

FREMONT COUNTY COMMISSIONERS MEETING MINUTES
August 29, 2011

Present for the meeting 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 called the meeting to order and welcomed those in attendance.

Public Hearing RE: Proposed Landfill Fee Increases

Present were: Commissioner Skip Hurt, Commissioner Jordon Stoddard, and Commissioner Lee Miller.

Also in attendance were: Clerk Abbie Mace, Deputy Clerk Jeanie Chavez, Prosecuting Attorney Joette Lookabaugh, Treasurer Pat McCoy, and Assessor Kathy Thompson.

Commissioner Hurt welcomed those in attendance and made introductions.

Commissioner Hurt asked the commissioners if they had any conflict with this proposal. None was noted.

Commissioner Hurt asked if proper notice had been given. Clerk Mace indicated it has. She then explained the proposed increase to those attending.

There was no public comment.

Commissioner Hurt closed the public hearing.

Commissioner Miller made a motion to increase the landfill fees by 11.5% effective October 1, 2011 by Resolution #2011-22. Commissioner Stoddard seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Hurt made a motion to amend the agenda to move the appointment of Joette Lookabaugh from 1:00 p.m. to now. Commissioner Stoddard seconded the motion. A full voice was heard with all commissioners voting in favor.

Prosecuting Attorney Joette Lookabaugh RE: Cell Phone Reimbursement

Prosecuting Attorney Joette Lookabaugh requested the county pay her and her two deputy prosecutor's \$25.00 per month for cell phone use. This is reimbursement for using their personal phone for work. We will need to open the FY2012 Budget to accommodate this request.

Treasurer Pat McCoy RE: Mobile home and personal sale at the Sheriff's Office There will be about 15 mobile homes and some personal property available for county auction. This will be August 31, 2011 at 10:00 A.M. There is one property that will need to be sold in a tax deed by October 15, 2011.

Treasurer Pat McCoy requested for Chief Deputy Treasurer, J'lene Cherry to have around the clock access to the Courthouse. The Commissioners stated that would be fine.

Assessor Kathy Thompson stated the courthouse plans are now scanned in the computer. Commissioner Stoddard requested copies.

A brief discussion was held regarding open enrollment for Pacific Source. There are some employees who still need to turn in their application.

Sheriff Len Humphries presented to Commissioners the agreement between the Forest Service and Fremont County. Commissioner Hurt Made a Motion to sign and approve agreement between Fremont County and the Forest Service. Commissioner Miller seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Public Hearing RE: Off Road Vehicle Ordinance Changes

Present were: Commissioner Skip Hurt, Commissioner Jordon Stoddard, and Commissioner Lee Miller.

Also in attendance were: Clerk Abbie Mace, Deputy Clerk Jeanie Chavez, Prosecuting Attorney Joette Lookabaugh, Sheriff Len Humphries, Public Works Director Marla Vik and Planning and Building Administrator Stephen Loosli

Commissioner Hurt welcomed those in attendance and made introductions.

Commissioner Hurt asked the commissioners if they have any conflict with this proposal. None were noted.

Commissioner Hurt asked if proper notice had been given. Clerk Mace indicated it has

Prosecuting Attorney Joette Lookabaugh asked her Paralegal Carol Jensen to explain the 2007-01 Ordinance. Prosecuting Attorney Joette Lookabaugh read and explained Infractions and Misdemeanors. The speed limit on snowmobile trails would be 45 mph. Prosecuting Attorney Joette Lookabaugh stated this could be amended to the posted speed. Harassing Wildlife would not be allowed. Also discussed were safety issues at the Sand Dunes.

Public Comment

Jim Hobbs, 625 Park Street, St. Anthony

He would like for the laws to be enforced at the sand dunes. He is concerned that there are not enough officers available at the Dunes. He stated he is pleased that flags must be ATV's. The use of helmets was discussed. Mr. Hobbs discussed vehicles that are road licensed and used off road. Sheriff Len Humphries stated they will have a full time Officer at the Sand Dunes at all times. He will enforce laws as much as possible.

Mark Rydalch, 1396 E 400 N, St. Anthony

He would like clarification where the flag should be attached when riding at the Sand Dunes. He disagrees that a flag can be attached to the driver instead of the ATV. Commissioner Stoddard clarified the flag must be attached to ATV.

Public Works Director Marla Vik stated that all highway laws should apply to ATV's
Public comments closed at 10:03 A.M.

Commissioners discussed the changes that need to be made to the proposal. They will have to hold another public hearing with the changes that have been brought up at the hearing today.

Commissioner Hurt officially closed the hearing at 10:07 a.m.

Bonnie Burlage RE: Executive Session IC67-2345(b)

Commissioner Hurt 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 10:11 a.m. Commissioner Stoddard seconded the motion. A roll call vote was heard with Commissioner Miller voting "aye", Commissioner Stoddard voting "aye", and Commissioner Hurt voting "aye". Commissioner Hurt declared the meeting open at 10:23 a.m.

Stephen Loosli RE: Executive Session IC67-2345(b)

Commissioner Hurt 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 10:26 a.m. Commissioner Stoddard seconded the motion. A roll call vote was heard with Commissioner Miller voting "aye", Commissioner Stoddard voting "aye", and Commissioner Hurt voting "aye". Commissioner Hurt declared the meeting open at 11:13 a.m. Commissioner Miller made a motion to open the budget and allow for the creation of a new full time position for Parks and Recreation. This position will be funded for FY2011 from Snowmobile. Funding for FY2012 will come from Snowmobile, Waterways, Park & Recreation, and Emergency Reserve. Commissioner Stoddard seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Planning and Building Administrator Stephen Loosli RE: Department Report

Mr. Loosli stated the Homeowners Association from Big Horn Hills Estates Subdivision are asking that the roads in their subdivision be vacated by the county and become private roads. This will require a sign off from all the home owners in the subdivision.

Stephen Loosli presented a grant application to the Commissioners. The grant comes from the Idaho Community Foundation for \$3,000.00. Commissioner Miller made a motion to sign the Roxy Community Foundation Grant Application for \$3,000.00. Commissioner Stoddard seconded the motion. A full voice vote was heard with all Commissioners voting in favor.

Planning and Building Administrator Stephen Loosli discussed the usage of a postage machine in the annex building. He would like to continue leasing the machine. The Commissioners agreed to allow usage through the life of the 5 year lease.

He updated the commissioners on the HUD Foreclosure program.

Public Works Director Marla Vik RE: Department Report

Road & Bridge: Drake Munson would like to pay the county to put in the triple chip seal for the realignment on Fisherman's Drive. This would only be for the County road portion, not the subdivision roads. He would pay all costs including manpower and equipment. The commissioner's don't want to move forward with this proposal. He will have to hire a private contractor for this.

Ms. Vik has a quote from Double H Gas Company in Rexburg to trade our 500 gallon tank for a 1000 gallon tank. This would cost the county \$1000.00 to trade. The 1000 gallon tank would be

big enough to use at the new Road and Bridge shop located in Island Park. Commissioners requested for Ms. Vik to get information about a warranty, and bids for a new tank.

DL Beck started on the Fun Farm Bridge last Wednesday.

Director Marla Vik stated there was a fatal accident last night on Sand Creek Road. Mud on the road was not a factor, the road was dry.

Commissioners discussed the timing of the design for the Stone Bridge and the latest request to do an environmental assessment for the Grizzly Bear before moving forward with the project.

Biologist with the Henry's Fork Foundation Kim Ragotizkie discussed the Grizzly Bear study. She stated there should not be a problem with this bridge affecting the grizzly bears. We will try to work with Fish and Game with a letter explaining the bridge replacement is. We should get their okay on the project to submit to the Fed's.

Commissioner Hurt returned a phone call to Elise Klingler. This was regarding the road leading to North Fork Highland. Ms. Klingler was very upset and not pleasant on the phone. She complained the road should be completed by now, and is very rough to drive on. Commissioner Hurt apologized, and stated this is the first time he has heard of the problem. Commissioner Hurt assured Ms. Klingler we would get the road finished as soon as possible.

Sewer System: The Public comment meeting regarding the spray field expansion is scheduled for September 8, 2011 at the EMS building in Island Park at 7:00 p.m.

Landfill: Water test will be this week

Misc: Ms. Vik stated she will be out of the office September 8th and 9th.

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 1:12 p.m.

Commissioners signed 1 new lien and 2 lien releases.

Commissioner Lee Miller made a motion to approve case # G2011-100, G2011-101.

Commissioner miller denied Case #2011-29, Commissioner Jordon Stoddard seconded the motion. A full voice vote was heard with all commissioners voting in favor.

County Agent Lance Ellis RE: Cell Phone Reimbursement

Mr. Ellis requested \$25.00 per month for a cell phone. He discontinued his county phone and went to a personal cell phone. He will need to submit a claim each month for the \$25.00 because he is not a county employee.

Commissioner Hurt made a motion to amend the agenda to include an executive session IC67-2345(b) for Prosecuting Attorney Joette Lookabaugh. Commissioner Stoddard seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Hurt 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 1:29 p.m. Commissioner Stoddard seconded the motion. A roll call vote was heard with

Commissioner Miller voting "aye", Commissioner Stoddard voting "aye", and Commissioner Hurt voting "aye". Commissioner Hurt declared the meeting open at 1:53 p.m.

Miscellaneous

Commissioners reviewed the liquor licenses for:

Gaylene Blair doing business at Star Bar

JJ&J Inc. doing business as Dave's Market

Jackson's Food Store Inc. doing business as Jacksons #72

RJ Thueson doing business as RJ's

Janice K Fisher doing business as Imperial Club

Gordon Zollinger doing business as Elk Creek Station

Constance I Himes doing business as Island Park Lodge

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

Commissioner Miller made a motion to take the first month's medical insurance premium out of PILT Fund for FY2012. Commissioner Stoddard seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Miller made a motion to approve all of the minutes for August 1, 2011, August 8, 2011, August 10, 2011, August 11, 2011, and August 15, 2011. Commissioner Stoddard seconded the motion. A full voice vote was heard with all voting in favor.

Commissioner Hurt made a return phone call to Roy Stegelmeier regarding his concerns about a gravel pit the county may purchase. A brief discussion was held with Mr. Stegelmeier on speaker phone. The commissioners will make sure that the easements are agreed upon before they close the purchase.

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

Commissioner Stoddard made a motion to approve 10 Junior College applications. Commissioner Miller seconded the motion. A full voice was heard with all commissioners voting in favor.

Commissioner Miller made a motion to accept Idaho Department of Juvenile Corrections Grant for the Video Arraignment Equipment for Fremont County and 5 County Detention. Commissioner Stoddard seconded the motion. A full voice was heard with all Commissioners voting in favor.

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

Skip Hurt, Chairman
Fremont County Commission

Attest: _____
Abbie Mace, Clerk