

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF COUNTY
COMMISSIONERS, CLARK COUNTY, IDAHO**

March 13, 2006

The board met this day in regular session. Those present were Commissioners Greg Shenton, Ted Edwards, and Michael Leonardson, Prosecuting Attorney Craig Simpson and Clerk Conni Owen.

APPROVAL OF MINUTES

Motion by Commissioner Leonardson, seconded by Commissioner Edwards, unanimous, that the minutes for February 13, 2006 be approved.

CLAIMS

Current Expense	12370.08
Road & Bridge	19012.50
Ambulance	1404.06
District Court	349.93
County Fair	730.57
Health District	121.91
Indigent	140.55
County/City Building	509.96
Revaluation	676.00
Solid Waste	667.29
Weeds	896.88
Revenue Sharing	2364.14
Land Use	27.00
Soil Conservation	5000.00
Trust-Med. Insurance	203.00
Water Districts	926.78
TOTAL	\$45,400.65

INSURANCE OPTIONS

Rudy Ballard representing Ballard Insurance Group, met with the Board to introduce himself and his company. He offers group health insurance options and assistance with health insurance programs for those below the poverty level. The Board asked to meet with Mr. Ballard at a later date to discuss these matters further.

CITY OF DUBOIS FIRE PICKUP

Becky Nordstrom, Dubois City Councilman, met with the Board to discuss the use of the City fire pickup. She said the City Council had voted to allow EMS to use the fire pickup for responding to emergencies as necessary. She also reported that the foamer would remain in the pickup also. She encouraged cross training of operating the foamer by both fire personnel and EMT's.

AMBULANCE UPDATE

Lisa Sullivan, ambulance director met with the Board to update them on her department. The motel room reimbursement portion of the county travel policy was discussed. The Board reviewed the policy with the Ms. Sullivan.

The Board informed Ms. Sullivan that the EMT's could use the City of Dubois' fire pickup as necessary for responding to emergencies.

TRAVEL POLICY AMENDMENT

Commissioner Leonardson made the motion, seconded by Commissioner Edwards, to amend the travel policy so that an employee could be reimbursed for motel if their meeting is an evening meeting and continues the next morning at an early time and the meeting is closer than 60 miles from Dubois, unanimous.

RAC MEETING UPDATE

Commissioner Leonardson reported he had attended an RAC meeting, where the group reviewed thirty four applications for RAC projects totaling \$321,000. He noted there was only a \$69,000 budget. He reported that Clark County projects totaling \$24,000 were approved. Mr. Leonardson reported that Wendell Johnson, Bear Lake County Commissioner was the new chairman.

SOLID WASTE UDPDATE

Mitch Whitmill, solid waste director, met with the Board to update them on landfill issues. He reported he had met with Doyle Crane, Jefferson County Supervisor, who told him that they charge \$21.00 per ton for waste. Waste fees were discussed by the Board.

Commissioner Edwards made the motion to change the optional annual fee for biodegradable waste to an annual fee of \$15 based on the year beginning January 1st, effective upon the commissioners signing a declaration to be posted at the solid waste site, seconded by Commissioner Leonardson, unanimous.

ROAD AND BRIDGE UPDATE

Mitch Whitmill, road and bridge supervisor met with the Board to update them on his department. Mr. Whitmill reported that the contractor had removed three of the ventilation fans at the shop to have them replaced. He also noted that the building had failed the electrical inspection by the State. The Board discussed holding final payment until these issues are resolved. They also asked the Clerk to schedule time for the architect to meet with the Board to resolve the issues of the contractor protesting the late fees assessed against him.

Discussion was held regarding assisting Jefferson County with the prep of paving 800th SW road that runs on the county line in Montevieu.

Discussion was held on the Porcupine Pass Road maintenance and getting it on the county system for payment from the state.

COMMISSIONER MEETING DATE CHANGES

Commissioner Leonardson made the motion to change the April commissioner meeting to April 13th, and the May commissioner meeting to May 5th, 2006, due to commissioner's schedules that takes them out of town those days, seconded by Commissioner Edwards, unanimous.

IDAHO TRANSPORTATION DEPARTMENT UPDATE

Darrin May, representing the Idaho Transportation Department, met with the Board to request permission to trench a power line through old highway 91 south of Spencer. He noted this would be necessary to run power to their new sand shed. Commissioner Edwards made the motion to allow the Idaho Transportation Department to trench a power line through old highway 91 road south of Spencer, however ITD must put the power line in conduit 42" deep and they are responsible for the damages to the road and any utilities that might be damaged during installation, seconded by Commissioner Leonardson, unanimous. The clerk will draft a letter outlining the conditions and mail it to ITD.

CITY OF DUBOIS AGREEMENT

Commissioner Edwards made the motion to sign a memorandum of understanding with the City of Dubois for the County to provide equipment and man power to seal coat city streets and other minor miscellaneous street services and in return the City of Dubois will provide water and sewer services to all Clark County buildings at no cost, seconded by Commissioner Leonardson, unanimous.

WEED UPDATE

Mitch Whitmill, acting weed supervisor, reported that personnel had been attending weed seminars and working on getting the chemical ordered for the upcoming spray season. Discussion was also held regarding the completion of the wash station. The Board stressed the importance of completing this task.

EXECUTIVE SESSION

Commissioner Edwards made the motion to adjourn to executive session as per I.C. 67-2345, to discuss personnel matters, seconded by Commissioner Leonardson, unanimous by roll call.

Commissioner Leonardson made the motion to adjourn to regular session, seconded by Commissioner Edwards, unanimous.

ORDINANCE 06-01

Commissioner Edwards made the motion to adopt ordinance 06-01 which provides for the process of creating direct legislation by initiative and referendum, seconded by Commissioner Leonardson, unanimous.

RESOLUTION 06-03

Commissioner Edwards made the motion to adopt resolution 06-03, resolving for the destruction of semi-permanent records that are five years or older listed on the resolution, as per I.C. 31-871(2)(b), seconded by Commissioner Leonardson, unanimous.

TAX CANCELLATION

Treasurer, Bonnie Burns requested that the taxes be cancelled for the second half of 2005, for a manufactured home now owned by the Clark County School District. She noted that the homeowner paid the first half, but that the school district took ownership in June and didn't collect the other half of the taxes. It was noted that the largest portion of the cancellation is school tax. Commissioner Leonardson made the motion to cancel the 2005 taxes in the amount of \$121.55 for school district property, seconded by Commissioner Edwards, unanimous.

Mrs. Burns also requested for permission to void a treasurer check issued to Randy Hillman in the amount of \$10.84 on December 29, 2003, as a refund that he never cashed and he said he will not cash. Commissioner Leonardson made the motion to void treasurer check number 117 dated December 29, 2003 issued to Randy Hillman, seconded by Commissioner Edwards, unanimous.

PERSONNEL POLICY

Discussion was held regarding updating the personnel policy. The Board asked the clerk to set up a meeting with Jim McNall with ICRMP to work on the policy.

CAFO ORDINANCE

Discussion was held regarding creating a CAFO ordinance as required by code. The prosecutor will call the Jerome county prosecutor and research the ordinance.

HORNE LETTER

The Board reviewed a letter received from Veva Horne regarding the hiring of Jim Gerber to draft a letter for the Board. The Board directed the Clerk to draft a letter to Mrs. Horne outlining the steps the Board took to reach their decision.

BLM FIRE STATION

Bob Mallett and Cody Matthews, representing the BLM met with the Board to review plans for the new BLM fire station. They noted this would be a joint fire facility with the City of Dubois, BLM and Clark County. They said the site has been chosen by Waring Park south of the Community Center. The BLM asked the County to assist with site preparation and materials for fill. They also asked for the County to pay part of the heating costs. The Board did not agree to pay any of the utility expenses, but agreed to provide approximately 1500 yards of fill materials and prep the site, with 30 days notice.

Commissioner Shenton exited the meeting at this time.

CIVIL DEFENSE UPDATE

Virgil Valentine, civil defense director met with the Board to update them on his department. He noted that he wouldn't be receiving grant funds to pay for internet services for a few months, so those expenses would need to come out of his budget.

Commissioner Leonardson made the motion to adjourn to executive session as per I.C. 67-2345 to discuss personnel matters, seconded by Commissioner Edwards.

Commissioner Leonardson made the motion to adjourn to regular session, seconded by Commissioner Edwards.

TOMLINSON ROAD REQUEST

Lynn and Lana Tomlinson appeared before the Board to discuss road maintenance of the Medicine Lodge and Warm Creek Roads if they were to move their house to their guest ranch location at Warm Creek. They noted they would be expanding their guest ranch business to include winter guide activities including snowmobiling, cross country skiing and sleigh rides, so they would like to live at their business location. The Tomlinson's asked if there would be a problem in having the road maintained since these portions of roads are not on the county system. The Board reminded the Tomlinson's that these roads were not priority in the maintenance plan, so they often wouldn't be plowed first even if they were put on the system. The Board said before they could make a decision they asked if the Tomlinson's would be willing to bring their business plan showing the benefits to the County if this portion of road was maintained year round. The Tomlinson's agreed to bring the plan to the Board at a later date.

March 27, 2006

The Board met this day in special emergency session. Those present were Commissioners Ted Edwards and Michael Leonardson and Clerk, Conni Owen.

EXECUTIVE SESSION

Commissioner Leonardson made the motion to adjourn to executive session as per I.C. 67-2345 to discuss an indigent case, seconded by Commissioner Edwards.

Commissioner Leonardson made the motion to adjourn to regular session, seconded by Commissioner Edwards.

INDIGENT CASE

Commissioner Edwards made the motion to approve indigent case 06-01, seconded by Commissioner Leonardson.

There being no further business, the meeting was adjourned.



Conni S. Owen, Clerk



Gregory Shenton, Chairman