

The Board of Bear Lake County commissioners met in their regular meeting on Monday, March 12th at 9:00 A.M. in the School District #33 Board Room in Paris, Idaho. Those attending 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, Deputy Clerk Mindy Williamson, Prosecutor John Olson, Superintendent Scott Esquibel, Building Inspector Wayne Davidson, Pamela Harmon, Report for The News-Examiner, citizens Jean Alleman, T.R. Smith and Roy Bunderson.

APPROVE AGENDA

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

ELECTED OFFICIAL MEETING/COMMITTEE ASSIGNMENTS

Sheriff Bart Heslington had to leave on an investigation but left his monthly report for the Commissioners to review. Commissioner Rasmussen expressed appreciation for the county officers in our county along with the Fish & Game officers and the work they do.

Commissioner Jensen stated he had been to several SEICOG meetings and they were still working on the revolving fund.

Treasurer Tricia Poulsen along with Deputy Clerk Mindy Williamson showed a check from Zions Bank totaling \$1,766.10 due to credit card usage by the county and some of the departments. She stated appreciation to Mindy for working that way to pay bills and for Clerk Garner approving her to go forward with this process. This money will be put in the general fund, then during the budget process it will be distributed. Commissioner Rasmussen stated that is how additional monies would be distributed from the sale of vehicles also. Treasurer Poulsen stated she received thirty-one applicants for the deputy treasurer position and had interviewed ten applicants with Clerk Garner, Poulsen would be following up with two of those, hoping to hire by the end of the week. Treasurer Poulsen also mentioned she just got back from Washington D.C. as the Association of County Treasurers had sent her to the NAFTCO conference and she will be going as president next year. She stated she got some great information, what a humbling experience it was and it really makes you appreciate our flag and country.

Commissioner Payne had been to a fair meeting and next year's theme is "Blame It All on Our Roots!". They need a thirty-five foot break-a-way power pole and are working on that and appreciate any help from the county. He also mentioned the AWOS is up and operating, the phone number is 208-847-0613 or they can listen to it through a ham radio on VHF Channel 118.525.

Clerk Garner had received two letters from Bear Lake Memorial Hospital stating they had appointed two members as ex-officio members to their board, namely Emily Transtrum and Chad Hansen. Garner mentioned the upcoming hearing for the courthouse and also took care of some housekeeping items.

SHOOTING RANGE COMMITTEE

Commissioner Rasmussen mentioned they are trying to find a suitable location for a shooting range, also the need for a shooting range committee to be organized and T.R. Smith has stated he would head up that committee. He would get committee member names and bring them to the Commissioners to approve. The current location has been okay but not for rifle shooting and the ground is owned by

Search and Rescue. Fish & Game Department has \$40,000 which we don't want to lose and a possibility of more funds from Friends of NRA. Commissioner Payne made a motion to move forward and have T. R. Smith head up and organize a shooting range committee, seconded by Commissioner Jensen, motion carried.

WAYNE DAVIDSON-BUILDING INSPECTOR REPORT, NEW COURTHOUSE-CONTRACTOR/CONSTRUCTION MANAGER

Building Inspector Wayne Davidson presented his monthly report showing two new residences and two solar panel permits. Davidson also mentioned the courthouse and was putting together a summary prior to the hearing. He stated the architects would be coming on March 23rd to review plans with the Commissioners and elected officials for any updates or changes in anticipation of approval of the Judicial Confirmation hearing. Davidson asked about the Rocky Mountain Power contract and also the architect contract. Commissioners moved the approval of the Rocky Mountain Power contract to the April meeting. Commissioner Jensen made a motion to approve and sign the amended Owner/Architect agreement, Architects's Project #96548-13B, after correcting the address and with review of the county attorney, seconded by Commissioner Payne, motion carried.

STACE GEARHART – JUVENILE CORRECTIONS ANNUAL REPORT

Stace Gearhart, District 6 Liason and Ron Harper, Juvenile Probation Officer met to go over the annual Juvenile Corrections report and commented on how well it was going. Gearhart stated they were trying to work on scholarships in District 6 and hoped to get to Bear Lake soon. He also felt the new School Resource Officer, Deputy Rob Pelto, is working out well.

MITCH POULSEN, P & Z DIRECTOR – BEAR RIVER RESTORATION PROJECT-DINGLE BRIDGE, BUILDING COVENANT, RECOMMENDATIONS-REZONE-STUART CRANE & PRELIMINARY PLAT LAKEVIEW SUBDIVISION, LANCE ANDERSON-CACHE LANDMARK ENGINEERING

Mitch Poulsen, Planning & Zoning Director, along with Stuart Crane, requested a rezone on 200 acres of Ag land to create rural community property into four separate lots. Commissioner Jensen made a motion to approve the rezone for Stuart Crane's property from agricultural to rural community, seconded by Commissioner Payne, motion carried.

Poulsen, with Todd Jones, Developer of Lakeside Subdivision which is the Hot Springs property discussed the plans for the future of the subdivision such as a gated community with residential lots and townhouses. Lance Anderson of Cache-Landmark Engineering is also working on this project. Commissioners expressed concerns regarding septic, snow removal, private roads meeting county standards and current residents having restricted access to their property. Jones stated the current owners had their own access and were supportive. Commissioner Rasmussen stated they would like to see all roads vacated in the entire plat, not in phases. Jones stated they hope to begin construction by late spring. Commissioner Jensen made a motion to accept the preliminary plat for the Lakeview Subdivision, with conditions stated by P & Z and the Commissioners, seconded by Commissioner Payne, motion carried.

Poulsen also discussed the Bear River Project at Dingle by Parson's Cement Plant stating how they were trying to work on the eroding river bank and different ideas how to help keep the river in place with rocks, take out the cottonwood trees, plant willows and also fir trees. The Department of Equality (DEQ) is looking for funding. They are looking at a meeting with Parson's and Rex Skinner, landowner and have talked with Corey Lyman of the Fish and Game. Commissioner Payne stated his concerns as he has met with Steve Smith, DEQ and Alan with the State Soil and Water Conservation District as they worry about the undercutting of the bank and feel it needs some engineering as they feel rocks will not hold it. Poulsen has submitted their plans to Keller & Associates.

Poulsen requested the Commissioners get the building covenant agreement implemented. A property owner with several lots could build a home across the lot lines and would sign this agreement and not sell the property unless the home is taken down. Commissioner Rasmussen stated there would need to be a public hearing on the building covenant agreement, so they looked at April 30th for that public hearing. It would have to be advertised 30 days prior.

Poulsen also reported on the County Trails Plan which will map out public trails and inform the public where they can best enjoy their favorite trails. Poulsen stated this should help eliminate trespass issues and allow for creative signage to further assist trail users. He also pointed out that Bear Lake County does not have any single-track trails.

TEE STEADMAN – CITY OF GEORGETOWN – TURN A-ROUND

Tee Steadman, Doug Thompson, Steve Waechtler and Sam Holder came to discuss a turn-a-round for the garbage truck. Tee Steadman has offered some ground for the turn-a-round. There was some discussion on various options, Holder requested that they push the snow to the east, so that it wouldn't run down into his corral. Commissioners suggested the city put up dead end signage. Steadman and Superintendent Esquibel will get together along with the city and work out an agreement.

MAGGIE MANN – S.E. IDAHO PUBLIC HEALTH – QUARTERLY REPORT

Maggie Mann, Director of S.E. Idaho Public Health and Leslie Talbot, Bear Lake County Health Department met and presented the quarterly report. Mann also mentioned the WIC (Women, Infants, Children) program is transitioning to a debit card system and have concerns that some stores in this area do not have the capability to take the cards.

RESOLUTION #2018-08 – DESTRUCTION OF RECORDS

Commissioner Rasmussen read Resolution #2018-08 on Destruction of Records in accordance with Idaho Code #31-871, Commissioner Payne made a motion to accept and sign Resolution #2018-08, Destruction of Records, seconded by Commissioner Jensen, motion carried. A copy can be obtained from the Clerk's office in Paris.

PUBLIC COMMENTS

Jean Alleman thanked Commissioner Rasmussen for the Idaho Public Meeting website with all the information she has been able to find to help with the open meeting law.

SCOTT ESQUIBEL, COUNTY SUPERINTENDENT – ROAD & BRIDGE AND SOLID WASTE REPORTS

Superintendent Scott Esquibel presented his Road & Bridge report, has been working on more FEMA reports for reimbursement on the flooding impact on the county roads. Esquibel stated their plans for needed repairs on the county roads but that most are in pretty good shape right now. Commissioner Jensen asked about the “No Winter Maintenance” signs, and Esquibel stated they are getting more of those installed. Esquibel reported as previously requested, a cost of \$338 per day to run the landfill. Commissioner Rasmussen asked if it would be cheaper to buy a compactor for transport or open a new landfill. There had also been a question regarding dead animal pickup and Commissioner Jensen stated citizens had expressed their appreciation for the dead animal removal service and Rasmussen added it would be discussed at their four-county meeting, but continue for now, as it helps the agricultural community.

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,f) for indigent, personnel and legal matters, seconded by Commissioner Jensen. All Commissioners stated “Here” in a roll call vote. Superintendent Scott Esquibel, Mitch Poulsen, P & Z, Deputy Clerk Jamie Humpherys, Prosecutor John Olson and Clerk Cindy Garner were also invited to attend. Commissioner Jensen made a motion to leave the executive session and return to the regular meeting, seconded by Commissioner Payne, motion carried.

BILL STOCK – BEAR LAKE COUNTY WEBSITE

Bill Stock thanked the Clerk’s office for getting the minutes up to date and now the Planning & Zoning minutes were also up to date. There was much discussion on several items that were not completed or clear and should be brought up to date on the website.

PER DIEM RATES

Commissioners stated they would like to leave the per diem rates as they are for now.

ROCKY MOUNTAIN POWER CONTRACT

As discussed earlier in the meeting, the Commissioners decided to move the Rocky Mountain Power Contract to the April meeting before signing.

AUDIT – SIGNATURES

Jensen made a motion to accept and sign the FY2016/2017 Audit with the change of Deputy Sheriff, Bart Heslington being taken out of the index for deputies, seconded by Commissioner Payne, motion carried.

UPDATE – BEAR LAKE COUNTY AWOS

Commissioner Payne made a motion to accept and sign the Airport AWOS plan, seconded by Commissioner Jensen, motion carried.

APPROVE MINUTES

Commissioner Jensen made a motion to approve the minutes from January 16, 2018 and February 12, 2018, seconded by Commissioner Payne, motion carried.

RATIFY CLAIMS

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

CONFLICT COUNCIL

Clerk Garner mentioned having a conflict counsel contract as suggested by Judge Brown, Commissioner Rasmussen stated he would like to see other counties contracts and discuss it more with Judge Brown.

INDIGENT PUBLIC DEFENSE GRANT

Commissioner Rasmussen and Clerk Garner met with Jared Ricks, Regional Public Defense Commissioner and he is willing to give any help needed for the grant process. Rasmussen stated there were four options for the Public Defense Grant, set up an office, a year to year contract, contract with another county or join with another county. Commissioner Jensen made a motion to go forward with the grant application for the \$25,000 for the indigent public defense grant seconded by Commissioner Payne, motion carried.

ALTERNATE CARE SITE

Alan Eborn, Emergency Manager, stated that there they would need to get an alternate care site as the one we had was not adequate. It was suggested they make an alternate care site at the Allred Center. Commissioner Jensen made a motion to add the Allred Center as an Alternate Care Site for emergency purposes, seconded by Commissioner Payne, motion carried.

ATTORNEY REVIEW – JUVENILE DETENTION RESERVE FUND RESOLUTION

Commissioner Rasmussen stated that the District 6 Juvenile Detention Center Board will be meeting in April and he planned on being there.

Items coming out of the executive session were indigent matters. Commissioner Jensen made a motion to suspend Medical Claim #2018-14, as applicant was trying for medical disability, deny Medical Claim #2018-12, being a no-show, and Medical claim #2018-13, 15 be approved, seconded by Commissioner Payne, motion carried.

EXECUTIVE SESSION - CONTINUED

Commissioner Jensen made a motion to leave the regular meeting and go back into an executive session pursuant to Idaho Code #74-206 (1) (d,f) to continue discussion as time ran out previously, seconded by Commissioner Payne. All Commissioners stated "Here" in a roll call vote. Prosecutor Olson and Clerk Garner were invited to stay. Commissioner Payne made a motion to leave the executive session and adjourn the meeting, seconded by Commissioner Jensen, motion carried. Meeting adjourned at 3:45 p.m.