


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

Madison County		
Madison County Commissioner Meeting Minutes		
		
DECEMBER 12, 2016	9:00 A.M.	COMMISSIONERS' ROOM
ATTENDEES	Commissioners: Chairman Jon Weber, Kimber Ricks and Todd Smith Deputy Prosecuting Attorney: Troy Evans County Clerk: Kim Muir	

Commissioner Ricks will join the meeting later.

AGENDA TOPICS

Pledge of Allegiance:

Invocation: Commissioner Smith

Public Comment: none

Commissioner Ricks joined the meeting at 9:45 a.m.

County Business

Committee & Board Reports

Kimber Ricks – Urban Renewal report. There has been discussion on amending a district on the south side of Rexburg. There is discussion on trimming down the downtown district. This would include College Avenue and Center Street. Commissioner Ricks showed a proposal by developers on the Broulim's corner. Urban Renewal would sell to the developer from Afton, Wyoming. Phase II may include property south to Main Street. Commissioner Ricks stated that he feels the Commissioners would like more advanced open discussion in the planning proposals. These City proposals are not clear as there has been little discussion between the City and the County. The proposal would reduce the size of the downtown district, however would also reflect an increase to the University district.

Todd Smith – Golf Board report and rate increase. The Board met last week and there was discussion to increase the golf fee by 50 cents per game, including season pass holders. These additional funds will fund replacement of a lawnmower every year.

Calendar Discussion

Department Head Meeting scheduled for January 9, 2017

Agenda items were discussed

Next Commission meeting: December 19, 2016

The Commission meeting calendar for 2017 was reviewed.

Discussion Items:

Contracts/Documents

After review, Commissioner Ricks made a motion to approve the Annual Road Report from Madison County. Commissioner Weber seconded and voting was unanimous.

After review, Commissioner Smith made a motion to approve the design for the 5000 S project with Keller Associates, Inc. Commissioner Ricks seconded and voting was unanimous.

After review, Commissioner Weber made a motion to approve the CE&I Agreement with Horrocks Engineering. Commissioner Smith seconded and voting was unanimous

Proposed Westlaw contract is to expand content and increase dollar amount of FY2017 for Prosecutor/Public Defender and court's access to the legal research software program called Westlaw. After review, Commissioner Weber made a motion to approve the Westlaw contract to expand content and increase the budgeted amount for FY17. Commissioner Ricks seconded and voting was unanimous. Bonneville County is authorized to sign the district-wide contract on behalf of Madison County.

Hospital Board appointment letters will be moved to the next agenda.

After review, Commissioner Ricks made a motion to approve the CAT Fund ballot to elect Roger Christensen to serve on the board. Commissioner Weber seconded and voting was unanimous

After review, Commissioner Smith made a motion to approve the Cooperative USDA Forest Service Grant form. This is for Sheriff's office patrol in the mountains and is renewed annually. Commissioner Ricks seconded and voting was unanimous

After review, Commissioner Weber made a motion to approve the Idaho Office of Emergency Management Grant form. Commissioner Ricks seconded and voting was unanimous.

After review, Commissioner Ricks made a motion to approve the Idaho Bureau of Homeland Security Grant form. Commissioner Smith seconded and voting was unanimous.

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 Smith made a motion to approve and sign the Commission Meeting Minutes for November 28, 2016. Commissioner Weber seconded and voting was unanimous.

Commissioner Ricks made a motion to approve the Certificates of Residencies for: Brenna Adams, Rebecca Adamson, Spencer Baird, Jarom Barnes, Jaylyn Busby, Dillon Egbert, Morgan Galbraith, Jayley Griffin, Asa Hatch, Christina Hunter, Jenna Murcock, Ashley Nielsen, Cassidy Quinton, Kimberly Vail, and Kelsie Walker. Commissioner Smith seconded and voting was unanimous.

Commissioner Ricks made a motion to approve the personnel actions. Commissioner Smith 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 9:30 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 Weber returned the County Commissioners to open session at 9:43 a.m. Commissioner Weber made a motion to sign Lien Releases on Case No's 2016038, 2014033, 2016039, 2016043, 2016042 and 2016044, sign a Lien on Case No's. 2017008. Non-Medical: Sign Approval for Case No. N2017005. Commissioner Smith seconded and voting was unanimous.

Shawn Boice, Dale Jeppesen, Gary Summers, Liles, Neville, Fay and Victor Erickson tax cancellations

Negotiation only for tax credits on low income properties.

Dale Jeppesen has been in the wrong tax code area paying City taxes instead of County taxes. After review, Commissioner Smith made a motion to approve a tax credit for Dale Jeppesen. Commissioner Ricks seconded and voting was unanimous.

Russell and Karen Faye tax cancellation. The property was put into a trust and the exemption dropped off. The Assessor's office has received the necessary documents to grant the tax exempt status.

After review, Commissioner Ricks made a motion to approve the Russell and Karen Faye tax cancellation. Commissioner Weber seconded and voting was unanimous.

The Assessor's office took the Lile's occupancy to a 50% tax exemption because there was a business in the home, however this was found to be incorrect, and they should receive 100% of the exemption.

After review, Commissioner Ricks made a motion to approve the cancellation for the Lile's. Commissioner Weber seconded and voting was unanimous.

After review, Commissioner Smith made a motion to approve moving the Scott and Stan Neville property from Market to Ag. Commissioner Weber seconded and voting was unanimous.

Victor Erickson has had a family feud resulting in a realignment of parcels. Because of this realignment, a new deed resulted. A market value was assessed as a non-buildable lot, however it is contiguous with property that was part of the family farm and should remain valued as an Ag property.

After review, Commissioner Smith made a motion to approve the Victor Erickson credit. Commissioner Weber seconded and voting was unanimous.

The Gary Summers parcels are contiguous and should remain as Ag. The Land Assessor reappraised them and took them to market value.

After review, Commissioner Smith made a motion to approve the credit for Gary Summers. Commissioner Ricks seconded and voting was unanimous.

Brent McFadden

After review, Commissioner Weber made a motion to approve the Jefferson County contract for Building Inspector services. This is for the Madison County Building Inspector to help out Jefferson

County on inspections when they are running behind. Commissioner Ricks seconded and voting was unanimous.

After review, Commissioner Smith made a motion to approve the variance for Kyle Bradshaw to build a single family dwelling. This was heard in public hearing with Planning and Zoning and the Commissioners approved the Findings of Fact approximately a month ago. Commissioner Ricks seconded and voting was unanimous.

Jared Arnold, Discuss sites and facilities for solar eclipse, comp time discussion

Jared discussed the Parks Department Rules and Regulations for the summer rental Solar Eclipse dates. The Rules and Regulations, including maps, will be on the website. Crowd control and the possibility of vehicles parking/camping on roadsides was also discussed.

The Mayor of Idaho Falls called an emergency response meeting regarding the Solar Eclipse at 6:00 p.m., on December 16, 2016, in the Idaho Falls Annex building. Commissioner Weber will attend.

Stephen Zollinger, Review of the MMH Board of Trustee Bylaws

Steve was present to discuss the Madison Memorial Hospital bylaws. Over the last several months a few changes to the bylaws have taken place. Some of them accommodated the State and Executive Session State statute section changes. In keeping current with the legislative amendments, changes were made to reporting requirements. A Chief Medical Operation position was added and Chief Clay Prince was hired into this position. Clinical operations is still the prerogative of the Medical Executive Committee. There is currently a strong medical background presence with the executive leadership team.

Commissioner Ricks asked to have time to review the changes to the bylaws. The review was tabled and put on the next agenda. The only changes being proposed currently are administrative changes.

Aerial Brown, Re: Dr. Hopkins

Commissioner Weber thanked those in attendance for coming. Aerial presented on behalf of those present. This was not a public hearing, but informational from Ms. Brown to the Commissioners.

Ms. Brown presented a petition with over five hundred signatures and over two hundred letters from patients who would like to see reconsideration of Dr. Hopkins' removal of privileges by the Madison Memorial Hospital Board. They are upset and frustrated that Dr. Hopkins can no longer care for his patients at the hospital as he has lost his privileges there. A few letters were read defending Dr. Hopkins. His patients are very upset and feel it is a personal injury to them that Dr. Hopkins can no longer treat them in the hospital. Ariel said that Dr. Hopkins assisted her with her pregnancy. She is due in seven weeks and is very upset that she will not be able to have him be her delivery doctor.

Aerial commented that after examining the one hundred and forty four pages of the removal documents, there was not conclusive evidence to support the choice that was made by the Board and that the patients feel cheated. The County is not in possession of these decision documents or findings, nor were they presented to the County by Aerial. The group presented a suggestion that an unbiased ombudsman be appointed to work out the issues.

She said they would like the Commissioners to be their advocates.

The Commissioners explained that they were not involved with Dr. Hopkins suspension of his privileges nor his appeals. The Hospital Board is appointed to handle these matters. The hospital also has its own attorneys that represent it, as does the Hospital Board. These are not controlled by the County nor the County's Prosecutor's office. Within the hospital, there exists various boards and bylaws that control these procedures as it relates to doctors and their privileges. It is the understanding of the Commissioners that Dr. Hopkins has a further appeal(s) he can make if he desires to go that route. The Commissioners advised that everyone will need to wait for the appeal processes to take place. The Commissioners reiterated they have full confidence in the administration at the hospital and the Hospital Board and the individual committees that oversaw this matter with Dr. Hopkins. Per the hospital bylaws, the Commissioners can't jump into this matter now, nor can they advocate on Dr. Hopkins' behalf because they are unaware of the specific facts related to his situation. Commissioner Smith commented that he knows the Hospital Board took this decision very seriously and took a lot of time to review it before a decision was made.

Lunch Break, Lunch at the Sheriff's Office and view new security upgrades

ITD/Horrocks, Discuss and approve Cooperative Agreement for US-20

Present were Cindy and Reo from Madison County Road and Bridge, Wade and Jason from ITD and Kelly Hoopes and Mike with Horrocks Engineering.

Jason explained that by signing the agreement the County would net approximately \$500,000 which will become the money of Madison County. Once it goes through LHTAC, it is Madison County money for the use of a frontage road. LHTAC has taken the agreement to their Board and this is their understanding of the project. The County will have use of the money for the gravel. There are seven properties that will need agreements for the right of ways; this will be the difficult part for the County.

After review, Commissioner Smith made a motion to approve signing the Cooperative Agreement for the US 20 Frontage Road. Commissioner Weber seconded and voting was unanimous.

Kelly is looking forward to working with Cindy and Reo to keep costs down. The first steps are getting the survey so Horrocks can begin the design on the frontage road. The two major structures are further south at the Bannock Gem Slough. It is jurisdictional which means the Idaho Department of Water Resources and the Army Corp of Engineers have to sign off on the structure. The method to apply and get permission is to apply for a joint permit of applications which is the bare minimum the County would have to do. The Lincoln Park canal, which is further north, is jurisdictional by the Corp. however not Water Resources. All wetland and cultural requirements would have to be signed off. There is a draft scope of work of the steps the County would have to go through to meet the minimum requirements. The Commissioners asked at what point do they involve property owners, and the answer was as soon as they see surveyors they will want to know why the property is being surveyed. This involves the area south of the Thornton Interchange to Bear World. ITD commented that they do already have some property surveyed.

Kelly stated that Horrocks could do the surveying. He also cautioned that there could be an endangered species that will need to be protected and could cause paperwork and time issues.

Commissioner Smith asked that the County put traffic counters on 3100 going through Thornton. He also asked what happens to the abandoned part of 4700 South; the access needs to stay to provide the one land owner access.

Commissioners are on board and ready to get things started as soon as possible.

Commissioner Weber made a motion to adjourn Commission meeting at 2:50 p.m. Commissioner Smith seconded and voting was unanimous.

Approved:

Jon O. Weber, Commission Chairman

Todd Smith, Commissioner

Kimber Ricks, Commissioner (only to those portions after his entry to the meeting)