

**Jefferson County Commissioner Meeting Minutes
May 8, 2017**

Meeting called to order at 9:00. Those present are Commissioner Hancock, Commissioner Martinez, Chairman Farnsworth, Prosecutor Paul Butikofer, Deputy Prosecutor Weston Davis, HR/Commissioner Assistant/Emergency Management Rebecca Squires, Clerk Colleen Poole; Audrey Moon is clerk of the board. Pledge of Allegiance led by Chairman Farnsworth. Prayer offered by Commissioner Martinez.

PROSECUTOR – PAUL BUTIKOFER

• **PART-TIME ATTORNEY**

[9:01:32 AM](#) Paul wanted to let the commissioners know they are going to contract with Weston's law firm for two temporary part-time attorneys. Mike's last day is on Friday. They are supporting Mike serving in the guard. Colleen asked how long he will gone. Paul said this will be three and a half months so around September. Commissioner Hancock asked if Mike will be paid during this. Paul said Mike will not get paid he will just be on leave. The attorneys that will be helping are Wiley Dennert and Brian Tucker. This will be a contract position and will be getting paid part-time wages they did not want to be full-time.

• **POSTING OF GUN ORDER**

[9:04:47 AM](#) Paul knows that the posting of the gun order was approved. Wanted to follow up on this not sure if it was forgotten. Commissioner Martinez went and got a bid at Graphic Designs but have not heard back. Found out that Holly over at Ron's Tire can also do this just need to get the measurements over to her. He can get on this to try and get it up this week. Paul said this is ordered to be put on all annex buildings such as his as well as Probation. Paul thinks this should go on the front door similar to what Madison County has done. Commissioner Martinez said this will take up most of the door.

PARK & RECREATION – MICKEY EAMES

• **CAMPING FEE CHANGE**

[9:11:53 AM](#) Mickey goes over they have upped the camping fee \$2. Did some research on the other camping areas. Some do have dumps at them. Range anywhere from \$25 to \$30 for what they offer. Are currently at \$17 with the increase. Have individuals that call in and this is a lot cheaper than other places. Rebecca also mentions the campground was installed using RV user fee money so they want to keep the fees as low as possible. Just need to cover the costs as best as they can. Mickey said they will always try and keep the prices low. Commissioner Hancock mentions that this will help cover costs for the reservation system.

[9:31:35 AM](#) **Motion by Commissioner Hancock to approve the camp fee increase for the lake to \$17 for the 2017 season. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

• **SIGN FIREWORK CONTRACT**

[9:14:49 AM](#) Mickey has the contract for the fireworks that needs signed. Weston wanted a copy of the insurance. Had looked into music to choreograph this is an additional \$159. Did talk with Mike Miller but he has too many other things going on. If this is okay with them she will just let them do the music along with the fireworks and include this in the agreement. Weston asked on the insurance thought in the contract they had up to seven days to reschedule if they ran into rain. Only have two rain dates on this the day preceding and after the event. This is on a per job basis. Wants to make sure this is covered for the full seven days. Mickey will call in and verify with Jeff.

[9:18:43 AM](#) Weston said this is the same contract that has been used in years past. Weston asked if it said in the contract on the insurance. Weston said this is actually a ten day insurance on this. On the insurance there is only two specific rain days.

[9:29:49 AM](#) **Motion by Commissioner Martinez to approve the firework contract with the stated changes in the amount of \$8,000. Chairman Farnsworth adds the condition that they match the insurance with the contract at ten days to reschedule for cancellation or rain delay. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

• **SIGN CAMP HOST CONTRACT**

[9:20:51 AM](#) Mickey said the only change was that Bob had requested a twenty-four hour period of time off during the week to do errands that need done. Weston has not reviewed this one yet. Weston asked if the camp host is already out there. Mickey said he has been out there for about two weeks. Weston reviews.

[9:23:16 AM](#) Commissioner Farnsworth asked if the online system is working now. Mickey said it is now but it did not work on Monday. It was a nightmare that day. Will tell them next year that there will never be a set time to reserve. There were too many individuals hitting this at 12:01 on May 1. They were calling her and messaging and they were trying to work this out. It is working well now. As long as there is not a dump on the system she thinks it will be fine. Mickey said this was mainly for the July celebration. It

would tell them that it was either confirmed or cancelled. Had them up the time to thirty minutes to book a site. Mickey is going to take a card reader out to the lake so these don't have to be entered by hand. Have a good group that will be out running the lake this year. Have implemented a no dog policy now unless they are on a leash. Will have an off leash area as well.

[9:28:05 AM](#) Weston said on the only issue on the contract is the breach section. May in the future state that they will immediately vacate the premises. Mickey asked if she could sent this to him for next year for him to word this the way he wants. Chairman Farnsworth said the guy they have doing this did a good job last year. Weston said this is in case someone is not doing their job they can get them out of there.

[9:29:21 AM](#) **Motion by Commissioner Hancock to approve the Jefferson County Campground Host contract for 2017. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

- **LAKE MAINTENANCE**

[9:32:06 AM](#) Mickey goes over on the maintenance they pay \$4,000 a month for the lake. Would like to know how much time is spent out there. What else is supposed to be done besides what she is asking of him? Between the Courthouse and Sheriff Office it seems like he has a lot going on. Knows that staff comes in later in the afternoon. Commissioner Hancock said that they changed this some this year on the equipment. Rebecca said that Bryan will now be supplying his own equipment. Chairman Farnsworth said Bryan is responsible for turning the water on as well as testing it monthly. Mickey goes over some things that need to be done out there. Commissioner Hancock said that she needs to get with Bryan and let him know what needs to be done. Mickey knows that Jordan does a good job as long as you tell her what to do. Chairman Farnsworth mentions that if she sees something to take a note and let Bryan know. Mickey mentions she will be adding some security cameras and lights on the hut. Asks if she can look at hiring someone out there full-time next year. Chairman Farnsworth said that would be up to her.

- **ECLIPSE PORTA POTTY**

[9:36:56 AM](#) Mickey received an estimate for thirty-four latrines. This is only for the day of the eclipse. This is around \$5,200. Have a porta potty that is by the booth year round. Only left with \$2,400 in the budget will not have enough to cover this. Rebecca said she had called for these and wanted to do what was similar to the Fourth of July celebration. Thinks they added this many so they will not have to have these cleaned out mid-day. Chairman Farnsworth mentions the eclipse is going to happen either way. This is going to be a busy event but now sure they are going to conjugate. Rebecca said last year twenty was not enough so they did thirty-four. This was utilized not trashed. Mickey is thinking they will not need that many looking at having ten additional ones. Most individuals that have an RV will be using their own. Thinks if they get ten will have them spread out around the lake. Commissioner Hancock thinks these individuals are going to be spread out not necessarily all at the lake. Mickey is looking at the budget.

[9:42:16 AM](#) Chairman Farnsworth said this is \$150 a potty. Commissioner Hancock said this is not going to be a huge thing for the lake. Chairman Farnsworth thinks that is too much for a one day. Mickey can put out a few. Commissioner Martinez asked if they can limit the individuals into the lake. Commissioner Hancock thinks this will be self-limiting once they see it is full and there is nowhere to park.

[9:45:11 AM](#) Rebecca said they looking at a website looking at how many they would need. With 2,000 individuals for eight hours. Have eight that are there now. She would suggest at least fifteen. Paul said legally they would not need to put any out. Mickey thinks they need to have some extras but does not think that \$5,200 for one day. Chairman Farnsworth said it would be up to her decide. Commissioner Martinez asked that they check with other areas to see if anyone needs these before she releases them.

[9:48:21 AM](#) Chairman Farnsworth said a concern with the health board it's going to be a mess with food and pottys. Rebecca mentions that the fair gets over on that Saturday. This is going to be a busy area.

- **VENDOR PROPOSAL**

[9:50:30 AM](#) Mickey has two proposals. One is for the sno shack. Other is Troy he owns the Great Bambino. Has seen his truck and it is very nice. Wants to be out for the summer plus events. Will have times posted so everyone knows when they are open. Commissioner Hancock mentions they charge them \$250 but not electricity. Mickey said if he had no electricity he has a generator. Rebecca said the sno shack was sold by the Dawg House.

[9:53:57 AM](#) Chairman Farnsworth does not mind this but wants to break even on the electricity side of this. Mickey will speak with the person and do some estimates on the power. Commissioner Hancock said if they can do a generator then they would still have the outlet. Lower it to \$200 and have them furnish their own power.

EMERGENCY MANAGEMENT – REBECCA SQUIRES

- **LEVEE DISCUSSION**

[10:02:00 AM](#) Rebecca goes over she was out last week. Had a meeting teleconference with the Army Corps of Engineers. Discussed technical assistance with the levee system. Technical is where they give advice and take a look at it. Commissioner Hancock said they meet with the corps each morning. Had Mike with the State of Idaho, Trevon from Madison County, Gary Wilcox

from the flood district, Kerry Lunquist, Dave and himself. Gary Jackson attended on the last day over the flooding in Roberts. Had an exit meeting with them on Thursday was about an hour each time. Went through what they thought was priority.

[10:04:50 AM](#) Dave said they used a GIS map and marked the locations where they had problem spots. Have already raised the levee by Lorenzo boat dock. It is amazing how much the river has changed just since this work was done. The river channel is against the south bank. Have sent a truck today to haul rock out to a four foot culvert that is under threat with the high waters. Other places some were not actually on the levee. This is between Farmers Friend and Enterprise really close to the road. This would be uncontrolled flow. Are out armoring these sections today Dave got the permits for this work on Friday. Commissioner Hancock goes over the projected flows could see just before Memorial Day projecting 26,000 cubic feet per second on the South Fork. Chairman Farnsworth asked if these canal companies will be helping on this. Commissioner Hancock said they have called Farmers Friend and they are happy for the help. Chairman Farnsworth asked if they are going to help with funding this. Commissioner Hancock said that Mike with the State said they could use some of the mitigation money. Chairman Farnsworth realizes they need to work together on this does not want them to still think they are the enemy. Have cranked the river. Dave said the flow is around 20,000 right now. Commissioner Hancock said it looks fuller than nine percent. Commissioner Hancock said they anticipate they have enough water to fill the reservoir three times. Trying to run it at max right now. Does not peak until right before Memorial Day. Rebecca said they will have a long flow year. Bureau of Reclamation on Friday had an inflow as 13,500. Snow pack in the basin above Palisades is one hundred seventy-eight percent. Chairman Farnsworth said they are repairing this today. Dave said they are. Chairman Farnsworth asked about the levee that has already been fixed. Commissioner Hancock said the core is not willing to give them any money. Flood districts from the levees in both counties only get about \$45,000. Dave said flood district goes all the way down to Blackfoot. Commissioner Hancock said the complaint from the flood district is when the corps come in they hire someone and they spend a lot of money. Goes over ways to allocate the funds to the flood district instead of having the core come up and take total control. Rebecca said the flood districts can sign on to the mitigation grant money for projects. Commissioner Hancock said that Mike will be working with the flood districts to help obtain more funds.

[10:15:30 AM](#) Rebecca asked if there is room for canal participation. Commissioner Hancock said our road would go first. The road goes over the bridge eventually. Chairman Farnsworth goes over the issues they have is last year the canal company wanted to gate this off but now they want the county to pay for this. Not here to take over and destroy are here to help.

[10:17:44 AM](#) Dave said this is the number two. The number one priority is near Roberts by Butte Market Lake Canal and the river. Have a bunch of riprap that has been lost. It was 20,000 acres that was irrigated. Chairman Farnsworth mentions the levee in 1997. Dave said it is a battle when the river is like this. Dave said in 1997 inflows were around 50,000 cubic feet per second. If this was to happen this year they are only releasing 20,000. If you multiply this by two at this rate the reservoir fills in fifteen days.

[10:20:42 AM](#) Chairman Farnsworth asked if the county will be paying for this. Dave said they can lower the action level. Currently at 23,000 on the South Fork but these see damages at 16,000 to 18,000. According to Mike Clements they are trying to do a study to lower the action level. Commissioner Hancock said when they reduce this then direct assistance can be offered provided the Corps of Engineers. Will not activate the direct assistance until they hit the action level. Have sent a technical assistant out to see what type of damages will be occurring. Rebecca said they are looking at the base line trying to get more of a custom fit. Commissioner Hancock said they have not taken into account the sediment in the river. Really not modifying the levee they are just meeting the same criteria as when the levee was created. Rebecca asked on the action level when would this happen. Commissioner Hancock said that Mike is working on that immediately. Do have the ability to disperse the water with the canals. Dave said if the Henrys Fork peaks at the same which is what happened in 1997 this will create some problems. There is no control on the Henrys Fork. The model shows them peaking at the same time again this year. Dave said the Henrys Fork flows off fast after it peaks.

[10:25:50 AM](#) Commissioner Hancock said that Blackfoot is at the highest risk. Dave said tomorrow they will be out doing riprap out by north pier of the Heise Bridge. Have this 329 excavator they rented to help with the flood. So they are going to do that while they have the means. Dave said the rock is already there. Will need some flaggers and a spotter to communicate with the operator.

[10:27:48 AM](#) Dave said checked some spots in Madison County. Some erosion happening at the Lorenzo Bridge. This is an ITD structure. Have a few lower priority down in the Menan area. Dave said if they can get the action level lowered there is damage done from this each year. Rebecca will work with Mike to see if they need any declarations. Commissioner Hancock said the technical crew had some comments about our levee building. Dave said they have a problem with rocks being placed in the river itself. Naysha said it is because they have a no rise policy. Dave said across the river there is a private levee that has been constructed. Sees where they are coming from but if they are about to lose something they have to take some action.

- **ELECTED OFFICIALS– IDAHO TITLE 46 – STATE DISASTER PREPAREDNESS ACT**

[10:31:14 AM](#) Rebecca has an excerpt from a document she will have bound for them by the end of the week. This explores the state emergency disaster and the laws. This section 10.08 this is what happens when there is a state declaration skips this for a minute. Goes to section 10.09 when they think of disasters these are all local. It is our disaster. Will respond with what they have a lot of times that is enough. If they have the resources to handle this then they handle it but if they cannot handle this they move toward

other counties. An example is with water rescues they utilize the neighboring counties. Interesting point is each county should maintain a disaster agency or contracts for this. What Rebecca does is required by the state law so that is why there is federal help to pay for this. This individual serves the entire county. Each county or agency will keep an emergency plan. Do have one that was adopted in 2013. This is not something that is released to the general public although excerpts are releasable. This has to be readopted every five years. Should have a clear written documentation on what their responsibilities are in a disaster chain of command. In section 11 under local disaster and emergencies. Goes over the flooding west of Roberts. If they need to call in extra help this occurs when you are beyond normal business. Chairman of the Board can declare a local emergency by himself but that cannot extend past seven days without the entire approval of the board. The dates are very important if they did not have a declaration during the right time then they could miss out on it. Rebecca said she could have publicized this better.

[10:38:25 AM](#) Goes back to section 10.08 thinking again on what happened when they flooded. Rebecca said they have a lot going on they were able to contain and stabilize the situation but could tell this was going to be expensive. Some of the counties in areas had snow removal budgets used in one storm so they were in emergencies. That is why they asked to be on the state declaration was to help with the budget. Once the state and county get to certain threshold they can look at federal assistance. Rebecca said this is around \$94,000. The state also has a threshold to meet. The governor had a collection of counties. Once the state reached that threshold they request a presidential declaration. When they are included with the state declaration they help 50/50. Presidential declaration the federal share is seventy-five percent. The condition is local taxing district will be paying forty percent of the non-federal. So they will be paying about ten percent. These numbers were in the \$740,000 ballpark. This reduces this to about \$74,000 to repair these roads.

[10:43:22 AM](#) Commissioner Hancock said that Mike kept pointing out that they have money available with mitigation. Will be talking about what projects can be used with this money. Rebecca said they will formulate this into the mitigation plan.

- **FEDERAL DISASTER DECLARATION**

[10:44:13 AM](#) Rebecca said on the 18th of May at 3:00. This will be at the ITD building. Colleen mentions the Commissioners have BOE trainings that day. Rebecca said this is the applicant brief they go over paperwork on what needs to be done. This is usually about ninety days. This would be actual dollar amounts. This is easy to pull with the way Dave is documenting all of this. Board has an option to have her do this. If the board wants to employ someone on a part-time temporary basis. This would be fully paid for. Commissioner Hancock said most of the bookkeeping she is compiling this now. If this was a bigger disaster maybe but not with this. Chairman Farnsworth thinks where this has been fairly well documented. One form is the designation for applicant agent. This is the person that will be the main person of contact. Will have Rebecca be the primary agent and will add Colleen as the secondary agent.

COMMISSIONERS

- **SIGN CERTIFICATES OF RESIDENCY**

[10:52:13 AM](#) **Motion by Commissioner Martinez to approver certificates of residency for the College of Southern Idaho for Carter Johnson, Lauren Nix, Hallie Parker and Teagan Teeter. Second by Commissioner Hancock. Roll call taken.**

Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

[10:52:55 AM](#) **Motion by Commissioner Hancock to approve certificates of residency for the College of Northern Idaho for Samantha Meservy. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

- **REVIEW CERTIFICATE OF RESIDENCY CHART**

[10:54:20 AM](#) Colleen goes over a chart she has finished to update the certificates. When they do the certificates and are approved. The EDUID number is how they are tracked through the State. Only get reimbursed for juniors and seniors. Can go online to find the ones they get reimbursed for. Shows the payments and what is reimbursed. If they get reimbursed then it does not go toward their lifetime limit. Colleen goes over the spreadsheet. This will be very helpful. Commissioner Hancock is glad she has this.

- **NBW ARCHITECT CONTRACT**

[11:00:39 AM](#) Colleen said the architect brought this in and Chairman Farnsworth had signed this and sent this to Weston. Weston had a couple of questions on this. Weston said they inserted a provision that said any time spent after eighteen months during the contract would be additional cost. This contract has been dated in November and not sure they have a completion date. They called this out to his attention. This is section 4.4.3 he is not sure if they have an estimated time of completion. They added this so they would have a cutoff date. Need to extend the term of this to whenever they think the building will be complete or change the date of the contract. Commissioner Hancock said the date is November because they started accruing charges then. The end date should be farther out plus a month. The other is section 11.8 was going to add a note that one set of plans was going to be given to the general at no additional cost but that is not stated in the contract. May want to go back to them on these two issues.

[11:05:36 AM](#) **Motion by Commissioner Hancock to approve the contract with NBW Architects with two provisions the full set of plans added and changing the term of the contract before they begin to bill hourly. This needs to be the full length of**

the construction plus a month. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

- **FOOD BANK CONCERNS**

[11:10:03 AM](#) Commissioner Martinez questions why they are the only county that has a food bank. This comes around every month. It is harder and harder to get volunteers each month. Commissioner Hancock said he has tried to get volunteers. Chairman Farnsworth mentions that it is bad when they do not have anyone to help. Gail said this Saturday is a food drive. It's not that she does not think this is a good cause. Colleen said the day before and the day of the food bank it takes clerks out of the office. Gail does not want it to be the opinion that it is not good nor needed. Individuals are upset and she is trying to justify being out of the office.

[11:12:56 AM](#) Chairman Farnsworth said these food drives are fantastic. On the food drive the scouts need to go from front to back. Is there a way they can sort this. Colleen said they still have to touch each can. Gail said they have to check each date on all cans. Commissioner Hancock said they are trying to get them to look at dates better.

[11:14:41 AM](#) Commissioner Martinez asked if this is taking them away of their responsibilities that they have here. Colleen said not sure why they are the only county. Does not know of anyone in Jefferson County that can man this. Chairman Farnsworth asked if this was easier if it was in the annex. Gail said somewhat. Tries to not say no to any help.

[11:16:28 AM](#) Kristine said looking at the big picture with the community. Had many conversations that the area misses out on huge agency donations because this is a county sponsored. If they are trying to make sure they have food for people are they doing the best they can by continuing it. Colleen said where they are a county they are not eligible for the Idaho Food Bank. Would have savings if this was privately ran. Gail has been to the senior citizens but they are adamant on not combining.

[11:19:52 AM](#) Commissioner Hancock said maybe they could put this out there to take this over on a private entity. Gail said they have had a couple churches interested but do not have the area for the food. Commissioner Hancock thinks this needs to be completely void of the county. Chairman Farnsworth thinks they could put this out there and try.

[11:23:04 AM](#) Gail has gone over and helped at the senior citizen center. Takes the big cans they cannot distribute to them to use. Chairman Farnsworth said to put something out on the website and the paper.

[11:24:59 AM](#) Kristine said as they put this out it is not the county does not want to do this. Are missing out on pallets of food with us doing this. Do not want to be the crutch. Have employees that would still volunteer time. As a wonderful program it needs to continue to be this. Gail will get some information out.

SOCIAL SERVICES – GAIL ROBBINS

- **EXECUTIVE SESSION 31-874 & 74-206(D) – RECORDS EXEMPT FROM DISCLOSURE**

[11:28:27 AM](#) Motion by Commissioner Martinez to go into executive session 31-874 & 74-206 (D) - Records exempt from disclosure. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

Open session 11:56

[11:56:25 AM](#) Motion by Commissioner Martinez to deny case #2017-27 on the medical review, on case #2014-14 will put on hold. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

[11:57:38 AM](#) Motion by Commissioner Hancock to put a lien on case #2017-24. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

[11:58:27 AM](#) Motion by Commissioner Hancock to grant a partial lien release on case # 2013-47 subject to approval from the CAT board with \$5,000 lump sum paid on this. Second by Chairman Farnsworth. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

- **EXECUTIVE SESSION 74-206 (F) – LEGAL**

[12:00:24 PM](#) Motion by Commissioner Hancock to go into executive session 74-206 (F) - Legal. Second by Chairman Farnsworth. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

Open session 12:03

[12:03:18 PM](#) Recess for lunch

Open session 1:08

[1:08:38 PM](#) Paul Butikofer is not in attendance

CLERK – COLLEEN POOLE – PAYROLL CLERK – MARILYN VANDERBEEK – TREASURER – KRISTINE LUND• **VEBA BALANCE**

[1:08:38 PM](#) Kristine, Marilyn and Colleen are here. Kristine said Marilyn handles most dealings with the VEBA account. Marilyn handles the activity and Kristine reconciles this. The balance has steadily increased in this account. Have left this in one account. Have never done anything different. Asked Colleen and Marilyn and they discussed putting this into a CD at a different institution. Have not looked into this further wanted some direction. At the end of April had \$579,619.73 available in this account. A lot of times you have a push at the end of the year but have been maintaining over \$400,000. Do need to be cautious that these funds are available for the purpose they have.

[1:13:22 PM](#) Chairman Farnsworth said one year they funded the increase. Commissioner Hancock mentions CDs are usually around one percent interest. Kristine said right now this is making 0.04 percent. Did not shop rates yet not sure if the board wanted to consider this or not. Felt like the time had come to take some out and she was considering around \$250,000.

[1:15:43 PM](#) Commissioner Hancock said on a CD they usually take interest back as the penalty to withdraw early. Kristine would look for the best situation. Works with different investment firms which she is extremely happy with but they do have to pay fees. Could put this as completely secured assets. Wants this money to work for them while not having to put fees into this. Commissioner Hancock said they pay for major occurrences up to \$60,000.

[1:19:01 PM](#) Kristine said they do have two CD currently. Was thinking \$250,000 would check with Beehive. Has Marilyn follow the numbers in this she would be fine with that. Kristine said if they continue to build it would be a good little buffer.

[1:22:26 PM](#) **Motion by Commissioner Hancock to give authorization to the Treasurer to investigate moving up to \$300,000 from the VEBA account into the best account for the county. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

TREASURER – KRISTINE LUND• **MH ISSUE**

[1:23:55 PM](#) Kristine has on the books under name Critchfield and Marty. Sometime late 2015 the mobile home was sold to Egberts and removed from the property. The Assessor's office has confirmed the trailer is gone. Have been around a couple different circles on this. Would have a cancellation of \$40.97 this is Sheriff and Treasurer Fees. This would not affect any districts.

[1:25:59 PM](#) **Motion by Commissioner Martinez to accept the cancellation for \$40.97 for parcel #MH06N35E164002. (Exhibit A) Second by Commissioner Hancock. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

[1:27:38 PM](#) Kristine goes over had went to Sheriffs Sales. Goes over on a mobile home in Menan had an individual come forward with \$200. Still owe around \$300. Will not be able to get anyone to buy the mobile home. The other home she did not bid on it may have been okay but they came forward and paid the money.

[1:31:22 PM](#) Kristine has three parcels two are mobile homes and one is real property. This is out on 4200 the property owner is Tracey Anderson. Trying to deal with some payments. This has fallen through. If things continue this will be for next year on the tax deed hearing. What she is asking is one of these mobile homes is gone. She owes over \$300 on that parcel. Owes over \$100 on the one that she is living in. The one that is gone is no longer an issue to her. Only done this one other time would like to move the money to the mobile home that is gone onto the real property. The board would have to make a decision on this. She has been lienant on her earlier this year. Not asking for a cancellation this would be moving funds to real property. Can seize personal property. Chairman Farnsworth said as long as they can do that then they are fine with this.

[1:35:17 PM](#) Kristine said they are not supposed to cross tax years. If this is something that they may be in favor of that if all legalities fall inline. Could look at more codes and get them to legal counsel. Chairman Farnsworth said as long as the legality to work out then that would be fine to move this.

[1:37:23 PM](#) **Motion by Chairman Farnsworth if they do not cross any legal lines to move parcel #MH04N39E214008 taxes to parcel #RP04N39E219501 for \$317.35. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

COMMISSIONERS – PLANNING & ZONING – NAYSHA FOSTER – PUBLIC WORKS – DAVE WALRATH• **ROADS – ORDINANCES – PENALTIES**

[1:40:38 PM](#) Chairman Farnsworth said they have seen some serious problems and issues and not sure how to correct them. Commissioner Hancock said they could send out notices that they have so long to correct the issue before they are fined. Discuss pictures that have been taken. Chairman Farnsworth said the borrowpits are not a landfill. Realize they may be burning this but then they need to take care of it. Dave said they have a liability of the right-of-way. Chairman Farnsworth asked how much it costs to grade a mile of road. Dave said grader rate is \$35 with employee at \$25 so about \$1,000 a day. Have three graders out on the west side each

day. This is mainly what they do. Dave would like to have some enforcement. Chairman Farnsworth asked what they have as far as ordinances. Naysha said this is a misdemeanor and have to take them to court. Weston said they would have to amend the ordinance to put in the infraction. Naysha said this is issued but they go beg for mercy from the Judge and are not issued a misdemeanor. If they can change this to a ticket it will affect these individuals more. Go over watering the roads.

[1:46:49 PM](#) Naysha said under LUPA the land use ordinance it specifically says it has to be a misdemeanor. Dave asked what the statute says. Weston said usually you can be less restrictive but not more restrictive. Weston said they are wanting to take this down from a misdemeanor to an infraction so they would just go and pay a ticket. Commissioner Hancock said this is their ordinance not necessarily code. Naysha said they were shot down before when this was proposed. Was asked what they would do if this was not paid and Naysha had suggested putting this on the property tax.

[1:50:48 PM](#) Chairman Farnsworth said they are continually repairing. Dave said this is continually getting worse they also have problems on this other side. Chairman Farnsworth mentions all the pivots that are hitting roads. Commissioner Hancock mentions there are some hitting County Line as well.

[1:52:22 PM](#) Deputy Melanese and Chief Deputy Wolfe come in to be part of discussion. Deputy Melanese said the ordinances are outdated with misdemeanors because they usually are thrown out of court. Have been discussing with the Sheriff as well to have these individuals pay fines. Thinks they will figure things out once they are getting hit with a fine. Have been trying to educate individuals about doing these things like burning items in the borrowpit. Chairman Farnsworth said they may need to adjust the ordinances.

[1:56:45 PM](#) Weston reads Idaho Code 67-6527 "Violations – Criminal Penalties – Enforcements. A governing board may provide by ordinance for the enforcement of this chapter or any ordinance or regulation made pursuant to this chapter. A violation of any such ordinance or regulation may be declared a misdemeanor and the governing board may provide by ordinance for punishment thereof by fine or imprisonment or by both." So they can make this a misdemeanor or an infraction. They can do it either but it needs to be in the ordinance. Commissioner Hancock said that this is the only way they will get anything. Weston reads "Upon a showing that a person has engaged or is about to engage in an act or practice constituting a violation of this chapter or ordinance or regulation enacted hereunder, a permanent or temporary injunction, restraining order, or such other relief as the court deems appropriate shall be granted." Weston said there are other options they can make this an infraction. Commissioner Hancock thinks this is the way to go. Chairman Farnsworth said this would make the deputy's job easier they could write a ticket and leave. Deputy Melanese goes over they would give them thirty days from the date they do log this into the system. They would get a letter within thirty days and would get a ticket. This is a manageable amount of time to get things taken care of. Asked if they would adjust the code reading. Naysha said that is how the code book has this. Chairman Farnsworth said they will change this from misdemeanor to infraction. Deputy Melanese asked how the fines would be would they have first, second and third offenses.

Chairman Farnsworth is not sure if they want to do that or if they would have a routine fine for each time. Weston said Idaho Code 40-2319 talks about obstructions to road ways. Have had quite a bit of litigation. Can give individuals ten days to move this and after that can fine them \$150 a day. If they still do not remove this than the county can remove the debris and charge them for the removal costs.

[2:02:59 PM](#) Chairman Farnsworth goes over grading a road in the west side then they turn the tractors on these. Naysha said they can start by going and changing the ordinances. Weston said this may be either so they would just have to change the ordinance. Naysha said if they can give her direction she can work on this. Deputy Melanese goes over on the infraction costs have to have justification on where the fee goes exactly. Just because they receive a speeding ticket some of this money goes to POST, 911, Courts and then the actual fee. Commissioner Hancock said this could go to maintenance of the road. Deputy Melanese thinks they have to justify the cost. Dave thinks it should match the statute which says \$150 a day.

[2:08:25 PM](#) Naysha asked if they want to leave the misdemeanor in the ordinance and add infraction. Deputy Melanese suggested to have three chances then they can take this to a misdemeanor as an option. Then the Judge would see the history of them not being compliant. Chairman Farnsworth said they could keep this in there.

[2:12:33 PM](#) Naysha asked about the access points. Deputy Melanese goes over it is a constant battle with the water masters and canals. Chairman Farnsworth knows they have to be able to get in there but they do not have rights to tear things down.

[2:15:44 PM](#) Chairman Farnsworth brings up 4200 will need to fix something on the parking lot there. Dave said a few guys that went on the levee tour parked there. Just driving through there was rough.

PUBLIC WORKS – DAVE WALRATH – LHTAC – LAILA KRAL

- **ROAD MASTER AWARDS – KERRY ROMRELL – LUIS GARCIA – GEORGE RICKS**

[2:18:05 PM](#) Dave said that Laila is here to present three Road Master awards. Laila is the deputy administrator. Manages the T2 center. Provide the technical assistance portion. Training portion is what she is here for today. Offer seven months of trainings throughout the state broken into safety and maintenance. Most are \$60 for a full day of training. Classes have an exam with eighty percent to pass. Two recognition levels the first is a road scholar this is eighty hours of instructions. This sets the foundation for the

employees. The Road Master is the second level have more math and technically challenging with another eighty hours so have around one hundred sixty hours of instruction. Feel it is important to recognize these individuals. Laila brings up that it's been awhile since High School. Don't take tests anymore. Have been hearing that some of the anxiety is too much for them. Trying with a few instructors to squash this it is meant to help them.

[2:22:48 PM](#) Three road masters today get a certificate and a Carhartt jacket. Have Kerry Romrell, Luis Garcia and George Ricks. Laila said hats and jackets are only handed out to those that deserve it.

[2:27:12 PM](#) Laila said the legislature has money available out there for emergency projects. Never out until the very end in this process. The application is online. This is ninety percent with ten percent reimbursement which can be in kind work.

PUBLIC WORKS – DAVE WALRATH

- **STATE AND LOCAL AGREEMENT – ANNIS HIGHWAY PROJECT**

[2:30:40 PM](#) Dave had an issue with this agreement. Weston said the provision said the state of Idaho can pull out of the agreement. If they have funds that are set aside they do not need to revise the contract. If you are anticipating coming up with money that they do not have yet. Dave said this will not be in fiscal year 2017. Dave said they will have the funds. They pull from the Road & Bridge budget. Their responsibility is 7.3% of the project.

[2:34:42 PM](#) Mike Miller clarifies something from the last meeting.

[2:36:51 PM](#) Chairman Farnsworth goes over the state and local agreement. Dave said this is a pavement project for three miles on the Annis Highway. This had been in the county transportation plan. Weston said if any additional land needs to be required that is on the county.

[2:40:17 PM](#) **Motion by Commissioner Hancock to approve the State and Local Agreement for Annis Highway A019 (305). Key number 19305 with our initial cost of \$5,000. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

ASSESSOR – CODY TAYLOR

- **EXEMPTIONS**

[2:44:21 PM](#) Cody is here on the exempt properties.

[2:45:39 PM](#) **Motion by Commissioner Hancock to grant the property exemption on the following properties: West Jefferson Lion's Club parcel #RPC00000179309, Montevue Canal Co. parcel #RO08N33E351960, Great Feeder Canal Co. parcel #RP04N40E361333, EIAC Partnership parcels #RPD00000320991 and RPD09500010010, Ririe Chapel parcel #RPB0175024029A, Roberts Community Church parcels #RPD0221022001A and #RPD0221019024A, Rigby Senior Citizens parcel #RPA00000182347, Butte & Market Lake Canal Co. parcel #RPD0221003001A, Rigby Community Church parcel #RPA0005010005E, Grand Teton Council parcel #RP05N39E330026, Ririe Senior Citizens parcels #RPB0175007023A, RPB0175007021A, RPB0175007020A and RPB0175007017A, Mud Lake Historical Society parcel #RPC00000179479, BYU Idaho parcel #RP006130010040, Bethel Independent Baptist Church parcel #RP04N38E130621, Enterprise Canal Co. parcel #RP04N40E368240, Crown of Life Lutheran Church parcel #RP04N38E240756 and Community Baptist Church parcels #PRC00000213050 and #RPC00000213020. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

[2:49:43 PM](#) **Motion by Commissioner Martinez to grant the property exemption on the LDS Properties listed as an attached exhibit. (Exhibit B). Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

- **US REPRESENTATIVE LABRADOR – LETTER**

[2:51:16 PM](#) Rebecca provides a copy of a letter. Commissioner Hancock asked if they should spell out RMP. Rebecca said this is resource management plan. Commissioner Hancock said usually the first time is spelled out then the abbreviation after that. Rebecca goes over the number one issue for sage grouse is fire. So the best way to fix this is allowing grazing.

[2:54:00 PM](#) **Motion by Commissioner Martinez to accept the letter to Raul Labrador. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

[2:54:58 PM](#) Recess will review claims and minutes

Open session

COMMISSIONERS

- **APPROVE COMMISSIONER MEETING MINUTES**

[3:40:47 PM](#) Motion by Commissioner Martinez to approve commissioner meeting minutes from April 24, 2017. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

- **APPROVE CLAIMS**

[3:42:10 PM](#) Chairman Farnsworth asked on the concrete. Commissioner Hancock said on the bridge the abutments are in the wrong spot and it is causing the bridge to wash out. Commissioner Martinez asked if this is the canal's bill. Had told Dave to get our part of the bridge repaired. Took a picture of the cement invoice from Burns. They had mentioned that this was approved to pay for this. Chairman Farnsworth said that Stan needs to pay for this it is not all the responsibility of the county.

[3:51:39 PM](#) Motion by Commissioner Martinez to approve claims from 4/25/2017 to 5/5/2017 for \$271,690.23 deducting out \$1,500 until this is clarified. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

- **EXECUTIVE SESSION 74-206 (B) – PERSONNEL – DEPARTMENT HEAD EVALUATIONS**

- **PLANNING & ZONING**

[3:52:16 PM](#) Motion by Commissioner Martinez to go into executive session 74-206 (B) – Personnel. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

Open session 4:48

[4:48:09 PM](#) Motion by Commissioner Hancock to amend the agenda to allow a discussion on Park & Recreation. Second by Commissioner Martinez. Chairman Farnsworth said this is because the individual will be starting on Monday. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

[4:49:20 PM](#) Mickey goes over had hired five individuals for the lake. Only have four budget lines but she had an individual to fill in. Discuss removing Rebecca from that line giving her enough to pay the help Mickey hired for the summer.

[4:50:17 PM](#) Motion by Commissioner Martinez to take Rebecca off the Administrator Park & Recreation line and pay a new employee out of that line. Second by Chairman Farnsworth. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

[4:51:25 PM](#) Motion by Commissioner Martinez to adjourn at 4:51. Second by Chairman Farnsworth. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

Chairman of the Board

Date

Clerk of the Board

Date

County Clerk

Date