

NOTICE OF SUBDIVISION MEETING

April 8, 2004

(No sign in sheet)

Pledge of Allegiance.

Minutes. May 1, 6, 8, 13,, 15, August 14, October 23, December 2, 2003, January 13, 20, February 3, 5, 2004.

Chair Murray: Tape begins... subdivision meeting, please say the Pledge of Allegiance to yourself this morning. The second item on the agenda is Minutes for May 1, 6, 8, 13, 15, August 14, October 23, December 2, January 13, 20, February 3, 5, 2004.

Commissioner Varone: Mr. Chairman I move to approve the minutes.

Chair Murray: Second. Discussion. All in favor of the motion signify by saying Aye

Commissioner Varone: Aye

Chair Murray: Aye. Motion carries

Resolution Ordering Cancellation of Personal Property Taxes that have been Delinquent for 5 Years.

(Cheryl Green)

The Commissioners will consider the resolution.

Chair Murray: Next is a resolution ordering cancellation of personal property taxes that have been delinquent for 5 years. Are we waiting on Cheryl?

Paul Stahl: I'm sure she's looking for a clothespin, she told me that you always _____ have to go for this resolution you need to hold your nose and she told me she was going to bring up a clothespin, she's probably looking for one.

Commissioner Varone: Mr. Chair, I move approval of the Resolution Ordering Cancellation of Personal Property Taxes that have been Delinquent for 5 Years in the amount \$630.73 and authorize the chair to sign.

Chair Murray: Second. Discussion. Does anybody know the circumstances of these five delinquencies like _____.

Ron Alles: I don't know specific details on them, I know that I don't think we can collect beyond five years.

Chair Murray: I understand that, but have we illustrated due diligence up to this point in attempting to collect even though it's a small amount.

Paul Stahl: I don't know but I think Cheryl takes this pretty seriously now since we found out this is what has to happen and this comes up here, this is a little _____ on her record if she can't get it collected so I think she takes it very seriously. I don't have any knowledge other than what I said earlier.

Carole Byrnes: I've asked Mandi to track her down.

Chair Murray: Further discussion. All in favor of the motion signify by saying Aye

Commissioner Varone: Aye

Chair Murray: Aye. Motion carries.

(from below)

Chair Murray: Cheryl real quickly will you go through each person and give us a reach ____ and give us an idea of what efforts were made to collect?

Cheryl Green: I thought the meeting was cancelled so that's my fault that I wasn't here. Allen & Kathryn Comstock is a mobile home that's been destroyed, we tried all means of collecting the money, they no longer live here in the state. William Moye is another mobile home that's been destroyed. He no longer lives in the state and we've tried all possible collection. Don Duff as I understand it is incarcerated. This trailer is a storage shed, I guess Duff is in and this stores his personal stuff. We have other years to collect, this was the last year on his statement for '98 taxes that we're writing off. You see the taxes are only \$18.02, I mean the County doesn't want a storage shed, but his personal belongings in it, I don't know how long he's going to be incarcerated. Alvin & Gloria Shawyer is another mobile home that's been destroyed, they no longer live in the state. We've tried all means of collecting. Hydro Chem was a business, all of these were given away you know for writs, we did every means of collection, this gentlemen is no longer in the state also. We have a total of taxes for \$630.73 which does not include the penalty and interest because that's something that I wasn't budgeted for so the Commission doesn't have to write it off so I ask the Commission to write off \$630.73 for '98 tax year.

Chair Murray: We did. We just, I'm saying we, hopefully it's we, just wanted your succinct and accurate report on why we were writing them off. It appears that once a mobile home is destroyed the County eats the tax.

Cheryl Green: Yeah, there isn't much to go, well we can go after them if they're still here, we can go after the person you know we can go checking accounts or take their state refunds different things like that, but these we've been unable to locate them.

Chair Murray: This Hydro Chem, was this the last write off for that business, I think the guys name was Ben?

Cheryl Green: There might be one more; I think it was Jim Nash wasn't it, maybe I'm wrong

Chair Murray: No, I'm sure you're right and I'm wrong

Cheryl Green: There possibly is one more, '99 tax

Chair Murray: This was by the railroad tracks there where Davis is now up off Montana

Sharon Haugen: Near Enterprise

Chair Murray: Yeah. Where Enterprise is now. Thank you Cheryl.

Commissioner Varone: I have one question if I could.

Chair Murray: Commissioner

Commissioner Varone: Mr. Chair, Cheryl do you report these to the credit bureau so it remains on their record?

Cheryl Green: No

Commissioner Varone: Why not? Can't we do that?

Cheryl Green: I never have, I don't know the procedure, I guess we could I guess we'd have to ask Paul, I don't have a procedure to do it

Commissioner Varone: It seems to me it would be important, that this should go against their failure to pay.

Ron Alles: We'd have to check into the credit because I know with credit bureaus that's when you actually go out and consume debt you know and then you fail to pay your debt and I think taxes might be classified as something different than a loan or a, but I don't know a credit type thing, but we could sure look into that, that's the only distinction I can see between taxes and a note payable or a mortgage payable or credit card or something like that where you actually borrowed money, had an agreement signed and failed to follow up on your agreement. Taxes might be a different animal.

Cheryl Green: I know we talked about it years and years ago but it never came up to do anything with credit bureaus, so maybe that was something we discovered.

Chair Murray: Would you pursue that with Mr. Stahl and report back to the Commission on that please.

Commissioner Varone: Thank you.

Request for Modification of Conditions of Approval for the Canyon Ferry Crossing Lot 13 (Phase IV) Major Subdivision. (Applicant, Peter Kloepper) (Planner, Frank Rives) (cont. from 4/6/08)

The Commissioners will consider rendering a decision to modify condition of approval #6 relating to construction standards for short segments of Sawmill Gulch Drive and Wilderness Court.

Chair Murray: Item number 4 is a Request for Modification of Conditions of Approval and without Frank or without Franks map one could never find this property. If the applicant was here I was going to ask him if he wanted the Commission to rule on this. Since he's not here, Commissioner what is your preference?

Commissioner Varone: Mr. Chair, Frank and I went out there and again my greatest concern was finding the place, there's no way I could have ever found it had Frank hadn't been with me because there are no street signs that are up. Roads that were being discussed, I couldn't help but compare to the Grizzly and Oro Fino Gulch roads that we traveled earlier this week and the complaint from the citizens on those roads that they didn't want them widened anymore, they wanted nothing to be done to them and the roads in question are so much wider, so much better built than the Grizzly or Oro Fino Gulch roads could ever begin to be and there safe, there's pull outs for fire trucks, there is a ravine on one side and Frank was explaining that there was a recommendation to slope the road, narrow the road and slope it a little bit and I kept thinking if I was coming down that road at night and it sloped that it would just, I would just fall off the edge quicker. The flat and if anything happened you could pull over. That being said for initial discussion purposes, I would move to approve the two conditions of approval but than I'd have some modifications and I authorize the chair to sign.

Chair Murray: Second. Discussion.

Commissioner Varone: Okay, can I continue. I think it's important for number 17 to remain because I the signs need to be put in and I read condition of approval 16, staff recommended that we remove the Canyon Ferry Fire Service Area and I would like to do that.

Chair Murray: Second.

Commissioner Varone: Oh, okay.

Chair Murray: All in favor of that motion signify by saying Aye

Commissioner Varone: Aye

Chair Murray: Aye. Motion carries

Commissioner Varone: Well than additionally, if you move past that it said the final design shall include curves

wide enough to accommodate fire-fighting apparatus, and 10-foot-wide shoulders on Sawmill Gulch Drive where the fore slopes 1:5 to facilitate better vehicular safety in this section of the road, and I think that Frank mentioned that the fire department was on the wrong road and that road does do that. Where the road can't provide a 10-foot wide shoulder the applicant would be required to install a positive barrier such as guardrail or a ____ barrier. I guess I don't think that's necessary when the entire road on Grizzly Gulch and Oro Fino has a lot more, has dangerous curves it's just on a straightaway and there aren't any barriers whatsoever and the road is about $\frac{1}{2}$ as wide as this road so my recommendation is to where the sentence begins ... the final design... after the County Planning Department the sentence that says the final design of the road should be subject to review approval by the County Planning Department, everything after that I ____ because it still required to in the upper section to build it to County Subdivision Regulations typical section No. 3 peccia.

Chair Murray: Motion dies for lack of a second. Commissioner the reason I elected not to second your motion is because we have safety problems on other roads and I'm not prepared to not upgrade those roads we can to our standards and the applicant needed to build the roads the way the plan provided rather than where he actually did. That's my reason for not seconding your motion.

Commissioner Varone: Well this is to be used as a secondary road and a means of egress should there be a fire and they're both straight roads, they're both very very wide, the applicant has already planted grass along side the roads to make sure that it's done correctly and I guess I just don't see a point.

Chair Murray: We disagree on that. If you make a motion to table this until we have a full commission even though we have a motion before us, I'll second that motion otherwise the motion before us is to adopt the staff recommendations as amended.

Commissioner Varone: Okay. We'll move this forward ____

Chair Murray: We have a motion before us to adopt the staff recommendations as per conditions 16 & 17 as amended before us, all in favor of the motion signify by saying Aye

Commissioner Varone: Aye

Chair Murray: Aye. Motion carries.

Request to Purchase 2004 Chevrolet 2WD Pickup Truck. (Nancy Everson)

The Commissioners will consider the request the purchase a new truck in the amount of \$14,873 for the Forestvale Cemetery.

Chair Murray: The next item on the agenda is a request to purchase a 2004 Chevy 2 door pick up truck. Nancy.

Nancy Everson: Mr. Chairman, Commissioner Varone. This is a request from the cemetery, Forestvale Cemetary Board of Trustees to purchase of a 2004 Chevrolet 2WD Regular Pick Up for \$14,873.00. The pick up they're currently using has been in the shop more than Debra's been able to use it and the Board finally said why don't you just buy a new one, went out and priced them at various dealerships, talked to Darryl at the shop and this is the one they decided on. They'll put a flatbed on it, the price includes the flatbed. They have sufficient money in the capital improvement fund to purchase this it just wasn't specifically budgeted as a capital purchase in this fiscal year.

Chair Murray Questions of Nancy.

Commissioner Varone: Yeah, I have a couple Nancy, Mr. Chair, it says that the Board received quotes from several vendors, isn't there a state requirement that you have to get at least four vendors?

Ron Alles: No this is below our bid limits anyway, they could have just went to one dealer and said this is the one we want as long as it's below the threshold. I think the County typically though, I don't know that it's a stated policy, but kind of an unwritten policy that they'll go out and seek bids from local vendors for the

trucks, but there's no state policy requiring two or four or anything like that.

Commissioner Varone: Maybe I'm remembering when I worked for the Department of Justice, I'm just thinking of the old days when I worked there we were required for everything for like \$200 and above to get four quotes.

Ron Alles: Yeah, we don't have that policy

Commissioner Varone: Okay.

Chair Murray: What is the threshold? \$50,000?

Ron Alles: \$50,000, \$50,000 for equipment, construction those kind of things and \$20,000 for architect and engineering.

Commissioner Varone: It's a lot easier. Mr. Chair I move approval of the purchase of a 2004 Chevy 2WD Pick Up truck in the amount of \$14,873.00 and authorize chair to sign.

Chair Murray: Second. All in favor of the motion signify by saying Aye

Commissioner Varone: Aye

Chair Murray: Aye. Motion carries.

Public Comments.

Chair Murray: Can we go back and visit a little bit about the motion that we passed this morning to write off certain property taxes. (see above)

Chair Murray: Is there other business to come before us? This is the opportunity for the public to speak, being no public present we are adjourned.

Adjourn.

NOTE: Due to a remodeling project in the Commission Chambers, beginning Thursday, April 22, 2004 all regular County Commission meetings will be held in Room 326 of the City-County Building until further notice. Thank you for your patience during this time.