

Commissioner Meeting Minutes Dec. 14, 2009

Category : Commissioner Minutes 2009

Published by [Paul](#) on 2010/2/12

MADISON COUNTY COMMISSIONERS

MEETING AGENDA

December 14, 2009 8:00 a.m.

COMMISSIONERS ROOM

Madison County Commissioners

Kimber Ricks Robert Hansen, Chairman Jon O. Weber

8:00 a.m. County Business:

Urban Renewal District Issues

8:30 a.m. Minutes: October 5, 2009, October 13, 2009, October 26, 2009,

November 9, 2009 and November 23, 2009

Certificate of Residency Affidavits for: Kyle J. Gardner and Trandee Waddell

1000 East Bridge Bill from Keller & Associates

Rocky Mountain Power Amendment

9:00 a.m. Larry Edwards Re: Road & Bridge Annual Road Report

and projects

9:30 a.m. Brent Saurey Re: Consideration of Tax Cancellations

9:45 a.m. Sally Thompson Re: Tax Concern

10:00 a.m. Jeff Cook Re: County Insurance

10:30 a.m. Steve Hobley, Mosquito & Weed Dept. Re: Personnel

10:45 a.m. County Business:

New County Business:

Commissioner Assignment Reports & Correspondence

Claims

Old Business:

11:00 a.m. Terry Madsen Re: Consideration of Tax Cancellation

11:30 a.m. Health and Welfare - Executive Session (Idaho Code 67-2345-1(d),

exempt records)

12:00 Noon Adjourn

NOTICE: Meeting is Open to the Public Except For Executive Sessions.

ANY PERSON NEEDING SPECIAL ACCOMMODATIONS TO PARTICIPATE IN

THE ABOVE NOTICED MEETING SHOULD CONTACT THE

MADISON COUNTY CLERKS OFFICE 48 HOURS PRIOR TO THE MEETING.

IT IS ASSUMED THESE SCHEDULED TIMES ARE CORRECT.

THERE ARE TIMES WHEN THE SCHEDULE WILL BE ADJUSTED ACCORDINGLY.

MADISON COUNTY

COMMISSIONERS WORK MEETING MINUTES

December 14, 2009 8:00 a.m.

COMMISSIONERS ROOM

Present: Commissioner Robert Hansen, Chairman, Commissioner Kimber

Ricks, Commissioner Jon O. Weber, Attorney Troy Evans, and Clerk

Marilyn R. Rasmussen

Urban Renewal District: (Lane Hemming and Glenn Pond) Commissioner Ricks reported that he had been at the Chamber Meeting last week and heard a report stating that the Hemming Project had been added to the Downtown Urban Renewal District and he did not realize this had been approved. He stated that the Commissioners have been on record opposing further districts, but would support the Hemming project as a separate district with a ten year life. The Downtown District has nineteen years remaining.

Commissioner Ricks stated his two concerns are lack of communication and conflict of interest regarding Commissioner Weber. He also did not feel that Commissioner Weber represents the Board of Commissioners views on the Urban Renewal Board as he felt he had a conflict of interest due to owning property in downtown Rexburg. Commissioner Weber stated that he does not have a conflict of interest and he would like to have the State Code read explaining this concern. He explained that the Co-op property was in the downtown district and the Urban Renewal funds could be used to enhance this property for use by the citizens of this community. The County does not have the funds available to complete the co-op property revitalization without urban renewal funds. If the County wants help with relocating the Sheriff's Building, then using urban renewal funds would be one way to accomplish this change on the co-op property. The Commissioners have known for six months that this urban renewal district was being proposed and would probably happen. He also stated that he represents himself on the Urban Renewal Board, not the County.

Statute 50:2017. Interested public officials, commissioners or employees.

9-337(12) If any such official, commissioner or employee presently owns or controls, or owned or controlled with the preceding two (2) years, any interest, direct or indirect, in any property which he knows is included or planned to be included in an urban renewal project, he shall immediately disclose this fact in writing to the agency, and such disclosure shall be entered upon the minutes of the agency, and any such official, commissioner or employee shall not participate in any action by the municipality (or board or commission thereof) or urban renewal agency affecting such property. Any violation of the provisions of this section shall constitute misconduct in office.

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Commissioner Hansen stated that the Idaho Association of Counties is opposed to the length of the Urban Renewal Districts and that projects should stand on their own merit.

Mr. Hemming stated that their corporation cannot afford this project if they do not have urban renewal help. Mr. Hemming stated that to have this discussion at this late date is upsetting.

Glenn Pond stated that when the Board looked at approving this District they knew that Commissioner Ricks wanted a stand alone district and he understood the legislature's position. He stated he was personally concerned with it moving forward in the Downtown District, but the Board reviewed this issue and sent it to City Council for their recommendation. They recommended it be put into the Downtown Urban Renewal District, so when it came back before the Urban Renewal Board the majority of the Board wanted it in the Downtown

District.

Mr. Hemming stated that to amend the Urban Renewal action would push the project back approximately a year and they would lose more leases and this may cause the whole project to fail. They have completed the process and for Commissioner Ricks to ask them to reopen the approval process would cause a financial hardship.

Commissioner Ricks had two requests: 1) That the Urban Renewal Board look at the Conflict of Interest issue and determine if any written statements were on file or noted at the meetings. 2) To have a discussion with lawyers to see if they were to reopen the process what would be involved. Commissioner Ricks did state that he did not want the project set back or to fail. He requested that from this point forward that the Commissioners be added to the distribution list for the agenda and minutes.

Larry Edwards and Cindy Roberson - Road and Bridge Representatives and Deputy Clerk Dawn Holman reviewed the 2009 Financial Road Report. Road projects scheduled for year 2010 are as follows: 1) Archer Highway - Spot Mill approximately 4.6 miles at a cost of \$234,969.19, 2) Highway 191 University Drive to Thornton - Chip seal approximately 3.71 miles at a cost of \$136,942.78, and 3) Hibbard Plano Highway - Prep and seal coat approximately 6.5 miles at a cost of \$240,967.

Commissioner Ricks made a motion to approve the above listed projects that will commit the remaining 2009 road funds of \$612,878.97, Commissioner Hansen seconded and voting was unanimous.

Certificate of Residency Affidavits to the College of Southern Idaho: Commissioner Weber made a motion to approve the Certificate of Residency Applications to the College of Southern Idaho for Kyle J. Gardner and Trandee D. Waddell, Commissioner Ricks seconded and voting was unanimous.

The Amendment for the Energy Efficiency Program for the Transfer Station through Rocky Mountain Power was signed.

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Deputy Appraisers Angie Allen and Joy Angel asked for a tax cancellation for Sally Thompson to correct the house measurements. Commissioner Ricks made a motion to approve the 200 foot house measurement correction for Sally Thompson, Commissioner Weber seconded and voting was unanimous.

Tax Cancellation Considerations:

Parcel No. Year Explanation Total Cancellation

RP05N39E096625 2009 State received form 4/21/2009 \$ 134.18

RP05N39E096640 2009 State received form 4/21/2009 \$ 39.60

RPSSUGA0260030 2009 Comm. Mtg. Decision 11/23/2009 \$ 1,258.04

RP05N39E262472 2009 Homeowners Exemption error \$ 682.04

RPRFNDR0030010 2009 AG category error \$ 821.36

MHMH01268 2009 Four Paws Tax Exemption \$ 586.56

LRLR0138 2009 Duplicate Bill \$ 132.20

RPRXBCA0250625 2009 City property exemption \$ 1,245.91

RPRXBCA0250625 2009 City property exemption \$ 2,364.63

RPRVVE62080180 2009 Category Error for Ag Land \$ 1,118.60

RPRVVE60080040 2009 Category Error for Ag Land \$ 1,118.86

RP05N39E130745 2009 Homeowners Exemption error \$ 565.33
RPRRXB10320061 2009 Cancel Solid Waste Fee \$ 25.00
RP06N40E172690 2009 Development Workshop Land \$ 766.07
LRLR0169 2009 Development Workshop Land \$10,247.17
RPRBCA0250640 2009 Cancel Solid Waste Fee \$ 25.00
RPRRXB10470010 2009 Billed for extra \$ 42.16
Total \$21,172.70

Commissioner Ricks made a motion to approve the above listed cancellations and exclude two Riverwood properties, North Fork property and the Levacy-Savin property, Commissioner Weber seconded and voting was unanimous.

1000 E Bridge: Commissioner Hansen made a motion to approve the Keller and Associates bill for \$3,579.31 with the County match of \$262.72, Commissioner Weber seconded and voting was unanimous.

Jeff Cook and Carlos Aponte - Black Ink Insurance: Mr. Cook reported that their company had conducted all of the meetings for the County open enrollment and he felt they had been informative and successful. The FSA and HRA questions had been covered by Keith Paduch during the open enrollment meetings but Mr. Paduch will probably have more questions from the employees as they begin to use the benefit. As requested the company is being proactive. He did encourage the Commissioners to consider continuing with the blood draw so the employees would have a record of their health improvement progress. He also reported that the employees had only used the Healthy Merits Hotline approximately 16 times. Both Jeff Cook and Carlos Aponte asked the Commissioners to review their commission as they did not feel \$500 per month was an adequate allowance for handling the County account. Commissioner Weber asked what would be a fair commission for handling a group policy like the County's group. It was suggested that a minimum of \$1270/month would be in the middle. Commissioner Weber
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suggested that the commission fee to Black Ink be increased. Commissioner Ricks stated that he would like to research the premium increase further. He also complimented Jeff and Carlos for their proactive steps. Jeff Cook stated that he wanted the firm's reputation based on their good job otherwise they would not have continued to try to serve the County.

Steve Hoble, Mosquito and Weed Department asked for a one time bonus of \$2500 for Maxine Berger as she has prepared his bills for processing during the summer. After discussion among the Commissioners, it was decided to put the matter on the agenda for December 21, 2009.

Commissioner Hansen made a motion to amend the Agenda to approve a contract for Randy Johnson of Forsgren Associates for handling the Twin Bridges State contract, Commissioner Weber seconded and voting was unanimous. After review of the contract, Commissioner Hansen made a motion to approve the contract for Forsgren Associates for Twin Bridges as reviewed by Attorney Troy Evans, Commissioner Weber seconded and voting was unanimous.

Terry Madsen - Tax Cancellation Consideration: Mr. Madsen stated that he had not received property notifications for two of his properties and had

therefore received delinquent notices. He asked that the penalty and interest be forgiven because of this error. After discussion on proper notification, Commissioner Ricks made a motion to cancel the late charges, but not the interest, Commissioner Weber seconded and voting was unanimous. Welfare and Indigent: Commissioner Robert Hansen made a motion to go into Executive Session at 11:40 a.m., pursuant to Idaho Code 67-2345-1(d), exempt records, Purpose of Executive Session: Health and Welfare cases. (Commissioner Hansen – yes, Commissioner Ricks – yes, Commissioner Weber - yes) Commissioner Hansen returned to Open Meeting at 11:55 a.m. Commissioner Ricks made a motion to approve Case Number 2010004, deny Case Number 2010005, sign lien for Case Number 2010007, complete due diligence study on Case 2007018, Commissioner Hansen seconded and voting was unanimous.

Claims: After review of the claims submitted by the Elected Officials and Department Heads in the amount of \$371,759.28, for December 14, 2009, Commissioner Hansen made a motion to approve with noted adjustments, Commissioner Ricks seconded and motion passed.

Personnel Actions:

Name Current Status Salary Proposed Status Reason

Sheriff's Office

Ron J. Guymon \$8.50/hr Reserve Dispatcher New Hire

Joseph J. Palmer Detention Officer \$15.40/hr Patrol Officer Transfer

Nathan J. Severine Detention Officer \$15.38/hr Patrol Officer Transfer

Commissioner Hansen made a motion to approve the listed Personnel Action requests, Commissioner Ricks seconded and voting was unanimous.

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Minutes:

Commissioner Hansen made a motion to approve the Minutes for the October 5, 2009, County Commissioners Meeting, Commissioner Ricks seconded and voting was unanimous.

Commissioner Hansen made a motion to approve the Minutes for the October 13, 2009, County Commissioners Meeting, Commissioner Weber seconded and voting was unanimous.

Commissioner Hansen made a motion to approve the Minutes for the October 26, 2009, County Commissioners Meeting, subject to North Fork Surgical Center property clarification, Commissioner Weber seconded and voting was unanimous.

Commissioner Weber made a motion to approve the Minutes for the November 9, 2009, County Commissioners Meeting, with corrections, Commissioner Hansen seconded and motion passed.

Commissioner Hansen made a motion to approve the Minutes for the November 19, 2009, County Commissioners Meeting, subject to checking the Claims amount, Commissioner Ricks seconded and voting was unanimous.

Commissioner Ricks made a motion to approve the Minutes for the November 23, 2009, County Commissioners Meeting, Commissioner Hansen seconded and voting was unanimous.

Commissioner Hansen made a motion to approve the Minutes for the December 7, 2009, County Commissioners Meeting, with changes, Commissioner Ricks seconded and voting was unanimous. Commissioner Ricks made a motion to adjourn at 2:10 p.m., Commissioner Hansen seconded.

Approved:

Robert Hansen, Chairman

Kimber Ricks

Jon O. Weber