

MEETING MINUTES OF A REGULAR MEETING
OF THE BOARD OF ONEIDA COUNTY COMMISSIONERS

The meeting was opened by Commissioner Daniels.
Record of this meeting was kept by Deputy Clerk Diane Skidmore.

Commissioner Daniels asked if the 9:55 and 10:00 o'clock agenda items could be discussed in reverse order indicating that the 10:00 a.m. planning and zoning discussion may answer some of the citizens concerns about planning and zoning.

Chairman Firth asked about discussion of the prosecutor wages.

Commissioner Daniels made the motion to add prosecutor wages to the agenda.
Commissioner Stokes seconded and the motion carried.

Economic development – Kathy Ray informed the commissioners of the current economy, indicating that Oneida County was at a 2.2% unemployment rate. This low rate is common to other local counties at this time. It was stated that the national level is at 4%. She stated that housing was a major factor in developing a larger workforce in Oneida County. Due to the lack of workers, one of the local manufactures has moved some efforts into Utah. The industrial park has 19 acres available for expansion but no prospects at this time.

Kathy indicated that her state funding cycle requires her to provide confirmation of those counties and cities that will be participating in the four county economic development. The state funding is driven by the local funding. Her request is for \$5,000.00 dollars, the same as last year's request.

Commissioner Stokes made the motion to approve the funding of \$5,000.00 dollars to the four county economic development program in the FY2019 fiscal budget.
Commissioner Firth seconded and the motion carried.

The FY2019 budget hearing date needs to be established before the end of April. This information will be added to the assessment notices. The commissioner meeting on August 27th was decided.

FY2019 budget discussions will begin on May 29th, 2018. The request forms will be sent out in the nest week.

It was reported that an emergency grant through LHTAC has been requested. Lisa reported that a second grant has been awarded however Oneida County is low on the list and receiving the money will depend on how far the state funds will stretch.

The Narrows project is getting closer to selecting an engineering firm for construction. It was decided that Commissioner Firth, Clerk Colton and either Road or Bridge supervisor Scott Blaisdell or Lisa Baker would fill the three county spots on the selection committee.

Certificate's of residency – Five CoR's were presented to the commissioners for signature. Jake Heyder, Kelsey Owens, MaCall Smith, David Hooste and Kalle Warren.

Commissioner Daniels made the motion to approve the Certificates of residency for Jake Heyder, Kelsey Owens, MaCall Smith, David Hooste and Kalle Warren.
Commissioner Stokes seconded and the motion carried.

A letter stating the "facts and findings and conclusion of law" regarding the Turkey Trail hearing was drawn up by county attorney Cody Brower on behalf of the commissioners. This document is a written response of the Turkey Trail hearing and subsequent commissioner's decision regarding the status of a road on Don Buehler's land in the Daniels area North West of Malad City. The commissioners reviewed the document and suggested a few grammatical corrections. Changes will be made and the paper will be made available to the public. Cody indicated that he found, in his office, documents showing a previous hearing had been held in 2007 for this same road. This fact brought up by Don Buehler could not be validated as no one knew of any dates to help in the investigation. Based on the information provided by Cody, the commissioner minutes were reviewed in the records office and it was found that the hearing did take place and the BOCC at that time decided to take on action in closing the road as was requested.

Commissioner Daniels made the motion to accept the Finding of Fact and conclusion of law paper as written after the grammatical errors are corrected and to have it completed by the coming Friday as a public document.
Commissioner Stokes seconded and the motion carried.

Commissioner Daniels reported on a recent ICRMP meeting where they discussed ADA compliance. She indicated that historic court houses in Idaho have the same issues when it comes to complying with the ADA laws. The stair climber on loan from the elementary school is thought to be a good effort however it is recommended that the discussion continue each year in an effort to find better ways to comply. It was further mentioned that the budget should reflect this effort. The public restroom on the main level was questioned and it was decided that a review will be conducted and the bathroom refitted with the appropriate fixtures. Commissioner Stokes suggested a chair lift to the top floor but the weight limit was questioned. Commissioner Stokes will investigate and report back.

Planning and Zoning – The planning and zoning commission held a public hearing to receive comments on the changes to the Development Code regarding fines and penalties for noncompliance. Attorney Brower suggested changes to allow for better enforcement. When asked why the rush to change this section of the code so quickly the commissioners explained that there were several instances where citizens were in violation of the law and the current code didn't allow for a good follow up action. It was further explained that the county does not want to fine everyone, they only want people to comply with the law and that the commissioners are in favor of only those laws that protect us from our neighbors and our neighbors from us.

Two variance requests were presented from the planning and zoning board with a do pass recommendation. The variances were for James Pickett and Mike Jones.

Commissioner Daniels made the motion to approve both variances as suggested by the planning and zoning board.

Commissioner Firth seconded and the motion carried.

It was reported that a citizen is in non compliance with a building permit and variance that was granted at the first of the year. The variance was to postpone the moving of a building on her property that is in violation of the setbacks. A request for variance on the setbacks was denied prior to the approval to postpone the moving of the building. This action was to take place before March 31st. It was decided that a letter should be sent one more time asking for compliance before charges will be considered.

Virginia Edlefsen questioned if the current employment of the building inspector is creating a conflict of interest. Although it was explained that he is required to document his work it was thought that it is a conflict that he can give himself approval to work and at the same time control his competitors actions on their construction projects. The commissioner agreed to discuss this issue and others at a later date when more time was available.

Building permits were presented for signature.

Commissioner Daniels made the motion to approve two permits for houses.

Commissioner Stokes seconded and the motion carried.

Commissioner Daniels made the motion to approve two building permits for sheds.

Commissioner Stokes seconded and the motion carried.

PTO discussion was tabled until the next meeting so additions could be made regarding three quarter time employees.

A quarterly meeting with Mayor Hawkins and council member Larry Knudsen was held. Economic development was the first topic. It was said that the economic development board is considering using existing funds to help with a façade grant to assist local business in the upgrade of their buildings. Other items the city is dealing with include; 1- what action to take on the old Co-op building; buy it and renovate it for future uses or take a pass on the opportunity. 2- The prospects of a new Hotel. 3- The need for more housing/rental homes. It was decided that the façade grant would be a good direction to take for now.

The City also would like to be involved with the county penalties for violation to building codes. It was thought that it would be beneficial to the citizens if the city and county had similar penalties for the violation of building codes.

It was also notes that a written contract has yet to be signed between the city and county for the contracting of the county building inspector.

On a final note the cardboard recycle effort was given a good report. More containers have been purchased and the containers for citizens to use are being filled every other day. Most businesses are using the containers as well.

The claims and meeting minutes were reviewed.

Commissioner Daniels made the motion to approve the claims as submitted.

Commissioner Firth seconded and the motion carried.

Commissioner Stokes questioned one claim for his mileage. It was found to be short and will be corrected.

Commissioner Daniels made the motion to approve the minutes as written.

Commissioner Firth seconded and the motion carried.

The county participates in the printing of the annual "Welcome to Malad" paper. This paper is made available to those passing through the valley and to local citizens. The time has come to print more of these papers and the county is being asked to help once again.

Commissioner Daniels made the motion to approve the funding support for the printing of the annual welcome to Malad paper at the same rate as previously supported.

Commissioner Firth seconded and the motion carried.

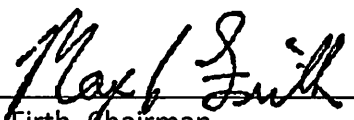
The prosecutor's salary was discussed. It was mentioned that the Public Defender makes more money to defend than our prosecutor does to enforce the law. The prosecutor position has been a three quarter time position to allow for private work on the side but it was mentioned that the current issues in the county have kept the prosecutor busy on a full time basis plus. Commissioner Daniels made the motion to increase his wage to a level just above the public defender. It was discussed as to how this raise would take effect, ie. a lump sum or a wage increase or a combination of both.

Commissioner Daniels made the motion to raise the prosecutors salary to \$81,000.00 dollars per year because of the inequality in his wages as compared to the public defender; and that the raise would be effective as of the first of May and that a bonus equal to the prorated amount for the past pay periods of the current fiscal year for the same hourly rate be issued at the same time and that the budget will be adjusted at the end of the year to show this action.

Commissioner Stokes seconded and the motion carried.

It was further requested that the minutes show that even though the county can't require Cody to give up any private practice, he willing commits to closing his private practice down and will work full time for the county.

The corrections for the Turkey Trail decision letter were made and the meeting was adjourned.


Max C. Firth, Chairman


Matthew L. Colton, Clerk