

*Abbreviated Minutes: Complete Set of Minutes Are on File in The Clerk's Office*



**Madison County  
Commissioner Meeting Minutes  
December 16, 2019**

**Attendees:**

**Jon Weber, Commissioner (Chairman)**  
**Todd Smith, Commissioner**  
**Brent Mendenhall, Commissioner**  
**Troy Evans, Deputy Prosecuting Attorney**  
**Kim Muir, County Clerk**

Pledge of Allegiance  
Invocation: Clerk Muir

**ACTION ITEMS**

**Public Comment:** There was no one present for comment.

**Calendar Discussion:**

**Discussion and Decision Items:**

Hospital and Golf Board member. The Golf Board would like to move capital purchases around to reprioritize. Mike Farnworth would like to be replaced as a board member. A few names were discussed for replacement of golf board members.

A Hospital Board member is needed also. A list will be compiled.

**Contracts/Documents:**

After review and discussion, Commissioner Mendenhall made a motion to approve the conflict Public Defense Contract with Trent Grant. Commissioner Smith seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Weber made a motion to approve and designate polling places for the March 10, 2019 Election. Commissioner Smith seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Mendenhall made a motion to approve Resolution #441 to adopt the latest County Personnel Policy. Commissioner Smith seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Smith made a motion to approve the Findings of Fact: Conditional Use Permit for Chris Johnson. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Weber made a motion to approve the Annual Road Report. Commissioner Smith seconded and voting was unanimous. The motion passed.

**Routine Matters:**

After review and discussion, Commissioner Smith made a motion to approve the claims presented by the Clerk in the amount of \$971,893.18 with \$63,221.67 coming from the general fund. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Smith made a motion to approve the minutes of December 2, 2019. The motion passed Commissioner Mendenhall seconded and voting was unanimous.

After review and discussion, Commissioner Mendenhall made a motion to sign and approve the Certificate of Residencies for: David Chenault, Abby Morris and Christine Lervold. Commissioner Smith seconded and voting was unanimous. The motion passed.

**Personnel Actions :**

After review and discussion, Commissioner Mendenhall made a motion to approve the Personnel Actions. Commissioner Smith seconded and voting was unanimous. The motion passed.

**Executive Session: Idaho Code § 74-206(1)(b) employee matters and (d) exempt records, Ann Marie Sorensen, Indigent Clerk:**

Commissioner Weber made a motion to go into Executive Session at 9:15 a.m. Commissioner Mendenhall seconded the motion. A roll call vote was taken as follows: Commissioner Smith-yes, Commissioner Mendenhall - yes. The motion passed.

Commissioner Weber returned the County Commissioner meeting to open session at 9:55 a.m. After review and discussion, Commissioner Mendenhall made a motion to sign Lien's on Case No's 2020007 and 2020008, sign Approvals on Case No's. 2019009 and 2020003, sign an Amended Approval on Case No. 2019018, sign a Denial on Case No. 2020004. CAT assignments were signed on Case No's 2018020, 2018022, 2019003, 2019004, 2019005 and 2019007. Indigent Non-Medical: An approval was signed on Case No. 2020002. Commissioner Smith seconded and voting was unanimous. The motion passed.

**Shawn Boice, Tax cancellation for Doug Lin**

Lin Dong reappraisal for remodel of a home. The appraiser should not have included additional square footage.

Commissioner Smith made a motion to approve the tax cancellation for Doug Lin in the amount of \$689.43. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

**Darbi Pozenel, Projections for Solid Waste tipping fee increase**

Darbi presented projections using last fiscal year income on how much raising the tipping fee slightly would increase to meet the current expense. Solid Waste has seen a dramatic increase in garbage. Currently the public from this side of the state and businesses are taking garbage to the cheapest disposal site, which is Madison County. Hence, people are coming from Bonneville County and further to take advantage of the pricing. Based upon this, the county will run short on the budget if numbers aren't increased. The garbage companies will increase if the County does, but our rates are still less than surrounding counties.

Commissioner Weber updated the Commission on meetings with the Waste District and feels they may have land chosen to begin exploring a new waste site. Darbi called around and found that an 18% annual percentage rate fee on unpaid balances is the norm.

After review and discussion, Commissioner Weber made a motion to approve moving forward with a public hearing to raise the tipping fee .01 cent per ton and charging interest on past due balances. Commissioner Smith seconded and voting was unanimous. The motion passed.

#### **Jess Tanner, D7, Block 34 Lease termination follow-up letter**

A letter was reviewed and signed that will be sent to Mitch Neibar verifying the cancellation of the lease with him. Mitch is still billing the county even after the lease was terminated. This letter outlines the actions taken by both parties and that the county does not believe it needs to pay more in this matter. After review and discussion, Commissioner Smith made a motion to approve the D7 Block 34 lease termination follow-up letter. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

#### **Matt Nielsen, Golf Reprioritization of Capital**

The Golf board is discussing capital planning. They are preparing a 5-year capital improvement plan. The City hired a new mechanic and his time is split between the City and County. The shop the mechanic works in has no bathroom facilities. They have looked into a shop, but the current storage shop where mowers are stored is the most economical and a restroom can be added with a cost of about \$80,000. Matt showed this as a reprioritization, where it would only add \$3800 additional to the budget for FY 2020. This does not include the sewer and water connections. The sewer has to be 200 feet from open water and may have to be a vault. A handicap ramp into the building will also need to be a priority this year.

After review and discussion, Commissioner Mendenhall made a motion to approve the reprioritization presented by Matt, increasing the current budget for the golf board by \$3,800. This would be considered Phase I. Commissioner Smith seconded and voting was unanimous. The motion passed. Note on budget to include this.

#### **Nancy Rodriguez, Tax hardship**

A hardship application was filed showing the last half of 2018 and the second half of 2019 delinquent. Nancy has health issues and has not been able to return to work. She had surgery in June, but recovery is a few years. She tried to push herself to work and ended up getting sick from pushing too hard. Her parents are paying her house bills currently. She is still preparing the home to sell. If this goes to tax deed, the property would be taken for sale as well.

After review and discussion, Commissioner Weber made a motion to deny the hardship for now. Commissioner Smith seconded and voting was unanimous. The motion passed.

#### **Angie Moffat, Tax cancellation request**

After review and discussion, Commissioner Weber made a motion to approve the cancellation of ½ of the late fee on parcel No. RP05N39E015094 for a total of \$400.08. Commissioner Smith seconded and voting was unanimous. The motion passed.

#### **Bradley Petersen, Building Code adoption and fleet management discussion**

Bradley reports maintenance is still trying to find a leak in the jail roof. Recommendation is to put a mandate on the repairs. Roofing companies are busy and there are very few companies that do this. One pod in the jail is closed until this repair can be made.

Updating building code was discussed. Brett Stoddard, with the City was present and showed what the City did to update their code including the one and two dwelling code. The City references the current statute and adopting that version of the code. When the state updates, the City will go in and change to the 2018 code, but the language will protect the City until they can get it updated. This is a catch all for state. State statute is found in Idaho Code 39-4116 on this.

Radon gas was also discussed. Radon is only tested in single family homes. Commissioners would like to prevent over regulation for our community and all agreed. Bradley would like to be using the same code as the City on codes, to keep consistence with builders. If we never update our Ordinance just say “as currently adopted” and “meets the State requirement”. The building code gives you a template and it can be copied and pasted into the code book which would put some teeth into compliance when needed.

Bradley presented the current vehicles on the auto policy. He is updating to make sure we don’t have cars on the insurance that are not currently in use. The fleet management cars were reviewed and discussed. Bradley discussed options and suggestions he has received from other departments. Maintenance people are using 2 of the vehicles he feels we should be selling and David Decker also needs vehicles. Bradley has the remaining funds from the Clerk’s office for replacement vehicles.

Sam Butikofer was present and discussed the need to have a vehicle to transport bodies to maintain privacy and dignity when an autopsy is required or more medical testing. Sam provided paperwork showing estimates from Bank Corp.

Commissioners would like Bradley to look at vehicles on the inventory that are not in use and get rid of them. We would like to see a few proposals for new vehicles for the coroner and update some of the older cars. They are trying to balance out the vehicles.

The Environmental resilience committee have put together a draft of goals and objectives for the County. Bradley asks that the commissioners review and let him know what changes they would like to make. This plan may be part of the County Comprehensive Plan. Commissioner Weber asks if this is over regulating our community. He gave an example if a farmer wants to sell his property, he should have that right to do so. Bradley states the committee provides ideas of what to include in our comprehensive plan. This is also part of the mitigation plan and gives us opportunity to get future funding. The Commissioners discussed what if anything this draft does for the county.

There being no further business Commissioner Mendenhall made a motion to adjourn the meeting at 12:20 p.m. Commissioner Smith seconded and voting was unanimous.

Approved:

Jon O. Weber, Commission Chairman  
Todd Smith, Commissioner  
Brent Mendenhall, Commissioner

Attest: Kim Muir, Clerk

