



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

**Madison County
Commissioner Meeting Minutes
November 8, 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.

Pledge of Allegiance: By all.

Invocation: Clerk Kim Muir.

Public Comment: None.

Calendar Items:

The next Commission meeting will be held Monday, November 22, 2021.

December meetings will be on December 6, 2021 and December 20, 2021.

IAC Fall Institute in Island Park is November 16, 2021.

Discussion Items:

Appointment of 3 snowmobile grooming board members to serve from Madison County

Present for this discussion were: Max Radford, Clint Hansen, Doyle Barney, and Ryan McBride.

Commissioner Doug Smith made a motion to appoint Ryan McBride, Clint Hansen and Doyle Barney to the Snowmobile Board. Doyle Barney to a one-year term to expire in 2022, Clint Hansen to a two-year term to expire in 2023, and Ryan McBride to a three-year term to expire in 2024. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

State Fair Board nomination

Commissioner Doug Smith made a motion to re-appoint George Hamilton for a three-year term to the State Fair Board and sign the letter of nomination. Commissioner Mendenhall seconded and the voting was unanimous. The motion passed.

Fair Board Discussion

Evan will be in at the next meeting to discuss new projects for the year. There were not enough bleachers for the rodeo events this year and additional seating is needed. Evan would like to purchase two sets of bleachers to seat up to about 500 more people on the east end of the arena. The Board would like to

increase by one additional board member and would like to discuss this possibility. A name was discussed and they will be contacted to see if they are interested. "Red, White and Blue in 2022" will be the theme for next year's rodeo. The Board would like to move the fireworks back to the fairgrounds after the rodeo. Brent would like to have the Board go the Chamber of Commerce to discuss this option.

Legislative meeting discussion

The Legislators have been called back into a special session/re-adjournment and will not be able to attend the meeting we had previously planned. It was rescheduled on Tuesday, December 7, 2021, at 8:00 a.m. at Red Rabbit Grill in Rexburg.

Homeowner exemption corrections

Shawn Boice discussed this issue. There is about \$20,000 in additional tax to be disbursed to all taxing districts because of an error in the homeowner's exemption. A letter to taxing districts to advise of the amount will be taken off next year will be prepared.

County party discussion:

Commissioners would like to move forward with the County Christmas party at Fat Cats as well as giving all employees \$50 to show appreciation for their service to the county.

Contracts/Documents:

Review and sign: Sign-on Agreement for the Idaho Opioid Settlement

After review and discussion, Commissioner Doug Smith made a motion to approve and sign the Sign-On Agreement for the Idaho Opioid Settlement. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

Review and sign: Vote canvass for November 2, 2021 Election

After review and discussion, Commissioner Doug Smith made a motion to sign the Vote canvass for the November 2, 2021 Election. Commissioner Mendenhall seconded and voting was unanimous. The motion passed. The Commissioners wanted to thank Brenda Stoor, an election clerk for a job well. It was run well and she made sure it worked.

Review and sign: IDJ Juvenile Justice Annual Report

Commissioner Doug Smith made a motion to sign the annual report for Idaho Juvenile Justice Report. This is a statistical report. Commissioner Mendenhall seconded and the voting was unanimous. The motion passed.

After review and discussion, Commissioner Mendenhall made a motion to sign the Final Certificate of County Levy (L-1) as completed. Commissioner seconded and the voting was unanimous. The motion passed.

After review and discussion, Commissioner Brent Mendenhall made a motion to sign the Tel-mate contract. Commissioner Doug Smith seconded and the voting was unanimous. The motion passed. This is the telecommunication system in the jail and includes the phone system, zoom meetings, jail phone calls, email correspondence, video conferencing and a law library will also be included which will save a yearly subscription fee.

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 \$302,684.66. The grand total of claims was \$527,840.93. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Mendenhall made a motion to approve the Commissioner meeting minutes of September 25, 2021. Commissioner Doug Smith seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Doug Smith made a motion to approve the Certificates of Residency for Jessica Packard Torabi Hjelm, Mikala Elliott . Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

Personnel Actions :

Commissioner Mendenhall made a motion to approve the personnel actions. Commissioner Doug Smith seconded and voting was unanimous. The motion passed.

Executive Session Idaho Code §74-206(1)(b) employee matters. Chairman Todd Smith made a motion to go into Executive Session at 9:15 a.m. Commissioner Brent Mendenhall seconded. A roll call vote was taken as follows: Commissioner Todd Smith – yes, Commissioner Mendenhall – yes, Commissioner Doug Smith - yes. Commissioner Mendenhall seconded and voting was unanimous. The motion passed. Commissioner Todd Smith returned to open session at 10:03 a.m.

Review and sign: Findings of Fact for Larry and Marilyn Atkinson Land Split. This matter is being further reviewed by the Commissioners and no action is being taken at this time on any Findings of Fact. This matter was sent back to the Planning and Zoning Administrator to issue a letter from his office.

Robert Kohler, Sunnyside wash-out Declaration and Resolution

Robert presented pictures showing the wash out, as well as drawings to resolve the issue. Under an emergency declaration with the Army Corps of engineers there is emergency funding. They have applied for an upgrade to the bank. The time frame to fix this issue is one year and a half. They are concerned with spring run-off taking more of the bank of the river. They have an agreement to get rock and the County will pick-up and haul to the site. Road and Bridge will pay for fuel and man hours, but does not pay for the rock. Additional funding will be looked into from Idaho Office of Emergency Management. Rivers are at the lowest flow currently and this is the best time to fix it. The Army Corps of Engineers needed to know this occurred this spring and was proven by the GIS Department. Before we push any rocks in the river we have to wait for the ground to freeze over so we don't sink equipment into the river. Permitting usually takes 60 days, but they will fast track us.

After review and discussion, Commissioner Mendenhall made a motion to sign and approve the MOU with Sunnydell Irrigation District. Commissioner Doug Smith seconded and voting was unanimous. The motion passed.

Commissioner Doug Smith made a motion to approve Resolution No. 471 to declare an emergency created by the river and canal bank washout. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

Agreement to Provide Law Enforcement Protection to Sugar City

Sheriff Rick Henry and Bart Quayle were present for this discussion. We are currently providing 3 officers in Sugar City during the day and the funding from Sugar City does not cover the cost. This situation will be re-negotiated in the spring.

After review and discussion, Commissioner Mendenhall made a motion to sign and approve the Agreement to provide law enforcement protection to Sugar City. Commissioner Doug Smith seconded and voting was unanimous. The motion passed.

Shawn Boice, Tax cancellation for Graystone Ventures LLC

A new value was set on the building based on market value. The value was changed for 2022, but was not for 2021. The tax cancellation will correct the error.

After review and discussion, Commissioner Doug Smith made a motion to sign and approve the \$ 3307.30 in tax cancellation for Graystone Ventures LLC. Commissioner seconded and voting was unanimous. The motion passed.

Bradley Petersen, Flood plain report

Population, Density and infrastructure were specifically the focus in the flood plain review and high priority projects were identified. The study is focused on the North Fork and South Fork of the Teton River in the Teton, Sugar City and north Rexburg area, as well as creeks including Moody Creek, Canyon Creek and Calamity Creek. Gary Ashby from Forsgren was present and has done some work on the project.

Eric Miller spoke to recharge. He believes a river that is adjoined with a lot of gravel pits would reduce the amount of flooding and there is a lot of opportunity to do that here. Diversion is the cheapest way to go using a radial gate rather than a head gate and would be preferable. We would need to obtain agreements with gravel pit owners. They believe things can be worked out administratively. A bypass levy may be needed to keep the water north of the north fork. Digger Drive is the focus of a levee going into the East Parkway Corridor. We would need to work with Sugar City, the BOCC and the School District. The model is not approved yet, but we have used the FEMA model. Forming a flood plain district was discussed. Bradley will look at costs and come back with a report.

Discussion on fleet vehicles. This matter will be discussed at a future meeting.

Sugar City, Inclusion in impact area discussion

Dave Thompson, Sugar City P & Z was present to discuss this matter. Many years ago, Sugar City was concerned with its future and liability. They have worked with different entities and found they are lacking in making the city liable and able to stand on their own. The City had an outside study done and it concluded they need to get more commercial. Growth has happened. Sugar City as limited capacity to

grow commercial. They reached out to people in Salem to hear their wishes as well as Teton and Newdale to see what they plan and how they plan to grow. The consensus was to create a Highway 33 commercial area. They have asked how they can facilitate the wishes of all entities listed above. Citizens have identified an area of growth and reviewed the zoning and potential impact to neighbors. There have been many citizen meetings. Just recently some major transitions have been requested. They have recommendations and will be going to public hearing on a few of them in the near future. They are still lacking in being a viable city with space for commercial property, but now have entities interested in purchasing property and are hoping to set boundaries now.

Gary Armstrong, P & Z Administrator was present and explained the negotiation process in the impact area for the City of Sugar City and the City of Rexburg. The Commissioners are the final decision makers. The City of Rexburg has started the process to expand the impact zone and now Sugar City would like to expand into a few of the same areas. We would need the two written proposals and then a committee of 9 would be organized and would then negotiate it out. The School District boundaries would need to be considered. The City of Sugar City would like to get together and have a discussion without it being argumentative with all entities involved. He hopes it will be an easy process if we can sit down together and try to decide. The next step would be Sugar City to provide a written proposal of what they want to P&Z and the Commissioners.

Robert Kohler, Chief Miskin and Chief Child, ARPA funding proposal

Chief Child gave a presentation on what will ARPA money allow. They have been reading the ARPA funding guidelines and have taken justification in the realm of ambulance and what they can take to continue to finance public health. He showed examples of services to contain and mitigate the spread of COVID -19. He showed as eligible expenses medical care; support for isolation or quarantine; supports for vulnerable populations to access medical or public health services; enhancement to health care capacity and purchase of PPE. He also explained the interim final rule is effective will not be subject to recoupment.

The Department is asking for 4 to 5 additional ambulances, ventilators and other equipment. Commissioners discussed other department requests that will be coming in and other funds offered through ARPA. Recouping the funding back to our general fund for an ambulance purchase was discussed. Further discussion to look into possibilities for funding and the amount already committed to broadband will be had.

Part-time employees were discussed. There will be upkeep on new ambulances.

After review and discussion, Commissioner Mendenhall made a motion to sign and approve the EMS Department to spend \$840,600 with an additional an option of \$217,000 possible to be reimbursed through ARPA funding, if possible, with the option they will pursue state funding, if not we will take it from current ARPA. Commissioner Doug Smith seconded and voting was unanimous. The motion passed.

Commissioner Todd Smith made a motion to adjourn at 1:27 p.m. Commissioner Mendenhall seconded and voting was unanimous.

Approved:

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

Attest: Kim Muir, County Clerk