

*Abbreviated Minutes: Complete Set Of Minutes Are On File In The Clerk's Office*

<b>Madison County</b>		
<b>Madison County Commissioner Meeting Minutes</b>		
AUGUST 22, 2016	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>County Clerk: Kim Muir, Deputy Clerk, Ilene Palmer</b>	

**AGENDA TOPICS**

**Pledge of Allegiance:** Clerk Kim Muir

**Invocation:** Commissioner Weber

**Public Comment:** none

**County Business**

**Committee & Board Reports**

Jon Weber – Madison County Fair

Commissioner Weber reported that the County Fair was successful and community members enjoyed it. Commissioner Smith would like to get a report from the food vendors to compare revenue this year over last. In addition, the concert was well attended. Commissioner Weber, along with a few members from the Fair Board, would like to attend the Associated Rocky Mountain Fair meeting for vendor contacts.

Commissioners Ricks and Weber attended the ITD Board meeting where there was discussion regarding Bear World. There was a motion made to donate a grant match to Madison County to be used at the County's discretion to build a road. This will be discussed later on today.

Commissioner Ricks – Report on Urban Renewal meeting

Progress continues and they have scheduled the next meeting to approve the bond.

**RC&D Projects**

A sponsors meeting was held last week that included nine Idaho Counties as well as a corner of Teton County, Wyoming. There are fewer than twenty Councils in the Nation and High Country RC&D is one of the strongest. As a member of the RC&D, we donate to the RC&D and cloud seeding efforts. The sponsors, Soil and Water Conservation Districts, Cities and Counties purpose is to enhance the quality of life in rural American communities by assisting with projects they are struggling with. They help to build community centers and have enhanced community fair grounds. The Councils are made up of members, sponsors and partners; they visit businesses and solicit sponsors. Madison County has not been involved as a partner, however, Commissioner Ricks is on the Board and he would like to have Jared Arnold and Brent McFadden consider enhancing some Park projects or work on gravel pit beautification. The council can assist the County in finding money to plant trees.

Incentive ideas for new businesses interested in joining the community were discussed. MEPI was a Regional Organization that was made into a City Department. Mayor Merrill is on the board of the RDA and Commissioner Ricks has discussed with him the possibility of making it into a Regional Organization again.

### **Calendar Discussion**

Discuss IAC meetings. IAC annual meeting will be held September 26-28 in Boise.

Mental Health meeting – An all day meeting will be held Thursday September 29 in Boise.

### **Discussion Items:**

Griffith, 3000 West, and City of Rexburg Impact Area.

After the public hearing and decision by the County Commissioners to expand certain areas of the City of Rexburg impact area located to the west and south, the Griffiths brought up their issues regarding the area. They did not appear at the public hearing. They have property located around 3000 West. They have not formally asked for a motion to reconsider nor have they sought judicial review of the matter. This matter was discussed and the Commissioners determined that they would stay with their previously made decision made after the public hearing. Commissioner Smith moved to keep the matter as was previously decided by them after the full public hearing. However, Commissioner Weber will visit with the Griffith's personally to answer any of their concerns. Commissioner Weber seconded and voting was unanimous. Commissioner Ricks was not present at the public hearing nor at the vote to expand the City of Rexburg Impact Area, and was not involved in this motion.

4300 West--this item was discussed below with ITD and Bear World.

### **Contracts/Documents**

Commissioner Weber made a motion to review and sign the 2016 SHSP Madison County Amended MOU. Commissioner Smith seconded and voting was unanimous.

### **Routine Matters**

Commissioner Ricks made a motion to approve the claims presented by the clerk. Commissioner Smith seconded and voting was unanimous.

Commissioner Smith made a motion to approve and sign the Commission meeting minutes for August 8, 2016. Commissioner Weber seconded and voting was unanimous.

Commissioners would like additional time to read the Public Hearing minutes of July 26, 2016. They will be signed at the next meeting.

Commissioner Smith made a motion to approve the Certificates of Residencies for: Matthew Cyran Thomas Shelton, Kinley Byrd, Rebecca Eaton, Kylee Williams, and Itzel Rabelo Martin Del Campo. Commissioner Ricks seconded and voting was unanimous.

### **Agenda Items**

Ann Marie Sorensen, Indigent Clerk Executive Session Idaho Code 74-206(1)(d) exempt records. Commissioner Weber made a motion to go into Executive Session at 9:32 a.m. pursuant to Idaho Code §74-206(1) (d) exempt matters. 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 9:38 a.m. Commissioner Smith made a motion to sign Lien Releases on Case No's. 2016023 and 2016033, sign Liens on Case No's. 2016040 and 2016041 and Denials on Case No's. 2016037 and 2014033. Commissioner Ricks seconded and voting was unanimous.

Jared Bingham, Agreement D7 & Lemhi County Social Services

Jared reported that there is a new provider at the Lemhi Valley Social Services in Salmon. The agreement was previously given to Troy Evans to review. Commissioner Smith motioned to approve the Agreement between D7 and the Lemhi Valley Social Services. Commissioner Ricks seconded and voting was unanimous.

Brent McFadden, Findings of Fact- Cade Hillman/Flood Plain Study

Ryan McDaniel, Risk MAP Program Manager from the Idaho Office of Emergency Planning joined the meeting via telephone. Also on the call was Kelly Stone, Federal Risk Analyst and Maureen O'Shea, Idaho Floodplain Coordinator and Farrin Tamaddon from the Army Corp of Engineers.

A suggestion was made that the County might want to invite Maureen and Kelly to a meeting. Ryan said that the map the Commissioners were viewing addresses the sections and the North and South Fork of the river as it comes through Madison County. Commissioner Smith asked why all of a sudden there is a need to redo the floodplain. Ryan said they found that the flood risk is higher than originally thought.

Ryan explained the difference between a floodway and a floodplain to the Commissioners.

A floodway is generally the area where the velocity is high and is treated as an easement. It determines the area that the river needs to convey the flow; areas outside of that wouldn't have an impact on the area. The encroachment limits are not to exceed 1.0 feet.

A floodplain is over a 100 year period where there is a 1% chance of flooding in any given year. It is identified by the areas that are expected to get wet. It is designated as a special flood hazard area where there is an insurance requirement with a mortgage.

Commissioner Weber asked what the Commissioner's role in all of this is, if any, and what the next steps are. Ryan responded that the County has the opportunity to tell FEMA they don't want to add this to the area now and that the County will manage it. He said that we can however, look into different modeling.

Commissioner Smith asked if would it require homeowners in the area to have insurance. Farrin replied that they do need flood insurance regardless if they are in the red or the yellow areas. Commissioner Ricks asked if an individual owner is able to opt out. Farrin said the owner can go through the LOMA or LOMR process from FEMA. They would need to demonstrate that their home is above the area.

Brent asked if insurance rates are predicated on whether the homeowner is in the yellow or red area. Farrin replied no unless the house has flooded multiple times.

Commissioner Smith asked if the County needs to make a motion to adopt this or does FEMA adopt it regardless. Ryan responded that the County can ask for a review of the maps and also a review of the engineering. The County is able to opt out of the floodway; however the floodplain can only be revised through this process, but once implemented, cannot be changed or refused to be followed by the County.

Commissioner Weber asked if the homeowner is still required to obtain insurance and how many other communities are going through this in Idaho. Farrin said there are thirteen other areas going through this process. Commissioner Weber commented that it appears that the targeted areas seem to be funding the other areas with assistance, otherwise, why did the area grow by approximately 2/3 in size. He said he is not sure if this is true or not, however the public will have the same idea when this is presented, in that the increase in coverage leads to more insurance revenues for other places in this country that flood more regularly, like Louisiana. Commissioner Weber asked what percent of the homeowners expense is covered; the answer was up to \$250,000 for the structure only.

Commissioner Ricks asked if we need to hire a Floodplain Administrator. Brent said although this matter is becoming more technical, he doesn't think we need a fulltime person to manage it.

#### Sherry Arnold, Tax Issues : Hardship Application

The applicant is two years behind on her taxes, 2014 and 2015. The applicant asked the Commissioners to forgive part of the debt. Commissioner Weber said they will discuss the matter and have an answer by the end of the day. Commissioner Smith made a motion to review the matter again in 6 months in order to first see what the applicant does with the taxes. Commissioner Ricks seconded and voting was unanimous.

#### Jared Arnold, Public Works Discussion

Commissioner Ricks asked if RC&D can help provide counseling to locate funding for projects. Jared asked the Commissioners for permission to purchase a new truck for Solid Waste. Commissioner Weber asked if Road and Bridge can use the old truck. Jared would like to keep the truck as a backup due to the low trade in offer. The Commissioners gave approval to move forward on purchasing the new truck for \$49,500.

Jared gave the Commissioners an accounting for last month on Twin Bridges and Beaver Dick parks.

Jared reported they received lot of mosquito abatement feedback at the Fair. Commissioner Smith thanked Jared and his staff for his help with the Fair setup and takedown.

#### Cindy Roberson, Purchase of Equipment

The Commissioners told Cindy they enjoyed the BBQ that was held last week. Commissioner Weber asked if Road & Bridge is prepared for the fall and winter season. Reo replied that they have some equipment that needs to be updated such as a roller, vehicles and snow plows. Commissioner Smith asked what the disposition is of old equipment would be. Reo said they would like to keep them as back up with the exception of the roller. The Roller costs \$5,500 and the broom costs \$5,500. Commissioner Weber asked if the City and the County could share the equipment. Reo explained that they would replace one piece of equipment at a time. Commissioner Smith gave approval to move forward with the equipment purchase.

#### Bear World/ ITD, 4300 West Project

Courtney and Stephanie Ferguson were present along with Brian Young, Staff Engineer with Wade Allen and Jason Minzghor from ITD. Jason reported that \$500,000 for local and system improvements is dedicated to Madison County and the Board is ready to enter into an MOU with the County. The Federal funds for local improvement has to be used within the Federal System. The Bear World 4300 South off-

ramp is still an option. Jason reported that the first MOU is void and ITD has walked away from it per their last meeting and agenda, however they will still look at the option as long as it will be the final solution and satisfy the State, County, and Bear World, without a caveat on future projects or lawsuits.

He reported that since 2002, \$9.5 million in revenue has been brought into the County and that Bear World is now the largest wildlife attraction in the State. He said that the access will allow the attraction to grow at the same rate it is currently growing. Courtney also said that Bear World has been under the assumption that the off ramp for the south bound traffic will be built and have made arrangements to move forward with plans for a hotel, water park and RV Park.

Jason reported that ITD is willing to share all documents to enter into an agreement that will decide who takes what role. The Commissioners said they are willing to support Bear World and the original 2014 MOU agreement between ITD, the County, and Bear World.

Commissioner Weber asked if we use the \$500,000 for a south bound ramp, is this the best decision for the County or would a frontage road relieve pressure and encourage more economic development. Courtney said he prefers the south bound ramp (aka as a "slip ramp") because it has a line of sight to the destination. Commissioner Weber reminded both Jason and Courtney that signage is key to the public finding Bear World; ITD has already committed to the necessary signage.

Going forward, the County is committed to an off ramp for the south bound traffic to Bear World. The County may look at a frontage road later on, but for now, it will focus its efforts on this off ramp. The County will also use the \$500,000 from ITD for this project. Bear World is committed to donating the property necessary to make sure this happens. ITD is committed to either placing this project back in with the entire overpass project, or as a stand alone project. The Commissioners would like it a part of the overpass project again and under ITD control. ITD will check on this and confirm if this is possible.

Jason asked Courtney to meet on site as soon as possible to design the slip ramp and to make sure that Mike Ferguson is also in agreement with the decision in order to move forward with the off ramp. Courtney confirmed that he and his father are on the same page and that Courtney is the lead contact on this project. Brian committed to get a simple design in two weeks. A representative from Road and Bridge, and a Commissioner will be present a meeting that was planned for Tuesday, August 23, 2016 to look at the project and options.

The Commissioners suggested that Bear World and ITD be included monthly on the Commissioners' Meeting Agenda going forward to facilitate keeping the lines of communication open. Commissioner Weber will act as the contact point for this project on behalf of the Commissioners.

Commissioner Ricks made a motion to adjourn Commission meeting at 1:25 p.m. Commissioner Weber seconded and voting was unanimous.

Approved:

Jon O. Weber, Commission Chairman

Todd Smith, Commissioner

Kimber Ricks, Commissioner