

*Abbreviated Minutes: Complete Set Of Minutes Are On File In The Clerk's Office*  
**Madison County Commissioner Meeting Minutes**  
**March 25, 2019**



**Attendees:**

**Jon Weber, Commissioner (Chairman)**  
**Todd Smith, Commissioner**  
**Brent Mendenhall, Commissioner**  
**Troy Evans, Deputy Prosecuting Attorney**  
**Kim Muir, County Clerk**

Invocation: given by Commissioner Smith  
Pledge of Allegiance

**Public Comment:**

Shane Ruebush 1893 W 5350 S, Rexburg, ID, presented a letter. See the attached.

Brian Blaylock, 4510 S Cameron Lane, Rexburg ID, presented a letter. See the attached.

These letters dealt with what they believe to be violations of the Edstrom gravel pit. The Commissioners cautioned those present that they were aware of an existing Edstrom application to expand this pit, and they could not hear anything related to that application because it is being heard by Planning and Zoning and would ultimately come before them. Those present acknowledged this and said this was a different matter concerning current violations of county code. The Commissioners asked Bradley to look into this matter.

**ACTION ITEMS:**

**County Business:**

**Board and Committee Reports**

Reappoint Dan Kettle and Ken Burt to the Hospital Board

After review and discussion, Commissioner Smith made a motion to approve the reappointment of Dan Kettle and Ken Burt to the Hospital Board. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

**Calendar Discussion:**

Commission and department head meeting are scheduled for April 8, 2019.

This matter was discussed and several items were added to the Agenda for the department head meeting.

**Discussion and Decision Items: Action Items**

Schedule public hearing for golf fee changes. This was already approved by the City of Rexburg.

Agenda Items for department head meeting.

**Contracts/Documents:**

After review and discussion, Commissioner Mendenhall made a motion to approve and sign the appointment of Shane Young to the Eastern Idaho Public Health Board. Each Commissioner filled out a ballot. Commissioner Smith seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Smith made a motion to sign and approve the Idaho Federal Lands Access Program (2) with US Forest Service, Teton Dam Road and Green Canyon Roadway Improvements. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Mendenhall made a motion to sign and approve the Idaho Federal Access program. Statement of Agreement, Idaho Unified Certification Program. Commissioner Smith seconded and voting was unanimous. The motion passed.

**Routine Matters:**

After review and discussion, Commissioner Smith made a motion to approve the claims presented by the Clerk in the amount of \$693,140.32 with \$24,564.47 coming from the general fund. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

After review and discussion, Commissioner Smith made a motion to approve the Commissioner Meeting Minutes of March 11, 2019 and March 14, 2019. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

**Personnel Actions:**

After review and discussion, Commissioner Mendenhall 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)(b) personnel matters and (d) exempt records, Ann Marie Sorensen, Indigent Clerk.**

Commissioner Weber made a motion to go into Executive Session at 9:15 a.m. Commissioner Mendenhall seconded the motion. A roll call vote was taken as follows: Commissioner Weber-yes, Commissioner Smith-yes, and Commissioner Mendenhall-yes. The motion passed.

Commissioner Weber returned the County Commissioners to open session at 10:02 a.m. After review and discussion, Commissioner Mendenhall made a motion to sign a Lien on Case No. 2019010, an Approval for Case No. 2018029, and a Decision on Case No. 2001027. Non-medical: Sign an Approval on Case No. N20190013. Commissioner Weber seconded and voting was unanimous. The motion passed.

Frank Asbel joined the meeting as an observer.

Rudey Ballard was present with his son Kendall to discuss disability insurance. He presented paperwork showing long term disability options. He explained disability would not apply if the claimant is injured while on the job. The matter was discussed by Commissioners and questions were asked. Rudey also reported on discussions with Blue Cross regarding medical renewal rates. Current loss ratio indicates a probable increase in premiums for 2020. Options were discussed.

Commissioner Weber made a motion to approve adding long term disability insurance to the Madison County benefit package for the 90-day plan, effective May 1, 2019. Commissioner Smith seconded and voting was unanimous. The motion passed.

Shawn Boice: Ag exemptions.

Rachel Riley, Lot on Archer/Lyman Highway. Riley's run cows and horses and there is farm equipment on the property. After review and discussion, Commissioner Smith made a motion to approve Rachel

Riley's Ag exemption request. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

Garret Emery, Property is used for grazing cows.

After review and discussion, Commissioner Smith made a motion to approve the exemption for Garret Emery. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

Henry's Fork Reserve Shawn recommends approving Ag exemption. The property is under contract with Terry Mortensen to raise hay on the property. Two parcels have been exempted previously. After review and discussion, Commissioner Mendenhall made a motion to approve the exemption for Henry's Fork Reserve. Commissioner Smith seconded and voting was unanimous. The motion passed.

Richard Dye, the full lot is not actively devoted to Ag. This will be looked into further and will be reviewed at the next meeting.

Brent Gee, active Ag property.

After review and discussion, Commissioner Smith made a motion to approve the exemption for Brent and Tava Gee. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

Wilcox Brothers, three parcels. There are trees planted on the lots. On the newly split lot, a small amount is being utilized. It is being irrigated. After review and discussion, Commissioner Smith made a motion to approve two of the three property exemption requests. Approved was parcel 34, and parcel 31A was denied for Wilcox Brothers. A site improvement exemption will be sought on 31A. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

Dell Ray Barney, Shawn states there is nothing actively devoted to Ag on the property.

After review and discussion, Commissioner Smith made a motion to deny the Ag exemption on the property for Dell Ray Barney. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

Tax exemptions:

Twin Pines Apartments. After review and discussion, Commissioner Smith made a motion for approval for Twin Pines Apartments. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

Shumway Academy. After review and discussion, Commissioner Smith made a motion to approve the exemption of Shumway Academy. Commissioner Mendenhall seconded and voting was unanimous. The motion passed.

Homeowners Exemption:

Ross Parkinson, his address changed to an Idaho Falls address. Ross is at the home, but mail is going to the Idaho Falls address. There was no change in the deed, just an address change. After review and discussion, Commissioner Mendenhall made a motion to approve the home owner's exemption for Ross Parkinson. Commissioner Smith seconded and voting was unanimous. The motion passed.

Jared Arnold: new copier request. Jared presented a few options for copiers including a used machine. Commissioners elected to purchase the Fenton's used contract.

Jared reported that the Parks are being opened today.

Tonya Claybaugh, hardship request. Angie Allen was present from the Treasurer's office. Tonya Claybaugh was present to explain she was working on the house. There was black mold found in the home and it has been completely gutted. She got sick and lost her job and hasn't been able to do any further improvements to the home. The property is investment property, not her primary residence, but is currently three delinquent on the taxes. Commissioners would like to give her 6 months to try to sell the home. After review and discussion, Commissioner Menden made a motion to extend the payment deadline for 6 months for Tonya to sell or bring the taxes current before going to a tax sale. Commissioner Smith seconded and voting was unanimous. The motion passed.

Emergency Management Operations Manager discussion with Bradley Petersen, Chief Child, Sheriff Henry and Robert Kohler. Brent presented a flow chart (attached) showing the role of Bradley Petersen and Robert Kohler. Robert is the County Emergency Manager. Bradley's role is taking care of the Comprehensive Plan, Flood Mitigation and the Planning and Zoning department. Robert is the County Emergency Manager for all mitigation and hazards that happen in the County. Sheriff Henry commented that Robert and the Emergency Management Supervisor is a partner to the Sheriff's Office and this is how it has always been. The decision making authority lies with the Commissioners and they want to make sure everyone understands their role. We are in the same county, serving the same people and are partners and want to keep it that way. We need the relationships with FEMA and the Army Corps that Bradley has developed. The Comprehensive Plan will be a big part with multiple parts. Bradley commented with hazard mitigation, the key is the priorities that have to dovetail and match with the Comprehensive Plan so we can pursue federal funding. Commissioner Mendenhall commented that when a gap is found, we need to communicate with one another to fill the gap. The duties of each were discussed and clarified. Robert's job is split. This year he will spend 100% of his time as Emergency Manager, but in coming years will be split responding to fire calls and training fire fighters. The parties agreed to their respective roles.

Bradley Petersen, potential right of way issue with Yellowstone Highway and Archer Highway. Tom Luthy was also present. Tom is the owner of the triangle property. Keith Davidson of the City of Rexburg was present and presented maps.

The property being discussed is in the impact zone. The City would like to see changes made to come up with a plan and get the right of way established for future growth so additional buildings and property will not need to be purchased when development comes to fruition; also to make the roadway accommodate traffic more efficiently. Randy Landon would like to build another storage unit and is meeting with design review today. The options were shown on the map, one being a better T angle and making the Archer/Lyman Highway the main roadway and possibly stopping the northbound Yellowstone Highway traffic rather than the Archer/Lyman Highway and making the curve approx. a 35 mph curve. The engineer's preference is to move the larger volume of traffic. The County now controls the Yellowstone Highway. Tom would like to see the intersection moved further south. Options were discussed. Keith will talk to Randy to have a letter of agreement drafted with the help of Stephen Zollinger. Tom would be interested in a property swap to make the changes work. This will continue to be discussed.

Kirk Mace: Personnel action item.

Kirk is requesting increases for two employees to give them some incentive to stay with the county. He has done evaluations and verified budget numbers. The increases were approved.

Review and sign: Resolution to destroy old documents for Juvenile Probation.

After review and discussion, Commissioner Mendenhall made a motion to approve the Resolution #433 to destroy old documents for Juvenile Probation. Commissioner Smith seconded and voting was unanimous. The motion passed.

Commissioner Mendenhall made a motion to adjourn at 12:20 p.m. Commissioner Weber seconded and voting was unanimous.

Approved:

Jon O. Weber, Commission Chairman

Todd Smith, Commissioner

Brent Mendenhall, Commissioner

Attest:

Kim Muir, Clerk