

The Board of Bear Lake County Commissioners met in a special meeting on Monday, June 26, 2017 beginning at 1:00 p.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.

Also attending the meeting were Prosecutor John Olson and Attorney Steve Fuller.

#### APPROVE AGENDA

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

#### EXECUTIVE SESSION

Commissioner Jensen made a motion to leave the special meeting and convene into an executive session pursuant to Idaho Code #74-206 (f) for a legal matter, seconded by Commissioner Payne. All Commissioners stated "Here" in a roll call vote. Commissioner Payne made a motion to leave the executive session and return to the special meeting, seconded by Commissioner Jensen, motion carried.

#### JUDICIAL CONFIRMATION

Commissioners met with Attorney Steven R. Fuller and talk with him about handling the process of Judicial Confirmation for the courthouse. He has had prior experience and is familiar with the Bear Lake County Courthouse. Commissioner Payne stated that the County Attorney, John Olson, had gathered information and was working on the Judicial Confirmation, however they had been advised because of the time constraint and his obligation to his county work, they should use an independent attorney. Fuller explained the process in summary as follows; 1. Evidence is gathered in regard to the need for a new courthouse. Such evidence can include studies and reports as to safety issues, structural and fire problems, security and compliance with existing laws, such as the American Disabilities Act (ADA). 2. A public hearing is held where citizen comments can be made and placed on the record. 3. After at least 14 days have elapsed, the Commissioners meet to make a decision as to whether to Petition the Court for Judicial Confirmation to allow the County to incur debt as an 'ordinary and necessary' expense for the purpose of building a courthouse. 4. If the decision is to go forward with the Petition, another public hearing is held before the court where evidence may be presented for or against the Petition. 5. The Judge then renders his decision. This process can take three months or more. It is important to note that there will be two public hearings: one for the Commissioners and one for the Court. The public is strongly encouraged to attend these hearings and voice their opinions. It is important that the Commissioners and the Court hear both sides of the issue so a decision can be made that will be best for the community. If the process moves quickly and the Judge orders a new courthouse be built, construction may start this fall, if it takes longer, it could begin next spring. If the Judge does not order a new courthouse be built, then the County will have to make plans to bring the existing building up to code for safety, ADA compliance and public access. Commissioner Jensen made a motion to hire Attorney Steven R. Fuller with a retainer of \$1,000.00 to review the Judicial Confirmation for the

courthouse. Building Inspector Wayne Davidson will be the liaison between the Commissioners and Fuller.

#### BOARD OF EQUALIZATION – Continuation

Commissioner Jensen made a motion to leave the special meeting and go back into a Board of Equalization, seconded by Commissioner Payne, motion carried. Chairman Rasmussen reviewed the rules governing the Board of Equalization process for all present to hear.

Glen Bee presented information and evidence regarding property values on the following parcel:

Tax #RPB5160002002A, Parcel #01930.00

Allen Harrison presented information and evidence regarding property values on the following parcel:

Tax #RPS7900006000A, Parcel #02093.00

Mark C. Chen did not appear but sent information and evidence regarding property values on the following parcels:

Tax #RP073800003220, Parcel #24322.00

Tax #RP090000010050, Parcel #45005.00

Tax #RP073000001310, Parcel #24131.00

Landon Chappell conferenced by phone information and evidence regarding property values on the following parcel:

Tax #RPB5160009009A, Parcel #01960.00

Stacy Christensen sent information and evidence regarding property values on the following parcel:

Tax #RPG3500016008J, Parcel #01887.01

Jay Christensen sent information and evidence regarding property values on the following parcel:

Tax #RPG3500016008B, Parcel #01908.00

Assessor Lynn Lewis and Deputy Appraiser Paul Day presented their information and evidence on the assessed values.

Commissioner Jensen made a motion to leave the Board of Equalization and go back to the special meeting, seconded by Commissioner, motion carried. Clerk Garner gave the Commissioners information for their review. Commissioner Payne made a motion to leave the meeting and go into an executive session pursuant to Idaho Code #74-206 (f) for legal matters, seconded by Commissioner Jensen. All Commissioners stated "Here" in a roll call vote. Also invited to attend were Prosecutor John Olson and

Clerk Cindy Garner. Commissioner Jensen made a motion to leave the executive session, go back to regular and adjourn, seconded by Commissioner Payne, motion carried. Meeting adjourned at 4:30 p.m.