

**Madison County  
Commissioner Meeting Minutes  
June 11, 2018**

**Attendees:**

**Jon Weber, Chairman  
Todd Smith, Commissioner  
Brent Mendenhall, Commissioner  
Troy Evans, Deputy Prosecuting Attorney  
Ilene Palmer, Deputy Clerk, Clerk Kim Muir was excused.**

**Agenda Topics**

Pledge of Allegiance  
Invocation was given by Todd Smith

**County Business**

**Committee & Board Reports**

**Calendar Discussion**

June 25th, 2018 is the next Madison County Commissioner's Meeting, and Commissioner Mendenhall will not be present.

**Discussion Items**

**Budget Discussion**

**House Bill 611 Review**

This bill changes Idaho's Open Meeting Law and will be effective July 1st, 2018. The changes to the law will be as follows:

- Notice of meetings must now also be posted electronically
- Agenda item requiring a vote identified on agenda as an "action item" Troy Evans will review this with Clerk Kim Muir.
- Final actions can't be taken on an agenda that has been amended.

Commissioners discussed the posting requirements for the Agenda. Troy said that posting them electronically is sufficient as long as it is 48 hrs. prior to the meeting. He also said posting for the newspaper is not necessary; a reference to the website with the address is all that is required, as well as the county's regular postings.

**Contracts/Documents**

After review, Commissioner Weber made a motion to sign the Grant letter of support to update the Hazard Mitigation Plan. Commissioner Smith seconded and voting was unanimous.

Willdan re-allocation of deduction. The documents were requested, but not received from Wattsmart Small Business Direct.

**Routine Matters**

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



**Madison County**

134 E. Main Street  
Rexburg, Idaho 83440  
Phone: (208) 359-6244  
[www.co.madison.id.us](http://www.co.madison.id.us)

**Commissioners**

Jon Weber, Chairman  
Todd Smith  
Brent Mendenhall

**Assessor**

Shawn Boice

**County Clerk**

Kim Muir

**Coroner**

Rick Davis

**Prosecuting Attorney**

Sid Brown

**Sheriff**

Rick Henry

**Treasurer**

Sherry Arnold

After review and discussion, Commissioner Mendenhall made a motion to approve and sign the Commissioner Meeting Minutes of May 29, 2018. Commissioner Smith seconded and voting was unanimous. After review and discussion, Commissioner Smith made a motion to approve and sign the Special Meeting minutes on May 23, 2018. Commissioner Weber seconded and voting was unanimous.

Commissioner Weber made a motion to sign the Certificate of Residency for Kimlye Stager. Commissioner Smith seconded and voting was unanimous.

### **Personnel Actions**

After review and discussion, Commissioner Smith made a motion to approve the personnel actions, except for the requests from the Clerk's office. The Clerk's requests are tabled for further review with the Commissioners and Clerk. Commissioner Mendenhall seconded and voting was unanimous.

### **Tim Solomon, Rocky Mountain Power, general update**

Tim presented the Commissioners with a Community Service report. The report shows financial contributions, basic facts, franchise fees and energy efficiency facts.

Tim reported the franchise fees, which are not taxes, however, they are used for utilities and are billed to residents. Cities can require these utilities; currently Rexburg charges 6% and Sugar City 3%. These fees are only charged to residents within the municipal City limits.

Tim told the Commissioners the Transition model is underway; there is an outage planned at BYU-I in August.

### **Executive Session Idaho Code § 74-206(1)(d) exempt records-Ann Marie Sorensen, Indigent Clerk and Idaho Code § 74-206(1)(b), employee matters Executive Session Idaho Code § 74-206(1) (c). Conducting deliberations to acquire an interest in real property which is not owned by Madison County, Bradley Petersen and (d) Exempt records, Ann Marie Sorensen, Indigent Clerk Approvals on medical Case No.2018018 and Non-Medical Case No. 2018007.**

Commissioner Weber made a motion to go into Executive Session at 9:35 a.m. Commissioner Mendenhall seconded the motion. A roll call vote was taken as follows:

Commissioner Weber- yes

Commissioner Smith- yes

Commissioner Mendenhall- yes

Commissioner Weber returned the County Commissioners to open session at 10:12 a.m. Commissioner Mendenhall made a motion to sign an approval on Case No.2018018 and Non-Medical Case No. 2018007. Commissioner Smith seconded and voting was unanimous.

### **Bradley Petersen, Comprehensive Plan report on meetings attended**

Bradley reported on the meetings he attended with other planners in Moscow. He said FEMA's support has been helpful and the hazzard mitigation funding has been approved.

### **Shawn Boice/Sherry Arnold Tax Credit: Berger, cancellation request: Nelson Ricks Creamery**

#### **Tax Credit**

#### **Nelson Ricks Creamery**

He pays approximately \$2,000 per month trying to get current; he is approximately \$28,000 behind on his taxes. Commissioner Weber motioned to cancel the late charges for all years and half the interest, as long

as the creamery continues to make its \$2,000 per month payment in getting caught up. Commissioner Mendenhall seconded and voting was unanimous.

#### **Tax Credit**

##### **Michael and Jessica Berger**

Shawn presented the Commissioners an example of values that were dismissed. He feels his office did a good job on the Berger's and the information was accurate. He feels \$100,000 is more than fair; the value was adjusted down by \$200,000.

Commissioner Weber motioned to approve the \$2,792.20 Berger tax credit. Commissioner Smith seconded and voting was unanimous.

##### **Cindy/Reo, Flooding update, property acquisition discussion**

Cindy gave the Commissioners a flooding update. The current damage includes the gravel roads that were fixed during the first round of flooding.

Brad Linford, the Appraiser for the Frontage Road properties, is running behind, he will be completed by June 22, 2018 at the latest.

The Rigby property by the proposed roundabout was discussed. Troy will get the purchase and sale agreement to Cindy and the Rigbys to review. She will have it signed and bring to the next Commissioners meeting.

Cindy said she will contact, via text, the public who were present at the last Commission meeting to give them an update on the Frontage Road.

##### **Cardston Stanford, Presentation of scholarship**

Press release attached.

Commissioner Smith made a motion to adjourn at 11:50 a.m. Commissioner Mendenhall seconded and voting was unanimous.

Approved:

Jon O. Weber, Commission Chairman

Todd Smith, Commissioner

Brent Mendenhall, Commissioner

Attest:

Ilene Palmer, Deputy Clerk