

Fremont County Commissioners Meeting
Minutes
October 1, 2007

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

Also present were Prosecuting Attorney Karl Lewies, Sheriff Ralph Davis, Assessor Kathy Thompson, Treasurer Patricia McCoy, Clerk Abbie Mace, Emergency Management Coordinator Keith Richey, EMS Director Mary Lou Davis, Economic Development Specialist Cathy Koon, Wee Supervisor Bryce Fowler, Park and Recreation Director Tamra Cikaitoga, Planning & Building Administrator Jeff Patlovich, Sewer Supervisor Dan Lostutter, IT Administrator Lisa Turner, Five County Juvenile Director Trent John, GIS Administrator Bonnie Moore, Landfill and Road & Bridge Foreman Blair Jones, Public Works Director Marla Vik, Juvenile Probation Supervisor Darin Burrell, and Deputy Clerk Suzanne Bagley was present to take minutes.

Commissioner Romrell declared the meeting open.

Sheriff Ralph Davis offered the opening prayer.

Marla Vik led the Pledge of Allegiance.

Commissioner Romrell talked about a retreat at Lakeside Lodge on October 22, 2007 at 9:00 a.m. Commissioners would also like to invite all Elected Officials, Department Heads and Chief Deputies. The County would talk about issues such as pay raises, landfill issues, and any other items.

Planning & Building Administrator Jeff Patlovich reported that the number of building permits have gone up substantially this year. He has advertised for October 9th a Public Hearing to increase fees for the Planning & Building Department. Commissioner Romrell feels that they are trying to have Planning & Zoning be a self sustaining office not paid for by tax payers.

Sheriff Ralph Davis reported that there are currently 12 inmates in county custody. He would like to come back and discuss some more budget issues. He reported that there were quite a few accidents at the Sand Dunes this last week.

Treasurer Patricia McCoy has an application for a credit card approval. The Treasurers Office has a direct wire for the credit card payments. Everyone needs to turn in their credit card invoices as quickly as possible to avoid late charge and interest. In some cases late charges are \$35.00 and then there is interest and some times as much as \$100.00. Commissioners approved a credit card for 5-County Director Trent John with a limit of \$2,500.00. Treasurer McCoy will bring a list to commissioners for those who have credit cards and their limits.

GIS Administrator Bonnie Moore reported that Bullbery should be up and running soon they have all the driveways in the county GPS points done.

Five County Detention Director Trent John reported to commissioners that Nicky Chavez is the new Program Director. 5-County will also be looking at a contract for a new pilot program; also a new DET program will be available on line available to 5-County. Commissioner Romrell stated that this program was brought in from Utah. Trent John went to training on “A Change of Culture” for some management training and it was very helpful.

Juvenile Probation Officer Darin Burrell reported that they are very busy these days. He reported that the partnership with the Sheriff’s Office is very good. He is looking at a monitoring device to help with offenders. The families would be responsible for the costs. The ankle monitor would cost about \$ 8.00 a day verses the cost for detention of \$125.00 a day.

Weed Supervisor Bryce Fowler reported that they are very busy. They were able to spray the almost the entire bottom half of the county twice. Milfoil was a topic that has been discussed at some length. Milfoil will grow in lakes, rivers, and streams. It changes the PH of the water, kills the fish and could take over. This would be detrimental to the area. There are herbicides that can be used to kill Milfoil , but it could take over the lakes within five years.

Commissioner Romrell talked about Fremont County being able to apply for a grant in the amount of \$50,000.00 to help control this problem.

EMS Director Mary Lou Davis reported that the Sand Dunes are not as busy as last year. Sheriff Davis stated they are down about 500 patrol hours, and a decrease of 5 less crashes this year compared to last. Mary Lou Davis stated that the BLM has been very good to work with.

Keith Richey and Mary Lou Davis have been looking for a repeater for Island Park.

The Ambulance has been getting some repairs done. They are also looking to do some repairs on the heating system, ducts, and the painting of the St. Anthony building.

Assessor Kathy Thompson reported that they have been busy getting ready for the Board of Tax Appeals that will be held in October. She has been working with Access Idaho for registering motor vehicles on line by the first of November.

Economic Development Specialist Cathy Koon reported that they have been working with Dr. Dick Gardner on some workshops. There have been a lot of people who have been coming into talk to her about needs from the public. A profile of the county will be available this afternoon for commissioners to review. This will also be available to the public online. FEAC will be doing the fund raising to help with the cost of Cathy Koon’s salary.

IT Administrator Lisa Turner stated that a technician has been hired in the IT Department. Mr. Josh Warnke from St. Anthony has been offered the position, and will start on October 15, 2007. There are several classes that will be offered by the State Tax Commission at the Annex Building and will start on October 15, 2007. She asked if the commissioners have made a decision on cell phones yet. Commissioners would like to discuss this further on October 22, 2007 at the retreat in Island Park.

Commissioners would like employees to visit the per-diem issue. Employees have been asked to think of ideas and solutions to bring to the October 22, 2007 retreat.

Park & Recreation Director Tamra Cikaitoga stated that this was a hard year for boating because of water issues. The Golf Course held its own. They had to buy water to water the lawn; it was just a bad water year. They were not able to have make the improvements to the boat dock at Frome Park and they are looking forward to that to happen next year. This year Frome Park had 1300 visitors. They had a good relationship with the seniors that volunteered their time at Jonny Sack Cabin this year. They had 14,000 visitors at Johnny Sack and they are done with school groups and tours for the year. This is run by donation only, but brings the people in.

The groomers are gearing up for winter and have had some meetings, they will be working with West Yellowstone to come up with a written agreement for \$10,000.00 to have them groom a small portion of our trails better accessed from West Yellowstone. They would also like to have better communication with West Yellowstone and would like to advertise these trails as one. They would like to have radio communication with West Yellowstone. They would like to have radios that are on the same frequencies. Sheriff Davis thought they used two different systems. They might have to carry two separate radios. The County Sheriff's Department carries three different radios to accomplish this.

Commissioner Hurt has received requests for parking at Staley Springs for ice fishing. He stated that the Forest Service or BLM may have some ground we could possible use.

Emergency Management Coordinator Keith Richey reported that the fires have slowed down. There were five fires in Fremont County. These were started by fireworks, before the ban was put in place. He reported that they have spent some grant monies on training for police officers that has been very successful, and will continue to have trainings.

Public Works Director Marla Vik reported that things are coming along on the Salem Bridge.

Blair Jones and Marla Vik have been working on a set of Road Standards in the form of a 30 page document. Jeff Patlovich, Marla Vik, and Karl Lewies will discuss this further. This will need to be adopted by ordinance. The Standards for Public Works has been adopted. This was done by Ordinance. She reported that she has hired three new employees for the landfill. She would like to address the ATV issue. This has caused lots of problems for roads, accesses, dust and other problems. Commissioner Hurt stated that

this has been talked about for a long time, and it is something that Fremont County needs to address.

Tamra Cikaitoga has never seen so much damage and resource damage because of ATV's.

Attorney Karl Lewies talked about the cabin rental hearing that was held in Island Park; that there were more complaints about ATV's and snowmobiles than the cabin rentals.

Sheriff Davis stated that they (Sheriffs Association) have a bill to present to the legislator to address this, and they have been trying, but they need to be in this together.

Tamra Cikaitoga stated that some of the cabin rentals are being rented with the toys, and this has caused a lot of problems.

November 9, 2007 is the Transportation Meeting that maybe some of these issues can be addressed.

Tamra Cikaitoga stated that the ATV's have been doing damage to the Osborn Bridge.

Commissioner Romrell talked about a meeting that he attended and stated that there needs to be an ATV trail all year long.

Landfill and Road & Bridge Foreman Blair Jones reported that they have been repairing roads and working on the Reclamation Road.

Island Park Sewer Supervisor Dan Lostutter reported that Marla will present quotes to replace Lift Station #7 on the Macks Inn Sewer System later today. This would be put in mid summer near the golf course due to the sub. The part timer hired for the summer season did a great job. They have cleaned all the lift stations except for two. The crews have also been busy with performing locations for dig line. They have had 59 calls to marked lines since July 13, 2007. The crews have cleaned nearly all the lines with the new vac-con truck.

The Vern Harris property was discussed.

They discussed the Pond's Lodge project that was presented two years ago. Dan and Forsgren Engineering will be there to over see the project. They are doing things backwards and this has created some what of a mess. He talked about lot 59 of Ponds Lodge; when these lots were developed they were not included in the original agreement with hookup fees and need to pay the full amount of the hookup fees.

Dan Lostutter and his crew will be hosting the Southeastern Idaho Wastewater Operations Meeting October 11, 2007 at their Mack's Inn facility.

Bryan Phinney and Jim Mullen of Keller Associates would like to talk about the Island Parks News article from last week pertaining to the Sewer Ordinance rewrite and will be in later today.

Prosecuting Attorney Karl Lewies talked about the City of St. Anthony lawsuit. He will proceed as directed by the commissioners.

Josh Garner has done a good job and he had gotten good reports and there are no big cases to report.

Clerk Abbie Mace reported to the commissioners that she will have the Budget and Levy Training on October 25, 2007 at 1:00 p.m. at the Annex Building that they requested.

Clerk Mace informed Department Heads and Elected Officials that you have until the next commissioners meeting to get bills in for the FY2007 budget year.

Commissioner Hurt had nothing to report.

Commissioner Trupp reported that Fremont County has another confirmed case of West Nile Virus.

Commissioner Trupp commended Attorney Karl Lewies on a job well done for his services.

Commissioner Romrell reported that he attended the annual High Country RC& D meeting in Idaho Falls last week. If the Ethanol site goes in to the City of Shelley there will 1500 new jobs. They had a tour up to the wind farms and they are helping with the Weather Modification Program also known as the Cloud Seeding Program.

Indigent Claim Clerk Abbie Mace presented an indigent request case #G2007-107. Commissioner Trupp made a motion to approve case #G2007-107. Commissioner Hurt seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Weed Supervisor Bryce Fowler asked to meet with the commissioners in executive session. Commissioner Romrell made a motion to go into executive session pursuant to IC 67-2345 (b) at 11:31 a.m. 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, to discuss a weed department personnel issue. Commissioner Hurt seconded the motion. A roll call vote was taken with Commissioner Trupp voting I, Commissioner Romrell voting I, and Commissioner Hurt voting I. Commissioner Romrell declared the meeting open at 11:55 a.m.

Commissioner Romrell made a motion to go into executive session pursuant to IC 67-2345 (f) at 11:56 a.m. to consider and advise its legal representatives to pending litigation or where there is a general public awareness of probable litigation; to discuss a potential lawsuit concerning Road & Bridge. Commissioner Hurt seconded the motion. A roll call vote was heard with Commissioner Trupp voting I, Commissioner Romrell voting I, and Commissioner Hurt voting I. Commissioner Romrell declared the meeting open at 12:19 p.m.

Commissioner Romrell made a motion to go into executive session by IC 67-2345 (f) to consider and advise its legal representatives to pending litigation or where there is general public awareness of probable litigation at 1: 21 p.m. to discuss the Smart Growth Lawsuit. Commissioner Hurt seconded the motion. A roll call vote was taken with Commissioner Trupp voting I, Commissioner Hurt voting I, and Commissioner Romrell voting I. Commissioner Romrell declared the meeting open at 2:15 p.m.

Economic Development Specialist Cathy Koon left commissioners her year end report for them to review.

Commissioner Romrell talked about the Loosli Amendment to the Fremont County Development Code. Mary York spoke with commissioners via phone. Commissioner Romrell introduced several individuals that were in the audience.

Commissioner Romrell gave a background of the Ordinance and stated that the law that is now in effect with the amendment. He talked about the growth and impact in Fremont County. He stated that he proposes that the commissioners take a new look at this.

Commissioner Romrell made the following motion: to repeal the Loosli Amendment reinstate the Fremont County Development Code as it existed before the amendment, and to make an application to amend the Development Code with the Loosli Amendment. Commissioner Hurt seconded the motion. A full voice vote was taken with all commissioners voting in favor.

Commissioner Romrell stated that no questions or comments would be made at this time. A press release will be made available to public as soon as it is possible.

IT Administrator Lisa Turner came before the commissioners to discuss the possibility of eliminating remote access for title companies and real state agencies. Their contract expired on September 30, 2007. They will be billed for six months; then they will have access through the internet on our map server system. Commissioners gave their approval on that.

The annual contract for Computer Software, Maintenance, and AS400 Support with Computer Arts, Inc. was reviewed by the commissioners. With the hiring of a new county computer technician we will down size hours from 1,000 hours to 500 hours.

They discussed the software that the Sheriff's Office will be changing to it is approximately 90 days out. They need to continue to use Computers Arts until that time. Lisa will get an updated quote on this cost before the board signs the software portion of the contract. They also discussed the server concerns in the sheriff's office. The IT department did not review the specifications on it before it was ordered. There is also a concern of needing two servers. They need to decide if they will use an old one or if they buy a new one. Commissioners need a written agreement from the City of St. Anthony and City of Ashton as to the joint agreement on the new software they will be sharing that includes the moneys pleaded and future equipment replacement agreements.

Sheriff Davis stated that he ordered a new server and had a drop ship in Utah and Lisa Turner had no idea of this purchase. It was the intent that Lisa Turner order all supplies and computers for the county.

Commissioner Romrell stated that the board has said over and over that all departments are to have Lisa Turner involved in any computer related purchases. The process is that it must be reviewed by her before purchasing. Commissioner Romrell will not support moving forward on the new software in the Sheriff's office until the agreements between the county and cities are in writing. Also they need to have the contracts pertaining to data conversion and VPN Access with Intellichoice in place before moving forward. The Tech is hired to be on call 24 hours a day 7 days a week.

Commissioner Hurt made a motion to sign the contract with Computer Arts for PC Network Fees down from 1,000 hours to 500 hours. Commissioner Trupp seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Trupp made a motion to approve the AS 400 support fees from Computer Arts. Commissioner Hurt seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Public Works Director Marla Vik came before the commissioners to discuss her department reports:

Road & Bridge:

She reported on the Salem Bridge Project. ITD verbally indicated the change order for the tack coat between the two pavement lifts will cost about \$1800. This brings the total cost of change orders for the Salem Bridge project to just over \$19,000. The total bid for the bridge and the roadwork was \$4,232,053, so the change orders amount to 0.4 % (less than 1%). Paving is not going to happen this week due to weather and other delays. The contractor is trying to get ready to start next week.

Xcell Engineering in Pocatello agreed to run the soil analysis for the City of Ashton new proposed parking lot for \$300. Their results indicated the parking lot needs 9 inches pit run, and 3 inches base, if there is adequate drainage.(This is half the thickness of the previous estimate.) The City of Ashton will need to get the sub grade prepared before the gravel is brought to the site.

Sewer System: Marla presented the commissioners with three bids to replace Lift Station #7 of the Macks Inn Sewer as follows:

Waterford Systems for \$40,173.00

ADS Equipment Inc for \$44,948.00

Falcon Environmental Corp for \$46,255.00

Commissioner Hurt made a motion to accept Waterford Lift Station quote for lift system #7 at Mack's Inn. Commissioner Trupp seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Marla Vik reported that there have been some complaints about landfill charges and a few about the change of hours at Island Park.

Jim Mullan and Bryan Phinney from Keller and Associates gave commissioners a package of a Financial Analysis, Design/Construction Standard Development and Ordinance Review/Update. Enclosed are several articles and publication from the Island Park News. Keller and Associates have a concern about the false statements that were made. Keller and Associates would like to work with Attorney Karl Lewies to issue a statement to the press.

The draft design and construction standards are 95% complete.

Commissioner Romrell stated that he supports Keller and Associates; that if they were to do the project again they (Keller) would be at the top of the list.

Keller and Associates will submit a joint press statement in writing to Attorney Karl Lewies to review, and this will be then forwarded to commissioners for a signature to be sent to the Island Park News.

Sheriff Ralph Davis came before the commissioners to discuss budget items. He presented a list of spending requests.

Clerk Mace stated that it would have been nice to know this while we were opening the budget.

Sheriff Davis stated that he saved all year long to be able to this. He is requesting:

- 12 in car video systems and can get a volume discount. He will be piggy backing the bid from the City of Wyoming in the amount of \$54,060.00.
- Approximately \$19,600.00 for cameras (security purposes) approximately 10 cameras to be used in the jail and courthouse with one perimeter camera.
- 3 Computers to be ordered through from the IT Department at \$3,096.00.
- Evidence Camera for \$1,500.00
- Sniper Rifles (2) at the cost of approximately \$3,000.00 each and the scopes.

Commissioner Hurt made a motion to approve 10 in car video cameras for the Sheriff's Department. Commissioner Trupp seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Other Business: Commissioners discussed property parcel #RP07N44E120000. Commissioner Romrell made a motion to draft a letter to Flying A Ranch and Glen P. Atchley to prove ownership of this property. Commissioners would like this done in a two week time frame period. Commissioner Hurt seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioner Romrell made a motion to approve the minutes from August 22, 2007, September 10, 2007, and September 24, 2007. Commissioner Hurt seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioners reviewed the following liquor licenses:

Stage Stop
Imperial Club
Meadow Creek Lodge
Lakeside Lodge

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

Commissioners reviewed the Memorandum of Agreement to support The Community Incentive Program / The Re-Entry Program/ The Mental Health Program for our Juvenile Probation Department with the State Department of Juvenile Corrections. Commissioner Trupp made a motion to approve this agreement. Commissioner Hurt seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Commissioners received an application for the Fremont County Planning & Zoning Commission from Jim Gerber. This Application will be kept on file in the Clerk's Office.

Commissioner Trupp made a motion to sign the budget for the Extension Office for the 2008 year from the University of Idaho. Commissioner Hurt 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 meeting was adjourned.

Paul Romrell, Chairman
Fremont County Commission

Attest: _____
Abbie Mace, Clerk