

APPROVED

COMMISSIONER MEETING OF October 11, 2016

The Caribou County Commissioners met in regular session on October 11, 2016 at 9:00 a.m. Those in attendance for the first hour were Earl Somsen, Commission Chair, Phil Christensen, Commissioner, and Mark Mathews, Commissioner. Also in attendance were Caribou County Clerk Denise Horsley, Caribou County Attorney Doug Wood, Road & Bridge Supervisor Kim Spencer Leadman Brett Barfuss, Landfill Supervisor Jayson Lower, Weed Supervisor Dwight Lloyd, Caribou county Sheriff Michael Haderlie, Caribou County Treasurer Angie Mendenhall, Public Safety Director Eric Hobson, Ambulance Director Larry Weaver, Caribou County Assessor Aaron Cook, J.C. Smith, Dennis Duehren, Jackie Barthlome, Alan Skinner, Geroge Kimball, Louis Berg, Blake Poulsen, Dillon Liechty, Cam Marlowe, and Wade Olorenshaw.

The meeting opened with the pledge of allegiance and prayer.

Commissioner Mathews made the motion to add the Fair Board to the agenda. Commissioner Christensen seconded the motion. Motion carried.

Kim Spencer, Brett Barfuss, Road and Bridge:

- Kim asked the Commissioners what they wanted to do in the new budget year, purchase new trucks or build a new Road & Bridge Shop with offices. Commissioner Mathews asked if Kim had a plan for a new shop. Kim told the Commissioners that the Cowboy Oil Shop in Grace is similar to what he would like to have constructed. Kim told the Commissioners the estimated cost would be about \$650,000. Commissioner Mathews wanted to know what will be done with the shops that are in the cities. Kim said that they could use them to store the equipment not in use. The Commissioners wanted to know if they could sell the shops. Kim said that they should be able to sell all the shops. Commissioner Somsen asked about the land the County owns by the jail. Kim had some concerns if the land would be big enough. The Commissioners asked Kim to bring a plan, and figures on the cost to present at the next Commissioners meeting so they can make a decision.
- Kim told the Commissioners that they are still working on the Lanes Creek project. They have the worst three miles done, and have started working on the Narrows. Commissioner Mathews said that a lot of the road is soft, and not drivable. Commissioner Somsen said that if they cannot get the road back to the condition it was before they started mining they need to start over and rebuild the road. Kim said that he will contact Jon Goode and discuss the concerns that the Commissioners have with the road.
- Commissioner Christensen asked about the cutting blades and how many he purchased for the equipment. Kim said that would be about 6 sets per grader.

J.C. Smith:

- J.C. Smith presented the Commissioners with a Biography for his Arrowhead Collection, and a letter from Utah State University. J.C. also had a book with pictures of his collections. J.C. was going to donate his collection to Utah State University or the Idaho Falls Museum, but he decided that since a lot of his collection came from Caribou County he would ask the Commissioners if they would like to put his collection on display at the Courthouse. The Commissioners thanked J.C. and told him they will check into getting display cases and where in the courthouse they could be displayed. The Commissioners think that we could do some fund raisers to help with the cost. The Commissioners would also like to have J.C. be interviewed about his collection so that could be made part of the display. The Commissioners told J.C. that they would get back with him.

Jayson Lower, Landfill Supervisor:

- Jayson informed the Commissioners that the well test was done last week, and they passed the inspection.
- The follow up on the safety Clean Harbor will now start to charge for the used oil, and antifreeze. Jayson is going to check into seeing who uses an oil burner and see if they would like to take the landfill oil. The Commissioners gave Jayson some names of businesses to have him check with.
- Jayson told the Commissioners that the concrete work is complete. The cost was \$50 more than what was quoted, because they had to do some welding that was not in the original bid.
- Jayson said that September was a busy month. They were 11% over from last year.
- Jayson thanked the Commissioners for the raise on behalf of himself and the landfill crew.
- Commissioner Somsen told Jayson that he has concerns about the tires being purchased out of County. Jayson told the Commissioners that this quote was done 4 years ago and Keller's was significantly lower than the tire shops in Soda. Jayson said that every year he has contacted Keller's and they kept with the same price quote for the past 4 years. The Commissioners asked Jayson to check with local businesses to see if they will match the bid in the future.

Dwight Lloyd, Weed Supervisor:

- Dwight let the Commissioners know that the Weed Department is shut down for the winter. He is working on getting the Cloud Seeders out. Dwight has been helping in the Road and Bridge Department.
- Dwight presented the Commissioners with the bids on the side by sides. Commissioner Somsen checked into seeing if Honda had a discount program for Governments. The Honda Dealer said that they don't have any Government discounts. Commissioner Somsen wanted the color to be orange for safety reasons, and Dwight was also going to purchase a strobe caution light for the top of the side by side. Dwight and the Commissioners want one purchase for FY 2016-2017 and then purchase the second one for FY 2017-2018. Commissioner Mathews made the motion to purchase Honda 1000 side by side without the winch. Commissioner Christensen seconded the motion

Michael Haderlie, Caribou County Sheriff:

- Sheriff Haderlie let the Commissioners know that the 4-day IPREA Jail inspection started today.
- Caribou County Sheriff presented the Commissioners with a weeklong radar report for yield sign on the Bailey Creek Road. The speeding percentage was up to 70%. Several of the speeding citations would have been fines up to \$155, and reckless driving. Sheriff Haderlie recommendation is that the stop sign be put back up. The Clerk will check with the County Attorney to see if they have to have a public hearing. The Commissioners wanted to have the County Attorney work on getting things prepared.

Denise Horsley, Indigent:

- Commissioners signed release on lines case #2011-13, 2014-5, 2016-08, 2016-09, 2016-09, 2016-15 and 2016-17.

Eric Hobson, Public Safety Director:

- Eric informed the Commissioners that on October 18, 2016 the Idaho Office of Emergency Management will be doing an audit on Grants that the County has received. Eric said that one of the things that they wanted to review was the County's policy & procedures on purchasing, and our policy & procedure on tracking equipment. He informed the Commissioners that the only policy we have in place is a verbal policy that follows the State guide lines. Eric was told that the County would need to have a written policy in place so he has started to work on one for the Grants.
- Eric presented the Commissioners with several copies of the run sheets showing the response time.
- Commissioner Mathews wanted to know if the ambulance crew had to pay for their meals at the County Fair. Larry said that they have in the past. Commissioner Mathews will talk to the Fair Board about getting the meals donated.

City/County Meeting:

- Kim let the Commissioners know that he has been working with the Cities on the purchase of chips. Kim said that the Cities will get him the quantity they will need and he will purchase the chips for the cities when he purchases the County chips at a reduced cost from what the cities have been paying.
- Jackie Bartholme, the Mayor for the City of Grace informed the Commissioners that on July 27 & 28 the local fireman responded to two County Fires. Eric informed the Commissioners that on one of the fires several of the County's Fire Trucks had some mechanical issues so they called out Grace and Bancroft Fire Departments for back up. The second fire the County Fire Department was in route when the Grace Fire Department called and said that they could respond because they were closer. At that time dispatch paged the Grace Fire Department.

- Jackie also let the Commissioners know that they are applying for a \$100,000 grant for streets around the fair buildings. They will not know if they are receiving the grant until spring so the work will not start until next years' budget. Jackie said they will be doing a rolled curb, and she wanted to know if the County is still willing to help with this project.

Public Hearing, Ordinance Soda Springs Impact Area:

- Commissioner Somsen called to order the Public Hearing on the County Ordinance for the Soda Springs Impact Area. Commissioner Somsen said that the County and City are in agreement.
- Louis said that when the original agreement was made with the County and City the County's Ordinance was used until 1981 when the city of Soda Springs passed the City Ordinance. Louis said that he felt that the public was not properly notified about the changes in the City Impact Area. Louis Berg wanted to let the Commissioners know that he has concerns about changing the zoning to Commercial from Agriculture on his property. Commissioner Mathews wanted to know about the concerns that Louis had. Louis said his property is part of the wet lands, and the Canal Company does not want the public to cross his bridge so why zone it Commercial. Louis said that it will restrict his use of his land. Commissioner Mathews said that he can be commercial property under agriculture production, and there are no restrictions. Louis would like to have the Commissioners consider his request before they make their decision on passing the City of Soda Springs Impact Area Ordinance. The County Attorney Doug Wood told Mr. Berg that he needs to look into which zoning Ordinance apply when he filed his P&Z on his property. Whether it is the new zoning ordinance or the zoning ordinance that was in effect when his application was filed. Doug said that he needs to follow up with this. Doug also stated that the County has complied with all the requirements for informing the public. Commissioner Mathews said that the County is not changing any of their zoning. Doug said that was correct, but if we adopt the City Zoning Ordinance they are different than the County's so by default there will be changes. The County Attorney had no problem moving forward with adopting the Ordinance of the City of Soda Springs Impact Area.
- Nolan Koller also expressed his concerns about the City Impact Area and the zoning that the property owners will have to adhere to, but without any of the city resources. He also thinks the public was not properly informed.
- Commissioner Mathews made the motion to adopt the area of Impact with the City of Soda Springs in Ordinance 2017-02 and 2017-01 City Comprehensive Plan, Zoning and Subdivision Ordinance. Commissioner Christensen seconded the motion. Motion carried.

Dennis Duehren, Forest Service:

- Commissioner Mathews told Dennis Duehren that he has had a lot of complaints about the condition of Ant Canyon Road on the Caribou County side. Commissioner Mathews also stated that it needs some cut outs so it can properly drain and not wash out the road. Dennis told the Commissioner that after Kim called him about meeting with the Commissioners he drove the road and agrees it is in

need of repairs. Dennis told the Commissioners that the funding for the roads for the Forest Service is one point one million which covers all of Pocatello, Soda Springs, Malad, and Montpelier Districts, so funds do run short. Dennis also said that they have 4 men that work on the roads, a grader, a backhoe, a water truck, an excavator, and two dump trucks. Dennis said that sometimes the Forest Service will get extra money. Kim asked about the gravel that is in Cheatback. Dennis said that the Forest Service could work with them on this, and supply some equipment and man power. Kim asked if we could put Ant Canyon Road on the schedule A with the Forest Service. Dennis said that we need to get this road on the Schedule A so both the County and Forest Service are covered. Kim, Dennis, and the Commissioners agreed to meet in the spring and come up with a plan.

Wade Olorenshaw:

- Wade was asked to do a boundary survey for the Hospital. In doing the survey he found a survey done by Gary Stoor in 1996 and recorded in 2005. In the survey he found a triangle shaped piece that affects both the Hospital and LDS Church property. He told the Commissioners that the two deeds fit together, but he said that a deed could be prepared to square this triangle shape up and clean up the legal. Wade just wanted to bring this to the attention of the County Commissioners and the Hospital Board. Doug asked Wade if he looked in the County minutes. Wade told Doug that he did not. Cam Marlow introduced himself to the Commissioners, and said he was the project manager for the construction with the Hospital. Cam told the Commissioners that the Hospital will be doing construction over the next several years, and are getting started with phase 1 which has been approved by the Hospital Board. Cam said that the Hospital feels that it would be beneficial to both the Hospital and the LDS Church if they straighten out the triangle shape. The Hospital is in favor of approaching the Church and getting this corrected. The Commissioners gave their approval to move forward with contacting the LDS Church. Doug will get with the Hospital and give them the information for the LDS Church Attorneys.
- George Kimball wanted to speak with the Commissioners about keeping the Hospital as a County Hospital. George told the Commissioners he has done some research into this issue. He told the Commissioners that the Hospital employs about 180 employees, and if they were sold to a for-profit hospital statistic shows that 70% of employees would be replaced. George feels that down the road he thinks that the Hospital could become profitable.

Louis Berg:

- Commissioner Somsen asked Wade if the Canal Company has a problem with Mr. Berg accessing the bridge that is in place. Wade asked if this was the foot bridge. Commissioner Mathews told him it was the bridge that is in place for vehicles. Blake Poulsen said that the access is behind Davis Repairs. Louis said that from talking with the canal company he has access to cross this bridge from his property, but they don't want the public to have access. Commissioner Somsen wanted to have the building inspector inspect Mr. Berg's property to make sure he has access, and that EMS would have access to the bridge he wants to cross on an adjacent property. Mr. Berg said that the Fire

Department did have access to his property when there was a fire. Commissioner Mathews asked about putting in a culvert. Louis told Commissioner Mathews that he was going to put one in but the Canal Company stopped him, because they said it could not be imbedded in the bottom of the canal. Commissioner Mathews told Louis that he could have purchased a flat bottom culvert. Commissioner Mathews told Wade that this is why they wanted him to be in on this discussion because he is associated with the canal company. Commissioner Mathews said that there needs to be a solution so this problem can be taken care of. Louis told the Commissioner that there is something in the works, and hopefully they are moving in the right direction. He sent a letter to the Canal Company to sign agreeing to his encroachments, and if they don't want to sign then let him know. Louis said that he has been trying to work with the Canal Company for 8 years. Louis said that he would like to apologize to the Commissioners for the way he has responded to them in regards to this P&Z permit. He feels that they have been fair to him and he has gone about it the wrong way. Commissioner Somsen wanted to have the building inspector inspect Mr. Berg's property to make sure he has access, and that emergency vehicles would also have access to the bridge he wants to cross on an adjacent property. Wade wanted to let the Commissioners know that when the Canal Company received the letter it was during harvest, and Mr. Berg wanted to have the letter signed in the next several days. Wade told Mr. Berg and the Commissioners now that harvest is over the Canal Board members can get together and review Mr. Berg's request. Commissioner Mathews said just a simple letter stating that they do not have a problem with Mr. Berg's proposed use would help. Commissioner Somsen thinks this will help with the building inspector's decision to relieve fears of responsibility. Wade said that looking into this a little deeper. Where the letter was not signed a second letter was sent stating that Mr. Berg has no interest in working with the Canal Company now. Commissioner Mathews explained to Mr. Berg that they cannot respond to his emails that he has been sending, because they have to make decisions in the Commissioners meetings. Commissioner Somsen feels bad for Mr. Berg, but thinks that potential problems be taken care of on the front end so no one gets put into a bad position. Commissioner Somsen asked Blake Poulsen the Building Inspector for the City of Soda if he could go out and do an inspection. The Commissioners wanted to make sure that the emergency vehicles have access, and that it will be safe for the public crossing the bridge. Blake told him that he would but Ralph would, be back next week. Commissioner Somsen asked if Mr. Berg had a problem with waiting the two days. He said that he did not. Blake told the Commissioners that he will contact Ralph and let him know about the inspection. The Canal Company will receive a copy of the inspection.

Other:

- Commissioner Christensen moved to pay the claims in the amount of \$279,007.33 and payroll claims in the amount of \$172,823.14, and to approve the minutes of September 26, 2016 as amended, Commissioner Mathews seconded the motion. Motion carried

- Commissioner Mathew moved to accept Resolution 2017-01 "destruction of old records". Commissioner Christensen seconded the motion. Motion carried.
- Certificate of Residency/Affidavit were presented to the Commissioners for Approval. The following students are taking courses through Idaho Jr. Colleges. Sophomores: Jocelyn Balls, Landen Barnes, AriAuna Barrus, Morgan Brown, Isaac Cunningham, Jonathan Housley, Allison Lowry, Kellie Medina, Trinati Moore, Alexis Morrow, Thomas Nielsen, James Seelos, Katie Sims, Kate White, Juniors: Nathaniel Adkins, Anselmo Cade Arellano, Justice Balls, Brilee, Bergholm, Hunter Bybee, Katelynn Camp, Hallie Daniel, Alicia DeLoera, Tyler Erickson, Hallie Evans, Nathan Lau, Tom Lau, McKenna Lewis, James May, Joseph Messerly, Tayler Meyers, Aubrey Mitchell, Tara South, Dreson Thomas, Seniors: Kaycee, Andersen, Dakota Bybbe, Dylan Downs, Daniel Fryar, Kace Griffiths, Shelby Miller, Allissa Mitchell, Torri Peck, Kali Petersen, Allyson Schwulst, Andrew Stewart. Commissioner Christensen made the motion to approve the Certificate of Residency/Affidavit. Commissioner Mathews seconded the motion. Motion carried.
- The County Clerk Denise Horsley was asked by the Law Clerk J. Michael McCracken if the Commissioners would consider paying for his Idaho License of \$160, and Federal License of \$200. Michael said that he has not used the educations/travel fund for FY 2016. The Commissioners agreed to make these payments.
- The Commissioners signed two letters of support. The Rasmussen Valley Mine for Agrium, and the Lincoln County Commissioners OHV Designated Open Routes public road right-of-ways.
- Commissioner Mathews said that they have replaced one Fair Board member and they still need to replace one more. Commissioner Somsen recommended Marie Miller from Wayan. Commissioner Mathews said that the other two names were Jared Hunzaker, and RaeAnn Moore. Commissioner Mathews said that RaeAnn Moore is the daughter of the Fair Board Chairman, and wanted to know if there would be a conflict. The County Attorney said that he felt where it was a volunteer position we should be ok. Commissioner Mathews will contact the individuals. The Fair Board talked about changing from the PRCA to IMPRA, because of the cost for PRCA rodeo was \$25,000. The Fair Board wanted to know if the Commissioners had a problem with them changing affiliation. Commissioner Mathews, and Doug thought this was one of the best rodeos. The Commissioners did not have a preference on which rodeo they have. The only concern that Commissioner Mathews had was that if they do make the change would they be able to go back to the PRCA.
- Commissioner Somsen wanted to talk to the other Commissioners about BPA. He informed them that he has spoken with Trent Clark and he will prepare a letter of rebuttal to the letter that was sent to Mr. Chatburn by the BPA. The Commissioners wanted Doug to write a letter to the Wyoming Governor, and copy to Mr. Chatburn. Explaining that the County is ok with moving forward with the Hooper Springs Substation project with BPA. The County would like to use the current utility corridor.

The Commissioners told BPA that they would be the last one to sign their right of way after all the other landowners had signed.

- The Commissioners sign MOU to Support Community Incentive Program, Re-Entry Program, and Mental Health Program for Juveniles.
- The meeting adjourned at 03:05 p.m. The Caribou County Board of Commissioners will meet October 24, 2016, at 9:00 a.m. for regular meeting.

Signed: Earl Somsen, Commissioner Chairman

Attested: Denise Horsley

Earl Somsen

Denise Horsley

Approved Payment of Bills

	11-Oct-16	Payroll
Current Expense	\$ 62,230.08	
Indigent	\$ 11,498.57	
Road & Bridge	\$ 46,652.67	
Special Highway		
Justice	\$ 53,791.30	
Consolidated Election	\$ 174.20	
Weed Control	\$ 88.01	
Solid Waste	\$ 3,605.59	
Reappraisal	\$ 5,565.42	
Health	\$ 1,037.36	
Hospital M&O		
Ambulance	\$ 6,213.48	
Parks & Recreation	\$ 195.00	
Tort	\$ 71,379.00	
County Fair		
County Court Facility		
District Court	\$ 1,310.58	
Court Services		
Juvenile Justice	\$ 1,360.86	
Veteran's Memorial		
Mineral Leasing		
PILT	\$ 30.00	
City of Soda Springs		
City of Bancroft		
City of Grace		
Bancroft Cemetery		
Central Cemetery		
Fairview Cemetery		
Freedom Cemetery		
Grace Cemetery		
Lago Cemetery		
Lava Cemetery		
Lund Cemetery		
Thatcher Cemetery		
Turner Cemetery		
School District #148		
School District #149		
School District #150		
School District #21		
Grace Free Library		
Waterways		
Tax Deed Excess Funds		
Farmers Land & Irrigation LID		
Bailey Creek Fire District		
Freedom Fire District		
Auditor's Trust	\$ 40.00	
Adult Probation Fee		
Diversion Education Trust		
Juvenile Housing Trust		
Water District		
Court Trust	\$ 2,993.50	
Centennial Trust		
College Trust		
Treasurer's Trust	\$ 4,241.64	
ID Trust		
Concealed Weapon's Trust		
Motor Vehicle Trust		
911 Trust	\$ 1,775.10	
Public Safety Trust	\$ 4,824.97	
Weed Control Trust		
Drug Court Trust		
Youth Court Trust		
Vessel Account		
Grand Total	\$ 279,007.33	\$ 172,823.14