

Special Fremont County Commissioners Meeting
Minutes
March 1, 2007

Present for the meeting were Commissioners Paul Romrell, Skip Hurt, and Donald Trupp.

Also in attendance were Prosecuting Attorney Karl Lewies, Planning & Building Administrator Jeff Patlovich, and Clerk Abbie Mace.

Commissioner Romrell declared the meeting open.

The purpose of the meeting today is to review the Stephens Ranch Subdivision Appeal.

Attorney Karl Lewies handed out the draft Findings of Fact and Conclusions of Law for them to review.

Commissioners read through the draft with Prosecuting Attorney Karl Lewies.

They reviewed the section addressing Roads more in depth.

Commissioner Romrell asked if they could find out what the developer feels about the amount implied for improvement of the road.

Attorney Lewies stated that we need to just make sure the developer complies with the development code.

Attorney Lewies read the Roads section of the draft.

Commissioner Romrell questioned on page 26 of the draft the safety of the road be hinged on reduced speeds.

Commissioner Trupp asked what speed would be safe.

Commissioner Romrell stated he is not an expert but thought maybe 35 mph would be an acceptable speed.

Commissioner Hurt referred to page 29 saying 45% of the total actual expenses incurred by the county up to an agreed maximum amount. He questioned the amount was approximately \$1.2 million. He asked if the maximum suggested amount should be included in this document.

Commissioner Hurt stated that talking about impact fees; other counties are using the portion of the state statute to come to an agreement of contributions from the developer. He stated it is being used across the state.

Attorney Lewies referred to page 28 the exception of the statute, that the county has incurred expenses in constructing capital improvements. He is concerned that the county has to have done something already to incur costs.

Commissioner Romrell stated that we have discussed phasing the costs of the improvements on Fish Creek Road.

They agreed that they could enter into an agreement of the costs by phases.

Commissioner Hurt questioned if that would still work with the maximum amount they indicated.

Commissioner Trupp would like to see just a percentage of costs.

Commissioner Hurt suggested the first phase would be from the bridge up through the S curves.

Commissioner Romrell stated lets assume we adopt this draft. That the developer may negotiate the costs on an annual basis of what construction is preformed annually.

Commissioner Hurt asked if that is legal.

Attorney Lewies stated yes.

Commissioner Hurt stated the design costs would be upfront.

Attorney Lewies stated that the developer has already agreed to pay the \$85,000.00 and could pay that upfront.

Commissioner Hurt stated in the fire concerns they were proposing a gift of \$75,000.00 to the fire district that needs to be included in the decision with restrictions on the fire district.

Commissioner Romrell stated the county does not have any authority over the fire district.

Commissioners will review this draft and discuss it on Monday, March 5, 2007 at 1:00 p.m. with final decision midweek.

Commissioner Romrell would like to see the final decision on Monday if possible. All commissioners agreed. He went on to explain that the biggest issue on this is the road.

Commissioner Romrell asked the clerk to get recording equipment for a better transcript.

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

Paul Romrell, Chairman
Fremont County Commission

Attest: _____
Abbie Mace, Clerk