

**MEETING MINUTES OF A REGULAR MEETING
OF THE BOARD OF ONEIDA COUNTY COMMISSIONERS**

The meeting was opened by Commissioner Tubbs.

Conflict Attorney – Brendan Taylor currently serves as the Oneida County conflict defender. He is paid monthly at the rate of \$1,300.00 dollars. A request for an increase was denied in 2011 and he is again requesting, by letter, an increase stating that there has been an increase in his work load and will incur added travel costs whereas he will be traveling to Caribou County to meet with his clients. The commissioners stated that the budget has already been set and a wage increase would not be possible however they thought that compensation for mileage would be possible.

Commissioner Daniels made the motion to deny the conflict attorney wage increase and to approve compensation for all mileage in the course of his duties as Oneida County conflict defender at the county rate as provided in the Personnel policy.

Commissioner Tubbs seconded and the motion carried.

Gravel contract – Road and Bridge found a possible gravel source on Dave Richards land and has made the request to have the county sign a contract for gravel with Mr. Richards. This gravel source will allow the Road Department to perform maintenance on many of the roads in the Daniels area without expending monies to transport gravel from distant gravel pits. The savings in cost and time will allow more roads to be addressed.

Commissioner Tubbs made the motion to approve the gravel contract with Dave Richards at the cost of \$2.50 dollars per ton.

Commissioner Daniels seconded and the motion carried.

County insurance – The county ICRMP insurance policy for the 2016-2017 year was presented for acceptance and signature.

Commissioner Tubbs made the motion to approve and sign the 2016-2017 ICRPM insurance policy.

Commissioner Daniels seconded and the motion carried.

Terrorism insurance – A terrorism insurance policy was also provided to the county for approval or denial. ICRMP has a 50 million dollar policy in place for all participants on a yearly basis paid through the regular premiums. The additional coverage would cost the county over \$20,000.00 dollars each year. The commissioners thought it best to decline the additional terrorism coverage since ICRMP already had a policy in place.

Commissioner Daniels made the motion to reject the additional terrorism insurance policy. Commissioner Tubbs seconded and the motion carried.

The commissioners began the review of previous meeting minutes and the claims for payment.

Commissioner Tubbs made the motion to approve the claims as submitted.
Commissioner Daniels seconded and the motion carried.

Beer and wine license – Richard Werner submitted a request to the county to be approved to sell beer and wine from his lounge located at the Hotel Malad on Bannock St.. He indicated that the lounge was pretty low key and would not attract large or disruptive crowds. The operation was mainly to give Hotel customers a place to unwind without all the smoke and noise at the local bars.

A state license was already approved and issued.

Commissioner Tubbs made the motion to approve the beer and wine license for the Hotel Malad.

Commissioner Daniels seconded and the motion carried.

Commissioner Tubbs made the motion to approve the minutes from the October 4th, meeting. Commissioner Daniels seconded with addition of one line to the second paragraph stating that the Idaho State Police approved of the transfer of the Drug Task Force oversight to Bannock County.

Commissioner Tubbs agreed and the motion carried.

Commissioner Daniels made the motion to approve the minutes from the September 26th, meeting.

Commissioner Tubbs seconded and the motion carried.

Mileage reimbursement rate – It was suggested to modify the county mileage reimbursement rate to follow the approved IRS rate as it is approved each year and to use the State mileage chart for the point to point mileage.

Commissioner Daniels made the motion to amend the personnel policy to reference that the mileage reimbursement rate will be the same as the approved IRS rate and that the state mileage chart will be used to calculate the billable distances.

Commissioner Tubbs seconded and the motion carried.

Garbage fee exemption request – A request for exemption of the Solid waste fee was presented to the commissioners for review. The individual initially asked the county for a second can which would cost \$60.00 dollars. When the landfill supervisor was notified, he informed the Treasurer's office that the location was the site of a new home and that regular fee's would be assessed. The property owner indicated that she didn't want the new fees and that they would use the existing can at the adjacent family home. The commissioners stated that the solid waste fee was established and assessed on all improved lots as a means to cover the cost of operating a landfill.

Commissioner Daniels made the motion to deny the request for solid waste fee exemption due to the lot being a new residence and subject to all county fees and taxes.

Commissioner Tubbs seconded and the motion carried.

4-H display building – Ruhn Panting discusses the next step in seeing if the new building at the fairgrounds would be feasible. Commissioner Firth asked if moving the extension office to this new location would be feasible. It was thought that in the long run the move would be best. Ruhn was given the ok to seek bids from a contractor that has an in-house architect and the proper credentials. It was further questioned as to what the best course of action would be to remove the old building. One option was to sell them and let the buyer handle the removal.

Planning & Zoning – seven building permits were presented for approval.

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| 1- Don Eliason | accessory building |
| 2- David Thorsted | Ag building |
| 3- Gary Lund | Ag building |
| 4- Brent Scott | Ag building |
| 5- Steve Werk | Ag building |
| 6- Gene Bingham | Ag building |
| 7- Bill England | Ag building |

Commissioner Tubbs made the motion to approve the building permits as presented.
Commissioner Daniels seconded and the motion carried.

Dave Mills will complete his current term on the commission at the end of the year and a new member will be needed to fill the vacancy.

Several variances were requested through the P&Z commissioner and their recommendations are as follows.

Thomas Maddox – Requests a variance on the setback requirement for the front of his lot. Mr. Maddox started construction of a green house without a permit. When the inspector paid a visit he found that the structure was too close to the road. P&Z recommends approval.

Commissioner Daniels stated that they need to be careful so as to not set precedence.

Commissioner Firth agreed and indicated that each case should be decided on its own merits.

Commissioner Tubbs made the motion to deny the variance request.

Commissioner Daniels seconded and the motion carried.

Marshal Martinsen – Requests a variance to make a plat amendment whereby he could split an acre of land from his lot and sell it to the adjoining lot. P&Z recommends approval.

Commissioner Tubbs made the motion to approve the Martinsen request for a plat amendment to split an acre of land from his lot so that it may be sold to the adjoining lot.

Commissioner Daniels seconded and the motion carried.

Lonnie Schow – requests a variance on the front of his lot to accommodate the stairs for a proposed new porch that he would like to build. The porch is within the setbacks. Two buildings close to his house already encroach on the setbacks currently listed in the development code. The stairs were further back than these building and did not seem to pose a great hazard. The P&Z recommends approval.

Commissioner Daniels made the motion to approve the Schow's variance request for the addition on the front of their house.

Commissioner Tubbs seconded and the motion carried.

October 10th, 2016

Spense Horsley – requests a variance for setbacks on a garage that he would like to build on GrandView drive. The current setbacks are not in compliance with the county code however this area is within the city impact zone and the City setbacks are not as strict. P&Z recommends approval.

Commissioner Tubbs made the motion to approve the Horsley variance for a garage on Grand View Dr.

Commissioner Daniels seconded and the motion carried.

Mark Elliot – previously a plat amendment was granted to Mr. Elliot in the Phillips subdivision on 5800 west, with stipulations regarding road width. The stipulation was for a 60 foot right of way to accommodate emergency vehicles. Further information has revealed that his property has a 40 foot easement only. The P&Z recommends a denial.

Commissioner Daniels made the motion to reverse their original decision and to deny the requested Elliot plat amendment as recommended by the P&Z commission.

Commissioner Tubbs seconded and the motion carried.

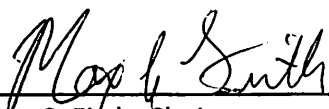
P&Z asked the commissioners to review the recreational vehicle ordinance and suggest changes or, if they like the document, approve the commission to take it to public hearing. Commissioner Daniels indicated that the legislature was discussing this very issue and made the request to table the topic until the state made some decisions and the commissioners had more information.

Tax leniency request – Lori Gardner has two parcels of property that are about to go tax deed. She has requested to meet with the commissioners to explore any options she may have to come current on the debt without losing the property. Lori did not arrive at this meeting to talk with the commissioners.

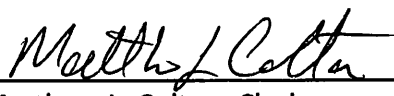
Court house security – Tabled until more personnel could be present for the discussion.

Fair board – the request was made to allow the fair board to keep the raffle proceeds separate from the county budget so they could spend it on extra improvements at the fairgrounds over and above the approved expenditures. Notification was given that all county money must run through the regular revenue and expenditure process for reasons of keeping the public tax money transparent.

With no other business to discuss the meeting was adjourned.



Max C. Firth, Chairman



Matthew L. Colton, Clerk