


<b>Madison County</b>		
<b>Madison County Commissioner Meeting Minutes</b>		
		
SEPTEMBER 18, 2017	9:00 A.M.	COMMISSIONERS' ROOM
<b>ATTENDEES</b>	<b>Commissioners: Chairman Jon Weber, Kimber Ricks and Todd Smith</b> <b>Deputy Prosecuting Attorney: Troy Evans</b> <b>County Clerk: Kim Muir</b>	

### **AGENDA TOPICS**

**Pledge of Allegiance and Invocation** - Clerk Kim Muir

### **Public Comment**

Farrell Davidson and his wife were present to make a proposal on the East Parkway Corridor and presented a map to the Commissioners. They suggested a bridge be installed and a roadway built west of the current road that goes past the Sugar City Cemetery (North 2000 East) and then connects to Highway 33. He stated that his proposal doesn't affect any homes at all. The Commissioners commented that the corridor has already been set after many years of study but appreciated him coming in.

### **County Business**

#### **Committee & Board Reports**

##### **Jon Weber – Fair Board**

Commissioner Ricks and Weber met with the Fair Board last Wednesday night. They will begin to meet on a quarterly basis rather than monthly. They agreed Evan will oversee the upkeep of the facilities and Kelly will do the bookkeeping.

##### **Todd Smith – Airport Board**

Because of the fires, mitigation closer to the new airport site is possible. BLM would have to reseed the ground next to the airport to replace what is being taken for the airport land. This may help us because of the fires.

##### **Golf Board**

The Board made the proposal to Duffy McFarland regarding his contract. They are at a stalemate at this point; he is not interested in the proposal as currently drafted.

##### **Kimber Ricks**

RDA is celebrating their 20th year of creation. The Board is reevaluating the process and guidelines for loan grants, and grant applications. In addition, there may be a change on the emphasis of loan criteria.

Commissioner Ricks would like to make cloud seeding \$5,000 every year. The Commissioners have authorized payments in the past and it appears the science is good on these efforts.

## **Calendar Discussion**

Public Hearing Gravel Pits – September 20, 2017 at 6:00 p.m.

IAC meetings in Boise, September 25 – 28, 2017

## **Discussion Items:**

Review of Insurance policy to include drones and building/property increase. Commissioner Smith recommended a 5% increase in all County buildings. He doesn't feel we need to have an appraisal done. This will be taken back to the insurance people for review.

## **Moving Motor Vehicle/Driver licensing**

This will be discussed at a future meeting.

## **Contracts/Documents**

After review, Commissioner Weber made a motion to sign and approve the Designation of Polling places for November 7, 2017 Election. Commissioner Ricks seconded and voting was unanimous.

After review, Commissioner Smith made a motion to sign and approve the Madison County, Mosquito and Ambulance L2's and certify the L1. Commissioner Ricks seconded and voting was unanimous.

After review, Commissioner Smith made a motion to sign and approve the County Extension Agreement and University of Idaho Budget acceptance. Commissioner Ricks seconded and voting was unanimous.

After review, Commissioner Smith made a motion to sign and approve the Offer of Terrorism coverage rejection. Commissioner Ricks seconded and voting was unanimous.

After review, Commissioner Smith made a motion to sign and approve the Emergency Management Agreement (SHSP). Commissioner Ricks seconded and voting was unanimous.

After review, Commissioner Smith made a motion to sign and approve the Neo Post Lease Agreements (2) Admin/Courthouse. Commissioner Weber seconded and voting was unanimous.

After review, Commissioner Weber made a motion to sign and approve the Retail Alcoholic Beverage Licenses for: See attached list. Commissioner Ricks seconded and voting was unanimous.

## **Routine Matters**

After review, Commissioner Weber made a motion to approve the claims presented by the Clerk. Commissioner Smith seconded and voting was unanimous.

After review, Commissioner Ricks made a motion to approve and sign the Commissioner meeting minutes of September 5, 2017. Commissioner Smith seconded and voting was unanimous.

After review, Commissioner Ricks made a motion to approve the Certificates of Residency. Commissioner Smith seconded and voting was unanimous.

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

**A.J. Arave, Upper Valley Board of Guardians**

The Upper Valley Board of Guardians was established twenty years ago to create a board of volunteers who are judicially appointed to oversee the affairs as court appointed guardians of those who are incompetent and have no family to take care of them. The Board of Guardians is comprised of seven volunteers from five counties. The Madison County appointee would like to retire. She is a guardian of a woman in Rexburg that is eighty eight years old living in a rest home. This is the only Madison County case at the present time; however it changes from time to time. Mr. Arave was able to recruit a few women that would be willing to help, currently living in Idaho Falls. When volunteers come to Rexburg to do business, the Board of Guardians will pay for travel, stamps, and correspondence. A.J. is seeking \$200 to help defray the costs.

Commissioner Weber made a motion to pay the \$200 from the 2017 Budget to the Upper Valley Board of Guardians for their services. Commissioner Ricks seconded and voting was unanimous.

**Jared Arnold, General Services and Ann Marie Sorensen, Indigent Clerk, Executive Session Idaho Code § 74-206(1)(b)employee matters and (d) exempt records.** Commissioner Weber made a motion to go into Executive Session at 9:34 a.m. Commissioner Smith seconded the motion. A roll call vote was taken as follows:

Commissioner Weber-yes  
Commissioner Smith-yes  
Commissioner Ricks-yes

Commissioner Weber returned the County Commissioners to open session at 9:47 a.m. Commissioner Smith made a motion to sign Liens on Case No.s 2017038 and 2017039, sign a Denial on Case No. 2017036. Non-Medical: sign an Approval for Case No. 2017020. Commissioner Ricks seconded and voting was unanimous.

**Jared Arnold, Metal funds for vehicle**

Darby would like to replace the two vehicles that go to the C & D site. Jared presented the Commissioners with bids to replace the older ones.

**Light bulb replacement**

The actual price will increase about \$300 for additional replacements that were missed in the original calculations.

A new operations plan will be put on the next agenda for signature.

**Shawn Boice**

**Catherine Holloway hardship request.** This matter was not discussed.

**602 NN Ordinance draft**

Shawn's purpose was to discuss enacting a County Ordinance that would allow the Madison County Assessor's Office and the County Commissioners to grant exemption to non-retail companies under I.C. 63-602NN. Allowance of this exemption could create economic growth for Madison County by enticing non-retail industry.

The Ordinance is needed before any exemption can be granted and the exemption from property taxes can be up to five years. This exemption will create jobs for the community and could start out as an 80% exemption and decline over the following five years. The exemption requires it to be a new investment

and can't be less than \$500,000. The exemption does not include property or the infrastructure, only improvement and personal property. The project has to be well defined on the application and all applications would be at the approval of the Commissioners. The exemption could include development, housing and apartments, manufacturing and potato warehouses. The County will write the Ordinance and set the investment amount. Businesses bring it to the Commissioners and a decision will be made. The Ordinance needs to be in place before the exemption can be granted. Businesses can meet all the qualifications; however this doesn't mean they can be granted the exemption, it is at the discretion of the Commissioners. Exemptions can begin in 2018. Once a parcel is allowed exemption under I.C. 63-602NN, it can't be considered new construction and will not be added to the new construction roll once the exemption has expired. The statute indicates it is at the discretion of the County Commissioners to grant the exemption. Shawn said we need to set the amount today, he suggested \$500,000. Commissioners asked Shawn to prepare it as follows: The amount of deduction is 90% starting the first year and decreases thereafter 80% - 2<sup>nd</sup> year, 60% - 3<sup>rd</sup> year, 40% - 4<sup>th</sup> year, 20% - 2<sup>nd</sup> year.

Shawn has to inspect those granted an exemption on a yearly basis. If they are not meeting the criteria it could be pulled. A public hearing will be noticed up for a future meeting to discuss the drafted ordinance for this exemption and its applicability in Madison County.

### **Bradley Petersen**

#### **Pricing fire alarm**

Bradley presented bids for the fire alarm in all County buildings. He has bids from two of the three companies he contacted, FSI and Peak Alarm. Our current contract is up with FSI for all buildings. The panels need to be replaced; they are old and parts are no longer available. The bids were reviewed and discussed. Bradley's recommendation is to go with FSI and just replace the panels for now. We need to get prices to monitor all buildings. Commissioners agree with Bradley to just replace the panels for now and Bradley was instructed to move ahead with that decision. Commissioner Smith made a motion to go with the FSI bid and for panel replacement. Commissioner Ricks seconded and voting was unanimous.

#### **The Findings of Fact, variance for Daniel and Nicole Abbey**

After review, Commissioner Smith made a motion to approve and sign the variance for Daniel and Nicole Abbey. Commissioner Ricks seconded and voting was unanimous.

The transition house was discussed, it is in bad shape and many things are in disrepair. Bradley is currently taking a look at the home and will advise.

#### **Future planning for parks and trails**

Bradley and Commissioner Weber attended meetings with the City regarding Parks and Trails. There is a consultant coming in that deals with Parks, including connecting the Parks and Trails. The City will pay the consultant \$63,000 and is asking if the County will contribute to that fee.

Bradley would like to discuss the LHTACT grant to tie schools together. Commissioners think having a long term plan for Parks and Trails is past due. We are looking at new Parks in the next few years and feel we all need to be on the same page. Bradley would like to discuss our future recreation activities plan.

Commissioner Weber made a motion that \$10,000 go to support the Parks and Trails consultant with the condition that the County be included in all meetings on this topic. Commissioner Smith seconded and voting was unanimous.

### **County vehicles**

Bradley has discussed vehicle replacement with the local dealers as the Commissioners would like the county to continue to buy locally when we can. He presented competing bids from local dealers, both new and used, on two vehicles with government pricing; the prices are midrange. Commissioner Weber made a motion to purchase two new Terrain vehicles. Commissioner Smith seconded and voting was unanimous.

### **Cindy/Reo, Rees Butikofer traffic issue**

Commissioners explained the problem that Rees brought to them. Cindy and Reo will go out and visit with the Butikofers. The intersection of 3000 North and the Salem Highway is very dark and putting in an intersection sign was discussed. Cindy stated Road and Bridge could put some reflectivity markers on the corner to help illuminate it better.

Surplus Eliminator funds available were discussed and LHTACT is requesting applications for projects for any maintenance, improvements, paving, chip sealing. This has to be bid ready by April and constructed in 2018. Cindy suggested the Teton Dam Road for this project. LHTACT will award one project per District to start and each entity can only submit one application. Cindy will prepare an application for this project.

Cindy asked where the Commissioners want to go with the Transportation Plan. Road and Bridge has done everything except the roundabouts. Cindy asked if they need to start putting in grants for the roundabout project. Commissioners feel that roundabouts are safer and can be a beautification project; they would like to look at the Hibbard roundabout project first.

### **Sheriff's Office, review numbers regarding the generator proposal**

Bart Quayle presented a new generator proposal for the entire Sheriff's Office. Commissioners will review the proposal and visit with maintenance prior to making a decision.

### **Evan Wise, Fairground budget discussion**

Evan reported the old farm equipment sold for \$2,300, less auction fees at the public auction. The Fair Board will be receiving the funds. Evan presented his proposal for new Fairground fees. He is asking for Commissioner approval in addition to any suggestions or additions. The fees are now proposed at \$50/hour or \$250/day; however the current Ordinance doesn't define whether that is all day or night. In addition, the use and the cost of the water truck and tractor are not defined. Evan would like clarification on these two items. The fee schedule currently doesn't include Fairground personnel setting up and tearing down the facility. Evan proposed the Fairground personnel perform the setup themselves. Commissioners asked Evan to bring them a spreadsheet showing the current fee schedule and his proposed schedule. The matter will need to go through the Public Hearing process if fees are increased. Evan said a deposit system should be required for the kitchen including standards for cleanup after the event. Evan was given a copy of the current ordinance in place to recommend changes upon.

Evan presented the list of potential grants they could use; he would like the Commissioners to prioritize the list; he has already worked with Sharon Pirente. The Commissioners will review, prioritize and get back to him.

Evan would like to insulate the tan building in front; he will leave a book for the Commissioners to review.

He asked about our liability insurance and what he needs to do to get the proper certificates. He and Troy discussed this further to include what waivers the county requires participants sign at the fairgrounds prior to use.

Maintenance of the Fair Board budget was discussed.

**Aaron Hancock, East Parkway Corridor discussion. Dan Hannah, Susan and Dale Jespesen were also present.**

Aaron asked how he should proceed with additional plans for his property and what he and the Commissioners interpret what has happened in the past. Eminent domain was discussed and Commissioner Weber said Madison County has never used eminent domain, nor is it planned to be used. He explained the negotiation process if this project ever moved forward, and what happens to affected land in its path. Aaron asked what does that do to him and his home. He wouldn't sell his property and not disclose the road going through. Commissioners have no idea because of the magnitude of this project and when if ever it occurs. Commissioners agree that there may have been mistakes made where Aaron lives in the impact area where the City of Rexburg regulations apply, and Madison County enforces. The Hancock's purchased their building permit on September 25, 2012. The final decision was made by the Commissioners on November 13, 2012. Final occupancy was taken June 12, 2013

Aaron stated he tried the system out regarding a permit for a new outbuilding. He went to the City to get a permit. He specifically asked for a piece of paper from the City to take to the County stating he had clearance to move forward with a shop on his property and was told it is not a commercial building and he needed nothing further. No one at the City pulled the GIS map to see if there is a road going through his property.

Bradley stated that until he gets something in writing from the City, he will not issue a permit. He has met with the City to come up with a solution to this problem. This will likely be an area of impact permit where both the City and County sign off on prior to issuing a permit. Commissioner Smith stated we need more communication between the City and the County especially on the procedures with the area of impact zone. Both the City and County need to be on the same page. The procedures are in place now and Sugar City will need to be included on this. The proposed corridor is on GIS now. Commissioner Smith stated there have been no environmental assessments and nothing has started regarding this corridor since it was approved; however studies show that this is the best path for the road to take.

Commissioners state the East Parkway Corridor project is over \$30 million, and will likely be done in multiple phases if it is done at all. The County doesn't have money to put into this project, nor does LHTAC. Commissioner Weber said the commissioners continue to review their procedures to include giving the public notice and they are trying to refine those. They always follow what the law requires, but they are trying to take extra steps to make sure as many people are notified as possible.

**Paul Sorensen, Video conferencing and Wi-Fi**

Paul reported the Wi-Fi is now connected and they have been testing the video conferencing equipment and it is working.

Commissioner Smith made a motion to adjourn the Commission meeting at 1:40 p.m. Commissioner Weber seconded and voting was unanimous.

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