

FREMONT COUNTY COMMISSIONERS MEETING MINUTES
May 28, 2013

Present for the meeting was: Commissioners Lee Miller and Jordon Stoddard

Also attended by: Clerk Abbie Mace, Deputy Clerk Laura Singleton, Assessor Kathy Thompson, Sheriff Len Humphries, and Treasurer J'Lene Cherry

Commissioner Miller called the meeting to order and welcomed those in attendance. Treasurer J'Lene Cherry offered the prayer. Sheriff Len Humphries led the pledge.

Elected Officials

Treasurer J'Lene Cherry is still working on pending tax issues and still has between 50 and 60 of them. She stated they have been working hard to try and get them resolved before they have to be tax dedeed.

Assessor Kathy Thompson is getting ready to send tax notices which will go out on Monday. She reported that new construction this year is in the amount of \$24,833,986. This is good news for the county. She also reported that everyone will be getting a notice showing that their personal property tax value is \$0. Treasurer J'Lene Cherry stated that there are a lot of mobile homes that are listed as personal property that are on the list to sell because taxes have not been paid for 2012. There was discussion on being able to contest your neighbor's property values at Board of Equalization.

Sheriff Len Humphries had a busy week but stated things went really well considering it was a holiday weekend. He reported a traffic accident in Island Park and a fight in the parking lot at Egin Lakes. They also had to deal with a couple of people who were intoxicated. There are seven in custody today.

Clerk Abbie Mace reported on the results of the election that was held last week. Both the school levy and the fire levy override passed. Also two new school board members were elected. Clerk Mace stated that there was a 36% turnout which was good for this type of election. This was one of the biggest turnouts for a school levy election. Ms. Mace stated that we need to really start working on budgets now. The commissioners will be meeting with the department heads on June 18th & 20th to discuss their budgets. Ms. Mace will be in Rexburg tomorrow to meet with Madison County about setting up a justice fund. She also reminded the commissioners of the meetings being held the week of June 10th. The Board of Equalization will be held on July 2nd, 3rd and 5th. There was also discussion on how next year's health insurance rates could affect the county.

Commissioner Jordon Stoddard attended a sustainable fire meeting in Island Park. This meeting was to inform people of what is going to happen to help protect residents from fires. This is being paid for from a grant that was received. He also stated that he met with the Planning and Zoning Commission and hopes that they were able to resolve some issues.

Commissioner Lee Miller recognized and thanked Assessor Kathy Thompson for receiving the PRIMA Certification. This is a Public Risk Management certification that takes two years to complete. Mr. Miller also thanked Mr. Cluff for allowing them to attend the Planning and Zoning meeting that was held last week. Commissioner Miller reported on the Board of Equalization training that he attended with Deputy Clerk Laura Singleton. He stated that it was a good seminar and he learned some new things at that meeting. Commissioner Miller stated that the Drought Declaration was approved by the state. He also reported on the meeting he had with Shaun Bills last week. Mr. Miller stated that we are not going to spend more money on programs relating to the

wellness program until they see what the results are from the wellness testing that will be done in September.

Bill Fuchs

Mr. Fuchs stated that he would like to build a fence but there is question as to where the actual property lines are. He stated that he needs to build a fence soon in order to keep cattle in because of liability issues. There is a county owned gravel pit that borders the property. Commissioner Stoddard has visited the area and understood what Mr. Fuchs was explaining. In 1956, his grandfather purchased the ground and he has been maintaining the fence there ever since. He stated the gravel pit has never been surveyed and he needs to know where to build the fence. The sportsman's group is okay with having a locked gate there. Commissioner Miller stated that we need to talk to our attorney and see how to proceed. The county may need to do a survey to see where the actual property lines are. Commissioner Miller directed Mr. Fuchs to go ahead and build a fence along the original fence line. They also directed Mr. Fuchs to give a key to the people who need one when he puts the locked gate on.

Burt Butler & Judge John Shindurling RE: Court Budgets & Programs

Judge Shindurling and Mr. Butler made their annual visit where they reviewed the expenses for next year with the commissioners. Judge Shindurling encouraged the commissioners to be diligent in collecting on felony fines along with any other fees associated with those. He stated that this money goes directly back to the county funds.

Long term court costs were also addressed. They proposed several alternatives for a cost savings program for the counties regarding law clerk salaries. Judge Shindurling feels that costs to the counties should be based on caseload and not population. He wanted to make sure that the county is being compliant regarding court interpreters and firearms in the courthouse.

Social Services – Debbie Adams Re: Indigent Claims

Commissioner Miller made a motion to go into executive session pursuant to IC 67-2345(1)(d) to consider records that are exempt from disclosure as provided in chapter 3, title 9, Idaho Code at 1:06 p.m. Commissioner Stoddard seconded the motion. A roll call vote was taken with Commissioner Stoddard voting "Aye" and Commissioner Miller voting "Aye". Commissioner Baxter was absent from the vote. Commissioner Miller declared the meeting open at 1:39 p.m.

Commissioner Stoddard made a motion to approve case #G2013-51, deny case #M2013-30, approve case #M2012-44, approve case #M2012-45, approve case #M2013-27, and deny case #M2013-29. Commissioner Miller seconded the motion. A full voice vote was heard with both commissioners voting in favor. Commissioner Baxter was absent from the vote.

Commissioners signed two new liens and two lien releases.

Public Works Director Brandon Harris RE: Department Reports

Equipment – A new gear box for the zipper will need to be purchased costing approximately \$17,000 to \$20,000. The commissioners directed Mr. Harris to check to see if the zipper is still under warranty. If not, we will have to go ahead and fix it anyway.

Road and Bridge – Mr. Harris updated the commissioners on the road projects that are going in the county. He stated that the public road meeting they held was not very well attended. They will start working on the North Parker road next Monday.

Landfill – DEQ will allow us to go ahead and submit the Site Design and Site Approval Application even without the wetlands approval letter. He feels we can send out for bids by the first of July. Mr.

Harris stated that he has received a couple complaints on the closing time at the landfills. He also stated that the Meadow Creek Slash Pit in Island Park is open now.

Sewer – The opening of bids for the Macks Inn Waste Water Treatment Plant has been moved to the commissioners meeting next Monday.

Commissioner Miller made a motion to go into executive session pursuant to IC 67-2345(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; at 1:58 p.m. Commissioner Stoddard seconded the motion. A roll call vote was taken with Commissioner Stoddard voting "Aye" and Commissioner Miller voting "Aye". Commissioner Baxter was absent from the vote. Commissioner Miller declared the meeting open at 2:04 p.m.

Planning and Building Administrator Tom Cluff RE: Department Report

Commissioner Miller made a motion to go into executive session pursuant to IC 67-2345(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; at 2:09 p.m. Commissioner Stoddard seconded the motion. A roll call vote was taken with Commissioner Stoddard voting "Aye" and Commissioner Miller voting "Aye". Commissioner Baxter was absent from the vote. Commissioner Miller declared the meeting open at 2:30 p.m.

Mr. Cluff recommended appointing Suzee Reynolds to the Golf Advisory Board. Commissioner Stoddard made a motion to appoint Suzee Reynolds to the Golf Advisory Board. Commissioner Miller seconded the motion. A full voice vote was heard with both commissioners voting in favor. Commissioner Baxter was absent from the vote.

Mr. Cluff stated that they have hired someone to help part time in the office. She will be working twenty hours a week during the busy summer months. Mr. Cluff also stated that they need to have their building sprayed because of an ant problem.

Parks and Recreation Director Tamra Cikaitoga reported on her meeting with the legislature in Boise regarding the recreational registrations. She stated that the state wants to do these registrations strictly electronically. Ms. Cikaitoga explained to them why that that does not work for our county. We need to be able to have vendors in our area sell these registrations. Right now, we will continue to do registrations as we have been doing until we hear more concerning this.

Commissioner Miller made a motion to amend the agenda to discuss the JABG allocation. Commissioner Stoddard seconded the motion. A full voice vote was heard with both commissioners voting in favor. Commissioner Baxter was absent from the vote.

Commissioner Miller made a motion to sign the Intent To Use Allocation for the FY12 JABG allocation. Commissioner Stoddard seconded the motion. A full voice vote was heard with both commissioners voting in favor. Commissioner Baxter was absent from the vote.

Commissioner Miller made a motion to amend the agenda to include an executive session IC67-2345(1)(f). Commissioner Stoddard seconded the motion. A full voice vote was heard with both commissioners voting in favor. Commissioner Baxter was absent from the vote.

Commissioner Miller made a motion to go into executive session pursuant to Idaho Code 67-2345(1)(f) to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement at 3:14 p.m. Commissioner Stoddard seconded the motion. A roll call vote was taken with Commissioner Miller voting "aye" and Commissioner Stoddard voting "aye". Commissioner Miller declared the meeting open at 3:33 p.m.

Commissioner Miller made a motion to amend the agenda to talk to the IT Department about their tentative schedule. Commissioner Stoddard seconded the motion. A full voice vote was heard with both commissioners voting in favor. Commissioner Baxter was absent from the vote.

The commissioners discussed with the IT Department that they need to be taking at least thirty minutes for a lunch break. Also, because they are on call, they need to be documenting the amount of time they are working when they are off the clock.

Miscellaneous

Commissioner Miller made a motion to approve the claims for May 28, 2013 as presented. Commissioner Stoddard seconded the motion. A full voice vote was heard with both commissioners voting in favor. Commissioner Baxter was absent from the vote.

Commissioner Stoddard made a motion to approve the minutes from May 13, 2013. Commissioner Miller seconded the motion. A full voice vote was heard with both commissioners voting in favor. Commissioner Baxter was absent from the vote.

Commissioner Stoddard made a motion to approve the junior college application for Angela Heck to College of Southern Idaho. Commissioner Miller seconded the motion. A full voice vote was heard with both commissioners voting in favor. Commissioner Baxter was absent from the vote.

Commissioner Stoddard made a motion to appoint Lee Miller as Fremont County's Representative to the East Idaho Public Health District Board of Health. Commissioner Miller seconded the motion. A full voice vote was heard with both commissioners voting in favor. Commissioner Baxter was absent from the vote.

There being no further business to come before the board the meeting was adjourned.

LeRoy Miller, Chairman
Fremont County Commission

Attest: _____
Abbie Mace, Clerk