

Jefferson County Commissioner Meeting Minutes February 25, 2013

Meeting called to order at 9:00 am. Those present are Commissioner Hegsted, Chairman Raymond, Sheriff Olsen, Scott Herrick, Jim Boulter, Lorie Dye, Cody Taylor, Mitch Whitmill, Commissioner Farnsworth, Kristine Lund, and Naysha Foster. Emily Kramer is Clerk of the board. Jim Boulter gave the Pledge of Allegiance and Lorie Dye gave the prayer.

Commissioners & Elected Officials

- **Staff Meeting**

Cody mentions that her office is waiting to see on legislation. They are moving forward as is. They are doing evaluations. A couple of employees have come to her and have asked for some training on what to do in an workplace violence awareness training. The Sheriff says his department puts on a lot of training and he is willing to put something together. The Sheriff says if we do training we should fine tune our emergency plan for the courthouse. Chairman Raymond asks how long the training would last. The Sheriff says probably a couple of hours. Chairman Raymond asks what day and time should we do it. The Sheriff says during the week, one in the morning and one in the afternoon. Commissioner Raymond asks the Sheriff to fine tune his training and get on the agenda the next time we meet and report back. Commissioner Hegsted says he thinks this training would be a great idea. Cody says they are hesitant on pushing the button because they aren't sure if it's an emergency or not. The Sheriff said it is part of their job; don't hesitate to push the button. The Sheriff says if you have time, call and ask for a person to come over. If there is no time, push the button. Robin Dunn arrives. Discussion held on the training. Lorie Dye would like to sit in on the training if that's okay. The Sheriff says whoever the commissioners want to attend. Lorie Dye just had youth come back from government training in Boise. Lorie says the elected officials work with the kids every year and do a great job. Lorie says they are just finishing up with the gardening class at the senior citizens center. It was well attended. The strong women stay young program is just ending. The class will be held in the fall. The food preservation class will be starting next week at the fairgrounds. Lorie mentions John has some schools coming up. Lorie says education is what they are about. Mitch says they are doing maintenance and operating as usual. March 20th at 7:00 pm is the invasive species conservation meeting at the high school. This time of the year they will be doing some education at the canal meetings. They are working with the State on attending level two certification training on the aquatic mussel through DOT. Lorie said all 4H youth will be required to wear helmets because of risk management and wants to give everyone a heads up. Mitch asks if anyone has received the levee report. Naysha and Jim say they haven't gotten anything. Jim asks about the next EOC training. He feels it would be important to have. Emily mentions we had one last year and will be having one coming up. Scott mentions that we have two huge water softeners that service this building. The computers failed earlier this month. The water softeners were replaced and reprogrammed. With the new ones, our salt usage is way down. Depending on the jail population, he explains that we average 3,500 gallons of water a day. Naysha mentions that whenever she calls Scott he comes right away and replaces items in the bathroom. Naysha says employees put a note on the stuff and don't call Scott directly and they need to call him so that he can replace items. Chairman Raymond asks about the power bill. Scott says the bill came in for the worst part which was about \$6,500. Commissioner Hegsted explains that Wi-Fi is being installed for the public. Robin asks where we are on the televisions

and cabling in the courtroom. Emily says the televisions are installed. The Sheriff mentions we have a jail inspection at the end of March. Commissioner Farnsworth says they hired a new Eastern Idaho Public Health Director, Geri Rackow. There were 20 applicants and they weeded it down to 7. The board interviewed each applicant. Commissioner Farnsworth mentions that the RC&D board has asked him to go to Nebraska and they are paying his way. He will be from March 17th – 21st. Mitch asks what the status of the RC&D is. Commissioner Farnsworth says they are doing well. Commissioner Farnsworth said he got some calls complimenting the Road and Bridge department for plowing on Saturday. Naysha says building is down, but applications for planning and zoning are up. We are down 59 permits, down on housing, and commercial projects are bigger than what they were in the past. Robin asks about the impact agreements. Naysha says Ririe is on the planning and zoning agenda and then the agreement will come before the commissioners. Kristine says the Sheriff's Office is busy doing the warrants. The tax deed hearing will be during the second meeting in April. Kristine mentions the numbers are down, but there is more to look at. Chairman Raymond says he had a request from a citizen that would like to see a map of the herd districts. The Sheriff says he has a map and can get him a copy. Chairman Raymond says there was a decision that came from the BLM. They had a conference call last Thursday, but he missed it. The BLM came down with a ruling on 6 of the 68 grazing allotments in the Owyhee area. They cut grazing by 48%. They changed the turn out date from April 1st to June 15th. Christine Boulter arrives. Kristine says she has a note to send out to the 6th district since they voted to join the 1st district on a legislative conference call coming up. It was an inexpensive way for the 6th district to be in the know. Chairman Raymond mentions that the senate passed the health care exchange. Chris says Debbie Karren accepted the position of chairman on the county centennial committee. Chris mentions that on January 5, 1914, Jefferson County came into official being. There was an election that was held in December 1913. In 1913, they gave us permission and through the year they did research. Chairman Raymond asks if we should celebrate January 5, 1914. Chris says yes and that Debbie mentions there will be events leading up to it and events throughout the year.

Sheriff – Blair Olsen

- **Vehicle Purchase**

The Sheriff says the commissioners approved the 2013 budget which included money for vehicle purchase. The Sheriff would like to get it in the minutes that the purchase of up to four vehicles is approved. The Sheriff is trying to purchase locally. Smith Chevrolet got the government bid, but there is a 2.5% state administrative fee. The Sheriff may get a couple of used vehicles from Rigby Chevrolet through trading. The Sheriff is looking to piggyback on Canyon County's bid. Commissioner Hegsted asks if Deputy Miller's vehicle was totaled. The Sheriff says yes, they went through Rigby Chevrolet and purchased a used vehicle. Chairman Raymond asks if he piggybacks on the other county's bid is there an administrative fee. The Sheriff says no. Chairman Raymond asks if he checked with Chris on the cash flow. He says no he was waiting to. Chairman Raymond asks Chris the revenue status. Chris says there is plenty of money in the bank. The commissioners authorize the Sheriff to purchase up to four vehicles. Chris says there is 54% revenue at 40% of the budget. Expenditures are at 37% out of 40%. The Sheriff says they are averaging about fifty a day for state holds.

Commissioners

- **Report on Assignments**

Commissioner Hegsted hasn't had any meetings since we last met. In December, he went out to the Weed Department. They were kind of cramped in their offices. Commissioner Hegsted just recently updated his cubicles at his business. So he asked Mitch if he would like the old cubicles for free. Mitch came out and looked at them and he took them. Commissioner Hegsted donated his old ones to the Weed Department for free. Commissioner Farnsworth mentions they hired Geri Rackow as the Eastern Idaho Public Health Director. During the hiring, there were three applicants that came really close. Commissioner Hegsted asks how many in house applicants there were. Commissioner Farnsworth says there were three in house. They spent a day interviewing. Commissioner Farnsworth has the RC&D meeting in March in Nebraska to meet with some legislators that are involved in the funding. They will be paying his way. The meeting is the 18th, 19th, and part day on the 20th. Chairman Raymond missed the BLM conference call on Thursday. The BLM's idea is to cut ranchers close to 50% on public land grazing and their per head cost will go up. Commissioner Hegsted asks where our ranchers are grazing. Chairman Raymond says north and south of Hwy 33. Chairman Raymond mentions they had 68 grazing allotments in the Owyhee area that they were evaluating based on a lawsuit. They ruled on 6 allotments that they would cut grazing up to 48%. Turnout dates moved from April 1st to June 15th. The ruling is not final. If that pattern keeps up, it will devastate the ranching communities. It will affect our tax base and way of life. It has to do with the lawsuits initiated by the Western Watershed. But the ruling points to sage grouse habitat. The threats to sage grouse are wildfire, invasive species, and infrastructure. With this ruling, they just increased the wildfire potential.

Commissioners call a nine minute recess.

Rigby Senior Citizens Center – Amanda Hickman, Wayne Pennell, Rick Miller

- **Block Grant Application**

Rick Miller introduces himself from the development company. He explains that they are a nonprofit agency to help with infrastructure programs, economic development, etc... The company helps communities with grant applications. They cover a nine county area. Through HUD, the Idaho Department of Commerce receives an allotment for the block grant to distribute. The senior citizens center qualifies to receive this grant funding. The city of Rigby is going to sponsor the grant. The city is going to submit \$5,000 as a cash match and they spend \$9,000 a year on maintenance and operation. The total amount requested will be \$125,000. Robin mentions they want to call the Rigby Senior Citizens Center the Community Center. Chairman Raymond asks if the block grant comes through HUD, block of money through the state, the governor's commission decides. Rick says yes, as applications come in they reward them. Rick says the development company administers loans, grant administration, and for block grants you must have a certified grant administration to be involved. Rick says if they get the grant they will have an administrative contract with the city. Amanda says the senior center is not just directed to the seniors. The center's biggest program is Meals on Wheels which serves 43 clients throughout Rigby and Jefferson County. Labelle out past Lewisville. On Wednesday, they deliver 69 meals. The congregate meal program serves up to 175 meals in house a month. They have 20 to 25 people, to 3 or 4 people daily that come. The next biggest program is the food bank. The center partnered with the Idaho Food Bank. They get food from Broulims and they have 40 to 50 families that come in and get free food every Monday, Wednesday, and Friday. The second Tuesday of a month, they get a partial load. The food bank is put on by volunteers.

The center takes the food they can use for the services they offer. Amanda explains that they can't charge for the food. Amanda says others like to use the center. Bountiful baskets use the building every Saturday. They have a low cost rental program. A quilting group uses the building. They had an exercise group. They also have some ladies that play cards and they just started holding bingo games. Wayne says they can't charge for any food that comes out of the building. Amanda says they do fundraising. Chris asks if they have an application for their food bank. Amanda says yes. Chris asks if we are going to have hoarding, if the county food bank participants use theirs. Amanda says the same people use both. Chris says she thinks it great that they have commodities that the county food bank doesn't have. Amanda says they get fresh food, a little dairy, a lot of bread, and frozen items. Chairman Raymond asks if the Idaho Food Bank is involved with the County Food Bank. Chris says no. Chairman Raymond mentions that the Senior Citizens Center may check with the beef council to receive donated beef. A lot of beef is donated to the Idaho Food Bank. Amanda says the only thing she gets from the participants is the name, number of people, and ages. Wayne explains that he was asked to be the director of the senior center in November. Wayne is developing the priorities for the grant. Wayne says the center needs adequate heating and cooling systems. They have two systems, but are running only one. They have a walk in freezer and cooler that has not worked for several years. They will need to remove the walk in cooler to repair the collapsed ceiling. They would like to install a new freezer. They need new plumbing, electrical, and all the lights need to be replaced. Also, the exit signs are not up to code. They need new flooring throughout the building because the tiles are separating. They would like to purchase a convection oven and a warming table. Wayne explains that in the bathrooms the wainscoting is coming off the walls and the floors are separating. They need to seal coat the parking lot and repair the soffits. They also need to replace the kitchen and entry doors. Wayne says the requested amount will be \$125,000. They are trying to upgrade the building so it's more accommodating and comfortable for more people. Wayne is asking for support from the county. Chairman Raymond asks what they are looking for. Rick says either cash or in kind support. Rick says the parking lot needs to be seal coated and maybe Road & Bridge could do it as an in kind match. Rick says \$1,000 or \$2,000 cash support with a letter of support would help. Amanda mentions that if they don't get the grant, the funds aren't committed. Chairman Raymond asks about the timeline. Rick says the grant application is due on Friday. It will take two months for the applications to be reviewed. They will award the end of May, 1st of June. Once that is done an environmental process will have to be done which takes about a month. Construction will begin the end of July, 1st of August. Rick says that it would be possible for the county to wait until October to support the project if needed. Commissioner Raymond asks about Davis Bacon for in kind work. Rick says if the county does it they do not have to pay Davis Bacon since the county won't be reimbursed. Chairman Raymond says he would like to support this project. Chris asks the commissioners to table their decision until after the budget agenda item.

Motion by Commissioner Hegsted to table making a decision on support the Senior Citizens Center proposed block grant project until the afternoon following the budget discussion. Second by Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Social Services – Edidt Ramirez

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

Motion by Commissioner Hegsted to go into executive session at 11:00 am pursuant to Idaho Code 67-2345(D). Second by Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Moved back into open session at 11:27 am.

Motion by Commissioner Hegsted to approve #2012-63, to table #2013-12 with an extension subject to a medical review, to deny #2013-13 for assets beyond billing value, to approve #2013-26, to deny #2013-29 for lack of information, and to deny #2013-35 for lack of information. Second by Commissioner Farnsworth. Roll call taken. Farnsworth – aye. Hegsted – aye. Farnsworth – aye. Motion passed unanimously.

Clerk – Christine Boulter

- **Quarterly Budget Report**

Chris explains that we are fine on the budget for today. Chris would like to come back in a month and give a new report when we hit six months. Chris distributes a cash liabilities report. Chris explains to Commissioner Farnsworth that we watch to see if we have cash. Chris mentions that we have funds in the Senior Citizens line that we did not budget for this year. We would have to open the budget to use it this year. Or we can use another fund. Or we can budget for it next year and support the project then. Chairman Raymond asks when the audit will be completed. Chris says she thinks they are almost done. Chairman Raymond asks for all elected officials and department heads to be invited to the report on the audit. Chris mentions that we set up a food bank trust for the donations. On food, the food bank is down about half. So food will need to be purchased for the next food bank. Chris passes out the revenue and budget comparison, but says that the report isn't accurate. Chris explains that she is working with Computer Arts on correcting the report. Chris says that on the 1st of April she will have the six month report.

- **Credit Cards**

Chris explains that Costco wants the county to put a flyer in all employees' paycheck envelopes. Chris asks if the commissioners still want to follow the no solicitation policy. The commissioners agree that no solicitation is the way to go. Commissioner Raymond asks Chris to cancel his county credit card. Commissioner Farnsworth mentions that he does not want a county credit card. Chris says okay. Chris explains that the Sheriff's Office credit cards are over the standard maximum of \$1,000. Chris says most county cards are at a maximum of \$1,000 and she wants to know what the commissioners would like to do on the maximum. The commissioners would like to meet with the Sheriff to discuss the maximum with him.

Lunch

Ward Whitmore

- **New Sweden – Idaho Canal Hydro Projects**

Did not attend.

Motion by Commissioner Hegsted to amend the agenda at 1:11 pm to move the 3:45 pm commissioners' executive session 67-2345(D) to 1:12 pm because of time available. Second by

Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Commissioners

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

Motion by Commissioner Hegsted to go into executive session at 1:12 pm pursuant to Idaho Code 67-2345(D). Second by Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Moved back into open session at 1:38 pm.

Discussion had on indigent issues. All issues addressed have been taken care of except the CAT Board payments. The payments are being researched.

Treasurer – Kristine Lund, Sherry Lufkin

- **Subdivision Issues**

Sherry mentions that they have a parcel that may require a procedural decision from the commissioners and legal counsel. In February 2012, Kendall Shippen came in to discuss a parcel that he had taxes owing. This was a parcel up for review in 2013. The parcel had not been looked at for a few years. After he left, Sherry looked into the parcel. The parcel is the entrance for Riverside Estates subdivision. The parcel has never been deeded to Kendall Shippen. This parcel is deeded to Bonnie, but Bonnie never deeded it to Kendall. This parcel is also part of John Davis' front yard. The three issues they have are the tax status, what to do since it is included in a subdivision plat but not deeded to the subdivision developer, and how to resolve these issues. The Assessor's Office is now assessing the parcel differently than what it previously was. The Assessor Office changed it for 2012. Sherry asks does the subdivision plat need to be amended. Robin advises no. Kristine explains that it could have gone to tax deed last year. Right now, the tax charge is \$300.41 through tax year 2011. Naysha says that they discussed recommending cancelling the tax. Bonnie needs to deed the parcel. Mr. Davis needs to be deeded the portion he uses for his front yard. Robin says the county at one time wanted to make the entrance bigger. Robin says if Bonnie deeded to the county that might be best. Robin says if the commissioners feel he has a conflict to ask him to stay out. The commissioners ask Robin for advice on a procedural issue. Sherry asks if a county can be deeded a portion of a subdivision that is already platted. Naysha says it depends what the commissioners want to do. Sherry says do we need to look at the intent. Bonnie intended and thought she had deeded it. Robin says you can quiet title it. Kristine says all parties have been approached and they just want it fixed. Naysha asks does the county own the easement since it wasn't deeded to the developers. Robin says the county does by adversity. Robin says the cleanest method would be two separate deeds. One to the county and one to John Davis. Sherry says she needs a good legal description. Robin says you would need a survey or you can take John's parcel description, moving it to the line to the west. Then the other side would be the legal description to the county. Robin says it's up to the commissioners what they want to do. Chairman Raymond said that's the approach he would take and he would entertain a motion. Kristine recommends a tax cancellation of \$300.41 for years 2008 – 2011 on parcel no. RP04N39E106130 for the reason that the parcel of ground's value has been taken to zero since it is a common area of the Riverside subdivision.

Motion by Commissioner Hegsted to cancel taxes in the amount of \$300.41 for years 2008 – 2011 on parcel no. RP04N39E106130 owned by Kendall Shippen for the reason that the parcel of ground's value has been taken to zero since it is a common area of the Riverside Estates subdivision. Second by Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Motion by Commissioner Hegsted to file two quit claim deeds for said properties to resolve the issue on parcel no. RP04N39E106130. Second by Commissioner Farnsworth. Commissioner Hegsted would like the owner contacted and for this to be resolved soon. Motion passed unanimously. Sherry asks if this will resolve the issues. Robin says yes.

- **Dan Roberts – Personal Property Cancellation**

Kristine mentions that revisiting the previous two meetings that we had Mr. Roberts in attendance, she did not ask him to attend today. In the first part of February, Mr. Roberts brought in the declarations for both parcels with all the descriptions and they brought in copies of bill of sales and auction receipts all of which were September 2010. One piece of equipment was sold January 2011. Kristine says as far as she can tell he didn't own any equipment in 2011 which is the delinquent tax issue that we have been visiting. Kristine asks if they want Mr. Roberts to come in or if they have enough information to make a decision at this time. Chairman Raymond asks for the total amount owed. Kristine says it is \$3,315.96 for both parcels.

Motion by Commissioner Hegsted to un-table the Dan Robert's personal property cancellation request. Second by Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Motion by Commissioner Hegsted to cancel the 2011 personal property tax on parcel no. PPA00000192006 owned by Lost River Log Specialists Inc. in the amount of \$1,672.90 for the reason that the business closed in 2010, all assets were liquidated, and evidence has been provided that the items were sold in 2010. Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Motion by Commissioner Hegsted to cancel the 2011 personal property tax on parcel no. PPA00000192001 owned by Rigby Steel & Fabrication in the amount of \$1,643.06 for the reason that the business closed in 2010, all assets were liquidated, and evidence has been provided that the items were sold in 2010. Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Joel Jenkins

- **Building Permit**

Joel wants to discuss his old fertilizer building in Lorenzo. He explains that the state gave him an option to move the building to a crossed the road because of the overpass. On May, 10, 2010 he obtained a permit to move the part of the building that they did not tear down. He moved the partial building to the west side before they started construction on the overpass. When Joel set the building up, he needed a 90 foot setback, but he wasn't sure where the off ramp would be placed. So he waited and his building permit has expired. Joel says March 15, 2011 is when the

construction started. The state started on the canal work, but by the time they laid the asphalt, to get a 90 ft setback from the middle of the off ramp, his permit expired. Joel started building the extension on the building, but the permit expired. Joel already paid the \$3,000 for the permit. It would be another \$2,000 to renew permit or he'd have to tear it down. He had to cut 15 ft off the building that he originally was going to build because of the setback. Joel is requesting an extension on his building permit. Joel builds storage units. Joel went ahead and got engineered trusses. Joel is asking for a variance. Commissioner Hegsted asks where the storage units are currently. Joel said he was building them a crossed the road before the overpass. He would like to continue to build where he moved the building to. Commissioner Hegsted asks when he was planning to construct. Joel would like to start building when the weather permits. Naysha says this is an issue that we are cleaning up. Naysha says all commercial buildings are required to obtain engineered drawings. The code says we can grant up to a 180 day extension. Naysha shows them a copy of the policy. Naysha says she doesn't have a problem giving money back or waiving fees. We just need updated plans. Commissioner Hegsted asks if Joel would have any problems providing updated plans. Joel says he has the original plans. Naysha says they thought there were going to be some changes to the original drawings. Commissioner Hegsted asks if anything changed. Joel said nothing has changed. Naysha says with commercial structures we need engineered plans that are stamped. Naysha says he can take his drawings and have an engineer stamp them. Joel asks during the time when he got the first permit, was there a change in the building code. Jeff says no, commercial structures need to be engineered. Chairman Raymond asks if they feel comfortable moving forward with the engineer trusses. Jeff says as long as he completes the structure according to the letter that he sent he feels comfortable. Joel says he did put in the straps. Chairman Raymond asks if Joel is asking for an extension. Naysha says since the permit has already expired an extension needs to be granted by the commissioners. Chairman Raymond asks what type of timeframe would be suitable. Joel says he'd like to get it done this summer. Naysha says the code allows 180 days with a written request.

Motion by Commissioner Farnsworth to give Joel Jenkins a 180 day building permit extension to complete construction on the old fertilizer building in Lorenzo. Second by Commissioner Hegsted. Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Public Works – Jim Boulter

Jim says just an fyi. Avon came to him about the USACE repair of the levee out in Roberts. Avon is upset and he said he's not going to allow trucks on his road. Jim says he told Avon that it is a county road and he just wanted to let the commissioners know in case they hear from him. We plow and take care of the asphalt surface. Jim says the letter to Varela went out and she has requested an extension. Commissioner Farnsworth said he drove out there and they haven't done anything. Chairman Raymond mentions he has replied to her.

- **Road and Bridge and Solid Waste Equipment Updates**

Jim distributes an updated equipment report. Jim says we just paid off the Caterpillar 140H Motor Grader and we will pay off the John Deere 644J. Jim asks if the commissioners feel comfortable with leases on the Caterpillar 826H Compactor and Caterpillar 623G Scraper. Chairman Raymond said he'd rather own versus lease, but he doesn't want to own a machine that is wore out. Chairman Raymond asks Jim how much the equipment is being used with the

posi shell. Jim says we don't utilize the scraper as much as we were because of the posi shell. In the winter though it's being used since the posi shell is winterized and parked since it may freeze. Chairman Raymond asks how much life we have in the 826H and 623G. Jim says they are fairly young machines. Commissioner Hegsted asks for a yearly history on what we spent on them broken down into maintenance and operation costs each month. Commissioner Hegsted says they will look at the history to make a determination on leasing vs. purchasing. Jim asks do they want a five year cost analysis. The commissioners ask Jim to provide the history from both machines from the date we obtained them. Jim says he'll check with the dealer to see if they have a projection of costs that he can also provide. Jim mentions that the equipment will be at 5,000 hours by the end of the lease. Commissioner Farnsworth asks what the posi shell does. Jim explains that they couldn't accept trucks when the wind was blowing. The posi shell sprays material that holds the trash down until they compact it. Jim mentions that we only have to bring the work camp in for about a week since we started using the posi shell. Commissioner Hegsted asks Jim to call around to other landfills to ask if they purchase or lease their equipment.

- **Non-Maintained Roads**

Jim says he hasn't got the road maintenance map back yet from the state.

- **Dead-End Roads**

Jim says they have compiled 61 dead end roads. Commissioner Farnsworth discusses his road. He said a 100 ft was signed over to the county. It is supposed to be a legitimate turn around, but no trespassing signs have been posted. Commissioner Farnsworth asks if it is county property or private property. He doesn't want the county sued. Jim says he has no paperwork on it. Naysha says she doesn't have anything. Commissioner Farnsworth said they went to Mr. Nebecker and he signed a letter that was typed by the county. The county came out and put in a fence and built a turnaround. Ray Burns was the executor and he had the dirt piled, and the bus was told to go away. Commissioner Farnsworth said the county widened his driveway for the bus to use. Commissioner Farnsworth is concerned if it is county property or not. Robin asks if we have ever graded it. Jim says he hasn't. Commissioner Farnsworth said if the county did acquire it, but it wasn't done properly then we lost it. Jim says we plow it. Commissioner Farnsworth said it's been about 12 to 14 years ago. Robin says just by plowing, it has become ours. Commissioner Farnsworth said do we notify the owners of that. Robin says we need to write them a letter. Commissioner Farnsworth says Tina still lives there. Commissioners authorize Robin to write a letter. Robin says we need to put better fencing in. Commissioners direct Jim to address the dead end roads that he can, but on the ones there are issues to bring before the commissioners. Robin says if we are going to go to the trouble of doing all this we need to establish some boundaries.

The commissioners sign an updated limited pathology agreement with Ada County that added an updated signing date to September 30, 2013.

Commissioners call a break at 3:05 pm.

Motion by Commissioner Hegsted to un-table the request from this morning to support the Senior Citizens Center proposed block grant project. Second by Commissioner Farnsworth.

Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Commissioners ask Emily to write a letter of support for the Rigby Senior Citizens Center Block Grant application.

Motion by Commissioner Hegsted to commit \$2,000 cash support to the Rigby Senior Citizens Center if awarded an Idaho Community Development Block Grant and for payment to be made in October out of the 2014 budget. Second by Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth - aye. Raymond – aye. Motion passed unanimously.

Commissioners

- **Claims**

Motion by Commissioner Hegsted to approve the claims dated February 11, 2013 through February 22, 2013 to total \$87,198.46. Second by Commissioner Hegsted. Roll call taken. Hegsted – aye. Farnsworth – aye. Raymond – aye. Motion passed unanimously.

Chris mentions that we were talking about the Road Oil trust for claims. The auditor researched the trust and has recommending that we close it and open a proprietary fund for oil distribution. The proprietary fund will be used to purchase hot oil product in bulk. A transfer of \$10,092.03 from the 9165 Road Oil Trust to the Road and Bridge Account and place \$1,000.47 into the new proprietary account. For all other products that we sell for cost to other governmental entities, we will need to budget accordingly each year.

Motion by Commissioner Hegsted to approve resolution #2013-08 for establishing a new proprietary fund titled “Emulsion Tank Fund” to purchase hot oil product in bulk. Second by Commissioner Farnsworth. Roll call taken. Hegsted – aye. Farnsworth – aye. Raymond – aye. Motion passed unanimously.

- **Commissioner Meeting Minutes**

Motion by Commissioner Farnsworth to approve the minutes of February 11, 2013. Second by Commissioner Hegsted. Roll call taken. Hegsted – aye. Farnsworth – aye. Raymond – abstained because he was not present. Motion passed unanimously.

- **Contract for Building Maintenance**

Commissioner Farnsworth wants to clarify the contract for building maintenance for the public. Citizens contacted Commissioner Farnsworth and told him the contract had to be put out to bid. Commissioner Farnsworth researched the issue and talked to IAC staff over at Boise. He was told that the contract for building maintenance is considered a contract for personal services. Jefferson County can hire who they want, for what they want done, and we do not have to go out to bid. They recommended at the time of hiring to obtain three bids. Commissioner Farnsworth says that citizens also brought up that it is illegal to furnish him a cell phone and a credit card. Commissioner Farnsworth researched this and everything we have done with the company hired for building maintenance is legal. Commissioner Farnsworth contacted the IAC on the cell phone and credit card and it is not illegal to provide him with a cell phone and a credit card for

him to provide services that we contracted with him to furnish. Chairman Raymond mention that they have also sought legal counsel in the past and they have been advised the same.

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

Moved up to 1:11 pm because of time available.

Attorney – Robin Dunn

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

Moved up to 1:11 pm because of time available.

Meeting adjourned at 4:18 pm.

Chairman of the Board

County Clerk

Clerk of the Board