

The Bear Lake County Commissioners met in a regular meeting on December 14, 2015 at 9:00 A.M. in the School District #33 Board Room in Paris, Idaho. Members present were Chairman Vaughn N. Rasmussen, Bradley D. Jensen, Rex L. Payne and Cindy Garner, Clerk of the Board.

Also present were Sheriff Brent R. Bunn, Prosecutor Steven A. Wuthrich, Road & Bridge Supervisor Greg Skinner, Building Inspector Wayne Davidson, Bill Stock, Roy Bunderson and Dan Bishop, reporter for The News-Examiner.

APPROVE AGENDA

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

COMMITTEE ASSIGNMENTS

Sheriff Brent R. Bunn presented his monthly report, also stating we have an increase of prisoner days, some on the share program. They got their new VID mics which are very helpful with good quality video cameras and it does record audio also. The 911 budget will be affected with several large bills regarding software & also pictometry. They also discussed getting a GPS system to use countywide.

Prosecutor Steven A. Wuthrich mentioned the Drug Court program which has been implemented and there are 2 participants, possibility 2 more getting screened. There are 6 slots funded, would try to get 7, also get with District Court for possible extra funding so possibility of 8 slots. He did state there is an increase in heroin use in our county.

Clerk Garner stated there was a question about pre-tax prior to insurance. Commissioner Rasmussen stated he talked with our auditor and he would check into it. He will also get with Tim from the Gem Plan and ask him about it. She had the Homeland security grant signed that had been discussed in a previous meeting.

BUILDING INSPECTOR

Wayne Davidson presented his monthly report, there are a couple of new homes. There was a fence up Little Valley that was to be moved in the fall, not moved as of November 30, so he sent a letter to have it done by spring or it would be turned over to the attorney. He said there was a question on the name of Madsen Road, rather than Mattson Road as shown on the books, they will check more with the City of Bloomington. Wayne also asked about the courthouse, Commissioner Rasmussen stated he had been in contact with an attorney to be on the agenda next month for legal advice on a judicial confirmation. Commissioner Jensen also asked Wayne if he could provide a yearly printout for the 2015 year on building for January's meeting.

ROAD MAPS

Bill Brower, Over the Hill Gang, brought in copies of RS2477 road maps. Bill will still set up a meeting with Sandra Mitchell but in the spring as other counties are interested. She is helping with the

snowmobile areas. Commissioner Rasmussen stated that we do have 3 counties who work together on grooming the trails.

WORM CREEK GRAVEL PIT

Floyd Marshlain did not show at the appointed time, some confusion on time so Commissioners did have him come at 2:00 p.m. Greg Skinner, Road & Bridge supervisor stated there was still a little gravel but the cost to get it out was big. Floyd asked if the Commissioners would release the lease 6 ½ months early as he possibly has someone else to mine. The Commissioners stated the lease would go with the sale of the property, the deadline of the lease is July 29th. It was suggested that Floyd meet with Commissioner Jensen and the person of interest, maybe have the attorney modify or make an addendum of the lease with the Department of Lands. Floyd would be responsible for the reclamation plan.

APPROVE MINUTES

Commissioner Payne made a motion to approve the minutes as read, seconded by Commissioner Jensen, motion carried.

2016 COUNTY HOLIDAYS

Commissioner Payne made a motion to approve the holidays as shown in the personnel policy, seconded by Commissioner Jensen, motion carried.

IBC (INTERNATIONAL BUILDING CODE)

Roy Bunderson complimented Commissioner Payne for helping take care of the spelling & clarification of Madsen Road. He made a disclaimer not against Wayne, just the job he is required to do. He discussed the fees collected for the building inspections, not enough to fund the position. Four out of the five cities have not adopted IBC, wondering what we are gaining and are we subsidizing Montpelier city. He also stated Idaho Code #39-4116 states local government shall exempt agricultural buildings. Commissioners stated when they did have the public hearing years ago, they had 2 against, 10 for. They do have Wayne taking care of a lot of other items, possibly need to add a line item to show the true picture, as he is doing the 911 mapping, also he is a facility man helping with the courthouse, the extension office also the health department.

PUBLIC HEARING – 2015 BUDGET ADJUSTMENTS

Commissioner Payne made a motion to leave the regular meeting and go into a public hearing regarding budget increases, seconded by Commissioner Jensen, motion carried. The clerk presented the information regarding the needed budget changes to close out the 2015 fiscal year, also stating that none of these would increase property taxes. Changes needed are as follows: Current Expense - \$141,274.41, Emergency 911 - \$29,099.12, Misdemeanor Probation - \$260.40, Airport - \$88,325.08. Commissioners opened it to public comment, Roy Bunderson wanted to thank the Clerk & her deputies for the job being done and also the Commissioners. Commissioner Jensen made a motion to leave the

public hearing and go back into the regular meeting, seconded by Commissioner Payne, motion carried. Commissioner Jensen made a motion to go into the regular meeting, seconded by Commissioner Payne, motion carried. Commissioner Jensen made a motion to adopt Resolution #2016-02 to increase the budget, seconded by Commissioner Payne, motion carried. Commissioner Payne made a motion to adopt Resolution #2016-03 to order the transfer of appropriation from the current expense fund to the airport fund to meet expenditures until funds are received, seconded by Commissioner Jensen, motion carried. Both resolutions can be viewed in their entirety at the Clerk's office.

BOAT GRANT

Ryan Larsen presented a grant and a plan to acquire a new rescue boat for the lake which would be very helpful in the future. Commissioner Jensen made a motion to move forward with the grant, seconded by Commissioner Payne, motion carried.

AMBULANCE BID

Only one bid came in from Horton for a 2016 Dodge 4-wheel drive custom ambulance with a bid price of \$177,867.00, part which will be grant money, \$117,000.00. The total price with delivery would be \$186,367.00. Commissioner Jensen made a motion to accept the bid based on review and approval by the Ambulance board, seconded by Commissioner Payne, motion carried.

BEAR LAKE WEST POA

Craig Schaar talked with the Commissioners about snow removal. Some of the county road could be maintained by the POA for convenience sake. A permit needs to be written up to cover liability issues.

APPROVE CLAIMS

Commissioner Payne made a motion to approve the bills as presented, seconded by Commissioner Rasmussen, motion carried. Commissioner Jensen abstained from voting.

AUDIT AGREEMENT

Commissioner Payne made a motion to accept the audit engagement letter for Gary Teuscher to begin the audit for the county, seconded by Commissioner Jensen, motion carried. Audit to begin December 15 & end on March 1st.

W-4 FORM RETENTION

Clerk's office had a question on retention on the W-4 forms, Commissioners suggested getting more information before making a final decision.

GARGAGE CANCELLATION

Treasurer Trisha Poulsen was not able to attend during the busy tax collecting season but sent information with the Clerk. Five garbage fees were reviewed for cancellation due to pending

circumstances. Commissioner Jensen abstained from voting. Commissioner Payne made a motion to approve the cancellations on the garbage fees, seconded by Commissioner Rasmussen, motion carried.

JUNIOR COLLEGE

Commissioners reviewed a denied Junior College request, the Clerk could not find a reason to back that up. Commissioner Jensen made a motion to approve payment for that student, seconded by Commissioner Payne, motion carried.

PUBLIC COMMENTS

Bill Stock asked about how to fix a problem with the translator district on the Utah side of the line. The Commissioners said they would bring up the problem at the Regional Commission and Four County meetings.

AIRPORT PROJECT CONSTRUCTION GRANT APPLICATION

The airport project construction grant application discussed in a previous meeting was presented and the Commissioners signed the application for them to proceed.

EXECUTIVE SESSION

Commissioner Payne made a motion pursuant to Idaho Code #67-2345(b,d,f) to discuss indigent, personnel and legal matters, seconded by Commissioner Jensen, all voted yes in a roll call vote. Sheriff Brent R. Bunn, Judge Todd Garbett, Deputy Clerk Jamie Humpherys, Attorney Steven A. Wuthrich and Clerk Cindy Garner were invited to join in the executive session.

Commissioner Payne made a motion to leave the executive and return to the regular meeting, seconded by Commissioner Jensen, motion carried. Items coming out of the executive are 2 medically indigent claims, Commissioner Jensen made a motion to approve Medical Claim #2016-06, and to suspend Medical Claim #2016-11 which had been in denial, motion seconded by Commissioner Payne, motion carried. There is also a lien on a house because of an indigent medical claim, but the Commissioners are needing more information before making a decision on that one. Concern from Sheriff to have a full time employee rather than a part-time because of the ACA reporting, Commissioner Jensen made a motion to support the Sheriff with a full time employee, seconded by Commissioner Payne, motion carried. They also discussed the Drug Court coordinator and reimbursement, want to get a little more information from other counties and will go from there. Commissioner Rasmussen and Clerk Garner will, after the first of the year, go over the personnel policy and update as suggested by our ICRMP representative, Jim McNall.

PUBLIC HEARING – ABANDONMENT OF ROADS IN BEAR LAKE RV PARK #1,#2 & #3

Commissioner Jensen made a motion to leave the regular meeting and go into a public hearing for the abandonment of roads in the Bear Lake RV Park #1, #2 & #3. There were no written comments received. Henry Howell was concerned that if the roads were closed off to the public that access to an

80 acre piece of BLM ground would be completely blocked off. After looking at the maps it appeared that access was cut off when the RV Park was opened as none of the roads go to the BLM ground. Greg Skinner, Road & Bridge Supervisor reported that there has been no county maintenance for twenty years. Attorney Wuthrich made a statement that it is hard to maintain the roads that we do not have control over. Commissioner Payne made a motion to vacate the public hearing and go back to the regular meeting, seconded by Commissioner Jensen, motion carried. Commissioner Payne made a motion pursuant to Idaho Code #40-203 to adopt Resolution #2015-6 to abandon the highway, streets, roads and public rights-of ways as stated in the resolution of the Bear Lake R.V. Parks #1, #2 & #3, seconded by Commissioner Jensen, motion carried. The complete Resolution #2015-6 can be viewed at the Clerk's office.

Commissioners notified Greg that his crew should go back to the schedule of five eight hour days for the winter. Greg is also looking at working on a permit to allow people to dig across county roads.

GARBAGE TRUCK – METHOD OF PAYMENT

Commissioners also discussed the garbage truck method of payment, looking at a couple of banks & would like to stay local. Commissioner Jensen made a motion to accept payment of a garbage truck in the form of a lease based on checking out the banks, seconded by Commissioner Payne, motion carried.

Commissioner Jensen made a motion to adjourn the meeting, seconded by Commissioner Payne, motion carried.