

Fremont County Commissioners Meeting  
Minutes  
November 28, 2005

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

**Elected Officials:** Meeting with the commissioners on the regularly scheduled monthly meeting were the elected officials: Assessor Ivel Burrell, Treasurer Patricia Mc Coy, Sheriff Ralph Davis, Attorney Karl Lewies, Clerk Abbie Mace, and Deputy Suzanne L. Bagley was present to take minutes.

Commissioner Trupp declared the meeting open.

**Clerk Abbie Mace** informed commissioners that the county car is need of some repairs. There are repairs that need to be done now at the cost of about \$720.00. Commissioners decided to park it and sell it in the next surplus sale.

Clerk Mace asked commissioners that they elect a representative for Idaho Counties Risk Management. Seth Beal has been serving, and will continue to serve. Commissioner Hess made a motion to vote Mr. Beal to continue serving. Commissioner Romrell seconded the motion. A full voice vote was heard with all commissioners voting in favor.

Clerk Mace will be in Boise on Tuesday to train for the new election machines.

Commissioner Hess made a motion to approve one liquor license for Hungry Bear Market. Commissioner Romrell seconded the motion. A full voice vote was heard with all commissioners voting in favor.

The sled dog issue was discussed. Commissioner Romrell stated that he would like to see the names of the private land owners that are not in favor of them using the trails. Attorney Karl Lewies stated that he is not likely to prosecute because sled dogs are on the trail. Attorney Karl Lewies suggested that Tamara Cikaitoga invite all the private property owners to meet with the commissioners stating why.

Commissioners gave permission to have the snow tires put on the Senior Citizens Van.

Commissioner discussed possible Planning & Zoning Members. Commissioner Romrell made a motion to appoint Cindy Miller, Evan Worrell, Vance Derricott, and Royce Klingler.

Commissioner Hess made a motion to approve the minutes from the November 21, 2005 commissioners meeting and amend the November 7, 2005 Commissioners minutes. Commissioner Romrell seconded the motion. A full voice vote was heard with all commissioners voting in favor.

**Assessor Ivel Burrell** discussed the deeds for the land swap between the County and City of St. Anthony for the airport, landfill, and the gravel pit between the City and the County. Deputy Assessor Barbara Hirschi will contact the City to correct the deeds.

Ivel Burrell stated that the sub roll has gone out.

**Treasurer Patricia McCoy** stated that there are several individuals that have Sewer O & M concerns.

Treasurer Patricia McCoy stated that tax collections are going well, and the amount of collection is up from last year at this time.

**Attorney Karl Lewies** advised the commissioners not to discuss The Woodlands at Bill's Island hearing with anyone. All the information that has been presented has been at the hearing and the commissioners will be base their decision on that.

Attorney Karl Lewies has been working with Dan Lostutter Island Park Sewer Supervisor to work out a resolution on the Chavez sewer line extension. The County will assess all those who need to hook in.

The Chad Ball gravel pit was addressed. Attorney Karl Lewies has sent Mr. Ball a letter telling his to reclaim the property and to quit mining. This is a violation, and needs to be taken care of from Mr. Ball as soon as possible.

Attorney Karl Lewies reported that there has never been a filter at the Prosecutors Office for the furnace. Commissioners will allow the repairs. He would also like to have the exit door in Karl Lewies office fixed. Attorney Karl Lewies would like to have some kind of security system in the Building.

**Sheriff Ralph Davis** reported to the commissioners that there are some concerns with the phone system that the commissioners may need to address.

Sheriff Ralph Davis gave commissioners a report on the expenditures that would have been used for prisoner housing board.

There are currently 22 inmates in county custody.

Sheriff Davis would like to discuss the possibility of a County Ordinance to charge those who stay in the jail.

**Tim Buehner** was scheduled for a phone conference, but did not answer.

Commissioners discussed the use of county bridges for irrigation structures, in particular the bridge on 2000 East just south of Frank Mackert's home. The Commissioner Romrell made a motion directing Attorney Karl Lewies to send a letter to the Fremont-Madison Irrigation District informing them that any time they use a county bridge as an irrigation structure the canal company takes responsibility for any damages to the bridge. Commissioner Hess seconded the motion. A full voice vote was heard with all commissioners voting in favor.

**Larry Cadwell, and David Peterson from Fall River Rural Electric** came before the commissioners to ask for a utility easement on the Golf Course. Commissioner Hess made a motion to sign the agreement. Commissioner Romrell seconded the motion. A full voice vote was heard with all commissioners voting in favor.

**Val Wynn a property owner in the Grandview Lane Road Association** and 14 others were present to assure the commissioners that they do indeed have a private road on Grandview Estates Subdivision. Mr. Wynn stated that he spoke to Weldon Reynolds who assured them, that this would never accept this as a County Road. Mr. Wynn stated that

the Greens who are also one of the original property owners stated that she has never given anyone a private easement. Mr. Wynn stated that there is a barricade on private property, and more traffic on that road would be a hazardous situation. Mr. Wynn stated that he is certified engineer in California, and feels that he is familiar with some of the laws. Mr. Wynn stated to the commissioners that they have no jurisdiction over the road.

Mr. Wynn asked the Mayor from Ashton if there have been any public requests, and Mayor Stronks stated that there had not been, and they are adamant that this is not a public road.

Commissioner Romrell asked County Attorney Karl Lewies to clarify what is on the plat.

The homeowners feel that the County does not have any jurisdiction over this road.

Mr. Lynn Speth stated to the commissioners that he was here a few years back with the same issue. Mr. Speth asked County Commissioners where you have been as far as plowing and maintaining goes.

Several homeowners expressed comment stating this is a private road.

Attorney Karl Lewies stated that would be willing to research this further.

Commissioner Romrell stated that he does not see the situation resolving immediately, and commissioners will not take a position on this.

**Ronald Cole** spoke to commissioners via phone. Mr. Cole expanded up in the Island Park area. Mr. Cole received a tax bill, but has a voided building permit, and would like a refund of the sewer fees of \$3,900.00, and since he does not have building going on, and would like to have refunded the O & M fees. Treasurer McCoy stated that it would be up to the commissioners to make that determination. Mr. Cole stated that he would prefer a refund. Commissioner Romrell made a motion to allow Mr. Cole a refund of \$3,900.00 for a sewer hook up fee and a cancel the O & M fee of \$517.00. Should Mr. Cole decide to build in the future; he will have to pay the standard fee at the time of hook up.

Treasurer McCoy discussed several issues that are affecting the Island Park Sewer. Dan Lostutter will have to do several on site inspections to determine whether or not they will be charged or refunded the fees.

There is some question as to how to disconnect from the sewer system?

Commissioners, Attorney Karl Lewies, and Dan Lostutter will discuss what fees will be associated with the disconnection fees. Treasurer Patricia McCoy stated that the County will only accept money orders, or cashiers check for these fees.

**Graham & Shirley Wilkinson** who live on Fisherman's drive also known as North River Road came before the commissioners. The Wilkinson's would like to know what to do in order to get the county road plowed.

Commissioner Romrell spoke with Road & Bridge Supervisor Weldon Reynolds who stated that the road is too narrow, and it is being worked on little by little, but until the road is brought up to standards, it will not be plowed.

Commissioner Romrell has some concerns about the revision of the Comprehensive Plan. Commissioner Romrell feels that after a year there has not been much done on the project. Clerk Mace stated that Karen Lords has never been given a timeline, and there

fore has not really been given a time frame as to when the comprehensive plan should be done.

Attorney Karl Lewies would like to see a more legal standpoint to the plan, and so he is suggesting that the Commissioners advertise a Request for Proposal on the rewrite of the Comprehensive Plan and Development Code.

Commissioner Romrell made a motion to publish an RFP for the comprehensive plan, and the Development Code as soon as possible. Commissioner Hess seconded the motion. A full voice vote was heard with all commissioners voting in favor.

**Steve & Susan Welker** did not show up for their appointment.

**Debbie Adams Social Services Director** asked to meet with commissioners in the executive session for the purpose of indigent. Commissioner Hess made a motion to go into executive session. Commissioner Romrell seconded the motion. A roll call vote was taken with Commissioner Trupp voting I, Commissioner Hess voting I, and Commissioner Romrell voting I. Commissioner Trupp declared the meeting open. Commissioners signed three releases of a lien. Commissioner Hess made a motion to deny case #M2006-03, deny case #M2006-02, and deny case #2006-09. Commissioner Romrell seconded the motion. A full voice vote was heard with all commissioners voting in favor.

**Golden Linford and Dr. Jeff Hopkins representing the Free Medical Clinic** came before the commissioners to let them know that they will be applying for a grant for medical services to those who would not have insurance or those that would qualify. Mr. Linford is looking for pledges of \$100,000.00. If the grant is approved, it would be next spring. Commissioner Romrell made a motion to pledge \$4,000.00 for this grant. Commissioner Hess seconded the motion. A full voice vote was heard with all commissioners voting in favor.

**Attorney Karl Lewies** discussed with the commissioners, Treasurer Patricia McCoy, Assessor Ivel Burrell, and Clerk Abbie Mace a draft for a mobile home ordinance. There has been some discussion about mobile homes and manufactured homes placement standards. Attorney Karl Lewies presented a draft resolution that would state: An ordinance adopting all of the placement standards set forth in Idaho code section 67-6509A for "Manufactured Homes" located outside mobile home parks; limiting "Mobile Homes" to mobile home parks; and for the purpose of protecting Fremont County's aesthetic values, property values, and tax base.

Commissioner discussed several possibilities and scenarios that may come up. Attorney Karl Lewies stated that at some point Fremont County will become overrun with "Junk Trailers".

Commissioners will review this further and discuss this again on December 12, 2005.

**Treasurer Patricia McCoy, Deputy Treasurer J'Lene Cherry and Island Park Sewer Supervisor Dan Lostutter** came before the commissioners to discuss several issues that have come up with Sewer Hook up Fees, and O & M charges. Several

individuals have decided that they do not want to pay the O & M fees, and wish to disconnect.

Treasurer Patricia McCoy stated to the commissioners that she would like the commissioners to take care of these on a case by case basis. Commissioners suggested that Treasurer Patricia McCoy put together a disconnect form that can be recorded as a legal document. Commissioners agreed that this would be acceptable.

**Donna Lopez a Fremont County Resident** came before the commissioners to discuss a 911 complaint that was never addressed. Mrs. Lopez states that she was in an accident on November 13, 2005 and was not able to get a 911 phone call answered, and not get any service. Sheriff Ralph Davis stated that our records do not show record of the 911 phone call coming in. Ms. Lopez stated that she then came into the Sheriff's Office at approximately noon and no one came to record the incident. She then called the Sheriff at his home at approximately 5:00 p.m. before she got any response. Sheriff Ralph Davis stated that officers were tied up, and as soon as he became aware of the situation, he did what he could. Ms. Lopez is wanting to know why there were not helped, and what is going to be done about it. Sheriff Ralph Davis stated that he is working to clarify the 911 phone problem whether it is an internal, or a phone problem, and as soon as he found out the problem. Ms Lopez stated that she should not have to call Sheriff Davis at home, and does not want this same thing to happen to someone else that has something more serious happen.

Sheriff Davis stated that Fremont Telcom could get her a copy of the bill that has the number, but since she has a tract phone, and the minutes are pre-paid, there is no way of having proof. Sheriff Davis stated to the commissioners that he would work with IT Administrator Lisa Turner to see if we can find any answers.

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

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Donald Trupp, Chairman  
Fremont County Commission

ATTEST: \_\_\_\_\_  
Abbie Mace, Clerk

