

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

MADISON COUNTY  
COMMISSIONER MEETING MINUTES  
AUGUST 23, 2021



**Attendees:**

**Todd Smith, Commissioner Chairman**  
**Brent Mendenhall, Commissioner**  
**Douglas Smith, Commissioner**  
**Troy Evans, Deputy Prosecuting Attorney**  
**Kim Muir, County Clerk**  
**Sue Bagley, Deputy Clerk**

**ACTION ITEMS**

This meeting was streamed electronically.

**Calendar Items:**

The next Commission meeting will be held Tuesday, September 7, 2021.

**COMMISSIONER'S SCHEDULE:**

Thursday Sept. 2<sup>nd</sup> will be the County employee BBQ at the Fairgrounds  
Commissioner Smith - Hospital Board meeting, Wednesday, August 25, 2021  
GIS redistricting meeting tomorrow, Clerk's Office at 2:30

**Discussion Items:**

**Medical Insurance Decision for FY2022:** Options for medical insurance were discussed. If the county were to stay with the current plan it would cost an additional approximately \$500,000 per year which would cause a significant increase to county employees' premium. The option that seems most favorable for employees and the County is the Blue Cross Health Savings Plan. The deductible will increase but the premiums will not. The Commissioners discussed increasing the HRA and the HSA to help lessen the impact to the employees for the increased deductible. Commissioners discussed front loading an FSA to help employees pay out of pocket expenses until the deductible is met. There was discussion of loading the FSA one-half in January and the remaining in July. Further options will be explored and a decision will be made September 7, 2021 concerning the contributions.

Commissioner Doug Smith made a motion to contract with Blue Cross of Idaho HSA Plan for the employee medical insurance for FY 2022. Commissioner Mendenhall seconded and the voting was unanimous. The motion passed.

There will be further discussion on the county contribution and training meetings with Rudey and Ann Marie to help employees understand the new plan.

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**Contracts/Documents:**

Review and sign: Purchase and Sale Agreement, Solid Waste District/Parkinson Property. This will be moved to the next agenda.

Review and sign: E S & S Election Sales Order Agreement: After review and discussion, Commissioner Mendenhall made a motion to sign the E S & S Election Sales Order Agreement for the purchase of 4 additional DS 200 tabulators for \$25,160.00. Commissioner Doug Smith seconded and the voting was unanimous. The motion passed.

Review and sign: Management Agreement for Recreation with Teton Management at the Teton Dam Site will be moved to a future Commissioners Meeting.

Review and sign: Nomination for the Capital Crimes Defense Fund  
After review and discussion, Commissioner Todd Smith made a motion to nominate Jordan Stoddard to represent District 6 on the Capital Crimes Defense Board. Commissioner Mendenhall seconded and the voting was unanimous. The motion passed.

Review and sign: Ratify Corrective Quitclaim Deed for Jerome Bowen Property: After review and discussion, Commissioner Doug Smith made a motion to ratify the quitclaim deed between Madison County and Jerome Bowen. This was to correct a legal description error. Commissioner Mendenhall seconded and the voting was unanimous. The motion passed.

Review and sign: Access Idaho contract for Planning & Building  
After review and discussion, Commissioner Doug Smith made a motion to sign the contract with Access Idaho for credit card services for the Planning and Zoning/Building Department. Commissioner Mendenhall seconded and the voting was unanimous. The motion passed.

**Routine Matters:**

After review and discussion, Commissioner Doug Smith made a motion to approve the claims presented by the Clerk. The General Fund total claim amounts were \$.77,076.67. The grand total of claims was \$311,464.77. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Doug Smith made a motion to approve the Commissioners meeting minutes of August 9<sup>th</sup>, 2021 and August 18<sup>th</sup>, 2021. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

**Personnel Actions :**

<u>Employee Name</u>	<u>Position</u>	<u>Salary/Wage</u>	<u>Change</u>
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***Sheriff's Office:***

Jacob Hurst	Dispatch	\$16.41/hr.	Reclassified / Part Time
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Ana Lilia Johnson	Detention Reserve	\$10.40/hr.	New Hire
<b><i>Buildings &amp; Grounds:</i></b>			
Michelle Alexander	Janitorial	\$13.00/hr.	New Hire
<b><i>Extension Office:</i></b>			
Shay Muir	Secretary	\$14.50/hr.	New Hire
<b><i>Planning &amp; Building</i></b>			
April Smothermon			Resignation
<b><i>Juvenile Probation</i></b>			
Mike Jones	Probation Officer	\$21.75/hr.	Pay increase

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

After review and discussion, Commissioner Mendenhall made a motion to approve the Certificates of Residency for Sean Crandall, Heidi Acevedo, Shandrie Barthlome, Sarah Hutchings, Kimberly Fitzpatrick, Adison Maviano, Cami Nessen, Destiny Thain, Brandon Peterson, Lexie Walker, Shanlani Wilcox, Sydney Bradshaw, Leslie Grigg, Dallin Robinson. Commissioner Doug Smith seconded and voting was unanimous. The motion passed.

**Pledge of Allegiance:** Given by all.

**Invocation:** Given by Kim Muir.

**Public Comment:**

Randy Brown: Plano resident and former Agronomy professor at Ricks College. During his tenure at the College, it was said that Plano has the best soil in the country. He is concerned about the 16-acre minimum code. He feels this is stipulated in code and more than a guidance. He would like to see Plano remain agricultural zone to grow crops not houses.

Ardiss Leavitt: Ms. Leavit lives in Saddle Creek Subdivision. She is concerned with the Diamond Acres small scale development, she would like to know if there will be CC&R's attached to this development. Commissioner Todd Smith explained that the county does not reinforces CC&R's and cannot force developers to put them in place in a development.

**Executive Session:**

Commission Chairman Todd Smith made a motion to go into executive session at 9:15 am. according to Code §74-206(1) (b) employee matters and (d) exempt records. Roll Call vote: Commissioner Todd Smith-yes, Commissioner Mendenhall-yes, and Commissioner Doug Smith-yes. Commissioner Mendenhall seconded and voting was unanimous.

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Commissioner Todd Smith returned to open session. Commissioner Mendenhall made a motion to approve approval on Case No. 2013035, deny Case No. 2021005 and ratify signing a Lien Release on Case No. 2003024 for a Lien Release. Commissioner Doug Smith seconded and voting was unanimous. The motion passed.

**Bradley Petersen Funding Opportunities for Army Corp of Engineers:**

Bradley Petersen was present to discuss funding opportunities with the Army Corp of Engineers. Federal Funding will pay \$100,000 to for review to certify the levies and make recommendations. This is to get ahead of the Flood Plain review of levees currently being done by FEMA.

Mr. Peterson is seeking the direction the Commissioners would like him to take for Economic Development. ARPA funds are available for long term recreation, tourism, and development. Commissioner Smith feels we need to promote what opportunities are already available. This is an EDA Grant and representatives are helping the City of Rexburg and will also add the county to that study. Commissioner Mendenhall will meet with Mr. Peterson to discuss the direction the County will take. The results will be brought back to the Commissioners Meeting for final decisions.

**Louise Hymas AG Zoning Classification:**

Gary Armstrong, Planning & zoning Administrator was also present. Mrs. Hymas attended the previous meeting with three questions. She is concerned with the AG Zoning acres restrictions not being enforced. Several small pieces of land have sold for development that do not qualify because they are only 10-11 acres. The seller was under the impression the zone would be changing soon to allow building on smaller acreages. The Commissioners and Mr. Armstrong reassured her that there were no plans to change Ag zoning law in Plano.

Mr. Armstrong explained how exceptions, grandfathering, and law control density and where deed restrictions come into play. Mr. Armstrong further explained the difficulty denying a building permit when there are no deed restrictions. Code is not explicitly clear. All agreed that there is a need for clarification in the current code.

**Planning & Zoning: Small Scale Developments:**

**Thornton Commercial Park:** Owner CHR Properties, Applicant JD Folsom: Gary reported this is 6-acres for a 6-lot business park in a commercial zone. The application meets code and Mr. Armstrong recommends it for approval.

After review and discussion, Commissioner Mendenhall made a motion to approve moving forward with the Small-Scale Development known as Thornton Commercial Park. Commissioner Doug Smith seconded and the voting was unanimous. The motion passed.

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**Harvest Estates, Owner Larry Hansen, Applicant Mark Hansen:** Mr. Armstrong reports this is a 16-acre parcel proposing an 8-lot development. It is zoned Trans AG. The lots themselves are smaller and there is a set aside for open space that maintains the average. Water rights and irrigation rights were discussed. Water rights will be conveyed to the homeowners. Chairman Todd Smith is concerned with the drainage area. Mr. Armstrong feel this meets the criteria and recommends approval.

After review and discussion, Commissioner Doug Smith made a motion to approve the application from Mark and Larry Hansen for Small Scale Development, as proposed in the application materials received July 16, 2021. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

**Diamond Acres, Owner Granite Peak Holdings, LLC:** Mr. Armstrong reports this is a 33.885-acre parcel proposing 8 lots at 3.9 acres each. He received a letter from the irrigation district recommending that the water rights be conveyed to the homeowners. There will be CC & R's for this development. The entrance will be on 3000 West. Mr. Armstrong recommends this development for approval.

After review and discussion, Commissioner Mendenhall made a motion to approve the application from Granite Peaks Holdings LLC for the Small-Scale Development as proposed in the application materials received July 16, 2021, with assurance the irrigation requirements are met. Commissioner Doug Smith seconded and the voting was unanimous. The motion passed.

**Tim Solomon, Rocky Mountain Power update:** This meeting was rescheduled.

**Ryan Brown, Local Treatment Courts:** This meeting will be moved to the next agenda.

**Snowmobile Bylaw discussion:**

Commissioners met with two of the Grooming Board members, Clint Hansen and Doyle Barney. Mr. Barney reported that the Snow Grooming Board had gone through the proposed bylaws one line at a time and had some changes to review with the Commissioners. The bylaws will be put on the next agenda for approval after further discussion changes with Jefferson and Teton Counties. Commissioners will wait to appoint new board members until the bylaws are approved.

Clint reported the new snowmobile maps will be ready by in October. IDL is reviewing the trails and they will begin printing.

Commissioner Doug Smith made a motion to adjourn at 12:47 p.m.. Commissioner Mendenhall seconded and the voting was unanimous. The motion passed.

Approved: Todd Smith, Commission Chairman  
Brent Mendenhall, Commissioner  
Douglas Smith, Commissioner

Attest: Kim Muir, County Clerk