

The Board of Bear Lake County Commissioners met in their regular meeting on Tuesday, November 13, 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 Cindy Garner, Clerk of the Board.

Others attending were Treasurer Tricia Poulsen, Sheriff Bart Heslington, Assessor Lynn Lewis, Prosecutor Adam McKenzie, County Superintendent Scott Esquibel, Pamela Harmon, The News-Examiner Report and citizen Joan Maiorana.

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

ELECTED OFFICIALS MEETING/COMMITTEE ASSIGNMENTS

Sheriff Bart Heslington mentioned he and Commissioner Payne had worked together on the possible regional approach of the 911 system for backup in each county, the benefit of working together and maintaining 911 service no matter what issue arises, in the meantime reducing redundancy. Heslington stated they had been awarded the 911 grant and would like to bid with relationship to the new courthouse but could not delay and needed to move forward. There are monies in the grant for a move later into the new courthouse. Caribou County is also working on a grant for the same support and others can be added any time. If they are able to regionalize, they would put information out so the public will know. Heslington also stated as far as the courthouse, they will obtain their own security lockers and refrigeration to help cut costs.

Assessor Lynn Lewis mentioned they are ready with the occupancy roll and would need to have the Board of Equalization hearing on Monday, November 26th.

Treasurer Tricia Poulsen had some tax cancellations, one was a shell of a cabin, needs to have the garbage and translator cancelled, the State Tax Commission had reassessed the value on rail cars, so they need to be cancelled and then rebilled. Lane DeClark moved a mobile home out of the county and needs a cancellation of \$12.00. Poulsen also stated that Deputy Assessor Dale Thornock had inactivated a property, but now since it has been three (3) years, she has to reactivate in order to cancel taxes. Commissioner Jensen made a motion to cancel garbage and translator fees on parcel .05792.01, Lander LLC, cancel and reevaluate TTX rail car taxes, then rebill at \$201.74, cancel Lane DeClark's mobile home for \$12.00, transfer and certify to the real roll on Brad Solum's property, seconded by Commissioner Payne, motion carried. The collection is looking good at this time and she has Karen Webb back helping part time while her deputy is out on maternity leave.

Commissioner Jensen stated he will discuss information later when the superintendent is on.

Commissioner Payne stated there will be a conference call tomorrow on the pricing for the courthouse and the county did receive an A-1 rating so it is looking good. The Dingle project went well and there were compliments for a job well done by the Road & Bridge crew.

Commissioner Rasmussen expressed his appreciation to the county for the work in getting an A-1 rating. Idaho Transportation meeting will be coming up on January 24th and it will be suggested to create double yellow lines from bridge to bridge in Ovid, also there will be a slow down on Georgetown summit in the future. He had been asked about the LOTOJA bike race, seemed to not have any significant

problems. If there are problem riders, it is suggested to take down their race number, get it to an official and that rider could be disqualified.

WAYNE DAVIDSON - BUILDING INSPECTOR REPORT

Wayne Davidson, Building Inspector, was out of the area but had copies of his monthly report along with an update on the courthouse and they are making progress.

JIM SHELTON – HARDSHIP APPLICATION

Jim Shelton had presented a hardship application for cancellation of taxes for the 2015 year. Commissioners reviewed the application. Commissioner Jensen made a motion to cancel the 2015 interest and penalty for 2015 of \$690.26, based upon Jim Shelton paying taxes in March, seconded by Commissioner Payne, motion carried.

KELLER ASSOCIATES -IDAHO STANDARDS FOR PUBLIC WORKS/CONSTRUCTION MANUAL

Jeff Sorensen and Bryan Phinney, Keller Associates, suggested the adoption of the 2018 Idaho Standards for Public Works version as a comprehensive manual to handle the standards and have more specific guidelines for further development, building, streets, culverts, etc. Sorensen stated they were doing the preliminary study on the grant application for the St. Charles Bridge on the Jericho Loop Road and stated it was hopeful it would be successful. It will have to be a concrete bridge. They also thanked the county for working with them on the Dingle/East Shore Road project. There are FLAP grants which could help on that project and they would be in touch with Superintendent Esquibel and start working on getting surveyors down to begin work.

COUNTY ROAD MAP – 2015

Commissioner Rasmussen stated the need for reviewing the 2015 Road Map and after some discussion it was decided to do an evening work meeting on December 13th and a public hearing on January 23rd, both to be held at 7:00 p.m. in the School District #33 Board Room in Paris.

ROY BUNDERSON – PARIS CANYON/SLEIGHTS CANYON CONNECTOR ROAD

Roy Bunderson, along with Nicholas and Nichole Smith, came again to review and discuss the status of the connector road between Paris and Bloomington and presented more information regarding some of the maps. Commissioner Rasmussen stated they are going to have a work meeting and suggested keeping all signs down until the issue gets resolved, but at this time the road would stay as a public right of way until further notice.

CRAIG SCHAAR – DEDICATE MOUNTAIN WAY ROAD TO COUNTY

Craig Schaar, President of the Bear Lake West Property Owners, presented a letter of dedication of approximately 1,400 feet of Mountain Way Road from the maintenance sheds to Canyon Ridge Road. This would take in Alder, Cottonwood, Dogwood roads. It will stay a public right of way until the road is brought up to county standards. The county attorney will review and update with a description and provide a copy to interested parties. Commissioner Payne made a motion to accept the proposal to dedicate the mentioned 1,400 feet of Mountain Way Road based upon changes and it would be a public right of way until it was brought up to county standards, seconded by Commissioner Jensen, motion carried.

PUBLIC HEARING – OPEN BUDGET – RESOLUTION #2019-03

Commissioner Payne made a motion to close the regular meeting and go into a public hearing for the purpose of opening the 2017/2018 budget to adjust for unscheduled expenses and revenues, seconded by Commissioner Jensen, motion carried. Chief Deputy Amy Bishop presented information on the unscheduled revenue and expenses that needed to be addressed in opening the 2017/2018 Budget. The explanation and details of each fund changed can be viewed in the resolution to be adopted.

Commissioner Payne made a motion to close the public hearing and go back to the regular meeting, seconded by Commissioner Jensen, motion carried. Commissioner Rasmussen read the 2019-03 Resolution in full to open the budget and make needed adjustments. Commissioner Payne made a motion to adopt Resolution #2019-03 on November 13, 2018, to open the 2017/2018 budget for adjustments for unexpected expenses and revenues, seconded by Commissioner Jensen, motion carried.

AIRPORT DISADVANTAGED BUSINESS ENTERPRISE PROGRAM POLICY STATEMENT

Commissioner Payne made a motion to accept the and sign the Airport Disadvantaged Business Enterprise Program Policy Statement, seconded by Commissioner Jensen, motion carried.

CANVASS NOVEMBER ELECTION

Commissioner Jensen made a motion to accept the results and canvass the November 6, 2018 election, seconded by Commissioner Payne, motion carried.

PUBLIC COMMENTS

Michelle Powell asked about improving Loveland Lane, Superintendent Esquibel stated it was on the schedule to be chip sealed next year.

SCOTT ESQUIBEL – COUNTY SUPERINTENDENT

Superintendent Scott Esquibel gave his Road & Bridge report and updated the Commissioners on the Bear River/Dingle Project and stated the Road & Bridge crew was staging the rock and had hauled 250 loads so far. Complaints regarding the increasing beaver dam problems in the county are consistently coming in. Commissioner Rasmussen stated if it is not affecting a county road, they need to contact the Fish and Game, if it is causing issues on a county road, the county will take care of it. Esquibel stated that Corey Lyman, Fisheries Biologist, with the Caribou-Targhee National Forest, had talked about working on a grant to help with replacing the double culvert in Eight Mile Canyon below the camps. Esquibel also mentioned working with Keller Associates, as Jeff Sorensen had stated earlier, on a possible one (1) year grant for the St. Charles Bridge project on Jericho Loop Road. They will also be starting to work on the Dingle/East Shore project soon. Esquibel gave his landfill report stating they had dropped by four (4) tons on the garbage, but it needs to still be lower. He also stated he was looking at leasing a newer garbage truck and it could roll over to the regional landfill.

EXECUTIVE SESSION – INDIGENT, PERSONNEL and LEGAL

Commissioner Payne 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 indigent, personnel and legal matters, seconded by Commissioner Jensen. All Commissioners stated “Here” in a roll call vote. Commissioner Jensen made a motion to leave the executive and go back to the regular meeting.

JARED RICKS- PUBLIC DEFENSE COMMISSION/REGIONAL COORDINATOR – PUBLIC DEFENSE FOLLOW-UP

Jared Ricks, Regional Coordinator, Public Defense Commission, just checking in to see about any update on the issue of first appearances. There was discussion on when first appearance should take place and when the court would know they needed a public defender. It was mentioned once the process is in place at the jail, they could possibly change in court. Commissioner Rasmussen stated he would get with Public Defender Criss James and the judges and work on the first appearance, starting with those in custody.

KATHY RAY – ECONOMIC DEVELOPMENT & BEAR RIVER HERITAGE,

Kathy Ray, Economic Development, Lisa Goede, Bear River Heritage, Brian Carter, BRAG (Bear River Association of Governments), discussed the need to keep the Bear River Watershed project going, they are helping students with workshops on helping acquire grants and goals. Cemetery preservation to help preserve and care for that heritage throughout the country. Tourism is the county's third largest economic driver, which employs over 300 people, but would like to focus on education and preservation and small businesses. Ray stated they would like a letter of support for the Bear River National Heritage Area Act, which is used to identify and conserve the region's cultural and natural heritage and sustain diverse economic opportunities. The area covered is Bear Lake, Caribou, Franklin and Oneida Counties in Idaho, with Box Elder, Cache and Rich Counties in Utah. Commissioner Jensen made a motion to sign a letter of support after review, seconded by Commissioner Payne, motion carried.

BRUCE OLENICK – IDAHO DEQ – REGULAR UPDATE

Bruce Olenick, Regional Administrator for Idaho Department of Environmental Quality, stated there is a new Solid Waste representative, Amanda Hardy from Lava, he will bring to introduce in the spring. Olenick mentioned the progress of the proposed regional landfill and that Jayson Lower is doing a great job in helping to move that forward. DEQ would continue to support while they are trying to move forward and would still try to help the county be successful in that endeavor.

BART HESLINGTON – PROPOSED ORDINANCE – WHEELED VEHICLES ON GROOMED SNOWMOBILE TRAILS

Sheriff Bart Heslington, along with Reed Hansen, Brad Wilks and Dennis Chamberlain from the Rim Riders Snowmobile Club, met to discuss a possible ordinance for closing the groomed trails to wheeled vehicles as they tear up the groomed trails. It was discussed to have a public hearing on December 19th at 7:00 p.m. at the School District #33 Board Room. Heslington stated he would get Ryan Larsen to get a list of the roads.

TERRY SMITH – SHOOTING RANGE

Terry Smith stated he had met with the airport on October 23rd, but everything is so far out and getting funding will be difficult, but still wondered about the range near the landfill and asked about where the county is on the regional landfill option. Smith also stated there may be another possibility. Sheriff Heslington stated it is hard to patrol, but they do have some funding allocated through Fish and Game but the concern is how to protect the area from being destructively shot up. Commissioner Rasmussen stated it would take a good club to help. For the funding, it does need to be a public range.

Commissioner Rasmussen referenced that Architects Jerry Myers and Latecia Herzog were present for the update on the courthouse.

BIG D CONSTRUCTION CO./MYERS & ANDERSON UPDATE

Commissioner Rasmussen stated that Big D engineers, Gifford Briggs, Ben Williams and Andrew Wolford met with the county in July and since then the costs have elevated and the county has cut over \$450,000 in items and then they are requested to cut another \$800,000 in October. There was much discussion, Jerry Myers and Latecia Herzog with Myers & Anderson, stated it would not be an option to cut out the basement as that is where the IT equipment, election storage and sheriff storage, etc. need to go. The county is dedicated to keeping it within the original price range and there is no more money to acquire.

SIGN RESOLUTION 2019-1 (Beer, Wine, Liquor License)

Commissioner Jensen made a motion to accept Resolution #2019-01 for the Beer, Wine and Liquor Licenses for the 2019 year, seconded by Commissioner Payne, motion carried.

From the executive session, Commissioner Payne made a motion to release Medical Claims #2005-16, 2019-02 and 2008-19, approve Medical Claim #2019-01, seconded by Commissioner Jensen, motion carried. Prosecutor McKenzie will review Medical Claim #2019-04 for a possible appeal.

PROSECUTOR – ID Code #59-907

As the six months timeframe had come to an end for the acting prosecutor, Commissioner Payne made a motion pursuant to Idaho Code #59-907 to appoint Adam McKenzie to fill the vacated term of former Prosecutor John Olson, seconded by Commissioner Jensen, motion carried.

SNOWMOBILE BOARD MEMBER APPOINTMENTS

Commissioner Jensen stated there were three (3) snowmobile board members stepping down which needed to be replaced. The Commissioners appreciate the time and effort Ivan Leonhardt, Reed Hansen and John Hurren have devoted to the snowmobile board. Reed Hansen will be president and a non-voting member. Commissioner Jensen made a motion to appoint Justin Jacobsen, Cory Eborn and Jason Crane as new board members and re-appoint Brad Wilks, Rick Thomas and Jess Johnson, seconded by Commissioner Payne. Letters with terms will go out from the clerk's office.

FAIR BOARD MEMBER APPOINTMENTS

Commissioner Payne made a motion to appoint Shannon Heslington to replace Sonja Bassett and re-appoint Glen Williamson and Jennifer Keetch, seconded by Commissioner Jensen, motion carried. Letters with terms will go out from the clerk's office. Commissioners appreciated the time Sonja Bassett served.

RATIFY CLAIMS

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

APPROVE MINUTES

Commissioner Payne made a motion to approve the October 9 & 23, 2018 minutes, seconded by Commissioner Jensen, motion carried.

Commissioner Payne made a motion to adjourn the meeting, seconded by Commissioner Jensen motion carried. Meeting adjourned at 3:50 p.m.