

The Board of Bear Lake County Commissioners met in their regular session on Monday, January 14, 2019 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.

Others attending were Treasurer Tricia Poulsen, Sheriff Bart Heslington, Assessor-Elect Heber Dunford, Prosecutor Adam McKenzie, Coroner Chad Walker, outgoing Assessor Lynn Lewis, Assessor Deputies Dale Thornock and Paul Day, Fire Marshall Mark Parker, The News-Examiner Reporter, Pamela Harmon, citizens Van Garner, Jean Alleman and Robyn Owsley.

APPROVE AGENDA

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

SWEARING IN OF ELECTED OFFICIALS

Commissioner Rasmussen mentioned after reading Idaho Code #59-404 on Oath of Office and giving instruction on how it should proceed, Commissioner Bradley D. Jensen and Commissioner Vaughn N. Rasmussen read the oaths for commissioner. Commissioner Jensen made a motion to appoint Commissioner Rasmussen as Chairman of the Board, seconded by Commissioner Payne, motion carried. Clerk Cindy Garner read the oath for County Clerk, Treasurer Tricia Poulsen read the oath for County Treasurer, Assessor-Elect Heber Dunford read the oath for Assessor, Coroner Chad Walker read the oath for Coroner and appointed Prosecutor Adam McKenzie read the oath for Prosecutor, after which Chairman Vaughn N. Rasmussen signed the oaths.

ELECTED OFFICIALS MEETING/COMMITTEE ASSIGNMENTS

Sheriff Bart Heslington gave his monthly report and stated they were still having issues with the new driver's license system. It was suggested to get it out to the public the need to bring documentation with their physical address to help the process move smoother. Heslington mentioned the 911 and CAD system and continuing to work on the contract. He stated they were getting good feedback regarding the grooming program and hope to get some help with some equipment problems. He stated out of 16 machines checked, 13 were not registered. Heslington is thinking about putting in for an 'Off Highway Vehicle' grant. The Search and Rescue have been extra busy. Commissioner Payne mentioned how impressed he has been with the EMT's, Ambulance, Search and Rescue and Fire and how well they work and are all volunteers, maybe the only county with such volunteers in the state anymore. It was brought up about people moving into remote areas and the county not knowing they are there until an issue arises, wonder if there was something that could be required prior to them getting a building permit, also needing better access to the property.

Commissioner Rasmussen was contacted about the speed limit between Fish Haven and St. Charles being lowered from 65 to 55.

Treasurer Tricia Poulsen stated the tax collection has gone well with 65% collected in December and appreciated the part-time employee during that time and her chief deputy will be back February 1, working 30 hours.

Commissioner Payne mentioned an airport email regarding the weather data from the AWOS III was online via a number of internet sites and working well, a pilot can check out our weather anywhere in the world. Bear Lake Valley can access it using the National Weather Service Site, "weather.gov", go to the left search box, type Bear Lake County Airport and it will populate a list, tap the first one, then tap Go and it will show you weather information for whatever you are going to do. Weather information is provided by an automated weather site from the airport and a great benefit to our community. Payne also stated Big D was planning on having bid documents from Myers and Andersen by January 11 and then have the bid documents out and hope to have them back by February 5th.

Commissioner Rasmussen stated there is a bill being worked on by Senator Harris and Representative Gibbs regarding the Judicial Confirmation and being able to levy after getting the confirmation awarded. Others are having the same issue.

WAYNE DAVIDSON – BUILDING INSPECTOR REPORT

Wayne Davidson, Building Inspector gave his monthly report and stated costs of building in other places are coming down. He discussed moving the safe from the treasurer's office and the sheriff's equipment will also be moved over to the new courthouse when the time comes. Davidson will be working with Chuck Swanson on security cameras for the new courthouse and the Swanson Foundation is donating 5,000 feet of wire, which is greatly appreciated.

TERRY PARKER – OK TIRE – TIRES AT THE LANDFILL

Terry Parker, representing Parker's OK Tire, presented some documentation regarding the disposal fees being charged for tires, light vehicles - \$2.00, semi - \$5.00 and tractor - \$15.00. They were charged \$668.00 when they hauled some up earlier and in a previous bunch were charged \$214.00 and need to have some clarification on what it should be according to the new fees. After discussion with Superintendent Esquibel, it was stated they would continue charging by tonnage and Parker was in agreement. It will be reviewed and discussed in the February meeting.

DISCUSSION - AMEND COUNTY BURN ORDINANCE

Fire Marshall, Mark Parker, stated his concerns with citizens from out of the area burning without permits and/or being warned and ignoring the concerns and having some teeth in the ordinance to issue citations and recoup some of the costs. Prosecutor McKenzie will work with Parker on the needed changes, then the commissioners would hold a public hearing.

BUDGET HEARING – OPEN BUDGET - RESOLUTION #2019-07

Commissioner Payne made a motion to leave the regular meeting and open the meeting for a budget hearing to open the budget, seconded by Commissioner Jensen, motion carried. Commissioner Rasmussen read Resolution #2019-07 pursuant to Idaho Code #31-1605 to open the budget for unscheduled revenues in the landfill in the amount of \$13,615.00, as is was a missed item previously. Commissioner Jensen made a motion to leave the budget hearing and return to the regular meeting, seconded by Commissioner Payne, motion carried. Commissioner Payne made a motion to accept opening the budget for the unscheduled revenues in the landfill in the amount of \$13,615.00, seconded by Commissioner Jensen, motion carried.

COUNTY ROAD MAP DISCUSSION

Commissioner Rasmussen stated they would have a meeting to finalize the necessary roads requiring notification prior to any change and then set a date for a public hearing.

SNOWMOBILE ORDINANCE

Prosecutor McKenzie is working on the ordinance and would also add signage information to it.

FIRE CONTRACT

The fire contract is being worked on and will be put on the February meeting agenda.

AUDIT ENGAGEMENT LETTER

Gary Teuscher and James Teuscher met with the commissioners and brought the finished audit for them to go over and accept at the February meeting. Commissioner Payne made a motion to sign the Audit Engagement Letter, seconded by Commissioner Jensen, motion seconded.

BOARD OF EQUALIZATION

There were no appeals.

RATIFY CLAIMS

Commissioner Jensen made a motion to ratify the claims for November and December, except those he had personal ties to, seconded by Commissioner Payne, motion carried.

APPROVE MINUTES

Commissioner Jensen made a motion to approve the minutes for November 13, 26, 29, 2018 and December 10 and 13, 2018, seconded by Commissioner Payne, motion carried.

TERRY SMITH – GUN RANGE

Terry Smith came to continue discussion for a possible location for a gun range. Superintendent Esquibel stated the design for the transfer station is intended to be on the south side. They discussed using some of the mining materials, being able to shoot into the embankment and concerns about parking above and what the boundary was. Grants could be applied for, one with Friends of NRA and possible others. They are working on getting a club organized.

PUBLIC COMMENTS

Roy Bunderson wanted to address why bid an item rather than go for quotation prices. Superintendent Esquibel discussed buying less than full for savings, but kept about half for emergencies. Bunderson recommended foregoing bids at this time. They did discuss getting another tank.

FUEL BID OPENING

Commissioner Rasmussen read the fuel bids as published. There were two (2) bids that came in by the Friday deadline. Commissioner Rasmussen opened the bids and they went as follows:

Kellerstrass Oil Company – Bulk – 1.6787, Pilot Thomas Logistics – Bulk – 1.75934

Commissioner Jensen made a motion to accept the lower bid of Kellerstrass at bulk rate of 1.6787, after review from the superintendent, seconded by Commissioner Payne, motion carried.

PUBLIC COMMENTS

Brett Oxborrow expressed concern regarding Stauffer Canyon and a citizen who owns no land, leases no land, says he has verbal agreements, but his cattle overgraze everyone's property. Oxborrow wondered about a herd district. Commissioners stated they would rather not do a herd district, but there is a herd district up there in the Bear Lake Ranchettes. Prosecutor will check into the herd district and the boundaries and bring to the March meeting. Oxborrow also brought up the snow being plowed up Stauffer Canyon by the people with the elk.

Roy Bunderson stated that Marv had quoted fuel, but he had gotten a quote .06 cents a gallon below and suggested they contact Flint with Conrad and Bischoff.

SCOTT ESQUIBEL – COUNTY SUPERINTENDENT

Scott Esquibel presented his monthly reports and still working on grants for bridge replacement on Eight Mile and with Keller Associates on Jericho Loop Bridge. Esquibel asked about amending or modifying an ordinance so the county would have some recourse to get cost for damaged roads. He also discussed the problem with parking on the county right of ways. There is a grandson who wants to live at the Widmer place now and wants the road plowed. Commissioner Rasmussen suggested that a new ordinance be written regarding the working on county roads and parking on the county right of ways. There needs to be an agreement signed between the property owner and the county. Commissioner Payne stated there is a grandson who wants to live at the Widmer place now and wants the road plowed. Commissioner Rasmussen stated the policy is to not plow private roads, exception being a needed turn-a-round. Esquibel also stated they did make it under the twenty tons and had done interviews and hired Lori Anthony to replace Trinity Skinner. Esquibel stated they had a surprise inspection and had no citations. He had been working with the Prosecutor on the lease with Summit Bank which needed to be signed as it was approved in a previous meeting on the garbage truck.

EXECUTIVE SESSION

Commissioner Payne made a motion to leave the regular meeting and go into an executive session pursuant to Idaho Code #74-206(1)(d) 'To consider records that are exempt from disclosure as provided in chapter 1, title 74, Idaho code, and 206(1)(b) '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; seconded by Commissioner Jensen. All Commissioners stated "Here" in a roll call vote. Also attending some time during the meeting was Clerk Garner, Prosecutor McKenzie, Treasurer Poulsen, Deputy Clerk Jamie Humpherys, Assessor Dunford and Superintendent Esquibel.

A roll call vote was taken, and the voting was unanimous in the affirmative.

Board in Executive Session

Board out of Executive Session

Commissioner Jensen made a motion to release Medical Indigent Lien #2012-26, seconded by Commissioner Payne, motion carried.

APPROVE ANNUAL ROAD FINANCIAL REPORT

Chief Deputy Clerk Amy Bishop presented the Annual Road Financial Report for approval and a signature. Commissioner Jensen made a motion to approve Commissioner Rasmussen signing the Annual Road Financial Report, seconded by Commissioner Payne, motion carried.

BEAR LAKE HISTORICAL SOCIETY MUSEUM – ANNUAL RENT

The annual rent request was previously approved in the budget.

It was mentioned there will be a Five (5) County ITD meeting on January 24th at the Oregon Trail Center in which commissioners may attend.

Commissioner Jensen made a motion to adjourn the meeting, seconded by Commissioner Payne, motion carried. Meeting ended at approximately 3:30 p.m.