

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

<b>Madison County Commissioners</b>		
<b>Meeting Minutes</b>		
MARCH 24, 2014	8:00 AM	COMMISSIONERS' ROOM
<b>ATTENDEES</b>	<b>Commissioners: Chairman Kimber Ricks and Jon Weber and Todd Smith</b> <b>Deputy Prosecuting Attorney: Troy Evans</b> <b>County Clerk: Kim Muir</b>	

**AGENDA TOPICS**

**Public Comment:**

*Dan Roberts*

- Dan discussed a meeting of the group and indicated they plan a ballot measure to improve checks and balances in county government.

*Danielle Andrew*

- Danielle is concerned about a statement that was made regarding public comment.

**County Business:**

**Committee & Board Reports:**

**Commissioner Ricks**—Urban Renewal - Commissioner Ricks attended a meeting with Terry Butikofer, Richard Horner, Jerry Merrill, Mont Merrill and Glen Dalling. There was discussion of a request by Sugar City to include additional property in the proposed district.

**Commissioner Weber** – Fire District Cadet graduation will be April 9<sup>th</sup> at City Hall. Officials are picking up a new fire tender truck and plans are moving forward with the addition on the building. Troy mentioned that fireworks are an issue every year, and the fire department is asking the Sheriff's Office and Prosecutor's office to enforce firework laws better.

Fair Board - Issues with the Fair Board meeting were discussed.

DARE – Graduation was held last week, and there was a great turnout.

**Commissioner Smith** - Airport Board met with the company selected to do the feasibility study.

**Contracts/Documents:**

Commissioner Ricks made a motion to sign the Agreement between Idaho Department of Parks and Recreation and Madison County. Commissioner Weber seconded and voting was unanimous.

**Discussion Items:**

- Budget instructions for the upcoming budget cycle were discussed. Budget packets will be distributed to departments on April 7<sup>th</sup> at the Department Head Meeting.
- PacifiCorp refund and how to disburse between taxing districts was discussed. Commissioners decided to hold 25% from each district's disbursement in January and July for the next two years to repay the obligation.
- Commissioners decided to commit the same \$3500 as last year to TRPTA, if the budget allows.

**Calendar Items - Discussion of Pending Matters:**

Spring ITD meeting will be April 9<sup>th</sup> in Rigby.

**Routine Matters:**

- Commissioner Smith made a motion to approve the claims presented by the clerk in the amount of \$435,236.18 (General \$48,770.01). Commissioner Weber seconded and voting was unanimous.
- Commissioner Weber made a motion to approve the Commissioners' Meeting Minutes for March 10, 2014. Commissioner Ricks seconded and voting was unanimous.
- Commissioner Ricks made a motion to approve the Special Meeting Minutes for March 14, 2014. Commissioner Smith seconded and voting was unanimous.
- Commissioner Ricks made a motion to approve Certificates of Residency for Eli Lagerstrom, Benjamin South, Aubrey Watson, Catherine Avenius, Hayden Castagno, Dakota Nixon, Noah Ruze, Aubrey Watson, Alyssa Marquez and Megan Moffat. Commissioner Weber seconded and voting was unanimous.

**Personnel Actions:**

Commissioner Smith made a motion to approve the personnel actions with the exception of two requests in the Weed Department. Commissioner Ricks seconded and voting was unanimous.

**Health and Welfare - Indigent Clerk (Ann Marie Sorensen):**

Commissioner Ricks made a motion to go into Executive Session at 9:10 a.m. pursuant to Idaho Code 67-2345 (1)(d) exempt records. (Commissioner Ricks – yes, Commissioner Weber – yes, Commissioner Smith - yes). Commissioner Ricks returned to Open Session at 9:54 a.m. Commissioner Weber made a motion to sign Lien Releases on Case Nos. 2014009, 2014010, 2014013 and 2014014. Commissioner Smith seconded and voting was unanimous.

**Brent Saurey/Sherry Arnold – Tax Issues on Parcel #PPP02189 and Exemption Approval and Discussion:**

Commissioner Ricks moved to approve the cancelation for parcel Number PPP02189. Commissioner Smith seconded and voting was unanimous. Brent stated that there are some exemption applications, and Commissioners would like to see the complete list when it is available. Deadline for decisions is May 15<sup>th</sup> and we will handle all of those at one time on April 28<sup>th</sup>.

**Board of Equalization:**

None

**Rudey Ballard – Health Insurance Updates/Sign Contracts with Sun Life Financial:**

Commissioner Weber made a motion to sign the contract with Sun Life Financial Disability Insurance. Commissioner Smith seconded and voting was unanimous.

Rudey presented ACA paperwork explaining the responsibilities Madison County has in complying with the new laws. There was discussion of how to keep up with the changing laws between the county and the insurance agent.

**Dave Walrath – Public Works Issues/ITD and Thornton Interchange/North Twin Bridges Discussion:**

- The Val Moss neighborhood was discussed and the values placed on land. Commissioner Smith will visit with the five owners to see how they want to proceed.
- Dave received bids for the landscaping at the Archer gravel pit and presented the tabulation to the Commissioners. This includes all trees, drip irrigation system and seeding with a native grass that doesn't require irrigation. This project will begin the first part of April. The need of a warranty period for the trees was discussed.

- There have been discussions with Randy Johnson and ITD about the scour at the North Twin Bridges. They will have hydraulic engineers and state bridge inspectors review to see if anything will affect the sufficiency ratings. Commissioner Ricks sent aerial photographs to Blake Rindlisbacher to review, and he suggests we prepare a document to define the scope of the project. Commissioners agreed that replacing the bridge is only one piece of the puzzle – it won't completely solve the issues. Dave will apply for a Tiger Grant during the month of April and begin to pursue a document for the scope of work.
- Thornton Interchange – On February 27<sup>th</sup> a letter was received from Fergusons at Bear World. Bear World had previously indicated their intent to donate property to facilitate the egress. ITD attorneys determined that the Ferguson letter was not a letter of intent to consider a donation, but not to donate. ITD determined to proceed without the egress. Commissioners agree that as we progress with the transportation refresh, the Bear World egress will be considered. The letter that is being returned to Courtney Ferguson, Yellowstone Bear World, was reviewed. Commissioner Smith made a motion to approve and sign the letter to Bear World. Commissioner Weber seconded and voting was unanimous. Commissioners want to ensure that signage is ample and that we communicate with them. The corner to access Bear World is not adequate for large travel buses, and we need to consider additional traffic on the road, as it will need some improvement. It is approximately 2 miles of road. LHTAC would be the contact on this issue.
- RPO meeting will be April 9th. Horrocks was selected to do the transportation master plan. They are hoping to have man hour estimates they are comfortable with.
- Dave met with Teton Cemetery last week and the pavement is not good. They will need to rip out and replace with gravel, but paving would be too expensive. We can offer limited aid i.e. equipment, labor and possibly some gravel. Burton Cemetery will need hauling and placing large amounts of fill. There is someone who is digging gravel that could be used, so the haul isn't very far, but it would entail a couple of weeks of hauling and grading.
- At our last meeting, there was concern about Solid Waste employees on leave. Dave presented a plan showing that hours will be down to manageable levels by the end of April.
- 1000 East Bridge – Dave provided an update on the status of the bridge.

#### **Ryan Brown – Tri County Updates:**

Ryan has filed for a vacant seat as Commissioner in Jefferson County and wants to disclose everything up front. The Commissioners discussed with Ryan the difficulties of managing both positions. There will be constant conflicts of time demands. Being a County Commissioner is said to be part time, but Commissioners feel it takes much more.

#### **Troy Evans - Discussion on County Ordinance 14-1, Possession of Dangerous Weapons in Public Buildings:**

The following history was reported by Mr. Evans: Madison County Ordinance 14-1 came into effect in 1995. It is similar to other county ordinances across Idaho. Its purpose was to prohibit the possession of dangerous weapons in public buildings, which includes the courthouse. In 2008, the Idaho legislature found a lot of variances across the state as to the control of firearms and as such, preempted all firearms regulation by enacting Idaho Code § 18-3302J. After 2008, the administrative judges in Idaho discussed the interplay between pre-2008 county ordinances prohibiting weapons in courthouses and the new Idaho statute passed in 2008. As a result of these discussions, the administrative judges have issued administrative orders prohibiting firearms in county buildings. The Seventh District, which Madison belongs, was the last to implement this

administrative order in Idaho. Administrative Order 2013-14-8 went into effect in 2013 and is posted in all courthouses. Mr. Evans believes there is a conflict with Madison County Ordinance 14-1 and the state statute. He asked that the Commissioners obtain public comment and move forward to repeal ordinance 14-1 based upon the preemption of state code. He has drafted an ordinance explaining this history and presented a draft to the Commissioners. As to the applicability of Administrative Order 2013-14-8, he believes it applies only to the courthouse building, and not the Administration Building, the Sheriff's Office nor the hospital. A public hearing will be noticed and published in the paper to get the public's input on repealing county ordinance 14-1.

**Lunch at the Sheriff's office; Jail review and Sheriff's Office**

Sheriff and staff reviewed the recent jail inspection (ISA) with the Commissioners. The jail received positive reviews.

**Paul Sorensen – Discussion of Potential New Telephone System/Aesthetics Committee:**

Our current phone system is ten years old and is not supported as the company it was purchased from is bankrupt. Paul sent out requests for proposals and bids and discussed purchasing the Avaya phone system, which would also save some monthly fees that we are currently paying. The total cost includes the first year of maintenance. We have budgeted the past two years to have funds for this purchase. Commissioners told Paul to go ahead with the purchase of the telephone system.

Aesthetics Committee - ITD came to the committee and asked for their ideas with the overpass. The committee designed a mural with agricultural and recreational themes for the overpass with "Welcome to Madison County" printed on the overpass. After seeing the sketches from the committee, ITD gave them budget numbers indicating that they will have to cut back on the plans they had for the overpass. There is a meeting on April 3<sup>rd</sup> with ITD at 1:00 p.m. in the conference room of the Administration Building. Paul will come to the Department Head Meeting on April 7<sup>th</sup> to report.

Commissioner Weber made a motion to adjourn the meeting at 3:23 p.m. Commissioner Smith seconded and voting was unanimous.

Approved:

---

Kimber Ricks, Commission Chairman

---

Jon Weber, Commissioner

---

Todd Smith, Commissioner