

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



**Madison County
Commissioner Meeting Minutes
June 8, 2020**

Attendees:

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

Pledge of Allegiance

Invocation: Commissioner Mendenhall

This meeting was streamed live online for those wishing to attend remotely.

ACTION ITEMS

Public Comment: There was no public comment.

Calendar Items:

Next Commission Meeting: Monday, June 22, 2020. Commissioner Smith will be out of town. There will be a Public Information meeting also beginning at 5:30 p.m. to explain transportation needs and projects of the County. Horrock's will be presenting. We will check with Cindy to see if there is additional info that needs to be advertised.

Discussion Items:

Budget discussion

The proposed budget numbers were discussed and questions asked.

Contracts/Documents:

After review and discussion, Commissioner Smith made a motion to approve the Canvass of Votes for the June 2, 2020 Election. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Smith made a motion to approve the contract with Acme Pro Pyro for the 4th of July fireworks. The fireworks will be launched from three locations in the County. Commissioner Mendenhall seconded and voting was unanimous. The motion passed. John Adams GMC will be donating \$15,000 to \$20,000 for the event and the City and County will each pay \$7-8,000. The fireworks will be at Rexburg Rapids, Madison Middle School, and Teton Lakes Golf Course.

After review and discussion, Commissioner Mendenhall made a motion to approve the Cooperative Agreement for the South Yellowstone Hwy 33. Commissioner Smith seconded and voting was unanimous. The motion passed.

Routine Matters:

After review and discussion, Commissioner Mendenhall made a motion to approve the Commission meeting minutes for May 26, 2020. Commissioner Smith seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Smith made a motion to approve the claims presented by the Clerk. General fund total \$276,859.85. Grand Total of claims \$1,159,903.40. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Mendenhall made a motion to approve the Certificates of Residency for Hailey Ball, Guadalupe Torres, Mona Lords. Commissioner Smith seconded and voting was unanimous. The motion passed.

Personnel Actions :

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

Board of Equalization. There were no BOE matters at this time.

Executive Session, Idaho Code § 74-206(1) (d): Indigent matters: Ann Marie Sorensen, Indigent Clerk presented. 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 Weber – yes, Commissioner Smith-yes, Commissioner Mendenhall - yes. The motion passed.

Commissioner Weber returned the County Commissioner meeting to open session at 9:45 a.m. After review and discussion, Commissioner Mendenhall made a motion to approve signing Approvals on Case No.'s. 2019017, 2019022 and 2020022 (up to 7/21/2019) and a denial on Case No.'s 2020002 (after 7/31/2019) and 2020005. Commissioner Smith seconded and voting was unanimous. The motion passed.

Commissioner Weber was excused at this point to attend another meeting. He will be back prior to the Department Head and Elected Official meeting.

Jared Ricks, Public Defense Commission updates and standards:

Jared joined the meeting telephonically. In April 2020, Jared sent out the annual report and is asking if there are questions. Jared reports any missing provisions in the Public Defense contracts will be taken care of this year. Madison County would need to make the change to be notified of any action the bar is taking against our Public Defender. Nothing says we would have to act, but is notification.

Jared also reports the “extraordinary litigation fund” is still in existence. Local funds will be sought if available for serious type cases when a Public Defender is appointed. The Public Defender would apply for these funds and can be done after the fact. This is to cover expert witnesses, etc.

Rule-making meetings will be taken up again this year. Commissioners were invited to attend so they can provide feedback and guidance. The Madison County Public Defense grant has been submitted and will be considered.

Runhard LLC Hardship exemption (conference call): Angie Moffat, Treasurer was also present. Renee Williams joined telephonically. With income being cut in half for spring, they are asking for a delay on the tax payment for a few months in hopes that BYU-I will continue with classes in the fall. The

cancellation request is \$26,340.05. The Williams also had to release many of their contracts when school was cancelled which has cut their revenue. There is some relief coming in the next few months from government SBA funding. They are restructuring their bills and mortgage payments to help them get thru. They did get relief for operating funds.

Commissioners mentioned property taxes due are 2019 taxes and income were not hurt in 2019, at the same time want to balance out the June 2020 payment, where some businesses pay the full amount in December. It is important that commissioners keep it fair for business as well as apartment owners.

Angie mentioned, the taxing districts payment schedule is also delayed when payments are late. Also discussed was Urban Renewal would be hit hard with this cancellation.

It would help them if they could make a quarter of the payment by June 20, 2020 and then in October 2020 pay off the remaining, if the school starts up again. Most contracts are paid in full up front and they offer incentives if they pay the winter semester also.

Commissioner Smith made a motion to approve giving Runhard LLC additional time to pay their tax if they pay ½ by June 20, 2020. The remaining will be required to be paid by the end of October 2020. Commissioner Mendenhall seconded and voting was unanimous.

Angie Moffat will write them a letter outlining this decision and mail it to the property owner.

Michael Greenberg, Nelson Ricks Creamery, personal and real property:

This appointment was cancelled. The late taxes, penalty and interest were paid.

Rich Jones, Fat Cats hardship exemption: Mr. Jones joined the meeting telephonically. Fat Cats (the most recent version of the facility) opened May 30, 2019. He feels this is the worst industry you can be in for COVID-19 and Hollywood is not sending any new releases. He reports they are in survival mode just trying to hang on.

They can only open to less than ½ capacity with social distancing. Their income is down to 22% what they were a year ago. Cash flow projections show a slow ramp up between now and December 2020. They have received a deferral on their mortgage of 3 months, but are still projected to be in the red for the rest of the year. He would like to see what kind of relief they can get with property tax. He is requesting the June 20, 2020 tax cancelled and help with the first half of 2020.

The Commissioners commented this is last year's taxes and ask what funding have they received. They received PPP funding to pay employees, but they still couldn't open the facility. They received approximately \$139,300 and are down to \$81,000. They have also applied to SBA, but haven't heard back. Fat Cats does have locations in other states and all are in the same situation. He comments BYU-I cancelling classes has affected this location significantly. The more time they get under their belt the better. Movies, mini golf, and bowling biggest season is holiday season to the end of May 2020, and they usually save to make it through the rest of the year from these revenues. Urban Renewal would be affected with this cancellation also.

Commissioner Mendenhall made a motion to waive all interest if they can pay 35% by June 20, 2020 (\$10, 804.06,), 55% by July 20, 2020 (\$11,256.29), and the remaining by August 20, 2020 (\$9,209.70).

However, they must pay the penalties. Commissioner Smith seconded and voting was unanimous. The motion passed.

Angie Moffat will write them a letter outlining this decision and mail it to the property owner.

Darby Pozenel, Solid Waste:

Darby discussed inmate hires for litter control. Every year Darby works with the probation office to supply juveniles who need to complete community service and Kirk with Juvenile Probation is willing to help. DEQ and District 7 would like this cleaned up better. Fish and Game have also complained about the litter. Loads need to be covered and most have been, but paper is still blowing out of trucks. Darby is proposing we hire inmates from the Work Camp in St. Anthony. An agreement will be reviewed and signed at the next Commission meeting.

Discussion of Solid Waste fee increases:

Darby presented numbers for the change in fee increase. This matter will require a public hearing and will be advertised and set on July 13, 2020. After review and discussion, Commissioner Mendenhall made a motion to set a public hearing for change of fees to Solid Waste. Commissioner Smith seconded and the motion passed.

Review bids on letter of engagement for land survey on Parkinson property:

Darby presented costs for appraisals and surveys which were reviewed and discussed. Many surveyors are busy and will take a while to get on this project. Department of Lands is apparently on board with this project. Darby will call Forsgren to see how far out they are, and to receive a bid from them.

Commissioner Smith made a motion to move forward with Teton Vue Surveying. The Commissioners will use General funds for this project, but will be reimbursed by the district. Commissioner Mendenhall seconded and voting was unanimous.

Robert Kohler, Runoff and possible flooding for this spring:

Robert presented pictures and information regarding flooding in the area. Peak will be tomorrow, June 9, 2020, on the Henry's Fork. at 9.5 feet. Robert states we will be sitting pretty good after tomorrow. Beaver Dick Park and Warm Slough are also higher. This is similar to where we were in 2011. Twin Bridges is high, but is looking pretty good. Palisades is releasing at the same level that water is coming in. Robert will give updates throughout the summer on Fires.

Precautions Homeland Security has taken: We still have plenty of sand and sand bags. We have firmed up a contract with BYU-I to give us bodies to assist if needed. CERT is also available to assist. Road and Bridge is also standing by with sand for sand bags.

Commissioner Weber re-joined the meeting at 11:45 a.m.

Employee Recognition: The following were recognized for their years of service to the County

30 years	Angie Wood-Courts
15 years	Kirk Mace- Probation
15 years	Ryan Walker-Jail
5 years	Trevor Lance-D7 treatment
5 years	Sonnie Haws- Solid Waste

Madison County Elected Officials and Department Head Meeting:

Discussion topics:

Commissioner Weber reported on a meeting he attended earlier today with Governor Little reporting on relief funding available for Government entities related to the COVID-19 pandemic. He discussed the parameters in regards to the funding. He mentioned the hardships that are coming to the county for tax relief and how Commissioners are watching out for district distributions as well as businesses. The governor would like to see kids back in school in the fall.

Budget meeting dates:

Budgets were discussed. Meetings will be set up June 23 and 24, 2020.

COVID- 19 discussion and documentation:

Keeping receipts and closely tracking expenditures was requested.

Requirements for annual doctor visits, blood draws, and insurance meetings:

Options were discussed. Most present would like to see blood draws being set up through the hospital or visiting desired medical providers annually to receive HRA funding. Commissioners agree to allow for both.

Medical insurance increase and options:

Holding medical insurance meets was discussed and having Rudey explain why our insurance rates are increasing was suggested. Options for insurance were asked about. Cindy would like to see the least disruption and change possible. Commissioners asked department heads to train and encourage employees to use Telehealth. This benefit is available to all employees and their families. The whole county benefits when employees use this benefit rather than going to a doctor.

The following were present and made comments:

Evan, Fairgrounds – Preparing for the summer events and thank Commissioners and all departments for helping to keep things going.

Lance, Extension Service – They are adjusting 4H stuff and social distancing

Bradley, Planning and Zoning – Moving along and staying busy

Paul, IT – Keeping things going

Angie, Treasurer – Office is busy collecting taxes

Ann Marie, Human Resources – Items above were discussed

Jess, D7 Treatment – Many participants relapsed during the COVID-19 and they are cleaning up from that.

Cindy, Road and Bridge - H has been busy and are catching up. The public information meeting is regarding Horrock's' transportation projects that may or may not happen.

Darby – COVID has kept Solid Waste busy. People staying home have been cleaning out.

Kirk – County Party September 3, 2020, at the Fairgrounds. Kirk regrettably had to lay an employee off.

Jared – Busy and the parks are full.

Rob – Courts are busy with cases as is his office, and the DayBell case is ongoing.

Sam – Sam received a new pickup to transport decedents to Boise for autopsy and is putting it to work when another counties request. This vehicle will be climate controlled and will maintain the integrity and dignity of the decedent.

Shawn– The new DMV/Driver’s License building opened last week. Terminals were increased to process faster and can push more people through. The overall project was overseen by Ryan Kaufman and Shawn and went well. There are experiencing growing pains, but are being worked out.

Sheriff Henry – Thanked everyone for their help, and discussed that a small number of officers in this country have caused a bad light to be focused on law enforcement. That they are continually in training and talks to keep a high level of professionalism with his office.

Kim- Made it through Election, and budgets are next.

The VEBA benefit was discussed. When an employee leaves the county, the PTO is put into a VEBA account rather than receiving a payout. If a lump sum is paid you lose about ½ in taxes. VEBA funding provides 100% of time is deposited into your account and can be used for any medical expense. Commissioners asked those present to check with employees to see if their preference would be to pay out the PTO hours accumulated or deposit funds into their VEBA account and let Ann Marie know. A decision will be made at a later date.

There being no further business Commissioner Smith made a motion to adjourn the meeting at 2:10 p.m. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

Approved:

Jon O. Weber, Commission Chairman

Todd Smith, Commissioner

Brent Mendenhall, Commissioner

Attest: Kim Muir, Clerk