

The Board of Bear Lake County Commissioners met in their regular meeting on Tuesday, October 9, 2018 at 9:00 a.m. in the School District #33 Board Room in Paris, Idaho. Members present were Commissioners Vaughn N. Rasmussen, Chairman, Bradley D. Jensen, Rex L. Payne and Clerk of the Board, Cindy Garner.

Also attending were Treasurer Tricia Poulsen, Sheriff Bart Heslington, Prosecutor Adam McKenzie, citizens Jean Alleman and Robyn Owsley.

APPROVE AGENDA

Commissioner Jensen made a motion to approve the agenda as posted, seconded by Commissioner Payne, motion carried.

ELECTED OFFICIALS MEETING/COMMITTEE ASSIGNMENTS

Sheriff Bart Heslington presented his monthly report and mentioned the meeting regarding the possibility of opening up the west side of the lake shore for a swimming only area and would be supportive if part of the fee would go to help law enforcement. They are still having issues with their state operated driver's license program. Heslington stated they just got confirmation they were awarded their 911 grant which will allow them to skip the middle man and have more direct involvement and be able to assist other counties and back each other up if any problems.

Treasurer Tricia Poulsen presented the Treasurer's quarterly report as per code and stated the county is in good shape. Poulsen mentioned the conference call with Commissioner Payne, Clerk Garner, Michael Tippets, Michael Keith and other financing personnel for the financial support of the courthouse and felt it went very well and feels confident on how it will work. Poulsen will be starting the tax drive in the next week and a half.

Commissioner Jensen mentioned a citizen had put in a cattleguard in up near Little Valley and there was another one up by Camp Bartlett, but they need to be sure of the weight rating.

Commissioner Payne also mentioned cattleguards out by Raymond and stated they would recommend to Superintendent Esquibel to be sure and purchase those with rounded bars verses square, so the cattle can get their legs out is they do get caught. Payne also mentioned talking with Representative Gibbs about meeting with a group to discuss the judicial confirmation statute and not being able to levy taxes. Payne stated the resolution had been sent to Piper Jaffray and Stephanie Bonney. Payne mentioned that Davidson had the results from the geological perk tests and surveys. Payne spoke with Michael Tippets and he sent information to the Salt Lake partners to see if it was required for the funding. Payne mentioned that Casey Humpherys met with the airport board to discuss more about a shooting range in the area.

Commissioner Rasmussen mentioned he and Clerk Garner did meet with Michael Tippets, Zions Finance and Michael Keith, Piper Jaffray while in Boise. Rasmussen stated the meeting regarding possible expanding of the beach on the west side and also increasing the fees and having \$2.00 of it come back to the county to help with law enforcement as Sheriff Heslington stated previously. Rasmussen stated both states were very much in favor of that proposal. While in Boise at the IAC conference he also met with the Board of Health and they discussed issues on funding. Attorney Jerry Mason presented some changes on purchasing Rasmussen stated they will discuss at their January elected officials meeting.

There was a contradiction on public works license, and they will get clarification on that. The next Four-County meeting is scheduled for October 23, 2018 at the Oregon Trail Center where they will also meet with the legislators. Commissioner Bullock from Bannock County will also attend to give an update on the Regional Behavior Health Center.

WAYNE DAVIDSON – BUILDING INSPECTOR REPORT

Wayne Davidson, Building Inspector, gave his monthly report on a few more permits and the time of year for checking furnaces or getting new ones. Davidson stated that they should be doing the final walk through soon and issue the last payment. The little shed used for the election supplies will need to be moved, it was suggested close to the current building for the time being, then moved over by the sheriff's office and used for the Emergency Manager to store sand bags. Davidson did get some bids for tree removal, however, they will wait till spring and the Road & Bridge will help on the cleanup end to save money. Commissioner Payne mentioned they would need to have the curbing for proper drainage. Davidson stated he had a good visit with an owner of a home southwest of Little Valley regarding cattleguards, no-trespassing signs faced the correct direction and he stated he would like to donate an acre of ground for public parking. Davidson also mentioned the need for a functioning vehicle, or doing more repairs, as the one he's driving has no defrost. Commissioners stated the sheriff thought he might have one.

APPROVE MINUTES

Commissioner Payne made a motion to approve the minutes for August 6, August 13, September 10 and October 2, 2018, seconded by Commissioner Jensen, motion carried.

APPOINT POLLING PLACES – November 6, 2018 Election

Commissioner Jensen approved the proposed polling places for the November 6, 2018 election, seconded by Commissioner Payne, motion carried.

Montpelier #1 – Allred Center, Montpelier #2 – Grace Thiel Community Center, Montpelier #3 – Fire Station, Bennington – Bennington LDS Church, Bern – Vote by Mail, Dingle – Dingle LDS Church, Fish Haven – Reserve Club House, Geneva/Pegram – Vote by Mail, Georgetown – Georgetown City Hall, Liberty – Vote by Mail, Lanark/Ovid – Vote by Mail, Paris – Paris Tabernacle Annex & St. Charles – St. Charles City Hall

AIR METHODS ADVANTAGE

Commissioners appreciated the proposed special rates the hospital helped secure for the Air Method Advantage for employees. Commissioners stated as the budget had already been set for this fiscal year, it would be offered to employees to take advantage of this benefit on their own and choose to have the county take it out of their check. It does only cover the Air Med out of Soda Springs.

DOUG CARLSEN AND MARTHA CANNON – FRIENDS UNITED FOR BEAR LAKE

Doug Carlsen and Martha Cannon presented information and a power point presentation to the commission regarding the repurposing of the old courthouse and presented them with binders of the same information to review.

STACE GEARHART – MOA (MEMORANDUM OF AGREEMENT)

Stace Gearhart, District 6 Liaison for Idaho Department of Juvenile Corrections, presented the M.O.A. for the next two (2) years help with funding for the Juvenile Corrections program. Commissioner Rasmussen stated he would like to have the county attorney review it and then approve in November.

MITCH POULSEN, PLANNING & ZONING DIRECTOR – HILL REZONE

Mitch Poulsen, Planning & Zoning Director, presented the request for the Hill rezone. It contains eighty acres near the Road & Bridge county sheds and they would like to change it from agricultural to rural community. There was no public comment during their hearing, the P & Z board had thorough discussion regarding impact area, industrial and the Army Core of Engineers wondered about possible flooding. Poulsen stated at the conclusion of their hearing, it was the recommendation of the board to go forward with the Hill rezone. Commissioner Payne made a motion to accept the recommendation of the Planning & Zoning board to approve the Hill rezone, seconded by Commissioner Jensen, motion carried.

MITCH POULSEN, PLANNING & ZONING DIRECTOR – SPECIAL EVENTS & ENFORCEMENT

Mitch Poulsen, Planning & Zoning Director, met regarding the enforcement and has instructed the event promoter to keep their event off of the right of way, traffic can't move freely, specifically included it in his permit and again cars on the highway right of way. Commissioner Rasmussen stated that money had been committed on an event and had not been received. It was agreed that money would be received in advance and also no permit would be issued when not following the permit guidelines.

MIKE TITUS – GREAT WESTERN TRAIL – LETTER OF SUPPORT

Mike Titus, with the Great Western Trail, thanked the commissioners for the past letters of support and requested a new letter of support. Commissioner Jensen made a motion to do a letter of support for the Great Western Trail, seconded by Commissioner Payne, motion carried.

MELISSA JOHNSON – NORTH CENTER LANE

Melissa and Marshall Johnson came to the county in need of help clarifying the North Center Lane road as to whether it was a county road or public access road. After much discussion, Prosecutor McKenzie and Commissioner Rasmussen referred them to the title company they were working with, take them a copy of the map from the 1980's and the building permit that was approved to show at this time it is a legal right of way, get in your house and get back with the county and we would proceed with a road vacation if needed.

PUBLIC COMMENTS

There were no public comments.

SCOTT ESQUIBEL – COUNTY SUPERINTENDENT

Commissioners asked Superintendent Esquibel to come back in the afternoon as they were behind schedule.

EXECUTIVE SESSION – INDIGENT, PERSONNEL AND LEGAL

Commissioner Jensen made a motion to leave the regular meeting and go into an executive session pursuant to Idaho Code #74-206 (1) (b)(d)(f) for personnel, indigent and legal matters, seconded by

Commissioner Payne. All commissioners stated "Here" in a roll call vote. Also invited to join were Prosecutor McKenzie, Assessor candidate Heber J. Dunford, Attorney Joe Hayes and Clerk Garner. Commissioner Payne made a motion to leave the executive session and return to the regular meeting, seconded by Commissioner Jensen, motion carried.

ROY BUNDERSON – COUNTY ROADS

Roy Bunderson met with the commission to discuss the county roads and had Nicholas and Nicole Smith come to meet with the board to talk about the connector road between Sleights Canyon and Paris Canyon. Bunderson had several maps showing the connector road not marked, only the updated 2015 Bear Lake County Road Map showed it marked as a county road. He had also contacted the state and a 2107 map submitted by the Road & Bridge did not show. The Commissioners will review and get back with them. Bunderson also mentioned the need to identify the RS2477 roads.

SCOTT ESQUIBEL – COUNTY SUPERINTENDENT

Scott Esquibel, County Superintendent, presented his monthly reports on the Road & Bridge and Landfill. Commissioner Rasmussen mentioned the phone line up Paris Canyon and reasonable response time was discussed in Boise and they are working on it. Esquibel stated they would work with them also and give notice well in advance of a big project. Esquibel stated he was looking at leasing a truck and at the end it would be a \$1.00 buyout verses \$90,000 and spending \$40,000 keeping the old equipment running. He would continue working with Brian with Star Valley Bank who has worked well with the county on former leases.

An item that came out of executive session was from the Indigent Director, Jamie Humpherys, to accept a proposal for a settlement on a case that has been since 2005. Commissioner Jensen made a motion to accept the payoff amount and settle Medical Indigent case #2005-16, seconded by Commissioner Payne, motion carried.

CAI 2018-2019 ANNUAL SOFTWARE LICENSE, MAINTENANCE & SUPPORT AGREEMENT

Clerk Garner presented the annual agreement for the CAI annual software agreement stating they had need to add Odyssey Courts Interface, Indigent Imaging and Payroll Imaging as needed. Commissioner Payne made a motion to accept and sign the CAI 2018-2019 Annual Software License, Maintenance & Support Agreement as presented, seconded by Commissioner Jensen, motion carried.

SUBDIVISION & LAND USE ORDINANCES – REVIEW

Mitch Poulsen, Planning & Zoning Director and the Commission discussed various portions of the Subdivision and Land Use Ordinances to update, including fencing requirements, driveways, sanitary sewage, vault systems, drainage improvements and access easements. Poulsen and the Commission set November 26, 2018 at 6:00 p.m. for a public hearing. Appropriate notices will go out in the newspaper and on the website.

RATIFY CLAIMS

Commissioner Jensen made a motion to ratify the claims, seconded by Commissioner Payne, motion carried.

ADOPT AMENDED ROAD MAP

Commissioner Rasmussen stated after discussion with several other road issues presented to them, they would like to take time to review and put this on the agenda at a later date.

Commissioner Jensen made a motion to adjourn the meeting, seconded by Commissioner Payne, motion carried. Meeting adjourned at 3:40 p.m.