

FRANKLIN COUNTY COMMISSIONERS

March 14, 2016 9:00 a.m.

Present: Chairman Dirk Bowles, Commissioner Boyd Burbank, Commissioner Scott Workman, Attorney Vic Pearson and Clerk Shauna Geddes

1. PLEDGE OF ALLEGIANCE

2. APPROVAL OF MINUTES –A motion was made by Boyd and seconded by Scott to approve the minutes of February 22, 2016. Motion carried unanimously.

3. ROAD SUPERVISOR TROY MOSER – Troy presented before and after pictures of projects that have recently been completed by the Road & Bridge Department. The Bosen Bridge deck was replaced. On Frew Hill the bridge was widened and roadway received seal coat. 800 North Napoleon Dynamite Lane curve was reduced and slope was changed. Power House Slide on Cub River Rd fence was installed to stop rolling debris from the roadway. Troy would like to eventually put a gabion here. They are currently working on Lazy River Road and Cub River Road.

The Forest Service asked if the Road Dept would contract again to maintain Cub River Road above Deer Cliff. Troy would like to continue with this contract. They have been maintaining the road for the last 3-4 years and have made significant improvements. The Commissioners agreed to allow Troy to sign the contract. Troy has received bids for Chips for this year. Cove bid \$39,900 and NuCor bid \$34,453. It would cost about the same for the county to make their own chips, but it would burn man hours. Troy would like to use the NuCor Chips. Scott made a motion to accept the bid from NuCor for chips and seal. Dirk seconded the motion. All voted in favor.

Oil for the Chip/Seal is \$65.00 cheaper in Utah than Idaho, but the freight is more. He is still comparing numbers.

Troy would like a mailbox ordinance. There are mailboxes which could be traffic hazards and the homeowner, the county and the road department would be liable if an accident occurred.

There are a lot of vehicles, mailboxes, sprinklers etc in the County right-of-ways. Troy has created laminated warning tags. He would give a courtesy notice first, then a second notice after that he would turn it over to Law Enforcement. Sheriff Fryar has agreed. Troy will track when the notices were placed.

Signs up to the Narrows have been destroyed. Last weekend 5 signs were damaged, at \$200 per sign. He would like to advertise a reward for information leading to a conviction.

4. PRESTON CITY/AREA OF IMPACT—Preston City Mayor Mark Beckstead, Councilman Terry Larson and Attorney Tyler Olsen met with the Commissioners to discuss the Preston City Area of Impact. Both parties agree that it is time to

adopt an Area of Impact. Planning & Zoning Committees will meet together and draft an ordinance.

5. **APPROVAL OF BILLS**—Scott made the motion to approve the payment of the bills as presented. Boyd seconded the motion. All voted in favor.
6. **BEER LICENSE** –Preston Golf & Country Club applied for a beer license “to be consumed on premises”. Boyd made the motion to approve the permit, Scott seconded the motion which passed unanimously.
7. **PRESIDENTIAL PRIMARY AND WEST SIDE SCHOOL LEVY ELECTION**—Acting at the Board of Canvassers of Election the Franklin County Commissioners reviewed the results of the March 8 Republican and Constitutional Presidential Primary and the West Side School Levy Election 39.7% of Franklin County residents turned out to vote. Of the Republican Votes; 50% were for Ted Cruz, 21.3% were for Marco Rubio and 17% of the votes were for Donald Trump. Constitutionalist Scott Copeland received 100% of the Constitution Party votes.
West Side School District Levy had a 42.6% voter turn-out with 405 of the votes in favor of the levy. 118 votes were against. Boyd made the motion to accept the results of the Republican and Constitution Presidential Primary. A second was made by Scott and all voted in favor. A motion was made by Scott to accept the results of the West Side School District Levy Election. Boyd seconded the motion which was carried unanimously.
8. **ACCESS IDAHO CONTRACT**—A motion was made by Boyd to accept the contract with Access Idaho for processing credit cards. Scott seconded the motion. All voted in favor.
9. **RESOLUTION 2016-3-14-1** – Scott made a motion to authorize the Treasurer to discard the old postage machine which is no longer used and out of date. Boyd seconded the motion. All voted in favor.
10. **INVESTMENTS AND CREDIT CARD POINTS** –Treasurer Janet Kimpton showed a list of the Investments for Franklin County and their balances. She also asked if the county could accept the points accumulated on the credit cards. In the past the points have been not accepted. She suggested that these 19 cards could pool their points and they could be used for items the county needs, rewards or incentives for the employees.
Janet also noted their office is putting together an email list to send reminders to taxpayers for June taxes.
11. **AIRPORT GRANT CONTRACTS-** A motion to authorize Chairman Bowles to sign contracts with the Federal Aeronautics Administration for the Federal Grant at the Airport was made by Scott, seconded by Boyd and carried unanimously.

12. **PATHOLOGY AGREEMENT WITH ADA COUNTY** – Scott made the motion to accept and sign the Pathology Agreement with Ada County. Attorney Vic Pearson has reviewed the agreement. Currently the closest medical examiner in the State we have been using is in Ada County. All voted in favor after a second from Boyd.
13. **GREATER PRESTON BUSINESS ASSOCIATION**—Boyd made the motion that the County join the Greater Preston Business Association (GPBA). Scott seconded the motion. All voted in favor.
14. **VEHICLE LEASE FOR ASSESSOR**—The Assessor has found two vehicles he can lease which will fit in his budget; a 2012 Black Chevy Silverado Pickup and a 2013 Ford Escape. He will lease them from Ireland Bank. Boyd made the motion to accept the lease with Ireland Bank for the two vehicles. Scott seconded the motion which carried unanimously.
15. **BRIDGE WEST OF PRESTON**—Idaho Department of Transportation is due to work on the bridge west of Preston on highway 34 this summer. Because it was built before 1950 it is on the national registry. Before the IDT can begin work the Commissioners need to decide what to do with the bridge. There are three options: 1) move the bridge, 2) retrofit to original design or 3) do nothing to it and give it to the State. A motion was made by Scott to choose the third option of not doing anything and giving the bridge to the State. Boyd seconded the motion. All voted in favor. A letter needs to be drafted to the Idaho Department of Transportation stating the County does not wish to do anything with the bridge and the State can tear it down.
16. **AMBULANCE FUNDING**—After reviewing Idaho Code, Attorney Vic Pearson advised that the county not incur any indebtedness which was not budgeted for. The Clerk agrees even if there is money in the reserves. The building could not be built this year, but moved to next year when it could be included in the budget. Several options for financing were discussed. The Commissioners all agreed to wait for next budget year and keep looking into ways to finance.
17. **HEALTH DEPARTMENT BUILDING**—The District Health offered to build a building on the current site of the Health Department and lease it back to the county. They currently pay about \$23,000 the county for use of the building. The payment would be equal to the amount of the lease. Randy has drawn some plans for a building built on the same lot. The Commissioners all agree with this plan. Scott will visit with the District Health Department and get more details.
18. **QUAGGA MUSSEL**—Commissioner Workman made a trip to Boise to try for more funding from the State for inspection stations at the reservoirs. He met with Celia Gould, Director of the Department of Agriculture, Senators and Representatives who all thought they could get more money. The Governor does not want to raise fees and the legislature decided not to allocate any more money to the inspection stations. This summer 1 station at Franklin will be funded.

Scott said that Senator Harris and Representative Gibbs have been working hard on this issue.

19. **EXECUTIVE SESSION ¶IC 74-260 (1) (d)** At 12:25 p.m. Scott made the motion to go into executive session. There was a second by Boyd and a roll call vote was taken. Each Commissioner voted "Aye". At 1:45 p.m. the executive session ended.
20. **INDIGENT CASES—**
2016-10006-- Boyd made a motion to approve indigent case 2016-10006 amounting to about \$300,000. Scott seconded the motion. All voted in favor.
2016-10009—Boyd motioned to approve indigent case 2016-10009 in the amount of \$36,000. Motion passed unanimously after a second from Scott.

Meeting was recessed at 1:50 p.m. until Wednesday, March 16 at 10:00 a.m. when the Commissioners will meet with Supervisors and Elected Officials to discuss and clarify Overtime, Holiday Pay, and Part-Time guidelines. The Health Screening will also be discussed.

Meeting was reconvened on Wednesday, March 16 at 10:00 a.m. in the Commissioner Chambers with all Commissioners present, Clerk Shauna Geddes, Treasurer Janet Kimpton, Sheriff Fryar. Also in attendance were Camille Larsen, Troy Moser, Sarah Layland, Larene Schvaneveldt, Laura Sant, Stuart Parkinson, Karen Hatch, and Aaron Hull.

1. **TIME SHEETS, OVERTIME & COMP TIME** work was discussed. It was determined that overtime must be paid after 40 hours to any employee, part or full time. If an employee uses Sick or Vacation for any of the time that week, it still counts towards the 40 hour work week. Time is counted each week, not averaged over the pay-period (two weeks).

Seasonal Part-timers may work as many hours a week as needed for five (5) months and then must not work at all in the sixth (6th) month. Year round Part-Timers may not average over 19.5 hours per week.

It was noted that time-sheets are legal documents and may not be changed except by the employee. OR the supervisor must talk with the employee before any changes are made. Time should be rounded to the quarter hour (7 minutes will be rounded down and 8 minutes will be rounded up).

Birthdays are not holidays.

Travel time will be compensated for mandatory training.

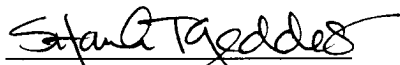
The amount of Comp time that can be earned will be raised to 480 hours.

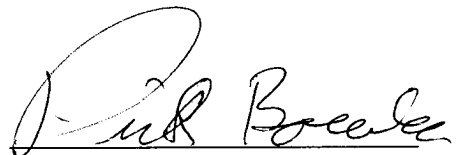
Call-in rate is time and a half with a 4 hour minimum. And Call-in for a holiday is double the call-in rate. Each department will set their own policy regarding this.

Sheriff Fryar and Deputy Karen Hatch wanted clarification on over-time and law enforcement. Their overtime is based on a 28 day period for law enforcement. Grant over-time should be paid at time and half.

The current schedule for dispatch schedules the employee for 44 hours one week and the 36 hours the next. It was suggested that an agreement with the employees be drawn up regarding the 4 overtime hours. When Dispatch works a shift for someone else and the hours are over 40, time and half must be paid.

2. **HEALTH SCREENING**— As part of the County's wellness program, Extension Agent Laura Sant has arranged for the Health Screening to take place on April 12 from 8 a.m. to 10 a.m. Every employee is invited to participate and will be given \$50.00 as an incentive. Appointments will need to be made with Laura and will require fasting for 8 hours before the blood draw.
3. **ROAD SUPERVISOR TROY MOSER**- Troy has had a request from a county resident to allow him to put gravel on an unimproved county road. Troy would like to be able to decide this on a case by case basis. He will draw up an application and agreement. Each application will be approved by County Commissioners in a Commissioner meeting.
4. **SHERIFF FRYAR**—Sheriff spoke with Cache County Sheriff regarding the possibility of housing Franklin County inmates at Cache County. It would cost \$45.00 per day. Currently the county is paying \$65.00. The road to Logan is safer, backup is available and radio contact is consistent. It would be closer for the inmate's families to visit. The Commissioners asked the Sheriff to work with Attorney Pearson to find out the legalities.


Attest, Shaun Geddes

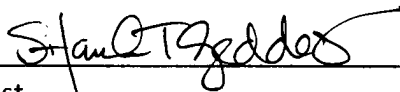

Dirk Bowles, Chair

Discard "Old" Postal Equipment
Resolution 2016-03-14 ←

LET IT BE KNOWN TO ALL PERSONS OF the County of Franklin that the Franklin County Treasurer will be discarding the Hasler WJ65/95/110 Mailing System.

EFFECTIVE DATE

This resolution shall take effect March 14, 2016



Attest



Dirk Bowles, Commissioner Chair

MUNICIPAL LEASE RESOLUTION 2016-3-14-2

A RESOLUTION OF FRANKLIN COUNTY OF THE STATE OF IDAHO AUTHORIZING THE EXECUTION AND DELIVERY OF A MUNICIPAL LEASE AGREEMENT (Ireland Bank BANK LEASE) AND OTHER DOCUMENTS AND AGREEMENTS IN CONNECTION THEREWITH.

WHEREAS, FRANKLIN COUNTY (hereinafter referred to as the "Issuer") is the governing body of and possesses the general legislative power of COUNTY OF FRANKLIN; and

WHEREAS, the Issuer is authorized to approve Municipal Lease-Purchase Agreements under IDAHO Code; and

WHEREAS, the Issuer has heretofore determined that financing for the acquisition and leasing of certain equipment pursuant to the Municipal Lease Agreement (as defined herein) is for the benefit of the inhabitants of COUNTY OF FRANKLIN, and the promotion of their welfare and prosperity, and

WHEREAS, the Lessee (as defined herein) desires to acquire the following described property pursuant to the Municipal Lease Agreement:

2013 FORD ESCAPE 1FMCU9GX9DUA42539
2012 CHEV. SILVERADO 3GCPKREA2CG301254
(hereinafter the "Equipment"); and

WHEREAS, the following documents or instruments have been presented to the Issuer at its meeting;

- (a) Municipal Lease Agreement;
- (b) Schedule to Municipal Lease Agreement;
- (c) Essential Use Letter; optional
- (d) Certificate of Appropriation; optional
- (e) Incumbency Certificate; optional
- (f) Certificate with Respect to Arbitrage; optional
- (g) Bill of Sale (Exhibit A to Municipal Lease).

NOW, THEREFORE, BE IT RESOLVED by the Issuer as follows:

Section 1. The form, terms, and provisions of the Municipal Lease Agreement by and between COUNTY OF FRANKLIN as Lessee and Ireland Bank, as Lessor dated 03/21/2016 with a term of 48 months and payments in the amount of \$ 10,945.54. (such agreement is referred to herein as the "Municipal Lease Agreement"), are hereby approved, and all the terms, provisions and conditions of the Municipal Lease Agreement are incorporated herein by reference as if set out in this Resolution, and such Municipal Lease Agreement shall constitute a valid and binding obligation of the Issuer.

Section 2. The form, terms, and provisions of the Schedule to the Municipal Lease, (the Essential Use Letter), (the Certificate of Appropriation), (the Incumbency Certificate), (the Certificate with Respect to Arbitrage), and the Bill of Sale (such documents shall be referred to hereinafter as "Peripheral Lease Documents"), are hereby approved, and all the terms, provisions and conditions of the Peripheral Lease Documents are incorporated herein by reference as if set out in this Resolution.

DIRK BOWLES, COMMISSIONER

Section 3. COUNTY OF FRANKLIN is hereby authorized to execute the Municipal Lease Agreement and any of the Peripheral Lease Documents requiring execution and such person is hereby authorized to take any and all such action and execute such other documents as may be required to carry out and/or give effect to the transaction contemplated by the Municipal Lease Agreement.

Board member



[Optional] Section 4. The Municipal Lease Agreement is hereby designated a "Qualified Tax-Exempt Obligation". By such term Issuer intends that the Equipment purchased pursuant to the Municipal Lease Agreement shall be used solely by a governmental entity, and Issuer (and its subordinate entities) shall not issue obligations in excess of \$10,000,000 in this calendar year.

Section 5. This Resolution is made pursuant to the provisions of IDAHO Code.

Section 6. This Resolution shall take effect immediately upon its adoption.

Adopted this the 21 day of March, 2016.

X By: Dill Bowler

Title: Regular Board member

Attest:

X By: Stefan Gjeddes

Title: clerk