

**JEFFERSON COUNTY COMMISSIONER MEETING MINUTES
APRIL 2, 2018**

Meeting called to order at 9:00. Those present are Commissioner Hancock, Commissioner Martinez, Chairman Farnsworth, Planning & Zoning Kevin Hathaway, Public Works Dave Walrath, Clerk Colleen Poole; Audrey Moon is clerk of the board. Pledge of Allegiance led by Commissioner Hancock. Prayer offered by Colleen Poole.

PLANNING & ZONING – KEVIN HATHAWAY

• **ZONING/COMPLIANCE/ORDINANCE VIOLATIONS**

[9:01:17 AM](#) Kevin has provided a handout. Chairman Farnsworth thinks the compliance money was under the commissioners. Had Naysha come in asking how to handle this and they ended up handing this over to the Sheriff's Office. Commissioner Hancock said they understand the concern and not sure they have a compliance officer at all right now. Kevin mentions they have a lot of complaints in hand. There are also a lot of issues not getting caught for a long time. Have abandoned trailers that need to be taken care of. Talked with Prosecutor and they have a different focus and priority. If this was to stay with the Sheriff's Office it will not receive the level of care he thinks it needs. Thinks they should bring this back to his department so they can deal with this more effectively. Will handle a lot of issues by contacting them letting people know who are not aware or did not think of it as a priority. Most of this could be dealt with in house but they currently do not have staff available. As he goes through the process of evaluation and updating there are a lot of things that need to receive more attention. Have been functioning at the immediate need level first because they have had too much going on and have been constantly understaffed.

[9:08:59 AM](#) Kevin said they have a comp plan and zoning that needs amended that requires a lot of time. Have several things done in the past that needs adjustment. Need the chance to more directly and effectively put these violations back within his department.

[9:10:05 AM](#) Chairman Farnsworth asked if they have added infractions for all of the ordinances. Kevin said most of these have fines attached. Chairman Farnsworth asked about the mud brought on the road can his people handle this or would it be law enforcement. Kevin said the ordinance said it can be handled by the Sheriff's Office, Road Department of Planning & Zoning. They could be out on a higher profile basis handling these types of things. Depends how they want to handle this where this would be a road safety issue. This begins with a code or ordinance violation so it would depend how they want to formulate the process. No one accepts responsibility. Commissioner Martinez asked who issues the violation. Chairman Farnsworth said that he gets a call on a regular basis for five different locations. 4200 is one of them. Commissioner Martinez mentions he ran into a patron who lives on 500 and his main complaint was mud and debris on the roads where the feed machines and tractors are going up and down the road. This has become more frequent.

[9:13:14 AM](#) Kevin said right now they have breakup limits on the roads. Are these machines overweight because they are heavy? Are they stressing the highway more by bringing debris out onto the roads? How do they mitigate this? Knows they could mitigate this by putting approaches and minimize when they are bringing these machines onto the road. Chairman Farnsworth know they need the ability to feed cows but they cannot drive these feed wagons up and down the roads. Believes in the Right to Farm Act. A lot of the flatbed trucks do not have any signals since they are just feed trucks and the hay is too wide with no ability to see behind them. Kevin said a lot of these are over the width. Obviously they do not want to make this worse. Both sides of the issue need to be good neighbors. Chairman Farnsworth said the other day he was on Highway 48 and a feed truck had a mile worth of traffic behind it. Kevin brings up with a slow moving vehicle that has more than three vehicles needs to pull over.

[9:17:03 AM](#) Commissioner Hancock said they are mixing into these wagons now. Thinks they have put on flashing lights which they did not have before. Chairman Farnsworth said it's not so much the mud on the tires it's the clumps and rocks coming out of the dually tires. Commissioner Hancock said they need to bring in the Sheriff so they have everyone's opinions. Kevin said as they talk to people they can bring up the issue and come up with solutions. Will talk with the Sheriff. Knows they will still need help from the Sheriff's Office because they will get ignored.

[9:22:00 AM](#) Chairman Farnsworth mentions that back to this issue they are looking for another person. Kevin said they function partially staffed. Will be able to build some redundancy into the office. The individual would be working on compliance issues but could work the administration level. Will get exposure to all of these areas. Hard to know what the growth will be not sure what this will be in two years. But would be on solid ground trying to fill this position. Chairman Farnsworth said they do not have a line for compliance so that would need to be added in the budget. Can the inspectors do this? Kevin said they can right now but during the busy building season they will not have time. They will be too slammed for this. Knows they should wait until the budget but in doing that they will be even further behind.

[9:25:10 AM](#) Commissioner Hancock said they are looking for another position in his department. Kevin said that Brittany has left they do have an intern. There was a carryover between Brittany and Ian. Mention they have a budget line for furniture in the new office if they could use that line. Commissioner Hancock said they need to see if they would have enough money to cover another position in his budget. Kevin thinks they do. They have capital vehicle line but they will have to get another vehicle in the future. Commissioner Martinez asked where the Sheriff was getting money for the compliance officer. Chairman Farnsworth said that some of this funding was moved from Commissioners and Planning & Zoning to the Sheriff to hire a compliance officer. Feels it would be more efficient for someone that knows the codes and violations to enforce these issues.

[9:28:57 AM](#) Commissioner Hancock said they should have enough in the budget for the next few months. Chairman Farnsworth asks that they look over the budget. Colleen said they cannot take salaries out of other lines. If they go over in the salary this has to be paid back. Can go over a regular expense line but a salary line has to be paid back. Chairman Farnsworth said that if they have to add another line then they would have to open the budget. Kevin said if he had any better ideas he would not bother them with this.

[9:31:51 AM](#) Commissioner Martinez said they had Sandi brought on for compliance at the Sheriff's Office. In the time she did this did a very good job. Has been relocated into a different position. Chairman Farnsworth said they will need to take a look at this and bring in the Sheriff to discuss this further. Kevin said they could try and bring this in next meeting.

PUBLIC WORKS – DAVE WALRATH

• UPDATE

[9:34:36 AM](#) Dave said along the lines of violations they sent out a violation letter for a hose that was strung across Barret Road that had dirt pushed around this. Sent a demand letter out but have not been out to see if this has been removed. Weston had reviewed the letter before it was sent. Will go out there after he is done here to make sure this has been removed. As far as the crew they are losing Russell Forbush he has left employment with the county. Crew is out replacing another culvert today. Also will be doing the big pipe on 3400 later this week. Solid Waste side Western States will be doing a tutorial on Thursday at 1:00 at County Line on the new piece of equipment. Have a monthly safety meeting out there tomorrow. Will be getting 7,500 ton of chips for \$1,500 through the State. Commissioner Hancock thinks this is an excellent deal. If they bought this from other contractors the chips would be \$20 a ton. This makes this \$0.20 a ton with this deal. Commissioner Martinez asked where these will be stored. Dave said they will split these up at different locations.

[9:40:30 AM](#) **Motion by Commissioner Hancock to make the necessary contract arrangements with ITD for 7,500 ton of chips for \$0.20 a ton. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed**

• ROAD & BRIDGE HOURS

[9:41:22 AM](#) Dave provides the commissioners with a proposed schedule to review. Note that Kerry and Brock do nine hour days Monday through Thursday and then they would work four hours on Fridays one will work in the morning and one will work in the afternoon. As well as the office will be him and Jessica splitting coverage on Friday. Commissioner Hancock said they could also go to the nine eighties and rotate Fridays off. Chairman Farnsworth said they could also do Monday through Friday from 8:00 to 5:00. Commissioner Hancock thinks they need someone available in the beginning of the day for when they start up their equipment. Chairman Farnsworth thinks the purpose of this is to make sure they keep up on the service of equipment. Does not want to see equipment shut down. Dave said his option gives them longer days Monday through Thursdays to complete projects. A lot of time in the summer they run for twelve hour days if it turns out that way.

[9:45:30 AM](#) Commissioner Hancock said they could give this a try and see how it works out. Dave said they do not have the track parts yet for the track on the dozer. Hoping the end of the week. Have torn this down. Have new sprockets and the rollers are in fairly good shape.

[9:46:15 AM](#) Chairman Farnsworth is game to try this but if they are not getting equipment fixed on Friday they may need to change this again. There is a policy sheet for Road & Bridge where did this policy come from. Dave believes this was signed by the Commissioners and Clerk. Commissioner Hancock said this has been in place for a long time. Commissioner Martinez asked if this is what Jim and Christine Boulter put together. Chairman Farnsworth said they will need to review this and make those changes per the policy. Commissioner Martinez asked Dave if they document what equipment they work on every day. Dave said that Kerry adds this into iWorqs every day.

[9:48:07 AM](#) Meeting with ITD, Bonneville County and Simplot to deal with storm water. Trying to remedy the flood waters they had out on Basset Road last year. A lot of this went through the Simplot Facilities. Try to team up on a way to make this better.

[9:49:15 AM](#) Chairman Farnsworth said over by Canyon Dairy have some issues with some roads out there on County Line. Dave had proposed they team up with Bonneville County and do some paving. Chairman Farnsworth said this is a huge facility and they need to take care of the road. Dave said if they teamed up they could knock this out fairly quick. Chairman Farnsworth said he will visit with their commissioners.

[9:51:41 AM](#) Commissioner Martinez asked what they had thought on the road tour. What type of commitment will they be putting on the roads they covered? Dave said that 4425 will need some attention this was really cracked. Thought is a chip seal first and an overlay on top of this. This will keep the cracks out of the overlay. Knows that 4200 needs some work. Commissioner Hancock said this gets a lot of traffic. Chairman Farnsworth said this whole road wished when they did the overpass they could have redone this. Commissioner Hancock said they need to get this one in better shape. The issue is the funding. Dave said the HB312 money from the fuel tax has been \$750,000 a year. Commissioner Hancock would like to see another increase to the fuel tax. Dave said this is a user tax. Chairman Farnsworth said those big tractors do not pay any fuel tax and are using our paved roads. Commissioner Hancock said they only make one or two trips a day. Dave said the added fuel tax has helped the overall revenue. Commissioner Hancock said they have over eight hundred miles of road. It takes a lot of money to maintain this. Main source of revenue is the fuel tax. Commissioner Martinez asked on 2400 over in Montevue what can they do there. Dave thinks they will patch this and put a BST on this. Will be some on 2500 N that needs paved had some water issue. Thought they would come pave this back. Tough part is they are so far from a hot plant. Hopes to be able to get some from Western again when they are up by Spencer. This would still be closer than going to Idaho Falls. Commissioner Martinez asked when they will start mag-chloride. Dave said in the next couple of weeks. George has enough DP1 oil for the next few weeks then they should have the regular durapatcher oil available. Commissioner Hancock said they got a blade out on 1900. Dave realizes some of these are rough due to the wet conditions. Commissioner Hancock asked if they want to bring up the rental of the excavator.

[9:59:29 AM](#) Chairman Farnsworth asked why they rented an excavator. Dave said they had a dozen culvert replacements. Chairman Farnsworth said they own one. Dave said that the landfill uses this on a constant basis during the day. Would need this for about a month. Brought this up at a meeting. Got the one that was the least expensive. Chairman Farnsworth said according to policy he should have gotten permission. Dave thought they were not supposed to comingle funds. Chairman Farnsworth said that they share equipment with the dump truck and loader all summer what is the difference. Dave said this was not an asset. Chairman Farnsworth said anything that obligates the county for over \$1,000. Commissioner Hancock thinks they need to look at the difference between renting and leasing. If they are renting this even though it is an asset it will go back. Dave said this will go back. Chairman Farnsworth asked if they obligate the county when they get this. Commissioner Hancock said with

this theory then all of the departments would have to come get authority. Chairman Farnsworth said they will put this on a future agenda to review the policy with the attorney.

APPRAISERS – JESSICA ROACH – PAT KELLEY

• FIVE ACRES AND UNDER – AG

[10:02:43 AM](#) Pat provides the five acres and less that need to be reviewed by the commissioners. Jessica mentions they did not have any questions on any of them. All of these were ones that had been approved last year. Commissioners review. Jessica mentions that Mathew Klinger has sheep and goats that graze on his land. Reminds them that April 15 is the deadline for these. If these are not turned in on time then they would have to be heard in a Board of Equalization (BOE).

[10:07:15 AM](#) **Motion by Commissioner Hancock to approve ag exemption of five acres and under for Samuel Moss on parcel #RP04N38E040190. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

[10:07:51 AM](#) **Motion by Commissioner Martinez to approve ag exemption of five acres and under for Rodney & Lorina Morris for parcel #RP04N37E360010. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

[10:08:10 AM](#) **Motion by Commissioner Hancock to approve ag exemption of five acres and under for Kent Briggs for parcel #RP04N38E026948. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

[10:08:28 AM](#) **Motion by Commissioner Martinez to approve ag exemption of five acres and under for Mathew Klinger for parcel #RP00382001004A. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

[10:08:46 AM](#) **Motion by Commissioner Hancock to approve ag exemption of five acres and under for Norma Hale for the following parcels #RPE00360010010, #RPE00360010020, #RPE00360010030, #RPE00360010050, #RPE00360010060, #RPE00360010070, #RPE00360010080 and #RPE00360010090. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

[10:09:43 AM](#) **Motion by Commissioner Martinez to approve ag exemption of five acres and under for Hector Martinez for parcel #RP04N39E149280. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

[10:10:22 AM](#) **Motion by Commissioner Hancock to approve ag exemption of five acres and under for Chad Curtis on parcel #RP04N39E340100. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

[10:10:42 AM](#) **Motion by Commissioner Hancock to approve ag exemption of five acres and under for David & Theresa Dallings for parcel #RP07N36E055571. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

NOXIOUS WEEDS & INVASIVE SPECIES – MITCH WHITMILL

• ITD WORK AGREEMENT

[10:11:40 AM](#) Mitch has their annual ITD work agreement. Needs a signature on this. Same as every year. This is for treatments on the state highways beyond the twelve feet out the county treats from this out to the right-of-way line up to \$11,900. Once they reach this amount they stop. If they have additional work then they allow them to raise this contract amount. Commissioner Hancock asked what the major roads are. Mitch said Highway 20, Highway 48, I-15, Highway 22 and Highway 28 they do around 133 miles of state highway in the county. On Highway 20 and I-15 they only handle the off ramp areas the state treats the road shoulder to the fence on those. Highway 33 they treat from Sage Junction to the Madison County Line because their trucks are usually going the other direction. They are a good partner to work with.

[10:14:22 AM](#) **Motion by Commissioner Martinez to approve the ITD work agreement with Jefferson County. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

• RESOLUTION #2018-13 – SALE OF ITEMS AT PUBLIC SURPLUS AUCTION

[10:14:41 AM](#) Mitch has a resolution for sale of property for his department. Will also be putting on a 4-wheeler for Park & Recreation after she gets approval. His items are under the \$250 in value but they are still positing this in the paper. The 4-wheeler will be over \$250. Once they try this they will send out an email letting departments know this is operational. Will collect items from departments and decide when they put items on. Do not have to list the items specifically in the paper. Weston did review all of this.

[10:18:55 AM](#) Chairman Farnsworth reads resolution #2018-13. “At a meeting of the Board of Jefferson County Commissioners, State of Idaho, on the 2nd day of April, the following was adopted to wit: Whereas, Idaho Code 31-829 requires the Board of County Commissioners to authorize the sale or replacement of personal property, which is obsolete, worn or damaged so as to require replacement; and, Whereas, the Noxious Weed & Invasive Species Department has proposed for sale or destruction, the below listed personal property that is of no further use to the county, Be it therefore resolved that the Board of Jefferson County Commissioners hereby authorize the immediate sale or replacement of under the supervision of the Jefferson County Noxious Weed & Invasive Species Department Superintendent. Six Toshiba copier/printer cartridges, four ATV tires with rims for Suzuki Vincent and one three hundred gallon Poly sprayer tank.”

[10:19:22 AM](#) Motion by Commissioner Hancock to approve resolution #2018-13 for sale of items at public surplus auction. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

EMERGENCY MANAGEMENT – REBECCA SQUIRES

- **SOFTWARE USAGE AGREEMENT**

[10:21:36 AM](#) Rebecca said the commissioners have approved a shooting scenario software. With this came a software usage agreement she was unaware of. Have ran this through Weston and the company made some changes that he had recommended. These are the terms that are required but was unaware of this agreement.

[10:24:00 AM](#) Motion by Commissioner Hancock to approve the master usage agreement between Jefferson County and 360 Strategies. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

[10:26:04 AM](#) Motion by Commissioner Hancock to amend the agenda to move the social services executive session up to 10:30. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

SOCIAL SERVICES – JACKIE MAUPIN

- **EXECUTIVE SESSION 31-874 & 74-206 (D) – RECORDS EXEMPT FROM DISCLOSURE**

[10:28:41 AM](#) Motion by Commissioner Martinez to go into executive session 31-874 & 74-206 (D) – Records exempt from disclosure. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

[10:32:23 AM](#) Motion by Commissioner Martinez to approve case #2018-20. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

COMMISSIONERS

- **EXECUTIVE SESSION 74-206 (B) – PERSONNEL – EVALUATIONS**

- * **PLANNING & ZONING**

- * **EMERGENCY MANAGEMENT**

[10:33:51 AM](#) Motion by Commissioner Hancock to go into executive session 74-206 (B) – Personnel – Evaluations. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.

Open session 12:22

[12:23:09 PM](#) Recess until 1:00

Open session 1:01

BUREAU OF LAND MANAGEMENT – JEREMY CASTERSON - REGIONAL SUPERVISOR FISH & GAME – JIM WHITE

- **EGIN-HAMER CLOSURE**

[1:01:41 PM](#) Jeremy Casterson has come up with an issue with the Egin-Hamer closure. Provides a handout but wants to give them some history on this road. Back in 1985 Fremont County requested a right-of-way for a farm-to-market road and that created the Egin-Hamer Road. This was controversial. Did an Environmental Impact Statement (EIS) they only do these for major actions. This is a national environmental act where the federal government takes an action. The original proposal was rejected by BLM in 1986 due to impacts to the crucial winter elk range, crossing an area of environmental control also conflicted with the sands management plan. Conflicted with some other decisions. The decision was appealed by Fremont County and this went to the Interior Board of Land Appeals (IBLA). The decision to deny the road was upheld by the IBLA. Some Senators got involved to help work out their differences. By 1987 BLM made a decision amending the plan to allow for this road. The condition was it was allowed but it would be closed from December 1 through March 31 every year. The counties were asked to issue ordinances to codify this closure. Would also have an active role in enforcing this. The first ordinance was 87-3 this was a joint ordinance between Fremont and Jefferson. Issuing that was appealed again. This is the second lawsuit. It was appealed by Idaho High Desert, Idaho Conservation League, Idaho Environmental Council, Idaho National Resource Legal Foundation and Shoshone Bannock Tribes. So IBLA looked at this again and asked for more modifications again. Extended the closure one month on both ends so it was from November 1 to April 30 and required some monitoring plans. Now Secretary of Interior in Washington get involved and remanded the order of IBLA and put the closure dates back to December to March. Now have a right-of-way but have a closure during the winter. This was something the counties wanted to change. In the 90's they opened discussions again between counties and BLM to keep this road open year around. By 1997 they submitted an application to remove the closure dates. With discussions they came up with mitigation to allow this. Fish & Game was heavily involved. Looked at concerns. How can they mitigate that impact especially during the winter? Came up with human entry closure that they have today. This applies to a little of country that is south of the Egin-Hamer Road which opened yesterday. But the other portion opens in May. The major roads are open. Cannot walk or leave the road.

[1:08:34 PM](#) County issued new ordinance 98-1 and the BLM issued a new decision this time they did not get sued. Made them amend their Resource Management Plan. This is the overarching land use plan that guides everything they do. This was very high in their frame work and took

effort to fix this. Have been working on the closure all enforce this together. There were twenty-three citations from Fremont County that were thrown out by the Judge because the ordinances did not specify the violation if this was an infraction or misdemeanor nor did it have an amount. This is something they had overlooked and had been this way since 1998. Prevents the county from enforcing this closure. Is contrary to the terms and conditions of the right-of-way. Have a newspaper article on this and risk an environmental agency could come in that they are out of terms and conditions. Believes it is too late for this year they can still cite people on federal lands. Would be able to include a fine amount and determine if this was an infraction or misdemeanor. Thinks they could amend the initial ordinance and add this in. Have a meeting with Fremont County to discuss this with their commissioners after this meeting.

[1:11:11 PM](#) Commissioner Hancock said he did read the article and this means they need to amend ordinance 98-1 to add what the fines are and having this set as an infraction. Chairman Farnsworth asked what the fine would be. Jeremy said he believes this was \$300. Believes this would be the call of the commissioners. Chairman Farnsworth brings up if this is high enough then people will not do it. Jeremy said the majority of the offenders are horn hunters. Come and gather \$1,000 worth of horns so a small fine does not bother them. The last few years have found that confiscating their antlers has been the biggest fine for them. Chairman Farnsworth asked if they could take their hunting licenses.

[1:13:31 PM](#) Jim said they have violations where they can take their hunting license. This would have to go to the legislature before that was allowed. Would be a longer fix for them if they could do this. Thinks that the fine does need to be significant enough because one antler would cover this. Commissioner Hancock brings up the road is open they just cannot go off of the road. They have driven this they just need to stay in their vehicle. Cannot go out looking for antlers. Chairman Farnsworth said the road is open they just cannot park and get out and walk. Want to be able to keep this open. Jim said having the road open is not disturbing anything. It is when they go off the road and chase the animals. Chairman Farnsworth said they need to address this for being off of the road. Jeremy said they need to look at the fines for going off of the Egin-Hamer Road and the Red Road. Chairman Farnsworth asked if the fines were the same. Jeremy said they do not have to do a joint one but they could.

[1:16:02 PM](#) Dave said that Weston Davis has been in discussions with him and Fremont County and his counterpart. Not sure if it is about this specifically but just recently these discussions have happened between the two attorneys. Chairman Farnsworth would like to look at a steeper fine to keep these roads open. Commissioner Hancock said they would have to speak with Fremont County and their attorneys to get the fines and infractions added. Commissioner Hancock asked on the areas closed that is private property. Jeremy said they can have their regular agriculture activity but they cannot allow someone to look for horns on their property.

[1:20:06 PM](#) Jeremy appreciates their time. Chairman Farnsworth said they will get with Fremont County on this. Dave mentions that Weston was going to have them come to a commissioner meeting.

IT – GARN HERRICK

• NETWORK FIREWALL

[1:20:55 PM](#) Garn said a need has risen to have the internet service up and active 24/7 due to Sheriff Office having active 911 alerts. This is to replace the network firewall they have now. If one goes out it switches automatically to another internet option. Had spoken with Mike Miller who said that the 911 funds are available to pay for this since this is a law enforcement request. Chairman Farnsworth said this is \$5,400.70. Garn said this does a lot more reporting and tracking. This is new software not new hardware. If this ever dies they have a new one available within twelve hours.

[1:23:20 PM](#) **Motion by Commissioner Hancock to approve the network firewall upgrade for \$5,400.70 out of 911 Funds. Second by Commissioner Martinez. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

[1:24:24 PM](#) Garn said getting this through Computer Arts gives them a ten percent discount.

[1:24:54 PM](#) Recess until 2:00

Open session 2:00

COMMISSIONERS

• NEW BUILDING UPDATE

[2:01:02 PM](#) Commissioner Hancock said he spoke with Scott Nielson and he will get the change orders picked up today. Colleen put these in the mail today but can go pull these for him. Commissioner Hancock said they have a minor delay for the blocks. They are still waiting for these to be manufactured. Chairman Farnsworth believes they are ahead of schedule still.

• APPROVE COMMISSIONER MEETING MINUTES

[2:03:25 PM](#) **Motion by Commissioner Martinez to approve commissioner meeting minutes from March 19, 2018 with noted change. Second by Commissioner Hancock. Roll call taken. Commissioner Hancock – aye, Commissioner Martinez – aye, Chairman Farnsworth – aye. Motion passed.**

[2:04:59 PM](#) Recess

Open session 2:07

ROBERTS MOSQUITO – ELNORA LANG

• REPORT

[2:07:48 PM](#) Clerk Stephen Hoadley the Roberts Mosquito address is PO Box 241 in Roberts. Elnora Lang is the manager 2649 E 725 N in Roberts. This is where the main location is now that is where the chemicals are for now. Have bought property to build but did not bring that address

with her. Chairman Farnsworth said they have spoken with other mosquito districts. Stephen provides a copy of their budget. Chairman Farnsworth asked if they pretreat the ponds. Elnora said they have new treatments that works 40 to 150 days have been using this since last year. These are long lasting pellets. Now they have granular they can put out once a month they shoot these out into the ponds that are continuously hatching mosquitos. Have short life stuff where the water comes and goes. This is for a single hatch. Commissioner Hancock asked for a map of the district. Elnora said they have one but they are still working on the distinguishing areas with the changes having Midway. Commissioner Hancock said it is nice to know what areas they cover when they get calls they know who they should contact.

[2:12:01 PM](#) Chairman Farnsworth said a concern has been individuals do not see trucks spraying as often because they of the pre-treatments. Elnora said they need some education because they only thought this was being sprayed if they could smell it. Went to the chemicals that did not smell. Knows other districts have added signs saying it has been treated. Go in and out of places and people may not be aware.

[2:12:56 PM](#) Commissioner Hancock said the operation budget did they bring their balance statements showing what their total assets are and the cash is on hand. Do not want too big of a war chest since this is paid for with taxes. Elnora said they are a small district. Similar to what Roberts Cemetery was. What money they do have set aside they have been preparing for a building. Commissioner Hancock said they have \$60,000. Chairman Farnsworth said this seems small with how much standing water is out in Roberts. Elnora is thankful for farmers putting in pivots. Commissioner Martinez said this is a small budget with all of the ponds. Elnora said they grow in a little bit of water. The problem is the pasture grass with standing water all the time from flood irrigating. These continuously hatch. The eggs stay dormant for years until the water is there.

[2:16:25 PM](#) Commissioner Martinez said there is a natural spring by his place. Elnora asked if this is warm this would be an issue.

Commissioner Martinez said this never freezes over does have a mosquito problem. Elnora has never dealt with a natural spring in her area.

[2:18:06 PM](#) Chairman Farnsworth appreciates them bringing this in. Stephen asked what format they want this information in they asked for. Elnora asked if this is something they need. Commissioner Hancock said this is good to have to show what assets they have. Shows a detail of what they have on hand for their benefit. Elnora asked if they have any other questions. They do have a budget meeting in July where they cover this information. Commissioner Hancock said this covers them. It is nice for them to look at then they can suggest if the levy is covering their operating costs. Chairman Farnsworth asked on the capital building they have \$60,000 are they planning to build this for that amount. Elnora thinks this will be more than what the building will cost. Chairman Farnsworth think they may be light on funds to cover a building. Elnora said they have not gotten any bids yet for a building. If this is not enough what do they do. Chairman Farnsworth said they can hold this over to the next year. Elnora said they have to budget this before they can spend this. That is not everything they have in their account. This will not be fancy. Wanted to build right next to the Weed Department but was unable to get this property. Commissioner Hancock said they will have to submit their levy to Colleen.

[2:23:45 PM](#) Elnora said they put in for the full amount does not always mean they will get the full amount. Commissioner Hancock said this is based off the assessed value. Elnora thanks them.

[2:25:03 PM](#) Recess until 3:00

Open session 3:00

JEFFERSON COUNTY FAIR – CARL ANDERSON – EAGLE SCOUT – GABE GILMORE

• EAGLE SCOUT PROJECT

[3:00:08 PM](#) Carl Anderson with the Rigby Fair introduces Gabe Gilmore who come to him looking for an eagle project at the fairgrounds. Carl has a project of pouring some concrete at the fairground. Has gone over this with Gabe and believes he is fully capable.

[3:00:58 PM](#) Gabe will be pouring 100 foot by 4 foot wide sidewalk for the Carl Shaner Building. This will be on the east side at the Jefferson County Fairgrounds. Chairman Farnsworth asked if he will have help. Gabe said they will. Has arranged equipment the fairgrounds will provide the rebar and the concrete. Have asked local business for some equipment. Will borrow a mini excavator from a church member. Will have volunteers from his troop number fifteen the Rigby second ward. Commissioner Hancock asked if they have ever poured concrete.

[3:03:09 PM](#) **Deputy Prosecutor Weston Davis is in room**

[3:03:09 PM](#) Gabe said they have not but they will have trained adults available to help teach them how to do this. Commissioner Hancock asked how much rebar they will be using. Carl believes they will be going three lateral. This sidewalk will be in front of the parking rails. Will help provide a better look. Have the funds in their budget for the concrete and rebar.

[3:05:05 PM](#) Commissioners believe this will be a good addition. Be able to learn about concrete finish. Chairman Farnsworth asked if he needs anything. Gabe does not believe so. Carl just wanted to give them a heads up that they are doing this.

DEPUTY PROSECUTOR – WESTON DAVIS

• LEGAL COUNSEL: EXECUTIVE SESSION IC 74-206 FOR PERSONNEL, HIRING CONSIDERATION, EMPLOYEE EVALUATION AND COMPLAINTS (1)(A) & (B), PENDING LITIGATION (1)(F), OR DELIBERATIONS ON LABOR NEGOTIATIONS OR PURCHASE OF PROPERTY (1)(C) – (AS NEEDED)

[3:07:07 PM](#) Weston said that Rebecca had given him a contract is making sure they incorporated the changes he had requested. Did not have access to internet earlier to respond sooner. Chairman Farnsworth believes Rebecca said the changes were incorporated and they did approve this earlier. Weston reviews.

[3:15:00 PM](#) Chairman Farnsworth asked where the policy is on purchasing. Commissioner Hancock said this is standard operating procedure (SOP) number five.

[3:19:49 PM](#) Weston believes the changes have all been incorporated in this contract so they are set to go. Have already approved this contract.

[3:21:19 PM](#) Weston said apparently there was an ordinance on road closures between Jefferson and Fremont County. This is more of an enforcement issue hoping that Dave and the Sheriff would be able to attend. Sounds like there is an ordinance in place but there is no penalty set so they are not able to enforce this. With any ordinance they have enforcement issues.

[3:23:51 PM](#) Commissioner Hancock fills Weston in on the discussion earlier that they are not shutting off the road. They are not allowed off of the road during a period of time. What happens is people get out and walk or drive through these restricted areas. Weston said this is due to the use of the land. Commissioner Hancock said they are asking they amend this to incorporate the fines as infractions. Had twenty-three citations and the Judge threw these out because the ordinance does not have any fine attached and did not specify if this was an infraction or a misdemeanor. So Fish & Game and BLM wants them to amend the ordinance detailing this as an infraction and setting the fine amount. Chairman Farnsworth said they would prefer a steeper fine. Weston said then they could proceed with this and publish this ordinance for a public hearing. Thinks it would be nice to have the same fine on all of these. Could have Fremont County come here and look at the fines. Weston said he could contact Brock Bishop to meet jointly. Asks where they would want to have this meeting. Chairman Farnsworth said we could go up there. Weston said one of the attorneys can adopt the same mutual provision.

[3:36:06 PM](#) Chairman Farnsworth brings up SOP five. Started getting off of topic earlier. Wanted to put this on another agenda about leasing equipment and his opinion was that they need approval. Commissioner Hancock and Dave thought they would not need approval. Commissioner Hancock said this is rental on a piece of equipment. Commissioner Martinez said there is still a contract. Chairman Farnsworth said they leased this for a month. Calling this a rental or a lease is splitting hairs. A rent will be different. They may need to amend the SOP to add this clarification.

[3:38:03 PM](#) Weston said lease is ambiguous. Agrees that they may need to clarify this in the policy. Part of this is saying they are entering a rental contract most of the time this will be called a lease agreement. By including the word lease not sure they intended for this to be different than rent. An argument could be made either way. Seems if someone is talking about a lease does not see much difference. Could change this so that any department head purchasing, renting, or leasing assets then they would be covered in the future and there would not be any questions.

[3:40:24 PM](#) Commissioner Hancock said acquisition of assets and supplies means the purchase of supplies and assets. Chairman Farnsworth said any department head purchasing or leasing assets other than repairs at \$1,000 or more as long as they have been budgeted for still need to receive three bids and get authorization before purchasing. They own a trackhoe why would they go and lease one. Get the use done early in the morning then they could have went and got this. Has put in culverts with a backhoe. Spent \$5,000 on a piece of equipment that was not approved. If they want he would wipe out SOP and make this more restrictive and have any purchase over \$1,000 needs approval. Would take prior planning. If they want to get that restrictive by abusing this policy. Trying to save the county funds. Spent \$20,000 on unnecessary purchases. Commissioner Hancock mentions this is his opinion. Chairman Farnsworth agrees this is his opinion.

[3:42:28 PM](#) Commissioner Hancock said they are not buying the excavator this would cost over \$140,000. Understands about being efficient but then they are trying to tie the hands of everyone in the county. Chairman Farnsworth said that they meet every week. Have the Weed Department come in for any purchases. Commissioner Hancock said he does not come in for chemicals. Chairman Farnsworth said they do not limit anyone on fuel. Commissioner Hancock said they may have interpreted this wrong for the last six years. Have rented equipment in the past and this has never even been looked at. Chairman Farnsworth said when it comes to leasing or buying assets they need to be in the loop on this. Why would they approve this when they own one? Could use a backhoe to do this work. Commissioner Hancock said that he did bring this up. Does care about this. The point is not just the backhoe it is interpreting the whole policy they do not want to micromanage everyone that buys anything in the county. Chairman Farnsworth said he has never micromanaged anyone in this county. But will be holding them accountable for the money they are spending. \$5,000 for a month to rent this and it sat two days last week doing locates.

[3:45:12 PM](#) Chairman Farnsworth said these are tax dollars. Feels they are wasting on equipment that they already own. Why are they going through this battle of arguing? They are talking more than a couple hundred bucks.

[3:46:19 PM](#) Commissioner Martinez thinks this just takes planning. Chairman Farnsworth said that Dave brought up comingling funds now but has never come in to justify the use all summer between Road & Bridge and Solid Waste. Now they have the chance to use their excavator to put the pipe in the ground. Need to make sure this was freed up. Can call up and borrow the excavator for a week. There were two days where it sat and was not used. Feels he should have gotten approval and not just gone and done it.

[3:49:02 PM](#) Weston said they have a lease agreement but they pay rent. Found some other cases that says a lease is for a defined period of time and a rental is for a short period of time. Have to define parameters. Lease may be six months and rental could be until whenever they are done. Agree with what Commissioner Hancock is saying if there is a question they may need to define the policy. Can see arguments made. Would like to see the agreement that was made. This may have been something that they see. May look at amending the SOP so there is no question in the future and move forward. Answering the question about the SOP it seems to him that in some of these decisions they used rents or leases and will refer to all three at the same time. If they want to cover all of these then they need to amend the SOP. Commissioner Hancock said as he looks at this a lot of leases are leased to purchase or buy that is why he thinks they need to have bids presented for authorization before purchasing. Weston said similar to a car lease they have the option to buy. An easy solution would be to amend this so there would not be any issues in the future. Could get copy of whatever this rental or lease was and look at what the agreement says.

[3:53:49 PM](#) Colleen said if they make it approval for any purchase over \$1,000 then they would all have to have approval for all services. Such as the microfilm. Chairman Farnsworth asked if this was in the budget as a line. This was worded in the budget as what this is being used as. Knows that Road & Bridge has a rent/lease line in the budget but is not specific for what they are. Commissioner Hancock brings up the microfiche was over the \$1,000. Commissioner Martinez said they have a piece of equipment that they own that could have done this job. Colleen said if they wanted to change the asset purchases but if they change this to \$1,000 it would be questioned what needed approval.

[3:56:59 PM](#) Chairman Farnsworth brings up if they have money in their budget then they should be able to buy this since it is budgeted. Thinks they need to be more restrictive in the budget process. Knows that the cash is trending down for Road & Bridge and the expenses are

trending up. Has no issue with the roller because they do not have one. That makes sense. If they are going to continue they may need to purchase one. Different when they own a trackhoe and spend \$5,000 to lease one. Not going to sit back and allow departments to waste money.
[4:01:03 PM](#) Weston goes over policy and statutes are amended because of these types of issues. Could be helpful to look at this lease and may look at amending the SOP.

[4:02:30 PM](#) **Motion by Commissioner Martinez to adjourn at 4:02. Second by Commissioner Hancock. All in favor – aye. Motion passed.**

Chairman of the Board

Date

Clerk of the Board

Date

County Clerk

Date