

**JEFFERSON COUNTY COMMISSIONER MEETING MINUTES  
OCTOBER 15, 2018**

Meeting called to order at 9:00. Those present are Commissioner Hancock, Commissioner Martinez, IT Garn Herrick, Clerk Colleen Poole; Audrey Moon is clerk of the board. Pledge of Allegiance led by Commissioner Hancock. Prayer offered by Rebecca Squires. Chairman Farnsworth is not present.

**IT – GARN HERRICK**

• **IT DISCUSSION – (ACTION ITEM)**

[9:01:50 AM](#) Garn has Scott Nielsen with NBW Architects and Bryce Harris from Twisted Technologies. Put a hold on the IT room downstairs. Have room 203 upstairs that may work better for the IT room. Scott said this room is just west of the stairs. Initially this was intended for the Prosecutors suite but did not work out with the door configuration. Designated this as a storage space. If the various departments think this can be utilized for this room then they see some savings. Did have some potential concerns about humidity in the basement even with the water out. The cost at this point would have to have two different twenty amps into this room. There are three large conduits that run through this room and can run the IT wiring into there. From an environmental control standpoint it makes sense. Will save the wall costs and doors in the basement. Hope this offsets the electrical costs but does not have a final electrical cost. Commissioner Hancock asked on the conduit would not have to put the additional tubes down. Garn said they would not have to run anything down into the basement. Commissioner Hancock asked if they had electrical circuits in this room when they bid this. Had one. Garn said they would need two complete circuits but would need this anyway. Commissioner Hancock thinks this should have already been bid. Bryce does not think this should be any additional cost.

[9:06:01 AM](#) Bryce said the major concern was humidity down there. With some of the experience he has had replacing wireless accesses that are around humidity seem to end up costing more over time. The storage room lines up with the conduit. Some of the work has already been done and would be useable. Commissioner Hancock said hearing from them both it would be beneficial to the county. Commissioner Martinez is glad this is available the humidity was one of his concerns but if room 203 works he thinks that would be best. Garn said they have also asked Mountain West to look at moving the high voltage upstairs will depend on the pricing. Commissioner Hancock said this could be pretty pricey.

[9:08:44 AM](#) Scott said the main points have been expressed. Commissioner Hancock thinks they agree to go forth with this when they have the necessary change orders with prices they will move forward. Scott said with the basement drying out the contractors will be able to get more work done. Commissioner Hancock said the basement is dry now finally. Commissioner Martinez asked since it was originally downstairs will moving it upstairs will they need an AC unit. Scott said they already have AC in the room. Garn said they will keep the ceiling off for the heat to dissipate.

[9:10:27 AM](#) Garn has a quote for two new servers for the Sheriff's Office. Will need to get these ordered they are older one is nine and one is almost ten. Commissioner Hancock said they are making these more reliable. Garn said this is for two servers from Dell. Commissioner Hancock asked if this is directly from Dell asked if there is any other government pricing. Garn said this is state pricing and beats Computer Arts by twelve percent. Commissioner Martinez thinks they had talked about this before. Garn said these are in the budget.

[9:12:04 AM](#) **Motion by Commissioner Martinez to authorize Garn with IT Department to purchase two servers from Dell for \$10,725.80. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye. Motion passed.**

• **NEW BUILDING PROJECT – (ACTION ITEM)**

[9:12:44 AM](#) Scott Nielson goes over they have the main floor on schedule. Rough-ins are completed. Progressing well does not know of any issues. Will make note that they had some millwork changes that their office is picking up the extra costs on. Are also absorbing the costs of the drainage issues. Still working to get pricing from the contractor. Have been having trouble getting prices. Upper floor is complete with rough-in. Will begin painting the next few days. Estimates the next few weeks on the drainage system on this end then they need to do the south side. Hopes by mid-November they will have the drainage systems installed. Still a few questions floating around. Need to have an electrical design on the pumps. The water is low out there. The first cistern is going in this morning. Our biggest challenge will be to try and get this paved. Hoping to get the east end done. Do have a cold spell right now but will be optimistic that it will warm up. Commissioner Hancock said they obtained an easement through Eastern Idaho Health do not have this signed. Have one more landowner to finish up with. Have an agreement with the canal company to disperse the water into the canal. Will continue working with Weston on this. It is close to being obtained. Scott asked how they would get these written up. Commissioner Hancock said that Weston will be working on this. Scott appreciates all of their patience. Thinks the time they have spent has been beneficial. Could have figured out a solution and not had it be beneficial. Ended up going with bigger cisterns. Feels good about what they are doing.

[9:17:36 AM](#) Colleen asked if they will begin pouring the new floor. Scott said they are not very far away from that. Commissioner Hancock said they had a discussion had KB come in and look at this. Want to pour one half of the floor at a time in one pour then will saw cut this. It allows them to move all of the equipment to one side of the floor and then do the other side once this is cured. Does not know what D.L. Beck had decided. Knows they had made them checker this in the beginning so not sure what they have decided. Scott said he will visit with them. Was still debating on a seven or fourteen inch increase. Once they get this they will be able to value this. Colleen got another change order number nine that is a little different. Scott asked if they could possibly get this signed they pulled the IT room out of this but the other items were already on change order number nine. Commissioner Hancock said the main one is for the \$10,739 for electrical. Is this what needed to be done anyway? Scott said this should be taken out. Looks at the change order. The first one is the original one that they tabled. This should say change order #9R for revised. It was \$17,468 and dropped to \$1,577.

[9:21:29 AM](#) **Motion by Commissioner Martinez to approve change order #9R for the amount of \$1,577.08. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye. Motion passed.**

[9:22:53 AM](#) Scott asked if they have any other questions. Are welcome to walk through there. Commissioner Martinez thinks the parking lot will be the biggest concern. Commissioner Hancock would like to get their crew over on this as soon as possible. Scott said they will need to compact this not just fill in the hole. Commissioner Hancock said it looks pretty good.

## **PUBLIC DEFENDER – JOHN STOSICH**

### **• ANNUAL REPORT – (ACTION ITEM)**

[9:24:44 AM](#) John said they have their annual report ready. Commissioner Hancock asked if he has had some additional conflicts this month. John said they shifted and have more assigned to Mr. Hoopes. Took some while he was in training. Did cover one hearing for him and the others he did telephonically. Colleen asked if they need to change this by motion. John said he will come back in next time to make a formal motion. He has not heard anything from Mr. Lawson. Commissioner Hancock does not think the contract needs to be changed. John said they will submit a change on primary designation and will bring this back in next time.

[9:26:39 AM](#) On the second page of the attendance records wanted them to know that he has been to an additional than what the Bar shows. Met with Mr. Ricks last week. Is not part of this but with the lawsuit was interviewed who were defending the county. Wanted to see if he was available for a deposition while looking at caseload standards. Since Mr. Crane and himself have a lot of experience they can help make caseload standards. Need to have an exception to experience and the types of cases. Trying to develop some criteria that details what the crime entails. Have been working with them to make sure these do not negatively impact his ability to take cases. Commissioner Hancock said he had spoken to Kimberly who is leaving the first of December. Have expressed this numerous times. If they put certain standards it handcuffs the defense attorneys. John said him and Mr. Crane will need Paul to help on this. The federal system they run two grids for the criminal history that comes up with a scale. Since Idaho does not have classes of crimes such as first or second degree they just have a felony and misdemeanors. This will give them a sliding scale. Trying to make sure they do not handicap them to do their job. There is a lot of sensitivity to work under these standards. Commissioner Hancock asked if this has been sent in. John said this needs approved by the commissioners and sent in before November 1. Colleen said they got the salary numbers from her. John appreciates her help on this. Commissioner Hancock knows the total costs have gone down and now have someone available one hundred percent of the time.

[9:31:46 AM](#) John said they have had a lot of guys sitting because of the new court system. But they are getting these done today. Colleen said they are happy with the job he is doing.

[9:32:07 AM](#) **Motion by Commissioner Martinez to accept the Idaho Uniform Public Defense annual report for fiscal year 2019. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye. Motion passed.**

## **EMERGENCY MANAGEMENT – REBECCA SQUIRES**

### **• EMERGENCY MANAGEMENT ASSISTANCE COMPACT UPDATE AND DISCUSSION**

[9:33:10 AM](#) Rebecca said Emergency Management Assistance Compact (EMAC) had sent an email about Florida panhandle some of these communities have been leveled. When a big disaster happens they hear about FEMA coming in but they are not like the Department of Defense that has standing military. A state will put out a request for what they need. This request is sent out as a huge mutual aid agreement with all fifty states. The states do a package. Say they need a search and rescue team so they pick that package with its cost per day. The requesting state will look at all of the different packages and pick the ones they need. The reason Department of Homeland Security has for so many years offered these grants is to build up their capabilities to handle these requests. Any of the equipment that is purchased and the salary is paid so she is considered a deployable asset. When EMAC requests come up they are put out to the different agencies. If they have these skills asks if they are available. With this hurricane there have been some EMAC requests for incident management teams. These are the people that coordinate the resources and track the expense. Having these skills she was asked if she has availability. Will never say okay without commissioner approval. In the last week have sent some emails and texts on what is happening. Not sure that the board needs to vote on but would need an okay to actually go. Idaho has put a package together for an incident management team has added tentative availability based on what the board says and would be on a standby. Other assets have been selected. If Florida chooses Idaho's package they would have twenty-four to thirty-six hours before they would be leaving. Through this week she has tentative availability. After this there is time that she cannot be gone. When these come up it rolls out really fast. It would be a two week deployment. As far as expense to the county according to the agreement that was signed the first forty-eight hours are on the county after that everything else is reimbursed, meals, travel and salary by the State of Idaho and they bill the State of Florida. Any questions on this and what the EMAC request is. Wants to know how they are feeling about this.

[9:37:26 AM](#) Commissioner Martinez concern would rather not be on the text because they cannot make a decision in a group text. Rebecca does not like only sending this to the Chairman wants them all to be involved. Commissioner Martinez said her immediate supervisor is Chairman Farnsworth. Rebecca said they can communicate individually just not make decisions. Commissioner Hancock said she indicated this is only two weeks. Rebecca said that is the standard. The agreement is if while she is gone something happens here they can recall her anytime. Have been taking advantage of the FEMA funding for some time. Should be available in disaster situations. Commissioner Martinez thinks this is fine. Being all the way in Florida would think they would have other areas closer they would use first. Rebecca said personally this is a longshot. They will choose or not choose but it would be one of the most expensive solutions. Was told that with the conditions they need to be self-sustaining. As these disasters progress they tap out the teams fast within two weeks. Commissioner Hancock does not have any problem. Neither does Commissioner Martinez.

### **• MITIGATION AND ECONOMIC DEVELOPMENT GRANTS – (ACTION ITEM)**

[9:43:08 AM](#) Rebecca said this is for an economic development grant from when the Development Company came in. This is not her wheel house. It is not emergency management. They have access to this because they had a disaster. It is Economic Development. Tossed out the idea of paving by Canyon Dairy north to 400 thinks it is 2100 E. Is about four miles. Significant work would need done to fix the base to be able to handle the

agricultural traffic. Have been in contact with Development Company. The money is still available. Could do the application to administer this. Have a meeting tomorrow morning to visit with Rick and Ted to go over preliminary numbers and what would be the price for the county. How much can be done with in-kind work and what has to be actual cash. Until they have a dollar amount they cannot bring this for approval. If they wanted to be available they can come at nine in the morning. Commissioner Hancock said he is unavailable. Rebecca said her and Dave will sit down on this. Most will be getting the prices then the board can decide if it is worth it.

[9:45:10 AM](#)

Rebecca said the next available grant is a Pre-Disaster Mitigation (PDM) grant. This allows a mitigation project. Had discussed armoring the bridge on Archer Highway. This is where the Harrison canal crosses Archer Highway. The irrigation structure causes the flow and undermines the bridge. Will look at different options for this. May need to move the structure or armor this all the way down. There are two things that need done. They need a buy in from the Harrison Canal Company that they will match the twenty-five percent of the costs. The grant pays seventy-five percent. Second part is just got this in an email this morning will get this to Weston. This is the agreement with High Country RC&D to assist with the grant process. Would be extremely helpful to have this assistance. Commissioner Hancock said this costs \$2,470. Rebecca said seventy-five percent is payable with the grant. Commissioner Hancock said only if they get the grant. Rebecca said yes but they would have a completed grant application and would be able to keep applying for the grant until it is funded. Commissioner Hancock asked how long one of these grants take to write. Rebecca got into this about sixty hours and Dave had put in several hours. Did not complete the cost benefit analysis which is a computer program that the data needs plugged in. Thinking it would be eighty to a hundred hours to write the grant application. Commissioner Hancock said they can do this for \$2,470. Rebecca said their time is reimbursable with the grant but her time would not be. Commissioner Martinez said the canal the problem they have talked about before as they try to fix this. Commissioner Hancock said they have concreted this part of the way. Commissioner Martinez asked if the canal company put a diversion in there. Commissioner Hancock said they put a measuring weir upstream from the bridge and causes tremendous turbulence. This is what is undermining the bridge. Took the stance to work with Canal Company and have placed concrete at the beginning of the bridge but still started undermining this. Need to move the weir or concrete all the way down. Commissioner Martinez asked if this should be so close to the bridge.

[9:50:32 AM](#)

Commissioner Hancock does not think they should have put this so close to the bridge. Does not think they realized what they are causing. Rebecca would prefer to move the weir downstream. Commissioner Martinez hopes they add in their twenty-five percent. Rebecca is hoping they will get on board. The county would be on the hook for the grant writing. Do have this in the budget in her planning line. Commissioner Hancock asked the timetable. Rebecca said the grant application is due in January either by the first or fifteenth. Would like this done before the end of December. In this application they have to identify where the match comes from. If the Canal Company is not on board there is no point in moving forward unless the county wants to do the projects. Understands from the board that the county does not want to go there. Want them on board as soon as possible because they have two months to get this done. Commissioner Hancock thinks they need the Canal to be on board before they continue with this. Knows that Dave talked with Stan. Rebecca said he would take it to his board. Commissioner Hancock said Stan is the President of the Harrison Canal. Would rather table this until they find out more definitive information. Rebecca supports this. Will pass the agreement through legal if they decide to move forward. Asked if they would like her to help out.

[9:53:42 AM](#)

Commissioner Hancock said he will call the other directors to see if Stan has talked to them. Not trying to be negative but sometimes a spin gets put on things. Wants them to know the real situation they are in. Rebecca said they will be taking the water out and will be able to look at damage so it is a good time wise. After they submit the grant thinks it would be six months before they have known if they have this and then have three years for completion.

## **COMMISSIONERS**

### **• EMPLOYEE RECOGNITION**

[9:55:09 AM](#)

Rebecca said it is that time of year to look at the end of the year activities. Look at the week possibly December 11<sup>th</sup> or 12<sup>th</sup>. Kristine said this would work better for her office last year they did it the week of the 20<sup>th</sup> so they were unable to participate. Kevin said that he will not be here on the 11<sup>th</sup> but his office would be. Colleen will check with Sheriff Anderson to see if December 12<sup>th</sup> would work. Commissioner Hancock said the last year they gave a jacket. Rebecca said they did hoodies and jackets last year. Last year there may have been ten total. Commissioners think to move forward with this. Colleen asked if they invite those that have retired this year. Commissioner Hancock thinks they should. Rebecca said only current employees will receive the gift certificate. Rebecca said instead of reading things off on each individual thought of maybe doing a slide show and hand things out as a group because it gets too loud.

## **DISTRICT DRUG COURT MANAGER – PAUL MEIGIO**

### **• REVIEW ADULT & JUVENILE MENTAL HEALTH COURT CONTRACT – (ACTION ITEM)**

[10:01:25 AM](#)

Paul is the District Drug Court Manager is here on behalf of the Trial Court Administrator. Clarify that Bonneville County is the contract party and Jefferson County is not. This has been in existence for fifteen years and every couple years they come and renew this. Usually just change the dates. Eric Olson is the Mental Health Coordinator for both adults and juveniles. Judge Crowley does the mental health court for juveniles so Jefferson County does have some impact indirectly. What they have done historically is have each county review this and acknowledge this is an ongoing process and they can let them know if there are any concerns. This is a simple formality. Commissioner Hancock asked if there are any changes. Paul said this has already been through the two contracting parties of Bonneville County and Eric Olson. The only change besides date was they adjusted the amount given. Went up from \$93,000 to \$98,000 this was already vetted through the respected governing boards. This will be taken care of by the Idaho Supreme Court sends money to this district for coordination. Commissioner Hancock said he needs a signature. Is there anything in here for direct impact for the county? Paul said they are working on this with the governing boards. Would use drug court funds to cover the rest of the money. It was all prorated because there are five counties that have some impact with this. May be based off of workload.

[10:05:05 AM](#) **Motion by Commissioner Martinez to approve the personal service agreement for mental health court district manager for adults and juveniles for the seventh judicial district. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye. Motion passed.**

#### **PLANNING & ZONING – KEVIN HATHAWAY**

- **PERSONNEL ACTION FORM – (ACTION ITEM)**

[10:06:54 AM](#) Kevin has the corrected personnel action form he had brought up last week. Had just changed the grade and step for the new position.

[10:07:58 AM](#) **Motion by Commissioner Martinez to approve the personnel action form for Planning & Zoning. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye. Motion passed.**

[10:08:57 AM](#) Kevin said they did go with the Chevy Equinox which was a lower price. It is a 2019. It got about twenty-nine miles per gallon. Will be back this afternoon for the hearing.

#### **PUBLIC WORKS – DAVE WALRATH**

- **COUNTY LINE ROAD – MOU – (ACTION ITEM)**

[10:11:21 AM](#) Dave said is back with the memorandum of understanding (MOU) this is similar to the old one. There are some bridges in our section that Bonneville County had been maintaining. The Snake River Bridge will be shared equally. The signature line has Commissioner Farnsworth's name if they could sign this instead. Commissioner Hancock said they have Great Western Canal, share the Snake River Bridge, Idaho Canal Bridge, Burgess and Harrison Bridge. Dave thinks the Harrison is the one by St. Leon. Another difference in this is on signing if this is on the north side Jefferson will maintain and on the south side Bonneville will maintain.

[10:15:17 AM](#) Commissioner Hancock asked on a termination date. Dave said this is at the bottom. Bonneville requested the changes and are happy with this now.

[10:15:45 AM](#) **Motion by Commissioner Martinez to approve the memorandum of understanding between Jefferson and Bonneville County for maintenance of County Line Road. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye. Motion passed.**

- **UPDATE**

[10:17:22 AM](#) Dave said the fuel dispensing system has not been installed was coming but has been delayed with the hurricanes. Still low on crew. Working on a turnaround over by the Blue Heron for the snowplow. Commissioner Hancock asked about 500. Dave said they will be out this week bringing the excavator out there. Will begin getting things ready for winter.

[10:19:23 AM](#) Commissioner Hancock said he heard of an accident out at the landfill. Dave said the operator was not hurt and there was no damage to the loader. Commissioner Hancock said anytime they have an accident need to notify the commissioners. So they are aware and not hearing this from anyone else. Dave said they did file a report and requested a drug test. Thinks he was trying to cover the working face of the landfill. Probably not the best way to go about this. Will put material on top and push it over. Changed the way they are going to cover this. Once they get this covered are supposed to daily cover it since it's in the operating plan. Would like to see about moving the POSI shell machine over to cover this. Commissioner Hancock asked if this is blow on stuff. Dave said this has not been effective for Circular Butte because there is a lot of surface area. At the C&D site they would not have so much surface so they may get some use out of this machine. Can also look at changing wording in the operating plan. Commissioner Hancock asked if they could cover this every other day. Dave participated in a teleconference last week with DEQ on these issues. C&D non-municipal solid waste sites. Can change the operating plan if they want to proceed to say something like they will cover weekly or bi-weekly. Commissioner Hancock said if they look at making this weekly because every night they are losing landfill space. Dave said that is why he is hoping the POSI shell will help with this because they are not losing as much space. Need to amend the operating plan to change the frequency of cover or need to cover daily. There are a lot of other counties that had the same issue.

[10:23:55 AM](#) **Prosecutor Paul Butikofer is in the room**

[10:25:01 AM](#) Commissioner Hancock asked if there is anything else with the landfill. Knows they like their new addition. Dave said the addition is awesome especially since they have their safety meetings there. Commissioner Martinez asked if there is a full crew out on that side. Dave thinks Jeremy is back today. Dave goes over meeting with the development company. Commissioner Hancock said he will not be available but Rebecca did fill them in. Dave said this road to the dairy will need some work. This road is watered a lot in eight different spots. Commissioner Hancock said they need to be notified. Commissioner Martinez asked about the Bobtails they were looking at. Dave believes these are sold are no longer there. In talking with Brock he was not a fan of the Mercedes Benz motor. Would rather look for an old municipal truck for this. Commissioner Martinez asked if they will be using salt brine not the beet juice. Dave said they will use what they have left. Only used about a hundred gallons last year. It was not a year they had to do a lot of de-icing. Will also get rock salt to mix up with the cinder for sanding. It helps keep the cinders on the roads. Went through Compass Materials last year off of the state bid. Have also used Evans Grain before.

[10:31:23 AM](#) Commissioner Martinez asked about progress on 3800. Commissioner Hancock said he has been out working on this. Have not got it finished but will get it done. Dave said they have some signs and cones out when he is working on this. Commissioner Hancock is worried about the opposite side the one that did not dig out this is where it ponds worse. Dave said that Mitch will be out to seed the railroad crossing where they did all of the slope work. Will not see the growth until spring.

[10:32:30 AM](#) Commissioner Martinez thinks the gal that was in here was here for the four way stop. Dave thinks the city was going to do a study. Commissioner Hancock believes this would be in the city's hand to provide the traffic study. Dave does not have any issue with the fire station being right there. Commissioner Hancock said he could look. It is 40mph may look at cutting this down. Paul said the sign to change speeds is past the intersection and past the gal's house. Paul went out to check if Mrs. Espinosa was still here. Commissioner Martinez said they discussed before

about having a gradual speed change. Commissioner Hancock said they may need to add a sign. Dave said they are really supposed to do a speed study to comply with state law. Paul did not see Mrs. Espinosa out in the hall. Commissioner Hancock asked on truck repairs. Commissioner Martinez asked they make sure to check the tires because it is a risk to the employees. Commissioner Hancock said they are looking at their safety. [10:37:28 AM](#) Commissioner Martinez goes over an accident he saw on the interstate. After this he had his truck looked at and the one in question was not the one that needed changed the good tread was peeling away from the tire. Dave said one of the blowouts they had was on the inside of the wall where you would not be able to see it.

## **COMMISSIONERS**

- **BOARD OF GUARDIANS APPOINTMENT LETTERS – (ACTION ITEM)**

[10:40:21 AM](#) Colleen got a letter that each county needs to appoint individuals to the Board of Guardians. These are identical other than the names. Commissioners look through the letters. Colleen said they send these to show whose been appointed. Will contact him to see if they need all three signatures. Commissioner Hancock said they will need a motion to appoint these individuals to the board. Colleen said this is a volunteer board.

[10:41:57 AM](#) Paul Butikofer left room

[10:42:05 AM](#) Motion by Commissioner Martinez to approve the following names for Board of Guardians A.J. Arave, Sandy Arave, Marie Kelolom, Shawn Johannsson, Andrew Crossman, Colleen Nadauld and Wendy Monroe. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye. Motion passed.

- **RE-CERTIFY L-1 LEVIES – (ACTION ITEM)**

[10:45:29 AM](#) Motion by Commissioner Hancock to re-certify Jefferson County L-1 and levies as revised for West Jefferson Fire. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye. Motion passed.

- **RESOLUTION #2019-2 – ADOPT NATIONWIDE STATE PLAN FOR DEFERRED COMPENSATION – (ACTION ITEM)**

[10:46:22 AM](#) Colleen goes over last week Jared came in on this Nationwide plan and he wanted a resolution. Commissioner Hancock reads resolution. "Resolution to adopt the State Plan for deferred compensation. At a meeting of the board of Jefferson County Commissioners, State of Idaho, on the 15<sup>th</sup> day of October, 2018, the following was adopted to wit: Whereas, the State of Idaho has enacted Idaho Code Section 590-513 which permits the State of Idaho and any county, city or political subdivision of the state, working through its governing body to contract with an employee refer income to a 457 Deferred Compensation Plan, and Whereas, the State of Idaho, by the State Board of Examiners has established and maintains the Deferred Compensation Plan ("Plan") for participation by the state employees, and Whereas, Jefferson County, Idaho (hereinafter referred to as the "Participating Employer" desires to adopt the State Plan for participation by its employees; and Whereas, the Participating Employer has also determined that it wishes to encourage employee's savings for retirement by offering salary reduction contributions; and Whereas, the Participating Employer has reviewed the Plan; By adopting the Plan, Jefferson County adopts the investments and services selected by the State of Idaho Board of Examiners. Therefore, the Participating Employer hereby resolves: Section 1. The Employer shall waive by the terms of the Plan, including amendments to the Plan made by the State of Idaho Board of Examiners, all investments, administrative and other service agreements of the Plan, and all applicable provisions of the Internal Revenue Code and other applicable law. Section 2. The Employer may terminate is participation in the Plan. The Jefferson County Clerk has authority to execute on behalf of Jefferson County documents to implement the Plan for Jefferson County and to take action to correctly maintain the plan under this Resolution. Adopted by the Governing Body of Jefferson County this 15<sup>th</sup> day of October, 2018."

[10:49:30 AM](#) Motion by Commissioner Martinez to approve resolution #2019-2 to adopt Nationwide State Plan for deferred compensation. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye. Motion passed.

- **SIGN CERTIFICATES OF RESIDENCY – (ACTION ITEM)**

[10:49:56 AM](#) Motion by Commissioner Martinez to approve certificates of residency for the College of Eastern Idaho for Meesha Frye and Paula Prince. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye. Motion passed.

[10:51:15 AM](#) Prosecutor Paul Butikofer is in the room

- **APPROVE COMMISSIONER MEETING MINUTES – (ACTION ITEM)**

[10:52:41 AM](#) Motion by Commissioner Martinez to approve commissioner meeting minutes from September 10, 2018 and September 17, 2018 with noted change. Second by Commissioner. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye. Motion passed.

## **DEPUTY PROSECUTOR – WESTON DAVIS – NOT NEEDED**

- **LEGAL COUNSEL: EXECUTIVE SESSION IC 74-206 FOR PERSONNEL, HIRING CONSIDERATION, EMPLOYEE EVALUATION AND COMPLAINTS (1)(A) & (B), PENDING LITIGATION (1)(F), OR DELIBERATIONS ON LABOR NEGOTIATIONS OR PURCHASE OF PROPERTY (1)(C) – (AS NEEDED)**

[10:53:52 AM](#) Recess until 1:00

Open session 1:00

**PLANNING & ZONING – KEVIN HATHAWAY & JENNY KERR**

**• PUBLIC HEARING – PLAT AMENDMENT – BEAR ISLAND ESTATES – (ACTION ITEM)**

[1:00:52 PM](#) Commissioner Hancock opens up this is a public hearing. Anyone that wants to testify needs to sign in for opposition, neutral or for. The presenters do not need to. Asked if there was anyone that sent any information in for this. Kevin said there was not.

[1:01:43 PM](#) Jenny goes over the staff report. Owner and applicant are Ward Whitmore for a plat amendment. Location is approximately 70 N 3167 in Bear Island Estates. Zoning is Ag 10. Surrounding zoning is Ag 10 and RCO. Parcel sizes are .760 acres and .310 acres. Surrounding land use is subdivision, agricultural and some possible recreation with the Snake River right behind. The purpose is the applicant seeks to remove a common bound property line between Lot 35 Block 1 of Bear Island Estates Division 1 and parcel 1 located immediately to the north. The completed application was submitted on August 29, 2018. Parcels have a portion located in a floodplain. Not in any impact areas. First copy is what it looks like now and the second one is what they want this to be.

[1:03:06 PM](#) Commissioner Hancock asked if there are any issues with their current ordinances that would be affected. Kevin said not that he sees. This actually cleans this up because the lot is not a buildable lot.

[1:03:48 PM](#) Ward Whitmore and his wife Julie own both of these lots. The existing house on lot 35 is not perpendicular to the property line. Thinking of expansion and where the line is would be the perfect spot to have extended garage or any outbuildings. Problem is they are within ten feet of the line. They own both lots so would assume to get rid of the line so they have more flexibility. Commissioner Hancock said this is not a buildable lot anyway so it makes sense. Then this cleans this up. Would also allow the parcels to be combined. Ward said this was his intent and it would make one lot of 1.07 acres.

[1:05:28 PM](#) Commissioner Martinez does not see any issues. Commissioner Hancock does not see any problem with any of this. Kevin said if they left this they would have to come in for a variance which is not a better option. Commissioner Hancock closes the public hearing. Commissioner Martinez thinks they need more people to clean these property lines up. Kevin said they would need to approve this conditionally upon the mylar being signed off by District 7.

[1:07:15 PM](#) **Motion by Commissioner Martinez to approve the Bear Island Estates plat amendment conditionally upon approval of District 7 and other regulatory agencies. For lot 35 block 1 Division 1 of Bear Island Subdivision. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye. Motion passed.**

[1:08:52 PM](#) Kevin said this conforms to their ordinance and will make this a cleaner conforming lot.

[1:09:45 PM](#) **Motion by Commissioner Martinez to adjourn 1:10. Second by Commissioner Hancock. All in favor – aye. Motion passed.**

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*Chairman of the Board*

\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*Clerk of the Board*

\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*County Clerk*

\_\_\_\_\_  
*Date*