


<b>Madison County</b>		
<b>Madison County Commissioner Meeting Minutes</b>		
		
MAY 22, 2017	9:00 A.M.	COMMISSIONERS' ROOM
<b>ATTENDEES</b>	<b>Commissioners: Chairman Jon Weber, Kimber Ricks and Todd Smith</b> <b>Deputy Prosecuting Attorney: Troy Evans</b> <b>Deputy County Clerk: Ilene Palmer</b>	

**AGENDA TOPICS**

Pledge of Allegiance and Invocation by Commissioner Smith

**Public Comment:**

Shane and Kirsten Ruebush were present to discuss the definition change concerning Duplex, Dwelling and Two Family Dwelling made at the P&Z Commission Meeting. Kirsten pointed out that the Idaho Code Land Use Planning Act says that notice of the change shall be given to the public. She said it is her understanding that a change was made during the public hearing but she has not reviewed any findings. She believes it has to go back to P&Z to be reviewed then give the public a chance to hear about the changes.

**Gravel Pit**

Kirsten said because an error in the land use table is being corrected she feels it is an opportunity to look at the entire table. She said that only giving a conditional use permit one section at a time with enforcement by only one person annually may not be the best course of action. She asked if the enforcement should take place once a month instead.

**Bond**

Kirsten said that the bond is established after the permit and has to be approved by the Board to cover reclamation costs. She questioned that if a company has a fifty year bond, what happens if the company goes into bankruptcy; she believes that this issue is worth looking at.

**County Business**

**Committee & Board Reports**

**Commissioner Weber: EMS meeting**

**Commissioner Smith: Snowmobile Board**

Commissioner Smith reported that a Capital line has been included on the snowmobile budget.

**Commissioner Ricks: RDA**

Commissioner Ricks reported that the RDA was established with DEQ for nuclear waste, based on negative impact and cutbacks. He also said that the RDA has approved several loans that benefit Madison County.

## **Discussion Items**

### **Planning & Zoning Board Member Replacement**

After review, Commissioner Smith made a motion to assign Rachel Whoolery as a Planning & Zoning Board Member Replacement. Commissioner Weber seconded and voting was unanimous.

After review, Commissioner Smith made a motion to sign the Canvass of Vote for the May 16<sup>th</sup> Election. Commissioner Weber seconded and voting was unanimous.

After review, Commissioner Ricks made a motion to sign the Retainer for Secondary Conflict Counsel for Public Defense for Madison County. Commissioner Weber seconded and voting was unanimous.

After review, Commissioner Ricks made a motion to sign the Resolution #417 for odd lot property. The adjoining land owner, the McKay's have expressed an interest in the small lot. Commissioner Weber seconded and voting was unanimous. This will now be set for public hearing and published in the newspaper.

After review, Commissioner Smith made a motion to approve the one time Proxy for Eastern Idaho Public Health vote from Commissioner Weber to Commissioner Ricks. Commissioner Weber seconded and voting was unanimous.

## **Contracts/Documents**

### **Routine Matters**

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

After review, Commissioner Ricks made a motion to approve and sign the Commissioner meeting minutes of May 8, 2017. Commissioner Smith seconded and voting was unanimous.

After review, Commissioner Weber made a motion to sign the Certificates of Residency for: Caleb Jensen, Gunnar Griffith, Sydney Johnson, Vanessa Johnson. Commissioner Ricks seconded and voting was unanimous.

Commissioner Ricks made a motion to approve the personnel actions. Commissioner Smith seconded and voting was unanimous.

### **Ann Marie Sorensen, Indigent Clerk, Executive Session Idaho Code § 74-206(1) (d) and exempt records.**

Commissioner Weber made a motion to go into Executive Session at 9:17 a.m. Commissioner Smith seconded the motion. A roll call vote was taken as follows:

Commissioner Weber-yes

Commissioner Smith-yes

Commissioner Ricks-yes

Commissioner Weber returned the County Commissioners to open session at 9:29 a.m. Commissioner Weber made a motion to sign Liens on Case No's. 2017028, 2017029 & 2007030, sign Lien Releases on Case No's. 2017011 & 2017012, sign Approval on Case No. 2017023, sign Denials on Case No's 201722

and 201725, sign Settlement Letter to the CAT Board on Case No. 2001067. Commissioner Smith seconded and voting was unanimous.

**Cindy/Reo, Road and Bridge - pavement presentation, updates on projects throughout the County  
Pavement presentation**

Cindy presented the Road Work Plan to the Commissioners. It shows how many roads in each area are paved or unpaved and includes the Summer, 2017 work details. There are currently 208,779 miles of roads that are unpaved in Madison County. A discussion was had on the number of unpaved roads that are highly traveled.

**Updates on projects**

**Fairgrounds**

The wires at the Fairgrounds are being pulled now; then the concrete will be poured. Commissioner Weber asked Reo to check into getting the truck in the area to assist with that project.

**Kelly Hoopes, Bridges on the new frontage road**

Kelly presented the Commissioners with an estimate of costs and how to bid the bridge job. He said the anticipated differences are whether to utilize concrete or aluminum. Kelly said the aluminum box has longevity of 75 years and the precast will last 100 years. He said both of these options will require maintenance and upkeep. Kelly said the aluminum is more complex to put in, however it is a cheaper option because the structure is delivered on site and ready to install.

Kelly told the Commissioners he has had conversations with landowners concerning the frontage road. Commissioner Smith said he also spoke to the landowners. He said that Joyce Randcleve requested maps that were to scale and included more details. She also expressed she would like compensation for her property. Kelly will provide Commissioner Smith with the detailed maps. Gideon and Jenkins were also in agreement however would like their property rezoned to commercial and Gideon asked to have the ditches relocated.

Commissioner Weber said the County should go to bid on this structure. He feels the aluminum structure would be a good solution because of its cost. Kelly advised the Commissioners to bid both concrete and aluminum and then pick the lowest bid. Commissioner Smith said he would like to see a concrete bridge.

Kelly told the Commissioners he will need them to decide on what type of structure they would like before applying for the permits.

The signs already placed in the easements will be relocated 50 feet to the west however the power poles are staying in place.

Rocky Mountain Power wants an easement through our property in Archer; Reo gave Commissioner Weber a picture of the old gravel pit. Troy will review the request.

**Jared Arnold, Darby Pozenel - Solid Waste new employee, Tire price increase, Fairground projects  
Solid Waste Employee**

Jared reported that a Solid Waste employee was needed. Commissioner Weber asked if a part time employee will help out. Jared asked if the part time line in the budget can be converted to a full time

position. Darby reported that the starting wage would be \$15.34 and the new hire would need to have a CDL in order to be both a driver and work the floor.

Commissioner Weber said to move forward and work with the clerk's office. He also asked that Commissioner Smith be included in any interviews.

### **Tire price increase**

Jared would like to increase the tire charge to \$4 without a rim and \$8 with a rim. Jefferson County charges slightly less however, as it has the ability to bury tires. The Commissioners asked Jared to look at the costs in County versus out of the County because residents already pay for garbage fees in their taxes. A public hearing is needed anytime a fee is increased and this would be the next step. Troy gave a copy of the last updated ordinance to Jared to review and bring back to the Commissioners outlining all the fees he would like changed.

### **Shawn Boice and Amanda Larese, John Hathaway homeowner's exemption, House Bill 235 discussion**

John Hathaway was present; he is a new resident to the County and reported he didn't know about the Homeowner's Exemption. Amanda reported to the Commissioners that Mr. Hathaway was upset the 2016 exemption had fallen off. She said Mr. Hathaway had missed some opportunities to remedy the situation; letters were sent and a representative from the Assessor's office went out to the property. Mr. Hathaway had also missed the April 15 deadline to sign up for 2017. Commissioner Weber advised Amanda to allow him to sign up for the exemption for 2017 which is due today.

### **House Bill 235**

The Tax Commission will visit the Clerks and Commissioners meeting in June to discuss the property tax exemption for businesses. This bill would lower the threshold for receiving property tax exemptions for new investments from \$3 million to \$500,000. This lower threshold would incentivize new businesses to bring new or expand existing facilities. Commissioner Weber asked Shawn to come back with information on how the County can make this successful, and what other counties are doing across the state as to the \$500K threshold. Shawn will bring this information back to the Commissioners at a future meeting.

### **Sheriff's Office, Public Hearing regarding new charges for fingerprinting cards and review and sign: Ordinance number 410 after public hearing.**

#### **Public Hearing**

Commissioner Weber, Ricks and Smith were present for the Public Hearing. In addition, Rick Henry and Korie Hansen from the Sheriff's office, Troy Evans, legal, and Ilene Palmer from the Clerk's office were present. Amanda Larese from the Assessor's office and in the audience was Kirsten Ruebush also attended. The Commissioners declared they had no conflicts of interest. All of the public hearing notices were made by the Clerk's office.

Sheriff Henry proposed the County add a charge for fingerprinting; there is currently no charge. The new charge would be \$10 for 2 cards. Sheriff Henry said the charge will help offset the costs of the machine; 30% of the concealed weapons permits currently go towards the machine and 70% of the fees go to schools and jobs. Right now, people from other Counties are coming to Madison County to get this done because there is no charge. The exceptions outlined in Ordinance #410 were discussed in that the fee does not apply to concealed weapons, or Madison County employees.

There were no public comments made either for, against, or neutral for this proposal. There were no written comments either.

The public hearing was then closed and a discussion was had amongst the Commissioners.

Commissioner Weber made a motion to pass Ordinance #410 establishing a fingerprinting fee. Commissioner Ricks seconded and voting was unanimous.

The Ordinance and fees will be effective immediately however the public has the option of appealing this matter in court within 28 days.

#### **Discussion regarding combining DMV and Driver's licensing.**

Rick Henry, Korie Hansen and Shawn Boice were in attendance.

Shawn reported that students are coming to the DMV expecting to be able to get a Driver's License. This is creating long and unnecessary lines in both the DMV and the Driver's License offices. Shawn would like to simplify the process and combine the two offices. The Sheriff's office is in agreement with this move. Shawn said one solution would be to move offices to the Administration Building; currently there is no additional space in Sheriff's Office. He has also looked at potential sites in town; particularly looking for sites that are safe for VIN inspections and parking. Commissioners all agreed that they would like to see the two offices combined. They are concerned having a site too far off campus where the County already does business. Shawn said another option would be to remodel the downstairs of the Administration Building. Commissioner Weber asked Shawn to get more information and some preliminary figures on this move and report back. This may make the best sense where the public already knows about the county building and there is space. The county would also not need to use tax payer monies on leasing a privately owned space.

#### **Geri Rackow, Eastern Idaho Public Health, 2018 Budget**

Geri presented the 2018 budget and reappointments to the Commissioners. The Board of Health is requesting a 3% source of funds increase. Geri said Madison County has grown in both population and property values. The funding formula will be voted on next month. The Budget hearing is scheduled for June 9<sup>th</sup>; a proxy has been given to Commissioner Ricks from Commissioner Weber today.

Commissioner Ricks asked Geri what the EIPH has planned for the Eclipse. She said there is currently information posted on the website that includes environmental health concerns for that week. She said they feel that educating the public ahead of time will serve the best purpose and that they are open to supporting the Counties however they can.

#### **Brent McFadden, Administration Bldg. security system; crack in large window – Courthouse Administration Bldg.**

Brent reported that the interior/outside of the Administration Building will have the same fob security lock system as the Courthouse has in place.

#### **Crack in large window**

There is a large crack in the Courthouse window upstairs that faces south. Brent said he can either have it repaired or replaced. The Commissioners asked Brent to look at other companies besides the company that repaired it prior and to ensure there can be a sufficient base around the window that would prevent cracking in the future.

**Three Findings of Fact for Duplex, dwelling unit, two family dwelling Definitions**

Commissioner Smith motioned to table the Findings of Fact concerning the Duplex, Dwelling and Two Family Definitions. The Commissioners want to review the comment and code further prior to making a decision. Commissioner Ricks seconded and voting was unanimous. This will be placed on an upcoming agenda for a decision.

**Removal and replacement of Gravel pit, mining definitions**

After review, Commissioner Ricks made a motion to accept the Findings of Fact for Removal and Replacement of Gravel Pit, Mining definitions. Commissioner Weber seconded and voting was unanimous.

**Land Use table changes for gravel pit, Commercial land uses, all from Madison County Planning and Zoning.**

Commissioner Weber made a motion to table the Findings of Fact for the Land Use Table Changes for Gravel Pit, Commercial Land Uses, from Madison County Planning and Zoning. The Commissioners want to review the comment and code further prior to making a decision. Commissioner Smith seconded and voting was unanimous. This will be placed on an upcoming agenda for a decision.

**Hayden/John, Maintenance - Discussion regarding County boilers in courthouse**

Commissioner Weber asked if we can look at upgrading the heating systems in the Courthouse. He asked Hayden and John to look at costs and options for replacing all of the boilers. John said that Walter Dietz quoted \$20,000 not including the controls. Commissioner Weber asked John to bring back information on alternate technology systems.

**Shane Wright/ Dean Kunz Fairboard**

**Executive Session Idaho Code § 74-206(1)(b) employee matters at 12:06 p.m.** The Commissioners came out of executive session at 1:30 p.m. No decision was made.

Commissioner Weber made a motion to adjourn the Commission meeting at 1:34 p.m. Commissioner Smith seconded and voting was unanimous.

Approved:

Jon O. Weber, Commission Chairman  
Todd Smith, Commissioner  
Kimber Ricks, Commissioner