#37 David Schiess doing business as Last Chance General Store

#24 Ronnie & Kay Fullmer "Outnorth LLC" doing business as Rough Riders Saloon

#36 Brad Mockli doing business as Hawg Golf

Commissioner Hurt made a motion to approve the above liquor licenses, Commissioner Stoddard seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Stoddard made a motion to sign a contract with Briggs Roofing Company for \$45,920.00 to repair the courthouse roof. Commissioner Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Hurt made a motion to sign a contract with Computer Arts, Inc. for the county software for \$58,341.84. This will include maintenance fees. Commissioner Stoddard seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Stoddard made a motion to accept a bid from Doug James Construction to side the back of the St. Anthony EMS Building with metal for \$2,801.00. Commissioner Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Stoddard made the motion to approve the claims as submitted. Commissioner Miller seconded the motion. A full voice vote was heard with all voting in favor.

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

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Skip Hurt, Chairman  
Fremont County Commission

Attest: \_\_\_\_\_  
Abbie Mace, Clerk