

**Jefferson County Commissioner Meeting Minutes
October 9, 2012**

Meeting called to order at 9:00 am. Those present are Chairman Karren, Commissioner Hegsted, Commissioner Raymond, Ginger Hilker, and Cody Taylor. Christine Boulter is Clerk of the board. Ginger Hilker gave the Pledge of Allegiance and Chairman Karren gave the prayer.

Nicole Burnside

- **Homeowner's Exemption Request**

The assessment notice that the Assessor's Office came back. On June 8th, they sent a letter to the new address. On July 6th, Nicole called and said she barely picked up her mail. Nicole mentions she didn't get the letter because she switched her mail to a post office box.

Motion by Commissioner Raymond to approve the homeowner's exemption on RP04N38E126282 owned by Nicole Burnside. Second by Commissioner Hegsted. Roll call taken. Karren –aye, Hegsted – aye, Raymond – aye. Motion passed unanimously.

Commissioners

- **Executive Session 67-2345(F)**

Motion by Commissioner Hegsted to go into executive session at 9:31 a.m. pursuant to Idaho Code 67-2345(F). Second by Commissioner Raymond. Roll call taken. Hegsted – aye. Raymond – aye. Karren – aye. Motion passed unanimously.

Moved back into open session at 9:55 a.m.

Discussion held on litigation.

Planning and Zoning - Naysha Foster

- **Public Hearing – Dansie Zone Change**

Briefing for Ordinance zone map amendment. This would be property at 3849 E - 3845 E on 300 N. Now zoned Residential 1 (39 acres). Would like change from R-1 to Commercial 1. It is in city of Rigby's impact area. Jim Deuel and Ray Keating recommended that they hook to city utilities. City is aware. However, there is nothing in the works at this time. No opposition to this by P&Z board. P&Z suggested that it fits: Holly Hancock made motion for approval, Ed Mortinson seconded. Motion carried. It fits well with surrounding uses and comprehensive plan. Naysha opened Public hearing, closed for no response.

Motion by Commissioner Raymond to adopt ordinance # 2012-08. Second by Commissioner Hegsted. Roll call taken. Karren - aye, Hegsted - aye, Raymond - aye. Motion passed unanimously.

Naysha mentions that FedEx is going to move forward, wetland issue resolved.

Jason Wood

- **Eagle Scout Lorenzo Project**

Jason would like to make a welcome sign for Lorenzo. He presented his idea. He and his family would like to remember Lorenzo. Sign to be made of wood, and water-proofed. Lorenzo was founded in 1885. Easement is in county right of way. Presented to commissioners were footage measurements. It has been discussed with Road and Bridge. It is within county property. Fee would be waived by P&Z as well. Center of sign would be 36 feet from center of the road. Raymond suggested that they use a product that is more long lasting than a 4x4, like trex. Hegsted agrees that you need a more durable material. Hegsted gave an example of what happened to Grant sign. Commissioner Hegsted suggested using 3" galvanized posts so not to burn. Jason was congratulated for project. If using metal, a suggestion was to go to Idaho steel products per Commissioner Raymond.

Motion by Commissioner Raymond to wave permit fee for an Eagle Scout sign project. Roll call taken. Karren - aye, Hegsted - aye, Raymond – aye. Motion passed unanimously.

Dan Roberts

- **Property Taxes**

Dan Roberts was here to plead for personal property tax relief for the 2011 tax year. He explained that in 2010 due to economic issues the bank forced him to do a forced liquidation of assets. That continued through March of 2011 with final bits of tools etc. They allowed him to liquidate and find buyers for the equipment. He chose to come to this county with his businesses; he has been a business man for many years here in this county. He does live in Madison County. Dan has always been involved in helping the entities of the county. Dan would like to petition for a pardon for taxes of 2011 as taxable property was all sold. He didn't understand that by not declaring what would happen. Due to his book keeper, he has had to take these items into his own hands. He has 9 children at home, has taken out bankruptcy etc. to survive. He has proof that he doesn't own any of this equipment. Pleading for a relief of approximately \$4,000.00 to be excused from personal property. Kristine responded that where assets have been taken away from him there is nothing to redeem. Taxes are \$1591.08 for Rigby Fabrication. PPA00000192001 furniture, fixture, equipment. River log specialist PPA 00000192006 tax is \$1561.82. When Dan visited with Kristine, she recommended that he come before the board. Letters were sent out; when he got the sheriff's notice he called. He realized that his bookkeeper was not doing anything, he got on the agenda. County realized this in about Feb 2012 when someone said to Kristine it is all gone; we don't even think it is out there. She has spoke to Dan twice on the phone. Tax bill would have come out 2011. Kristine does a round of warrants first part of Feb. There was no action by either one at that point. Warrant of Distrant was issued, but there is nothing to cease. It was returned unsatisfied. Commissioner Raymond expressed his concern and grief for his loss. He asks is there anything from the Marriott settlement? Dan stated that the lawyers took \$50,000.00 and the bank received the rest. He received nothing from that settlement. Commissioner Hegsted asks why bank forced him to sign. Bank called loans in. He has since worked for his dad. Dan lost home, bankruptcy is almost complete. The only people who got hurt were the banks. He paid out all his suppliers. Due is \$3251.90 per information from Kristine. Mr. Roberts does not have any assets in Jefferson County. Warrant can be transferred to Madison County, or Court system. Kristine stated that in researching everything is gone, per commercial appraiser David Kinghorn. He has zero assets in Jefferson County. Commissioner Hegsted says that tax is owed. Commissioner

Raymond has established that the property was not in the county when it was assessed. Commissioner Hegsted has not received anything showing that the property was not in county. Dan states that he has bill of sales and asks if we can table. Chairmen Karren says she's not sure that would change her decision. Dan asks if could pay less. Commissioner Hegsted says he would approve an extension of time for other half of bill. Kristine said that could be done, with people who consistently pay. Commissioner Raymond believes that previously it has been trailer houses, etc. smaller amounts of monies. He still stands on premise that the property has not been here during that year. Second part you stated that you have no dollars, and then you say can you pay ½ half on the taxes. Dan states that there is no blood in a turnip, but there is a turnip. Kristine states there are some hardship issues. Dan wants to know how the county took him off in 2012, cause he didn't ask to be. Kristine states that maybe she shouldn't have taken him off the 2012.

Motion by Commissioner Hegsted to table Dan Roberts's property tax issue until next meeting. Second by Commissioner Raymond. Motion passed unanimously.

Dan states he will be here Oct. 22, 2012 at 10:30 am.

Social Services – Edidt Ramirez

- **Executive Session 67-2345(D)**

Motion by Commissioner Hegsted to go into executive session at 11:35 a.m. pursuant to Idaho Code 67-2345(D). Second by Commissioner Raymond. Roll call taken. Hegsted – aye. Raymond – aye. Karren – aye. Motion passed unanimously.

Moved back into open session at 11:55 a.m.

Motion by Commissioner Hegsted to deny case #2013-09 for lack of information, to deny case #2013-08 for lack of information and not timely filed, and to deny case #2013-05 for assets beyond billing value. Second by Commissioner Raymond. Roll call taken. Karren - aye, Hegsted - aye, Raymond - aye. Motion passed unanimously.

Lunch Break

Public Works – Jim Boulter

- **Snow Removal Policy**

Jim brought revised policy to commissioners for review.

Motion by Commissioner Raymond to approve the snow removal policy. Second by Commissioner Hegsted. Motion passed unanimously.

- **Public Works Policy Amendment**

Jim brought revised policy to commissioners for review.

Motion by Commissioner Raymond to amend the public works policy. Second by Commissioner Hegsted. Motion passed unanimously.

- **Road & Bridge Report**

Salaries ran at 98%, Benefits 98%, expenses 96% capital outlay 63% to help carry out year. This is a 2012 budget reporting.

- **Solid Waste Report**

Solid waste at 94% of total budget for 2012.

- **Transportation Plan Update Discussion**

If commissioners do an amendment (resolution) to existing plan we won't have to pay the \$49,642.00 for engineer. Now, which roads will be the priority, probably 3800, and 4100 school roads. Discussion was had on enforcement officer and helping with road issues. The SWPP plans would have cost \$18,300 but we were able to take care of it in department. Public Works Director wanted it known that Casey did a great job in researching the Transportation Plan update and SWPP plan, saving a great deal of dollars for these departments. Jim passed out a new copy of the definitions for the County line landfill per the signage which will be posted. Commissioners approved this new signage and DEQ also approved. Jim showed the commissioners a copy of the log-in which he receives each week. Commissioner Hegsted in going through claims at Rigby Auto supply had a few questions as well as a question on a tire for Solid Waste. Commissioner Raymond wondered if cable at cinder pit was a hazard. Jim said cable is lower and wrapped with reflective tape. Jim would like to see security cameras put up. Commissioners are in favor. Jim will get with Commissioner Hegsted for further information on systems and proceed. Keith Nelson would like to know a price on some repairs to be made to road in the Little Butte Cemetery. Jim will take care of that. It would be work for the durapatcher. Commissioner Hegsted discussed the progress of trimming trees on varies complaint sites.

Commissioners

- **Claims**

Motion by Commissioner Hegsted to approve the claims in the amount of \$301,036.80. Second by Commissioner Raymond. Roll call taken. Karren – aye, Hegsted – aye, Raymond – aye. Motion passed unanimously.

- **Minutes**

Motion by Commissioner Hegsted to approve the minutes for September 24, 2012. Second by Commissioner Raymond. Roll call taken. Hegsted – aye. Raymond – aye. Karren – aye. Motion passed unanimously.

Attorney – Robin Dunn

- **Executive Session 67-2345(F)**

Motion by Commissioner Hegsted to go into executive session at 2:20 p.m. pursuant to Idaho Code 67-2345(F). Second by Commissioner Raymond. Roll call taken. Hegsted – aye. Raymond – aye. Karren – aye. Motion passed unanimously.

Moved back into open session at 3:08 p.m.

Discussion had on pending litigation.

Motion by Chairman Karren to amend the agenda at 3:09 p.m. to take care of paperwork for the Clerk. Second by Commissioner Raymond. Roll call taken. Hegsted – aye. Raymond – aye. Karren – aye. Motion passed unanimously.

Clerk – Christine Boulter

- **Certificates of Residency**

48 certifications to be signed.

- **Letter for Senator Hill**

Discussion on letter for Senator Hill. Chris will continue to work on letter. Just need to add levy rates. Will send to Commissioners for review upon completion.

Meeting adjourned at 3:45 p.m.

Chairman of the Board

Clerk of the Board

County Clerk