

Jefferson County Commissioner Meeting Minutes June 24, 2013

Meeting called to order at 9:00 am. Those present are Chairman Raymond, Commissioner Farnsworth, Commissioner Hegsted, Jim Boulter, Scott Herrick, Cody Taylor, Kristine Lund, and Naysha Foster. Emily Kramer is Clerk of the board. Scott Herrick gave the Pledge of Allegiance and Cody Taylor gave the prayer.

Commissioners & Elected Officials

- **Staff Meeting**

Scott discusses that the soda machine plug on the north side had a meltdown and he found it over the weekend because he is here every day. Tammy Adkins arrives at 9:05 am. Scott reports that the roof is almost finished at the annex building. Jim says the guys are out doing the pre-scrub work. Jim mentions that the Burgess Bridge got bolted down. Chairman Raymond mentions that the bridge looks phenomenal. The material and workmanship are high quality. Kristine mentions they are tying up loose ends from collections on Thursday. 87% was collected. Chairman Raymond asks if mail trickles in that was postmarked on June 20th if it is still accepted. Kristine says yes. Cody mentions today is the last day people can appeal their values. Cody mentions the appraisers have worked with some people who had concerns and made a few changes. Chairman Raymond mentions we appreciate you and everyone. Chairman Raymond says we learned in our BOE training that we are very fortunate because some counties have over a hundred. Tammy doesn't have anything to add. Naysha mentions that they did 27 total building permits, 11 new homes, 2 manufactured homes, and the rest miscellaneous structures last month. So far this month 12 total, 3 homes, a couple of additions, the rest miscellaneous structures. Naysha mentions we hired a new planner that started last week. Emily presents a lake bathroom remodel presentation for the 2013 remodel. Emily mentions that the main bathroom was remodeled, we have four new benches going in that a young men's group worked on, we have new sand going on the island that Road and Bridge needed to get out of the cinder pit which will be topped with Sand Dunes sand, we have two exterior showers that an eagle scout did last year, and a life jacket rack that a eagle scout did last year. Emily reminds everyone about the fireworks celebration on June 29th. Tammy mentions that she has a group picking up trash tomorrow along Rigby Lake Drive and around the lake tomorrow. Kristine asks how registrations are going for the events on June 29th. Emily mentions that we are still looking for volleyball teams. Mitch arrives at 9:34 am. Commissioner Hegsted asks about the FedEx building's final. Naysha says they haven't gotten a final yet. Chris arrives at 9:35 am. Commissioner Hegsted mentions that our utility bills have reduced. Mitch has nothing to report. Chairman Raymond says at this point where we are with budgets, it's a process, we're not finished with the process, where we are right now is we have plugged in all the numbers from last year and we will run this year's budget from last year's numbers and tweak them based on projected revenue. Chairman Raymond mentions that we are working very hard to make sure the budget works and fills the needs of departments. Chairman Raymond says that we received some good news that we will receive our PILT payment. Chris mentions that Kristine received the money and it's in the bank. Chris mentions that the commissioners asked her only for last year's salary numbers not the other lines; she understood that the other lines were okay to change. Commissioner Hegsted says we don't know about health insurance. Chris says she thinks our insurance rates will hold, but she's not sure on the penalties we may face with

Obamacare. Chris mentions we may have to change our insurance cycle and Carlos will report on it. Mitch asks if we determined whether we have to carry insurance on temporary and seasonal. Chris says it will remain the same she thinks. Commissioner Hegsted says attorney John Simmons is working with us on this. Chairman Raymond mentions that one of the things that was brought up at the IAC conference was the commissioners' opinions on expanding Medicaid to lessen the burden on indigent care. Chairman Raymond says the consensus was to expand Medicaid.

Commissioners

- **Report on Assignments**

Commissioner Hegsted has nothing to report. Commissioner Farnsworth is meeting with RC&D on Friday and he thinks the mental health board meeting is on the same day. Chairman Raymond says to let one of us know and one of us may be able to attend the other meeting. Tammy says she thinks they are trying to move the mental health board to the second Friday of every month. Commissioner Farnsworth says there is an Eastern Idaho Public Health board meeting coming up next month. Commissioner Farnsworth says he's about finished with his equipment book, there are some fathom pickups he needs to find, and some questions on pictures. Chairman Raymond mentions on July 10th is the Upper Valley Governing Board meeting. On the sage grouse issue, we had a report from Fish and Wildlife Services, they have signed off on the Governor's Taskforce recommendation, and the BLM has not signed off on it. BLM is still trying to sort through seven alternatives. Chairman Raymond mentions that they have a conference call every month. Commissioner Farnsworth asks about the city of Rigby's building permit contract. Naysha says they contract with Madison County.

Motion by Commissioner Hegsted to amend the agenda at 10:01 am to add a BOE. Second by Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Motion by Commissioner Hegsted to go into the BOE at 10:02 am. Second by Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth – aye. Raymond – aye. Motion passed unanimously.

No one present to appeal their values.

Motion by Commissioner Hegsted to recess the BOE at 10:03 am. Second by Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth – aye. Raymond – aye. Motion passed unanimously.

BOE recessed.

Recess at 10:03 am.

Indigent Hearing - #2013-33, #2013-52

- **Executive Session 67-2345(D)**

Motion by Commissioner Farnsworth to go into executive session at 10:04 am pursuant to Idaho Code 67-2345(D). Second by Commissioner Hegsted. Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Robin Dunn arrives at 10:23 am.
Moved back into session at 10:25 am.

Motion by Commissioner Hegsted to reschedule #2013-33 and #2013-52 for the reason that the subpoena was returned as not served. Second by Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth – aye. Raymond – aye.

Recess at 10:28 am.

Indigent Hearing - #2013-21

- **Executive Session 67-2345(D)**

Motion by Commissioner Farnsworth to go into executive session at 10:31 am pursuant to Idaho Code 67-2345(D). Second by Commissioner Hegsted. Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Moved back into session at 10:38 am.

Motion by Commissioner Farnsworth to reschedule #2013-21 because the applicant subpoenaed failed to appear. Second by Commissioner Hegsted. Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Motion by Commissioner Hegsted to amend the agenda at 10:44 am to move Social Services at 11:00 am up because of time available. Second by Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Social Services – Christine Boulter

- **Executive Session 67-2345(D)**

Motion by Commissioner Farnsworth to go into executive session at 10:45 am pursuant to Idaho Code 67-2345(D). Second by Commissioner Hegsted. Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Robin Dunn leaves at 10:57 am.

Moved back into open session at 11:01 am.

Motion by Commissioner Hegsted to deny #2013-57 for incomplete application and lack of cooperation and to deny #2013-58 for lack of cooperation. Second by Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth – aye. Raymond – aye. Motion passed unanimously.

Motion by Commissioner Farnsworth to adjourn for lunch at 11:03 am. Second by Commissioner Hegsted. Motion passed unanimously.

Robin Dunn arrives at 11:06 am.

Lunch

Paul Bastian – Xcell Engineering

- **Bridges in the County**

Paul Bastian owner of Xcell Engineering with a number of years of experience introduces himself. Paul prepped for this meeting and reviewed a number of the bridges in question. Paul asks if we received any additional information from ITD. Chairman Raymond says just the report that he has. Paul says there are a number of bridges that have sufficient structural defects. There are a few timber bridges with rotting piers and the life span is exceeded. Liability is pretty high. Those bridges need to be reviewed and maintained. Paul is hesitant in sitting down and going through them line by line because of the time available today. Paul feels a different venue is needed to go over them. He'd recommend maintaining the portion that is still useable and removing what is not. Paul would rather sit down with Casey Bingham and form a digested bridge report. Some maintenance and some repairs are needed. The two worst have been addressed which are the Long Island and the Burgess. The Long Island the deck is still sound, but we have undercutting. Proposal was to lift the deck and then reset the deck. There is no reason we can't get another twenty years out of the deck. Paul thinks a similar approach is needed to all of these bridges. Chairman Raymond asks if Paul works with the county. Paul says they have done a fair amount of work with the county. It's as needed and on call basis. Paul says if we can't save the county money we don't deserve the county's business. We do the material testing as well. Paul thinks we need to have a straight up discussion about what happens this winter when water comes out of the canal. Paul says there may be a bridge or two where we may have restricted or no service over the winter. Chairman Raymond says he thinks when he gets into it he will find that some work has already been done. Paul says the Road and Bridge department has been fantastic to work with.

Recess at 1:09 pm.

Restoring the Integrity Project – Bruce Baxter

- **County Policy of Termination of Employee Running Against Elected Official**

Mr. Baxter reads his statement into the record.

The County's policy of terminating employees running against elected officials is almost universally unpopular within the Community because it isn't fair. Removing the ability of those most qualified to succeed their supervisor because they must feed their families screams for justice. Any Commissioner that fails to support overturning this ridiculous regulation is himself a part of the problem and I will personally write a check for the amount of the maximum allowable contribution to primary challengers that convince me that he or she is not part of the good ole boy network. This travesty must stop.

- **Bridges in the County**

Chairman Raymond asks everyone to turn their cell phones off. Chairman Raymond asks Mr. Baxter to direct his presentation towards the commissioners and if he has a question for another commissioner to direct them towards the chairman. If he has specific concerns over a county

employee or official he would ask that he'd get on the agenda at a later time for an executive session. Chairman Raymond says that if Mr. Baxter is willing to yield some time individuals from the audience with Mr. Baxter permission may speak. Chairman Raymond asks Mr. Baxter to keep in mind that we have a public hearing at 2:00 pm. Mr. Baxter is very pleased to be here. Chairman Raymond says thank you for being here. Mr. Baxter reads his statement into the record.

Broken Bridges of Jefferson County – see collage of pictures

The County Commissioners' meetings appear to be designed to inappropriately limit taxpayer input. Because there is no official time set aside for the public to comment, critical issues impacting public safety appear to take over a month to get on your agenda. What message does this send?

We were shocked to learn that county commissioners were unaware of ITD's bridge inspection reports. These go directly to the county. It was very difficult and expensive for me to obtain them from ITD. It took over a month, but when they finally arrived, the next morning an individual I deem an expert came to my house and we spent three hours going over them. A few day's later I met with another expert and his comments were much the same. They both wanted to know who propped up the bridge with a railroad tie in the mud? But more importantly how do we prevent such outrageous jerryrigging in the future?

We are dealing with obvious mismanagement impacting public safety.

There is no way that the County can claim they have their own effective quality control program in place. The Idaho Transportation Department's role is to act as quality assurance or in other words inspecting the inspectors.

The 9 bridges rated SD or structurally deficient and the one bridge rated functionally obsolete may be the tip of the iceberg. The state's inspections are comprehensive, provide pictures and detailed findings. They also include maintenance recommendations. Since we have to assume that the Road and Bridge Department is a ship without a rudder, they are reacting at best to the ITD's findings and have no in-house quality control. Frankly, it is doubtful that they pay much attention to those State inspections unless there is an emergency in which case, the most responsive person in their department appears to be Casey Bingham, administrative assistant for Road and Bridge. The county does not appear to have an effective bridge maintenance program. The lack of preventative maintenance will cost the taxpayers' more because the life of our bridges will be diminished. Our conclusion is that we don't have a funding problem, we have a management problem.

Despite spending approximately 100 hours on this project, I intentionally did not bring with me copies of all 77 inspections. Many were posted on our website but our site appears to be hacked on a regular basis denying access to specific details to the public and I did email all of you the inspections of the bridges rated Structurally Deficient. I'll

be glad to entertain questions regarding general observations and conclusion from my study of these reports and conversations with experts. Please note, those experts at this time are worried about possible retaliation and refuse to go public. This is a sad commentary on our community.

Chairman Raymond asks is that his presentation. Mr. Baxter says yes. Chairman Raymond says you are welcome to come to any of our meetings, to get on the agenda we welcome you to do that. Chairman Raymond says we do have the reports, we do know what they are, and we received the official report on May 21, 2013. Chairman Raymond says we reviewed them and continued to work the best we can. Mr. Baxter said I believe the reports were generated in March. Chairman Raymond says we received the official report from the state on May 21, 2013. Mr. Baxter said there was a commissioner present, someone from the Sheriff's Office, Casey Bingham, and maybe someone from the Fire Department there when the bridge was condemned. Mr. Baxter compliments Casey Bingham for being present. Chairman Raymond thanks Mr. Baxter for complimenting everyone. Mr. Baxter asks if there are any questions of him. The commissioners have none. Shelly Allred asks about the comment on work that was already done and when Paul looked at the bridges. Chairman Raymond asks Mr. Baxter if he is willing to yield some time. He agrees. Paul says he looked at some a week ago. Chairman Raymond says on the wooden bridges there was some work that was done before the water came in the canal. Chairman Raymond says he spent 3 hours reviewing this book. Shelly asks if the commission has time and money allocated to fix these bridges. Chairman Raymond says we couldn't fix all of the bridges today, but we have time and money to prioritize them. Shelly asks if bridges that are structurally deficient need to be closed. Paul says in some cases yes. Paul has not reviewed every bridge only 30% to 40%. Paul will need to review the bridges in depth when the water is out of the canal. Paul says safety is king, public safety is the issue. Paul says their objective would be to identify them and prioritize them for the county so the county can come back and assess and allocate. Shelly asks what the timeline is. Paul says as soon as water comes out we want to have a game plan on evaluation. Shelly asks if the inspections were done when the water was out. Chairman Raymond says for the most part they did the inspections when the water is out. Chairman Raymond asks the difference between structural deficiency and sufficiency rating is. Paul explains the difference. Chairman Raymond says many of the deficiencies are simple to maintain and repair such as a guard rail. Paul says structural deficiencies will range from easy to replace to more difficult. Shelly asks if the ITD bridge inspections come to the county every year. Chairman Raymond says we get them when they are done and they are inspected on different intervals. Shelly asks if all the bridges just worsened this year. Chairman Raymond says don't quote me but the bridge we replaced was about 69% at the last inspection to being condemned this year. Paul says a lot depends on the quality of the review on the bridge, the review is subjective, the quality of the review can determine a lot. Paul says a lot of the damage can not be readily seen. Chairman Raymond says wooden bridges, concrete bridges seem hard to maintain. Shelly asks if the other commissioners have studied the reports. Commissioner Hegsted says he reviewed them. Commissioner Farnsworth says no. Andi asks much of this is a surprise and why, what are we going to do in the future? Chairman Raymond says you won't see a lot of difference; we are inspecting them and maintaining them on a regular basis. Andi says wow. Chairman Raymond says to the best of our ability. Mr. Baxter says he doesn't know if the inspections are really worth that much. If we have people propping up bridges with railroad ties and mud. Mr. Baxter doesn't know how a railroad tie stuck in the mud would work. Mr. Baxter

says there is no way we can claim that we have an effective quality control program. Mr. Baxter says some of the scariest pictures were not from the nine bridges. Mr. Baxter thinks it's a trap to rely on the state inspections. Mr. Baxter says they give maintenance recommendations, he doesn't think anyone can tell him that we follow the maintenance recommendations, and ultimately it's a matter of liability. Mr. Baxter says he was scared to drive over some of the bridges. Mr. Baxter mentions that his expert wouldn't ride his bike over one of the bridges. Chairman Raymond says his personal goal was to find common ground and to learn from this experience. Chairman Raymond says we are alert, we are more alert than we ever been in the past because of your actions, I promise we will do our very best. Chairman Raymond thinks we need to be cautious to use fact not emotion. Chairman Raymond says we do have to rely on those who have expertise in the field. We will continue to work with Paul on his recommendations.

Recess at 1:51 pm.

Chris asks about the timeline. Paul says he'd like to get a priority list together for the county after the water is out of the canal. Commissioner Hegsted asks if Jim has a plan on the bridges. Jim says we get the report from the state and we go and make repairs. We don't have a very big bridge budget. Commissioner Hegsted asks when the last time Jim seen a report. Jim says about every other year.

Planning & Zoning - Naysha Foster

- **Public Hearing – Ririe City Impact Area Agreement**

Naysha says we have the city of Ririe's Impact Area agreement. The Planning and Zoning Commission saw it in April for their public hearing. IT went through two public hearings. One in March the P & Z asked the city of Ririe to come back. The consultant they hired came back for the second hearing. They are proposing expansion of the city of Ririe's Impact Area to the East. They are proposing off to the east side to expand to the section line. They are proposing the closer to the city the more density. The zoning regulations are similar to ours, except developers will be required to connect to the City's water and sewer if it runs close to the development. If not they are asking that all sewers go in the front of the lot so that it is easy to connect if services eventually extend to the lots.. Naysha says they are proposing to have a commission just like Menan proposed. The County Commissioners would appoint the Ririe city Planning and Zoning Commission as a County Planning and Zoning Commission for the impact area. There is one person from the impact area that sits on their Planning and Zoning Commission. The commercial / industrial area allows agricultural uses. Commissioner Hegsted asks what current industries we have in the area. Naysha says we have Idaho Pacific processing plant is in the impact area, their wastewater area is outside, but is proposed to be added in the impact area. They still allow for agricultural uses in all zones. Commissioner Hegsted asks by making this an impact area and including them in, the industrial companies would still come to the county. Naysha says for the building permits they have a building right and would come to us, just land use applications, i.e..Conditional Use Permits, Zone Changes, Subdivisions would all have a public hearing just like we currently do, just with a different Planning and Zoning Commission that would make a recommendation to the County Commissioners. We are statutorily, required to have an impact area, they are asking us to adopt their ordinances for this area, the application gets reviewed and is sent to the city of Ririe's commission (that is appointed

to act as a County Commission for the Impact area) they have the public hearing here and they make a recommendation to the Commissioners. Naysha says the reason for that is so our Planning and Zoning commission don't have to learn six different ordinances and the people vested in this area are involved. Naysha says it's basically a planning tool. This is a way for Cities to have a say. Chairman Raymond says he reviewed the minutes from the Planning and Zoning Commission and he has some questions on the statement about the commission and asks Naysha if the intent was just as she explained it. Naysha says yes. Chairman Raymond asks about the discussion between the commission members, the chairman says this agreement might need to be cleared up, they asked if they should have it reviewed, and they answer no they simply don't have time. Chairman Raymond asks if there is some review that needs to be done before making a decision. Naysha says basically the city of Ririe wanted to get this adopted and then to come back and amend once their comprehensive plan was updated. Naysha says they aren't even close and right now we just have an agreement that says this is our impact area. Naysha says this is the same agreement as the City of Menan. Naysha says she notified everyone in the proposed expansion of the impact area. Commissioner Hegsted asks a question on the map. Chairman Raymond asks about drawing the line on where they can absorb it within five years. Naysha says she doesn't know where their city water and sewer is. Naysha opens it up for public testimony. No one is present. Public hearing portion is closed. Naysha opens it up for deliberation. Naysha says the Planning and Zoning Commission approved this, but did not set conditions. Robin says there are two counties involved and the commissioners are only acting for Jefferson County.

Motion by Commissioner Hegsted to accept the recommendation from the Planning and Zoning Commission to allow the city of Ririe to expand their impact area and to approve ordinance #2013-03. Second by Commissioner Farnsworth. Motion passed unanimously.

DEQ & Rocky Mountain Environmental – Christy Swenson

- **Circular Butte Landfill**

Chairman Raymond introduces the board. Christy mentions she works at the Idaho Falls office, Eric Neher works at the Idaho Falls office as the regional administrator, Mark Jeffers works at the State office in technical services, Dean is in the State office and is the solid waste program manager, and Brady Johnson is a hydro geologist. Christy asks what the commissioners' questions are. Chairman Raymond says you are suggesting we put in a couple of additional monitoring wells. Robin says we have three. Brady says we have six monitoring wells right now. Mark would like three additional wells, but it is impossible to get them perfectly placed, so we will drill and see what information we have at that point in time. Mark says on all landfills with ground water, you put in a couple of wells, and then you check. Dean says when this landfill was first proposed there were federal regulations that were coming out and the state was able to take premise for this which we did. There are three categories. The third category is arid design. Based on modeling, arid design it was approved. The cells couldn't be any deeper than 20 ft. Christy says she found trenches that were at 50 ft. Since we exceeded the arid design we have to go into ground water monitoring. Christy says to back up we were doing ground water monitoring since the landfill was constructed on a voluntary basis, since the trenches were deeper than approved, ground water monitoring became a requirement and was no longer voluntary, detection monitoring has been conducted up until this point. The county is currently in assessment monitoring because of contaminants found in the analytical results for detection

monitoring. The County has completed one round of assessment monitoring which is an expanded list of analytes. Based on what we have seen we need to know more. We are requesting the additional wells because we are seeing some ground water contamination. Christy says prior to the audit there were certain wells being tested on a periodic basis, but other wells weren't being tested. Some of the wells were not being tested because they were presumed to be dry, but they weren't dry. Chairman Raymond asks about the comment in the letter. Mark says if you have a hit, you are able to resample. Mark says in order to address it if you get a hit in the well, you have to take two samples, and if they both come back clean then it's clean. Christy says we have such tight soil that we could be seeing lateral contamination in what is presumed to be the up-gradient well. One of the wells we are requesting is a new up-gradient well farther away from the waste body in order to eliminate the possible contamination from lateral movement through the tight soils and have a better background well at the site. Chairman Raymond asks about cooperating wells. Dean says you have to monitor the upper most aquifer to catch before it causes problem. Dean says along the southern portion have been getting hits right at our property boundary. Dean says by having some wells up we can get a better idea of what direction the contamination is going. Dean says if there is contamination we could monitor it, if there is a subdivision right down gradient you have to be more proactive. Eric says we are trying to see what is happening. Commissioners asked how deep we think the wells will need to be drilled. Mark says the current wells are approximately 150 ft. Christy says you may be looking at lining any future waste cells. Commissioner Hegsted asks what depth are we operating at. Christy says once the audit was done we are back to the 20 ft depth. Commissioner Hegsted asked what ramifications that had, or if this would change things moving forward. Christy said we are already seeing contamination and there is garbage already at 50 ft. Commissioner Hegsted says can we return to 50 ft. Dean says we could make things worse. The deeper you go the less distance any kind of leachate has to go. Christy says she would avoid using a trench in the future waste cells because with a liner system it would be more cost efficient to go with a different system. Commissioner Hegsted asks why was it set at 20 ft without a liner. Christy says it was based off of modeling, it's an educated guess, but there is never any guarantee with modeling. It is only a prediction. Robin says they thought the clay was one of the very best in the state of Idaho. They didn't think we would have problems based on the clay in 1992. Robin says because of the deeper breach, that now it's hard to go backwards. Christy says she doesn't know the cause, sometimes it's just a matter of time if they are going to migrate to the ground water. Robin says the potential is greater from those areas that were deeper. Christy says yes. Commissioner Hegsted asks what happens to the water with a lined system. Christy says you have a leachate collection pond where it can evaporate. Bonneville County has a leachate collection pond. Chairman Raymond says what would trigger a lined system. Dean says he needs to see some more monitoring results. Any new cells would need to be lined based on the ground water results. Dean says Rocky Mountain could go out and take additional samples. Chairman Raymond asks where the money is going to come from. Christy says every year you demonstrate that you have financial ability to close. Christy says they are flexible in spending some closure money on additional wells and then to allow it to be used to put money back into the closure fund. Christy says they will be looking at third party estimates and making sure they are adequate. Christy says this is a phase approach. Christy says ideally we would like three additional wells drilled. Christy says we'd like to work with the counties because we understand financial hardship. Robin says there are only a few licensed drillers. Christy says Denning drilled the wells for the mud lake landfill. Mark says the wells

would probably need to be drilled to about 165 ft. Christy says the consultant will submit a well drilling plan and we will review that. Robin asks if we propose where they go. Christy says Rocky Mountain would propose to us where they would like to locate the wells. Chairman Raymond asks if this is stagnant water. Mark says the water is all moving. Mark says you may only need two until we figure out what is going on. Robin says how often are we giving you tests. Christy says with the assessment monitoring you have to do quarterly sampling. Dean says once you get into assessment, assessment monitoring is annually, then semi- annually for appendix one, annually for appendix two. Chairman Raymond says unfunded mandates are really hard for us to take. Chairman Raymond says maybe we only need another monitoring well or two. Dean says maybe we can go back and line out better where we are at. Dean says based on the assessment monitoring if you get two to three results that are clean then we can revert back to detection monitoring. Dean says there are three paths that we can go down depending on the results of future testing. Mark says we will have a clear objective for any well that we ask you to drill. Christy says we are more than happy to answer questions at any time.

Carlos Aponte

- **Monthly Health Insurance Report**

Carlos says we are still running very well. 61% loss ratio aggregate. The VEBA account has somewhere around \$400,000. We had a few claims that hit the specific. Robin leaves at 3:09 pm. Carlos says he's seeing more and more groups that have a prescription deductible. The claim data went up a little from April to May because a couple of people hit the specific. Robin arrives at 3:16 pm. Marilyn mentions that we have an employee that is on a leave of absence which is coming up on three months. Our plan document says we cover employees for three months. Carlos says if an employee goes on FMLA and we say as a county that we will continue to pay your premium for a certain amount of days an insurance company will go by that. If your plan does not say that, an insurance carrier will come back on us. Marilyn says we had this before. Robin says I thought the commissioners had the discretion to override. Carlos says you have to amend the plan document. Marilyn says that what happened in the past if we had an employee go over the specific they would call. Blue Cross has not contacted us on the specific. Carlos says eligible employees have to be proved. Claims are different because there are some claims we can override and some we can't. Robin says the eligibility of an employee needs to be written down. Robin says why would we want to amend anything. Marilyn says we don't have any extension ability in our personnel policy unless we amend the policy. Carlos says some groups will do 90 days after FMLA and then you are eligible for COBRA. Robin says it could reduce our surplus funds. Carlos says it could. Carlos says you need to ask yourself as a county what's a policy that we want to adopt once an employee exhausts FMLA to extend coverage until they are eligible for COBRA. Chairman Raymond says we are where we are today. Chris says we have to remember that we have people who are here and they may have a medical issue and with an extension the county pays. Chris says she doesn't see that we can obligate taxpayer money for this. Commissioner Hegsted says in eight years he's never seen any county employee because of no extension using indigent services. Carlos says Idaho has a high risk pool insurance. The commissioners would like to leave it as is.

Planning & Zoning – Naysha Foster

- **Executive Session 67-2345(I)**

Motion by Commissioner Hegsted to go into executive session at 3:36 pm pursuant to Idaho Code 67-2345(I). Second by Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Moved back into open session at 4:18 pm.

The commissioners would suggest that the lot owner buy more property to make it a five acre parcel lots or going the subdivision process.

Commissioners

- **Claims**

Chairman Raymond asks about the roofing on the extension office and asked if we were able to do anything with ICRMP. Chris says they sent acknowledgement. Chris says we got about \$800 back on the fair building. Chairman Raymond asks Jim how many people were involved in the LHTAC training. Jim says quite a few. Commissioner Farnsworth asks Jim about the light tower generator. He asks if we are purchasing it or renting it. Jim says we can turn them back or we can purchase them. Jim says we typically do rent lease lines. Commissioner Farnsworth is asking if we are using the generator. Jim says no we aren't using it now. Chris asks how long we've had it. Commissioner Farnsworth says since January 31st. Chairman Raymond asks how long we use this type of equipment. Jim says in the winter when we are at the pits. Jim says we had two but they finally quit. Chairman Raymond asks how much would it cost the county to use it two months a year. Jim says he mainly needs it during the cold months. Jim says coming up we will need a new rent lease on a grader. Commissioner Farnsworth says why would we need a new grader. Jim says the one that is run on a steady basis gets ran harder. Jim says we will need trucks as well since he hasn't purchased any in four years. Chairman Raymond says we need to be forward thinking and put this money somewhere. Commissioner Farnsworth mentions couldn't we split the purchase between the two entities. Jim says yes. Jim says we went with a light tower for emergency purposes and maybe it's the time to buy it or maybe we decide we don't want it. Commissioner Farnsworth isn't opposed to it, but opposed to renting it. Jim says it costs a little more to run a rental. Commissioner Farnsworth says maybe we should send it back. Chris says if we are into half maybe we should buy it.

Motion by Commissioner Hegsted to approve the claims dated June 18, 2013 through June 21, 2013 to total \$199,398.15. Second by Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth – aye. Raymond – aye. Motion passed unanimously.

Motion by Commissioner Hegsted to approve the prepay medical charge by EIRMC in regards to the Wade Gord claim in the amount of \$50,438.31 drawn from the jail medical line 08 05 503 00. Second by Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth – aye. Raymond – aye. Motion passed unanimously.

- **Minutes**

Motion by Commissioner Hegsted to approve the minutes of June 17, 2013. Second by Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth – aye. Raymond – aye. Motion passed unanimously.

- **Road & Bridge Pickup Estimates**

Jim says he doesn't think he'll have enough money this year to purchase a pickup. Commissioner Farnsworth presents a packet and mentions that these two pickups were moved to the scrap metal pile on July 30, 2012. These three pickups are still on the insurance, but they were decommissioned. Commissioner Farnsworth can not find a resolution or anything in the minutes for their destruction. Chris says depending on when they were destroyed we may not have done a resolution. Jim says they were useless. Road and Bridge wears out pickup and then they give them to Solid Waste. Commissioner Farnsworth says he thought we had to do public auction. Jim says no there is a certain value amount that you don't have to. Commissioner Farnsworth asks if these pickups were scrapped where did the money go. Chris says the money should go back to the department.

- **VEBA Trustee Signature**

Chris mentions the VEBA trustee assignment needs to be changed from Debbie Karren's name to Jerald Raymond. Commissioner Hegsted signs the form with the name change. Emily mentions that Marilyn brought in a note that the VEBA balance is \$397,857.10.

- **Certificates of Residency**

No certificates of residency.

- **Roller Discussion**

Chairman Raymond asks Jim to come back with something concrete on the roller. Commissioner Hegsted mentions that Toomer construction has a roller for sale. Jim says will have to put it out for bid since it's over \$50,000. Commissioner Hegsted asks what engine they are running. Jim says a Cummins.

- **Budget Discussion**

Chris mentions that the jury pay a day has been \$10 a day since 1968, but legislation has changed it allowing it to go to \$50 a day. Bonneville County is meeting on the 27th to discuss it. Fremont County increased it to \$20 a day. Nez Pierce went to \$50 a day. Bingham and Blaine County haven't decided. Chris suggests that if we take an increase we wait until October 1st. Chris would suggest that we not hold. Chairman Raymond mentions we could go \$10 half day, \$20 full day.

Motion by Commissioner Farnsworth to increase the jury pay to \$10 half day, \$20 full day effective October 1st. Second by Commissioner Hegsted. Roll call taken. Hegsted – aye. Farnsworth – aye. Raymond – aye. Motion passed unanimously.

Chris will draft a resolution for the jury pay to be signed at a future meeting.

Attorney – Robin Dunn

- **Executive Session 67-2345(F)**

Motion by Commissioner Farnsworth to go into executive session at 5:13 pm pursuant to Idaho Code 67-2345(F) for litigation. Second by Commissioner Hegsted. Roll call taken. Hegsted – aye. Farnsworth – aye. Raymond – aye. Motion passed unanimously.

Moved into regular session at 5:18 pm.
Discussion held on pending litigation.

Commissioners

• **Executive Session 67-2345(B)**

Motion by Commissioner Farnsworth to go into executive session at 5:20 pm pursuant to Idaho Code 67-2345(B) for a personnel issue. Second by Commissioner Hegsted. Roll call taken. Hegsted – aye. Farnsworth – aye. Raymond – aye. Motion passed unanimously.

Moved into regular session at 6:03 pm.
Commissioners authorize Robin to work with Jim on a personnel issue.

Motion by Commissioner Farnsworth to go into executive session at 6:04 pm pursuant to Idaho Code 67-2345(B) for a personnel issue. Second by Commissioner Hegsted. Roll call taken. Hegsted – aye. Farnsworth – aye. Raymond – aye. Motion passed unanimously.

Moved into regular session at 6:26 pm.
Discussion held on a human resource matter.

Motion by Commissioner Hegsted to adjourn at 6:28 pm. Second by Commissioner Farnsworth. Roll call taken. Farnsworth – aye. Raymond – aye. Hegsted – aye. Motion passed unanimously.

Chairman of the Board

Clerk of the Board

County Clerk