

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



**Madison County  
Commissioner Meeting Minutes  
August 29, 2019**

**Attendees:**

**Jon Weber, Commissioner (Chairman)**

**Todd Smith, Commissioner**

**Brent Mendenhall, Commissioner (joined telephonically)**

**Troy Evans, Deputy Prosecuting Attorney**

**Kim Muir, County Clerk**

Pledge of Allegiance

Invocation: Commissioner Smith

**ACTION ITEMS**

**Public Comment:**

Sue Bagley: In regards to the Salem Town site on the agenda today, Mr. Einerson is intending to build apartments on the Salem Highway across from Sue's home. Code does allow for multiple family residents, but she feels it doesn't contribute to the historic value of the area. Her well sits at the front of her property and she is concerned about large septic systems for apartments being so close to her well and asks the Commissioners to be mindful of the neighbors in close proximity to the apartments

Shane Ruebush: In regards to negotiations with Edstrom's, there has been constant communication between the two parties. There is not an issue in the approval of zoning, but they have put forward moving the crusher and stock pile further back on the property and he would like to make sure they have done what was promised. He mentioned options for the Commissioners to consider, including tabling the matter, if they have not completed the items they were asked to do.

**Calendar Discussion:**

Next meeting: September 9, 2019. There will be an informational meeting for the North Frontage Road from 5:00 to 7:00 p.m. that evening.

**Discussion and Decision Items:**

Employee insurance contribution

A copy of the spreadsheet explaining the employee contribution to health insurance premiums will be attached to the minutes.

Commissioner Smith made a motion to accept the employee contribution of 50% of the renewal rate to be shared with employees. Commissioner Weber seconded and voting was unanimous. The motion passed.

**Road & Bridge Shop:**

Reo would like to build a 40' x 80' shop just like the one at the Fair Grounds. Separate bids for the concrete with Public Works licenses will be required. Reo presented bids from BMC. Reo was asked to get three bids for anything over \$25,000.

**Contracts/Documents:**

After review and discussion, Commissioner Weber made a motion to approve the Canvass of Votes for the August 27, 2019 Election. Commissioner Smith seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Smith made a motion to ratify approval of the Hemming Management LLC agreement. Commissioner Weber seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Weber made a motion to approve the FY 2020 Indigent Defense Financial Assistance Agreement. Commissioner Smith seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Smith made a motion to approve the GIS Contract for 911. Commissioner Mendenhall seconded and voting was unanimous. The motion passed. This will take the GIS data and will put all counties together so it is seamless for 911 calls.

After review and discussion, Commissioner Smith made a motion to approve the RAVE Alert Contract for 911. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

**Routine Matters:**

After review and discussion, Commissioner Weber made a motion to approve the claims presented by the Clerk in the amount of \$1,055,104.29 with \$41,014.62 coming from the general fund. Commissioner Smith seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Weber made a motion to sign and approve the minutes of August 7, 2019. Commissioner Smith seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Weber made a motion to sign and approve the Certificate of Residencies for Heidi Acevedo, Jessica Ball, Trent Ball, Carolina Banderas, Sydney Bradshaw, Alisha Cornelius, Kaitlen Fitzpatrick, Kimberly Fitzpatrick, Paula Freeman, Megan Galbraith, Devin Hatch, Samara Jensen, Kylie Jeppson, Tara Johnson, Alyssa Nielson, Makaila Perrenoud, Sheri Smith, Kaitlyn Weekes and Katelyn Willis. The application for Hailee Nickerson was denied because residency was not established. Commissioner Smith seconded and voting was unanimous. The motion passed.

**Personnel Actions:**

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

**Executive Session: Idaho Code § 74-206(1)(a) hiring a staff member (b) employee matters and (d) exempt records, Ann Marie Sorensen, Indigent Clerk:**

Commissioner Weber made a motion to go into Executive Session at 9:18 a.m. Commissioner Mendenhall seconded the motion. A roll call vote was taken as follows: Commissioner Smith-yes, Commissioner Mendenhall - yes. The motion passed.

Commissioner Weber returned the County Commissioner meeting to open session at 9:28 a.m. After review and discussion, Commissioner Mendenhall made a motion to sign indigent liens on Case No's. 2013030 and 2019021 sign a Suspension on Case No. 2019009, sign a Decision on Case No. 2013049.

Non-Medical: Sign Approval on Case No's. N2019008 and V2019002. Commissioner Smith seconded and voting was unanimous. The motion passed.

**Kim Muir, Budget Hearing and adjustment to reflect unscheduled revenue:**

Commissioner Weber made a motion to open the public hearing. Commissioner Smith seconded and voting was unanimous. Jon Weber – Yes, Commissioner, Todd Smith – yes, Commissioner Mendenhall – yes. The motion passed.

Clerk Kim Muir presented the final 2019-2020 budget, as well as funds to move unexpected revenues in to while the budget 2018-2019 budget was open. There were questions and discussion.

Commissioner Weber asked for any public comments. There was no one present to comment in favor, neutral or against any of these issues to be discussed. Commissioner Weber then closed the public hearing.

After review and discussion, Commissioner Weber made the motion to open last year's budget. Commissioner Smith seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Smith made a motion to make the changes shown on the attached budget sheet as prepared by the Clerk to move in unexpected revenue and adjust those accounts shown in the 2018-2019 budget. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Mendenhall made a motion to approve the FY2020 budget. Commissioner Smith seconded and voting was unanimous. The motion passed.

**Rudey Ballard, Delta Dental renewal:**

Rudey explained the loss ratio for the County was higher than last year and there was a slight premium increase.

After review and discussion, Commissioner Mendenhall made a motion to sign and approve the Delta Dental renewal. Commissioner Smith seconded and voting was unanimous. The motion passed.

**Trevor Einerson/ Bradley Petersen, Salem Town site road easement adjustment:**

Trevor purchased 2 parcels on May 2, 2019 and stated he should have surveyed them prior to purchasing. He states he purchased a can of worms. He found the town site was established in 1913. Trevor is requesting a small deviation regarding the right of way. None of the town site roads have been abandoned and there are several going through the home he purchased; as well as fence lines. The right of ways in that area are also built into with homes, shops, etc. He would like to shift the proposed right of way for the road 33 feet to the north. No roads have been built in this townsite; they have just been placed on our map as right of ways. Troy asked if long term, the county needs to look at all/some of abandoning the old town site right of ways and roads that are not built.

Commissioner Smith made a motion to approve the right of way adjustment for Trevor Einerson in the Salem area. Commissioner Weber seconded and voting was unanimous. The Motion passed. Mr. Einerson will have the documents prepared to include a legal description. A copy of what this looks like will be stored with the clerk's office.

**Rachel Gonzalez, Madison Memorial Hospital budget presentation:**

Troy Christensen presented the Hospital budget. He states 2019 has been a record setting year with improved revenue and they appreciate the success, but don't take it for granted. The hospital is growing new services and hopes to continue. They have set lofty goals hoping to have patients return and will be rewarding employees with salary increases of 5.25% and feel fortunate to practice here in Rexburg and to have talented people to draw from. A Brand Manager will be hired in the next year to market the hospital. Pharmacists work with and train at Huntsman in Utah for the chemo drugs. Mr. Christensen then reviewed the financial statements. There will be a remodel in the upcoming year for more conference staff. Commissioner Weber encourages the hospital to move forward with their branding and likes to see the hospital front and center to the community. Commissioner Smith also mentioned reaching out to the Fremont and Jefferson County communities at events also. Rachel comments they are a \$160 million-dollar entity with all separate entities and are hoping to break the stigma that they are a Madison County Hospital only. They mention that insurance is an issue and part of the reason only 35% use the hospital. Rachel reported that Mikel Barr is receiving a prestigious award in October.

Commissioner Smith made a motion to approve the Madison Memorial Hospital budget. Commissioner Weber seconded and voting was unanimous. The motion passed.

**Tim Solomon, Rocky Mountain Power general update:**

Tim reported on the financial contributions to the community including donations and sponsorships. A grant was also given to the Sugar-Salem School District for STEM education. Franchise fees and property taxes paid by Rocky Mountain Power were also disclosed. Wattsmart Energy efficiency facts were also explained.

**Kevin Campbell, back taxes abatement:**

Angie Moffat, Treasurer was also present. Kevin and his wife had to move from Washington as she had a brain injury. They purchased several properties and have had some financial grief since moving. He is trying to sell several properties. He is asking for cancellation of penalties and interest.

Commissioner Weber made a motion to deny the request for a tax adjustment for Kevin Campbell. Commissioner Smith seconded and voting was unanimous. The motion passed.

**Sam Butikofer, Vehicle for Coroner discussion, Fleet vehicles:**

Sam presented a summary of an earlier discussion. He would like to discuss a vehicle to transport bodies to and from Boise for autopsies. A minivan was researched and discussed and his summary includes reasons to not pursue the minivan. He expects it would be used 2 -3 times per year. Jefferson, Fremont and Clark County may be interested in sharing a vehicle. Funeral homes are not transporting any longer. Dottie Owens has notified counties that law suits are coming where bodies are not being transported as they should be. Bradley and Sam have discussed sharing this vehicle with a maintenance employee or where the vehicle would be available to Sam as needed. Commissioner Smith asks if it is the Coroner's responsibility to transport the deceased. If it is an unattended death or crime involved, the Sheriff's Office would transport. The Sheriff's office has used the mortuaries, but they are no longer willing to do that. Stephen Zollinger was present and his opinion is that we need a vehicle available for this purpose to provide dignity. The vehicle would need to be outfitted with the legally required equipment to keep the body at a temperature of 60 – 65 degrees. Commissioners would suggest we look into a good used pickup and retrofit as needed.

**Bradley Petersen, Findings of Fact, Edstrom Construction Zone change:**

Bradley presented the Findings of Fact and Conclusions of Law regarding the Edstrom Construction zone change. This would change a portion of the property zoning to light industrial. The map presented follows the

same used in the Comprehensive map plan. The P&Z vote was 5 to 4 with one abstaining in favor of the change. Commissioner Mendenhall stated if we have approved the Comprehensive plan change, he is not sure why the Commissioners would not approve the zone change. They could make the area smaller, they could also zone it with a condition of only a gravel pit could be used there in that light industrial zone with no other use allowed. Commissioners asked Bradley if Edstrom's has met the requirements set forth in the previous public hearing for the Comprehensive Plan change. Edstrom's has scheduled Fall River to come out September 15, 2019 to re-wire the area making it possible to move the crusher. Fall River had to order more wire and this date is the soonest they would have the required wire.

After review and discussion, Commissioner Smith made a motion to approve the Findings of Fact for the Edstrom Construction Zone change, with the condition that the property be used only for gravel mining. Further, if the Conditional Use Permit for the gravel mining is not obtained on or before January 1, 2023, it would revert back to Transitional Ag. Commissioner Mendenhall seconded and voting was unanimous. The motion passed. The 28-day appeal period begins today on this matter.

Being no further business to discuss, Commissioner Weber made a motion to adjourn the meeting at 12:12 p.m. Commissioner Smith seconded and voting was unanimous. The motion passed.

Approved:

Jon O. Weber, Commission Chairman  
Todd Smith, Commissioner  
Brent Mendenhall, Commissioner

Attest: Kim Muir, Clerk