

**APPROVED**

**COMMISSIONER MEETING OF December 12, 2016**

The Caribou County Commissioners met in regular session on December 12, 2016 at 9:00 a.m. Those in attendance for the first hour were Earl Somsen, Commission Chairman, Phil Christensen, and Mark Mathews, Commissioners. Also in attendance were Caribou County Clerk Denise Horsley, Caribou County Attorney Doug Wood, Road & Bridge Supervisor Kim Spencer Leadman Brett Barfuss, Weed Supervisor Dwight Lloyd, Caribou County Chief Deputy J Adam Mabey, Ronni Higley, Caribou County Treasurer Angie Mendenhall, Public Safety Director Eric Hobson, EMS Director Larry Weaver, Veda Mascarenas Jon Goode, Justin Skinner, Blaine Newman, and Danny Miller.

The meeting opened with the pledge of allegiance and prayer.

**Kim Spencer/Brett Barfuss, Road and Bridge:**

- They had a truck break down in Plymouth, Utah. The cost to tow it back was \$1650.00.
- The gravel retriever is here, it will require a day of hooking things up and it will be ready to go.
- The road re-alignment for Lanes Creek needs to be signed. Doug has reviewed it, Kim asked if they could look it over and sign it by the end of the day.
- Kim wanted permission to tell Monsanto to put their traffic control arms down on the Conda Rd. This is a safety issue.
- Agreement with Bonneville County for snow removal needs to be signed. We added 3 more miles to Bonneville from last year. The total cost is \$24,097.00. Commissioner Mathews motioned to accept agreement. Commissioner Christensen seconded the motion. Motion carried.
- Commissioner Somsen asked about an invoice for a door on a skid steer. Kim explained it has been an ongoing issue with this piece of equipment. They had made several repairs and finally had to replace it.

**Denise Horsley, Indigent Director:**

- Commissioner Mathews made the motion to approve amended indigent 2016-23, 2017-01 to include all of the providers. Commissioner Christensen seconded the motion. Motion carried.

**Randy Stephens, Maintenance:**

- Randy is still waiting for some input from the Judges on improvements for the court room.
- We will have one more case for JC Smith's artifacts coming in the Spring.
- Commissioner Mathews asked about the awning at the Extension building. Randy said for now there is rain gutter and a new threshold has been ordered.

### **Kent and Gloria Evans, Tax Value:**

- Aaron Cook explained that when the new construction of the wooden sheds come online they classed the buildings the same as the other buildings. He said they were classified incorrectly.
- Gloria explained that in her opinion, the appraisal value on their tax notice is at least 3 times higher than it should be.
- Aaron explained that had they come in during the appeal time he could have made the changes.
- Gloria explained they didn't come in because they thought everything was included and the newest building is on a pro-rated basis and it is taxed by itself.
- Aaron will change the value for 2017, but he cannot change values or due a tax cancellation at this point.
- Aaron said the difference in the value is \$44,233.00 which would be \$826.00 in taxes.
- Doug asked Gloria if we could show a credit for what is due next time or if she wants it refunded.
- Angie Mendenhall joined the meeting and explained that a refund or a credit is fine if they have already paid their first half. Commissioner Mathews explained to Gloria that we would credit \$413 now and \$413 in June. Angie explained that 1<sup>st</sup> half has been paid and they currently owe \$1318.66 due for 2<sup>nd</sup> half. Commissioner Somsen asked if we can just deduct the \$826.00 off what is owed and they pay the balance next June when the 2<sup>nd</sup> half is due. Angie said to cancel the \$826 would be the easiest.
- Commissioner Mathews made the motion to cancel \$826 on taxes for Parcel #010000360070 from what is due in June 2017. Commissioner Christensen seconded the motion. Motion carried.

### **Jayson Lower, Landfill Supervisor:**

- Jayson has been told that Bear Lake has been going over their tonage and he will monitoring that situation closely. He wanted the commissioners to know about this.
- November was a very busy month and they took in more than previous years.
- Commissioner Mathews explained to Jayson that the commissioners have approved for the Courthouse to be closed on December 23 from Noon to 5pm. Jayson can work out the schedule so his crew has an additional 4 hours paid for the holiday at some point.
- Commissioner Mathews asked Jayson if he charges the state for road kill. Jayson explained that he doesn't charge them at this time. Jayson explained that they do go over their 5 tons and everything is marked as exempt. Commissioner Somsen said he would rather have the road kill in the landfill than on the side of the road.
- Jayson asked Doug Wood if we should be charging the state for highway pickup? Doug explained that it may need to be more defined so that everyone is under the same understanding.
- Commissioner Mathews asked what our cost is for tire removal? Jayson wasn't sure how much was paid for the last year, but he could find out. Franklin Co. paid over \$30,000. Jayson said we are nowhere near that amount.

**Veda Mascarenas, Republican Party:**

- The Republican party met the previous Friday to interview the 3 candidates for our new Coroner.
- Veda presented the documents showing the order that the candidates were chosen by the Republican Party.
- Veda explained that the schooling that was previously offered is no longer available, but they are trying to put together some training via the web.
- Commissioner Somsen expressed that he feels the candidates need to be aware of any training thru IAC and understand that they will need to plan on attending what is offered.

**Chief Deputy J. Adam Mabey, Haderlie Retirement:**

- Deputy Mabey would like to give Mike Haderlie his side arm and badge. Under Idaho Code 31-830 the Commissioners have to approve this. He has been with Caribou County for close to 36 years.
- Sheriff Haderlie also has an M1 carbine on his wall and is no longer in service since the platform has changed. He asked that it be considered for Haderlie to have this item as well if possible.
- Commissioner Mathews asked what happened to the other M1 carbines that were taken out of service. Justin Steele handled this as he was a firearms dealer.
- Commissioner Christensen asked Doug Wood how he feels about this. Doug said where we have no jurisdiction over the M1 that he feels we could run into trouble there, but he sees no problem with the badge and side arm.
- Commissioner Mathews asked if the serial numbers are assigned to the officer carrying the firearm? Deputy Mabey said they are.
- Commissioner Mathews made the motion that we allow Sheriff Haderlie to be awarded his side arm and badge pursuant to Idaho Code 31-830. Commissioner Christensen seconded the motion Motion carried.

**Roni Higley, Caribou County Sheriff's Office:**

- Roni informed the Commissioners that the fee is changing again for the concealed weapons license. The new amount is \$60.85 and the renewals are \$37.85. It is a small increase. This has to be renewed every 5 years and the individuals are notified by mail that they are approaching the time to renew.
- Commissioner Mathews made the motion to adopt Resolution 2017-03 which deals with concealed weapon fees. Commissioner Christensen seconded the motion. Motion carried.

**Molly Stein, Superintendent, Soda Springs School District:**

- Molly informed the commissioners that they noticed a line item on their budget for a tuition levy. She wasn't sure if they should be claiming this or not so she called the State Department and she was informed that they no longer qualify for it. It has been on their L2 for the past several years and

it shouldn't have been. This in for the children that attend school in Wyoming, but live in Caribou County.

- Allen at the Idaho State Tax Commission joined the meeting via phone. He explained the options that we have at this point. The first option is to claim these funds as an erroneous levy for the current year and refigure the levies. The second option is doing nothing at this time. The third option is doing a resolution a year from now.
- Commissioner Somsen asked Allen about past budget years. Allen explained that there is no guidance in law on this. He stated that he does not have good guidance on the previous years. Allen asked that we keep him informed on what decision is made.
- Commissioner Mathews asked how long the reporting has been incorrect. Jim Stoor, State School Board Member, responded that it has been incorrect since 2006.
- Jim Stoor explained that the change happened in 2006 when Governor Kempthorne was replaced by Governor Risch. Governor Risch called a special session and changed the M&O, property tax funding public schools and also dropped the one cent sales tax. The schools benefitted from all of these things. The border contracts were also changed at this time. At that time the State fully funded the border contracts. Jim explained that this has been missed by several more individuals than our school board. Idaho Code 33 Section 403, 405, and 408 shows what the law states.
- Molly Stein explained that had they not had the levy item in question, they would have added this amount into the supplemental levy. The budget would have been exactly the same amount; it did not create excess or mishandled funds.
- Chairman Christensen explained that they want to be transparent and handle this correctly. He also explained the budget would have been the same and they are trying to keep the funds allocated correctly and run the schools the best they can.
- Chairman Christensen said if cut backs are needed because of this, the cuts would be with extracurricular activities as the board doesn't want education to ever fall short.
- Commissioner Somsen said he doesn't feel the commissioners can tell their board what to do. He feels that the board should make their decision and present it to the commissioners.
- Doug Wood explained that the commissioners are involved because of the option of the erroneous levy as it involves tax payers.

**Eric Hobson, Public Safety Director:**

- Eric has been noticing a lot of outdoor lights have been going out. He met with an electrician and he suggested we consider changing over to LED fixtures. The LED's have a longer life on them and less maintenance, but they are more expensive to install. Eric has the money available in his budget. The install for the LED's would be approximately \$300 each. If he was to do all his buildings, it would be a total of 12 lights. There would be an electrical cost savings for running LED's as well.

- Commissioner Mathews suggested that he talk to Kim Spencer and see what he currently has. He may want to do some updating as well. Kim was in the room and replied that they are all the old style lights.
- Commissioner Mathews asked Eric if he is only considering outdoor or if he is wanting to do indoor as well. Eric said for now he was concerned about the outside lights only.
- Homeland Security is giving them their extra money for the EMPG program. The amount is \$24,659.69. He presented some paperwork to be signed by Commissioner Somsen. Eric has to return the paperwork in order for them to issue him the check.

**Jon Goode and Justin Skinner, Agrium CPO:**

- They have been running nights thru the winter months with the ore trucks. They do the blading on the Lanes Creek Road during the daytime. They are hoping to do more hauling during the winter months while the road is frozen. They are wanting to haul with double trailers. They would start in December and stop when the frost is gone in the spring. The GVW of these trailers is 172,000 pounds. Their proposal is haul while the ground is frozen, they would pull out before the frost is totally gone in the spring.
- Commissioner Somsen asked how frozen the road is currently. Justin said it is frozen pretty hard. He didn't know how deep, but in the pit, it is frozen a couple of feet. Commissioner Somsen asked if they will be super singles or duals? Justin wasn't sure at this point. Commissioner Somsen asked if the road doesn't hold up then what happens. Justin said if this doesn't work, then they will go back to what they did last year.
- Jon explained that as far as axle weight there isn't going to be a dramatic change.
- Commissioner Mathews asked Kim Spencer if this change will affect him negatively. Kim said he believes their proposal is the better way to go.
- Commissioner Mathews asked about the snowmobiles on that road. Kim explained that the snow machines stay above the road on Fish and Game property. Justin said this proposal shouldn't change this issue at all. Commissioner Christensen agreed that this proposal seems like the best option.
- Justin explained that it would be a judgement call on the shift supervisors. That is how it is currently handled. Commissioner Somsen wants Kim to be involved and make consistent reports on how the road is holding up. Commissioner Somsen wants Kim to make the decision on the determination to pull the plug on the hauling if the road can't take the pressure
- Jon Goode said the main differences in this proposal are they are running non highway rated tractor trucks and from time to time they may have extra-large equipment on this road. Jon would like a signed brief memorandum of understanding so everyone has something in writing.
- Commissioner Somsen said he has had a lot of complaints on the condition of that road. Justin said they realize that and their hopes are this will eliminate that problem.

- Commissioner Somsen asked about the distance between the axles. Justin explained it should all work to the benefit of the road.
- Jon Goode presented the road re-alignment map. In late November, they came up with a different plan. It was executed by Fish and Game on December 5. The new proposed re-alignment will have less disturbance on Fish and Game property and they will use more of the existing road. None of the verbiage changed other than the exhibit.
- Doug noticed on the map that the county road will be totally off their lease.
- Commissioner Somsen asked about a corner and oncoming vehicles. Justin explained that there have not been any major issues with oncoming vehicles.
- Commissioner Mathews asked when the road re-alignment will actually take place. Jon explained that they are starting at the north end and moving south. They are targeting to have it done mid to late next year.
- Jon commented that this is just a proposal at this point. Commissioner Christensen said he would like to eliminate the corner and create more of a straight shot if possible. Commissioner Somsen said he believes all of the commissioners would rather see a straight road. Kim Spencer said a straight shot could make for a steeper pull for the trucks.
- Jon said there will be further dialogue on this, but he wanted to keep the commissioners aware of the progress.

**Blaine Newman and Danny Miller, BLM:**

- Grants are ready for the Last Chance Dam right of way.
- Annual coordination with the gates. He is closing the lower gates on January 5 depending on snow pack. He offered to close ours as well. The commissioners said that would be fine.
- Last winter at Blackfoot Reservoir campground they had several individuals plow out the parking lot themselves and damaged the curbing. They are going to try to get this problem alleviated, but if further damage continues, they would have to gate that area off. He has spoke with Kim Spencer and they may start with some signs to warn the public to not plow themselves. He is open to any suggestions from the commissioners if they think of any ideas.

**Jim Stoor, Soda Springs School District Board**

- The board met again today downstairs and decided to drop the supplemental levy for 2 years at the \$70,000 mark.
- They are meeting again on December 20 and will decide on a final amount for their levy.
- Commissioner Somsen agreed with their decision and feels this will have the least amount of impact on the public.
- Jim said they will approach the Clerks from the other 2 counties and let them know what have they decided to do.


- Commissioner Mathews asked how they are going to inform the public. Molly Stein said it will come out in the minutes for their next meeting.
- Jonathan Balls explained that the money was not spent illegally, it all went to the kids and they would have adjusted their levy had they not had this line item included in their budget.

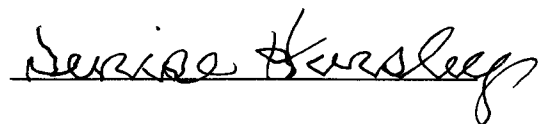
**Other:**

- Commissioner Christensen moved to pay the claims in the amount \$124,592.78 of and payroll claims in the amount of \$319,333.72 and to approve the minutes of November 28, 2016, as amended. Commissioner Mathews 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: James Rindlibaker, Juniors: Jared Smith. Commissioner Christensen made the motion to approve the Certificate of Residency/Affidavit. Commissioner Mathews seconded the motion. Motion carried.
- Denise presented the annual road report to be signed by Commissioner Somsen. Kim has reviewed it already.
- Denise presented the paperwork for the vessel account for Commissioner Somsen to sign.
- Jessica Zander informed the commissioners that we have an employee that claims that he told the payroll clerk to add his daughter to medical, vision, and dental three years ago when she was born. She was never added to his dental plan. The employee has told Jessica that they are looking at some pretty substantial dental bills for her in the near future. The child has been added to his dental plan as of December 1, 2016 but anything major requires a 12 month waiting period. He may come to the commissioners if the bills start adding up as he feels this was not his error.
- Commissioner Mathews suggested that annually employees are sent something stating who is currently covered under their health/vision and dental plans. Jessica stated that before open enrollment next year she will be sending out that information to all the employees so changes can be made during open enrollment.
- The meeting adjourned at 3:00 p.m. The Caribou County Board of Commissioners will meet January 9, 2017 at 9:00 a.m. for regular meeting.

Signed: Earl Somsen, Commissioner Chairman

Attested: Denise Horsley

  
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Approved Payment of Bills			
	12-Dec-16	Claims	Payroll
Current Expense		\$ 21,418.12	
Indigent		\$ 3,447.26	
Road & Bridge		\$ 47,626.56	
Special Highway			
Justice		\$ 15,314.77	
Consolidated Election		\$ 4,222.23	
Weed Control		\$ 131.94	
Solid Waste		\$ 993.27	
Reappraisal		\$ 248.94	
Health		\$ 1,074.73	
Hospital M&O			
Ambulance		\$ 4,530.05	
Parks & Recreation		\$ 29.90	
Tort			
County Fair			
County Court Facility			
District Court		\$ 742.64	
Court Services			
Juvenile Justice			
Veteran's Memorial			
Mineral Leasing			
PILT		\$ 8,405.00	
Idaho State Treasurer			
School District #148			
Central Cemetery			
Fairview Cemetery			
Freedom Cemetery			
Grace Cemetery			
Lago Cemetery			
Lund Cemetery			
Thatcher Cemetery			
Turner Cemetery			
School District #149			
School District #150			
City of Soda Springs			
City of Bancroft			
City of Grace			
Bancroft Cemetery			
Lava Cemetery			
Grace Free Library			
TV Translator			
Caribou County Solid Waste			
Bailey Creek Fire District			
Freedom Fire District			
Waterways			
Tax Deed Excess Funds			
Farmers Land & Irrigation LID			
Bailey Creek Fire District			
Freedom Fire District			
Auditor's Trust			
Adult Probation Fee			
Diversion Education Trust			
Juvenile Housing Trust			
Water District			
Court Trust			
Centennial Trust			
College Trust		\$ 1,200.00	
Treasurer's Trust		\$ 11,813.89	
ID Trust			
Concealed Weapon's Trust			
Motor Vehicle Trust		\$ 1,335.23	
911 Trust		\$ 1,774.40	
Public Safety Trust		\$ 283.85	
Weed Control Trust			
Drug Court Trust			
Youth Court Trust			
Vessel Account			
<b>Grand Total</b>		<b>\$ 124,592.78</b>	<b>\$ 319,333.72</b>