

September 10th, 2012

MEETING MINUTES OF A REGULAR MEETING
OF THE BOARD OF ONEIDA COUNTY COMMISSIONERS

The meeting was opened by Commissioner Firth

Building Variance request: Kevin Ball asked for a variance to allow for a small mobile home to be placed on his property in Stone. The home does not meet the dimensional requirements but the square footage is adequate. Russ Powell, the closest neighbor expressed concerns due to the size and location of the home and possible impact to the property values. Kevin asked if he would receive approval if the permit was modified to show an addition on the house that increased the outside dimensions to bring it into compliance. This option will be pursued if the variance does not go through.

Commissioner Tubbs made the motion to take the issue before the P&Z board and to let them make an official recommendation to the Commissioners.

Commissioner Sweeten seconded and the motion carried.

Probation: Suzanne Johnson, Shane Boyle, Judge Evans, Mark Alder, Jill Davis, and Brenda Price came before the Board to give updates and to discuss Juvenile Probation. Available funding was discussed along with the requirements that will need to be met by all officers working with probation. Suzanne's overall report indicated that the County was doing quite well. Also noted was the great success that Oneida County has seen with its diversion program, due to the volunteers that make it happen.

Hospital: Cindy Howard, Todd Winder, Ralph Hansen, and Dallan Nalder addressed the Commissioners to present the Hospital budget for FY2013. It was indicated that the slow economy has taken its toll, and the revenues are not coming in as they should due to the troubles of getting people to pay their bills. Because of this situation some of the vendors are not being paid on time but the rebuilding has begun and the debt will be retired as soon as possible.

Emergency Services: Dan Williams reported that the \$5,000.00 dollar expenditure that the Commissioners approved in the last meeting would not be reimbursed as he has indicated. It was in fact a 50/50 match in which the County would need to spend \$5,000.00 to receive the BHS money of the same amount.

Commissioner Tubbs made the motion to rescind the approval of spending \$5,000.00 for emergency services projects as stated in the last meeting.

Commissioner Sweeten seconded and the motion carried.

Weed department: Aaron Hull requested the Board's approval to upgrade the existing vehicles used in his department. They are aging and it would be better to start looking for replacements now rather than waiting until they quit altogether. He further

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requested that a replacement door be installed on his shop. The BOCC suggested that a mobile shed could be purchased and placed on the inside of the fencing around the R&B facilities to house Aaron's chemicals, keeping them away from the road way and in a more secure place. Commissioner Firth suggested that he and Aaron talk with Jean Thomas to explore the possibilities of getting some grant money to help with these two requests.

Road concerns: Suzy Woolsey requested assistance in determining the status of an old County road in St. John that runs North from 2000 North, about ¼ mile west of 3400 West. This road is not on the County inventory. It divides two different land owners and provides access to both properties of which Suzy owns the land on the North and East of the old road. Her concern is that she needs to show rights to this road in order to sell some of her property. The Commissioners indicated that they couldn't help in changing the Deeds but that an investigation could be initiated to see if the road truly was abandon by the county. This road has not been actively used by anyone but the land owners however it has been used in off years where water problems have existed. The Commissioners suggested that she try to get with the other land owner and see if an agreement could be obtained without any other conflicts.

Suzy also requested a variance on a small section on land on this same road east of the 2000 N. 3400 W. intersection. The lot was created as a one acre parcel of land. This includes the south boarder which goes to the center of the paved road. It was her understanding that this reduced her actual building lot to .88 acres which did not meet the P&Z requirements for a building lot. She requested a variance so that this lot could still be used as a building lot. Those present informed her that when a parcel of land borders a road that it is still considered part of the property even though the front portion is unavailable for building. Under these circumstances, no variance was needed and Suzy withdrew her request.

Elkhorn Ridge Estates: Mike Atkinson, representing the noted subdivision, presented a variance request to allow for the sale of one lot in the said subdivision. The developer of the property has had legal issues and his assets have been frozen. Because of this situation the Attorneys are trying to proceed with improvements to the land in order to recoup some of the money for the investors. By allowing the sale of one lot, revenues will be available to make the improvements to the subdivision whereby they will be in compliance with the permit and be able to list the rest of the land for sale.

Commissioner Sweeten made the motion to approve the variance request to sell one lot in the Elkhorn Ridge Subdivision prior to the permit approval for the purpose of creating revenue to be used to complete all permit requirements.

Commissioner Tubbs seconded and the motion carried.

Concealed weapons: Sheriff Semrad made the request to increase the fees for the renewal of concealed weapons permits due to the increase processing costs. The requested amount, if approved will increase from \$30.00 to \$50.00 dollars.

Commissioner Tubbs made the motion to approve resolution #2012-09-01, approving the fee increase from \$30.00 to \$50.00 dollars for the renewal of Concealed weapons permits. Commissioner Sweeten seconded and the motion carried.

Commissioner Tubbs made the motion to move into an executive session as allowed in I.C. 67-2345, to hold two indigent appeal hearings. Commissioner Sweeten seconded and the motion carried.

Commissioner Tubbs made the motion to uphold the denial of case # 10-2012-10015. Commissioner Sweeten seconded and the motion carried.

Commissioner Tubbs made the motion to approve case # 10-2012-10012. Commissioner Sweeten seconded and the motion carried.

Commissioner Tubbs made the motion to move into an executive session as allowed in I.C. 67-2345, to discuss indigent applications. Commissioner Sweeten seconded and the motion carried.

Commissioner Tubbs made the motion to deny case # 10-2013-10001 due to the applicant having the available resources to pay of the medical bills within the 5 years allowed by the State. Commissioner Sweeten seconded and the motion carried.

Commissioner Tubbs made the motion to deny case #10-2013-10002 because applicant has been approved for PCIP retroactive to July 1st, which date falls covers the dates of service sought after. Commissioner Sweeten seconded and the motion carried.

Commissioner Tubbs made the motion to accept the minutes of the August 27th, 2012, meeting as written. Commissioner Sweeten seconded and the motion carried.

Commissioner Tubbs made the motion to approve all claims except for one request of \$18,000.00 to be drawn on the Airport account. Commissioner Sweeten seconded and the motion carried.

Commissioner Firth requested follow up with SEICAA on the Commissioners request to have them vacate the annex building so that the room could be used for additional storage.

Commissioner Tubbs made to motion to adjourn the meeting. Commissioner Sweeten seconded and the motion carried.



Dale F. Tubbs, Commissioner



Matthew L. Colton, Clerk

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