

Abbreviated Minutes: Complete Minutes Are On File In The Clerk's Office

Madison County Commissioners

Meeting Minutes

FEBRUARY 25, 2013

8:00 AM

COMMISSIONERS ROOM

ATTENDEES

Commissioners: Chairman Kimber Ricks and Todd Smith. Jon Weber was excused
Deputy Prosecuting Attorney: Troy Evans
County Clerk: Kim Muir

AGENDA TOPICS

Health and Welfare (Indigent Clerk Elizabeth Boyce):

Commissioner Ricks made a motion to go into Executive Session at 8:10 a.m. pursuant to Idaho Code 67-2345 (1)(d) exempt records. (Commissioner Ricks-yes, Commissioner Smith-yes) Commissioner Ricks returned to Open Session at 8:25 a.m. Commissioner Ricks made a motion to sign Liens on Case Nos. 2013019, 2013020, 2013021 and 2013022, sign Determinations to Approve on Case Nos. 2013008 and 2013013, and sign Lien Releases on Case Nos. 2013002, 2013009, 2013011 and 2013012. Commissioner Smith seconded and voting was unanimous.

County Business:

Committee and Board Reports:

Commissioner Ricks gave an update on the Lincoln Banquet held on Saturday, February 23.

- Commissioner Ricks made a motion to approve the claims presented by the Clerk. Commissioner Smith seconded and voting was unanimous.
- Commissioner Ricks made a motion to approve the February 11, 2013 Commissioners Meeting Minutes. Commissioner Smith seconded and voting was unanimous. Commissioner Smith made a motion to approve the February 15, 2013 Commissioners Meeting Minutes. Commissioner Ricks seconded and voting was unanimous.
- Review and sign: Certificates of Residency. Commissioner Ricks made a motion to approve the following Certificates of Residency.

Arnold, Hailey	Ball, John	Barney, Nathan
Belnap, Alexis	Blaser, Kaden	Blaser, Katie
Brown, Kade	Clark, Makayla	Crane, Hannah
Crapo, Keegan	Davis, Hailey	Deacon, Stuart
Echman, Jacob	Esplin, Kortnee	Gannaway, R. Lee
Gee, Kendall	Gonzales, Remington	Gutenberger, Peter
Hancock, Lindsey	Harris, Jessica	Hawkes, Jason
Jeppesen, Jake	Kennelly, Mary	King, Matthew
Kinghorn, Katelyn	Leavitt, Kylie	Lusk, Erica
Mackay, Sarah	McInnes, Madison	McInnes, Tait
Morris, Jacob	Morris, Natalie	Orr, Justin
Ostermiller, Mason	Parker, Alexis	Pingry, Justin
Purser, Jared	Puzey, Tanner	Roberts, Stacy
Speakman, Gordon	Taylor, Benjamin	Taylor, Keegan
Taylor, Megan	Taylor, William	Thueson, Madison
Whaley, Austin	Yardley, Cortnie	

Commissioner Smith seconded and voting was unanimous.

- Centennial Update: Shauna Ringel gave an update on centennial issues.
- The Public Defender issue was discussed. Troy has been in contact with Fremont, Jefferson, Teton and Clark Counties and will continue researching.

Personnel Actions:

Commissioner Smith made a motion to approve the personnel actions. Commissioner Ricks seconded and voting was unanimous.

BOE – Galust Berian:

Commissioner Smith made a motion to move the BOE to 4:00 p.m. this afternoon to accommodate Mr. Berian’s attorney. Commissioner Ricks seconded and voting was unanimous.

Brent Saurey/Sherry Arnold – Tax Issues:

Brent explained that the abstract was run on sub and missed roll. The Assessor’s Office already ran the abstract and the Berian case will have to be a tax cancellation when it is decided. First Monday of January is when the assessments for missed and sub rolls go out. The deadline for BOE is the second Monday of July. Exempt property is currently granted by the Board of County Commissioners, but this law will change and it will be granted by the Board of Equalization.

D. J. Barney and Sandy Dixon were present and requested the late fee and interest on 2009-2012 be cancelled. They paid \$1,007.82 and over the next 4 months will pay \$250.00 each month to clear up 2009. In 2012 there was a large tax increase, and the homeowner’s exemption was dropped during the divorce when the property was quit claimed to Sandy, DJ’s ex-wife. He would like to get the county paid and will commit that the taxes will be paid and current by December before the 2013 taxes come due. Commissioner Ricks made a motion to cancel the penalty, interest and the amount of the 2012 homeowner’s exemption. Commissioner Smith seconded and voting was unanimous.

Jared Bingham – D7 Update:

- The basement of the Administration Building was discussed. Brent McFadden and Ralph Robison were present for discussion. There will need to be architectural drawings to design the project. There are concerns with handicap accessibility, keeping a place for current storage, installation of a restroom, sprinkler systems and adjustments for heating, cooling and electrical. Ralph will get an architect to draw up plans, and we will begin the process of getting bids.
- A contract with a peer mentor specialist was presented to Troy for review. Commissioner Smith made a motion to sign the Independent Contractor Agreement Peer Mentor Specialist. Commissioner Ricks seconded and voting was unanimous.
- In the past there have been concerns about other providers. The program was set up by Judge Shinderling and Burt Butler ten years ago, and they use a unified treatment model that helps with consistency and reporting. They feel it is working well and do not want to change it as before this model was put into place it wasn’t working.
- D7 looks good financially. There will be some changes in the near future as we will lose a grant this year. The increase in PERSI and pending medical insurance increases in the next budget year are concerns.

Brent McFadden – Updates On General Services:

Brent presented a resume from Jeff L. Williams. He is interested in being a county surveyor on full time basis. Planning & Zoning has been hiring Mountain River to do corner perpetuations. Brent would like to hire Jeff as a county employee to do oversight work and platting.

Brent reported on vandalism in a restroom at Twin Bridges. The BLM will help to pay for repairs.

Paul Sorensen – Computer Policy/Computer Purchases:

One of the main servers needs to be replaced, and he would like to purchase their quarterly PCs they have budgeted for. Commissioners gave approval for these purchases. Purchasing ipads for the Planning and Zoning Commission was discussed.

The Personnel Policy was discussed. It is signed by each new employee and includes a computer policy. There was discussion on the best way to rewrite the policy to better serve Madison County. Adding social network sights to Section 6 was discussed. The Department Heads are the people that need to be in charge of productivity within their office.

Dave Walrath – Truck Shop Discussion:

Johnny Watson and Ryan Malm, JRW Associates, and Dale Pickering and Dave Ivey, Fire Department, were also present. Dave Walrath explained they are in the process of constructing a new building behind the transfer station to provide cold weather storage and an indoor building to service the vehicles. JRW is designing a building for that purpose. Since it is a building large enough to act as a warehouse, it requires a sprinkler system. Dale is requesting a variance from the Fire Department. It will have high overhead doors on both ends and large enough for a tanker to be driven into the building. Dale Pickering explained the fire code on a warehouse type building. With the ceiling height it is a multi-functional building, and the fire department can't guarantee that it will always be a truck shop.

Dave mentioned the issue he is having with employee comp time. He explained to the Commissioners that his employees will need flexibility with comp time, especially in winter months when Road and Bridge employees are called in on weekends to plow roads.

Johnny Watson showed code books on the type of structure we are looking at that indicated the building will not require a sprinkler system. He read from the code saying that if we limit the height of the ceilings and list as a repair garage, it should not require a fire suppression system. According to the City ordinance, if they put in a sprinkler system it would be a light duty system.

The matter will come up at the next City Council Meeting. It will be left up to Val, at the City, as the code states “warehouse types” are required to install a fire suppression system.

Commissioner Ricks expressed confidence that an agreement can be reached. Dave Walrath commented that they don't want fires. We want to respect and comply with the Fire Department codes and be good citizens.

Johnny Watson stated that a fire suppression system helps protect the structure from damage, but it's more for protecting human life and adjacent structures. Commissioners agreed to table the issue until the City Council discusses the issue at their next meeting.

Public Comment:

Dan Roberts and Scott Smith came in to appeal to our moral sensibilities. He expressed appreciation for our letter regarding the proposed insurance exchanges. Dan spent three days in

Boise and is asking us to modify our letter to slow down Obama care. Conservative states have all said that the insurance exchange the state is proposing is bad and they are running away from it. Taxing authority will come into place as soon as there is a tax exchange in place. The Federal Government does not have the same taxing authority. He thinks Idaho should lead us out of this. Scott agrees with him and stands as a second witness.

Kelly McKamey wanted to add that our country and our supreme court have upheld laws and overturned them. As County Commissioners we could say this is not right and we are not going to voluntarily throw our support behind this law, but we are going to do everything we can peacefully and legally to prevent it from passing.

Dan asked Commissioners to provide an education process to inform potential jurors against convicting their neighbors if they can't afford to purchase Obama care insurance when these issues go before lawmakers.

Sherry Arnold – Tax Deed Hearing:

Pending issues of tax deeds:

- Arnold Press – Kent was asked to be here, but did not come in so it was agreed to file a deed.
- Louis & Debbie Barney paid - no action required on the Treasurers side.
- Sandy Barney paid - no action required on the Treasurers side.
- Helen Bowen - Sherry is dealing with Keith Bowen, who is Helen's uncle. He is working with his daughter and requesting that we give them two weeks. Keith owns adjacent property and would like to purchase property. We will give them 30 days.
- Rick Hancock has ignored all attempts at correspondence so it was agreed to file a deed.
- Rhett Price has ignored all certified letters and correspondence on his two properties so it was agreed to file deeds.
- Redstone/Sun River - Sandi is working on this so put on hold.
- Summit Developers, Curtis Ferney and Depatco, 78 parcels – it was agreed to file deeds.

Executive Session – Personnel Issues:

Commissioner Ricks made a motion to go into Executive Session at 2:45 p.m. pursuant to Idaho Code 67-2345 (1)(b) exempt records. (Commissioner Ricks-yes, Commissioner Smith-yes) Commissioner Ricks returned to Open Session at 3:27 p.m.

Urban renewal will be meeting next Tuesday on the Centennial Park. CHC foundation may have a grant that we could apply for. Ted Hendricks, from the Development Company, will be in at the next meeting regarding this grant. Dave stated that we can be ready to dedicate the park by June 19th. Dave's plan is to saw cut the asphalt and then gently peel it back to avoid hitting the fiber optics.

BOE – Galust Berian:

BOE was continued and reconvened at 4:05 p.m. Brent Saurey, Robin Dunn, Galust Berian, Julian Berian, Brent McFadden, Ralph Robinson, Sherry Arnold, Angie Allen and Dot Legan were present. Brent reported the Assessor's Office visited the property last August, but they were not allowed to inspect the property. They were invited to return last month. The first building (1) has some utilities. They reported that the building's roof has holes in it. The exterior is Celotex and is not plywood. The value would be very minimal, and Brent feels it is over assessed. The middle building (2) is 12 x 20 and is up for sale to be removed from the property. These two buildings (1 and 2) are currently valued at \$14,511. The larger structure(3), called an artist Prop

by the owner, in a buyers opinion is not worth what is reported on the assessment, is valued at \$47,774 and the land would stay the same for the current year.

The owner's source of income is art, and he deals with galleries in Utah, Idaho New Mexico and other states. He built a prop to do his artwork. In Robin's opinion, building No. 3 would be more like an outer building. In his opinion, valuation of \$47,774 is too high. There is no roofing material on this building. The building sides are on the soil and not on a foundation so the house would crumble in time. Commissioners will consider the information given today and notify them within 16 days.

Commissioner Smith made a motion to adjust the buildings to a combined value of \$26,570 (Building #1 value \$100, Building #2 value \$6000, Building #3 value \$20,470). Commissioner Ricks seconded and voting was unanimous.

Board of Equalization was recessed at 4:30 p.m.

Commissioner Ricks made a motion to adjourn at 5:05 p.m. Commissioner Smith seconded and voting was unanimous.

Approved:
Kimber Ricks, Commission Chairman
Jon Weber, Commissioner
Todd Smith, Commissioner