

IRON COUNTY COMMISSION MEETING
July 8, 2013

Minutes of the Iron County Commission meeting convened at 9:00 a.m. July 8, 2013 in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

David J. Miller	Commission Chair Pro Tem
Dale M. Brinkerhoff	Commissioner
G. Michael Edwards	Deputy County Attorney
David I. Yardley	County Clerk

Also Present:

Dennis Johnson	County TV Technician
Ryan Riddle	County Fire Warden
Jared Wilson	Information Technology Director

Absent:

Alma L. Adams	Commission Chair
---------------	------------------

SYNOPSIS :

ADJOURN	5
APPOINTMENT OF CHAIRMAN PRO TEM	1
APPROVAL OF MINUTES June 24, 2013	1
ASBESTOS REMOVAL AND BOILER INSTALLATION AT COURTHOUSE	5
FAIRGROUNDS BUILDING CONSTRUCTION CONTRACT APPROVAL	2
PART TIME POLICY COMPLIANCE MATTERS	5
PERSONNEL MATTERS	3
PLEDGE OF ALLEGIANCE	1
REPORT ON INFORMATION TECHNOLOGY ISSUES	3
REPORTS	1
RESOLUTION 2013-7 ACCEPTANCE OF 2013 CERTIFIED TAX RATE	4
RESOLUTION 2013-8 ACCEPTANCE OF 2013 CERTIFIED TAX RATE MSD	4
STEPHEN BROWN TAX MATTERS UPDATE	3
SURPLUS VEHICLE DISPOSAL APPROVAL	2

APPOINTMENT OF CHAIRMAN PRO TEM :

Dale Brinkerhoff made a motion to excuse Alma Adams and to appoint David Miller as Chairman Pro Tem. Second by David Miller. Voting: Dale Brinkerhoff, Aye; David Miller, Aye.

PLEDGE OF ALLEGIANCE :

Those assembled were led in the pledge of allegiance by Ryan Riddle.

APPROVAL OF MINUTES June 24, 2013 :

Minutes of the Iron County Commission meeting held June 24, 2013 were approved on a motion by Dale Brinkerhoff. Second by David Miller. Voting: Dale Brinkerhoff, Aye; David Miller, Aye.

REPORTS :

David Miller read a quote from John Adams dated 1781 as follows:

“This immortal declaration, of the 4th of July, 1776...was not the effect of any sudden passion or enthusiasm, but a measure which had been long in deliberation among the people, maturely discussed in some hundreds of popular assemblies, and by public writings in all the States; it was a measure which congress [continental] did not adopt, until they unanimously adopted by congress, subscribed by all its member, transmitted to the assemblies of the several States, and by them respectively accepted, ratified and recorded among their ever made with more solemnity, or with more unanimity or cordiality adopted, as the act and consent of the whole people, than this; and it has been held sacred to this day by every State, with such unshaken firmness, that not even the smallest has ever been induced to depart from it, although the English have wasted many millions, and vast fleets and armies, in the vain attempt to invalidate it.” John Adams 1781"

Dennis Johnson reported on progress with installing a new tower at the Kanarrville TV site. Engineering has been examined and found adequate for the used tower being installed. The tower was started but never completed by a cable company in Parowan. They agreed to sell the tower for \$1,000 which is far below the regular purchase price of \$35,000 for a similar tower. Dennis also reported that the FCC is proposing to reduce the broadcast spectrum from channel 52 to channel 30 and to allocate the bandwidth to phone and internet services.

Ryan Riddle presented several written reports to the Commission including a budget report, fuels reduction activity report, training report, fire prevention education report, and a fire cause summary report. He also explained that fire fighters observed a moment of silence for 19 hot shot fire fighters that lost their life in an Arizona wildfire near Prescott. Ryan also presented a request that the Commission help Parowan City with the purchase of a used type 4 fire engine being declared surplus and offered for sale. He explained that the Parowan fleet is in extreme need of upgrades due to the age and unreliability of their equipment.

Jared Wilson reported that the IT Department budget is where it should be for this time of year. There are some line items that show they are over however this is because license payments are due during the first quarter. There is a later agenda item where concerns with a server failure will be discussed.

FAIRGROUNDS BUILDING CONSTRUCTION CONTRACT APPROVAL :

Dale Brinkerhoff made a motion to formally approve the bid to construct a building between the Fairgrounds Exhibit building and the County storage building at the Iron County Fairgrounds for \$15,800.00 to Jake Hulet Construction. Second by David Miller. Voting: Dale Brinkerhoff, Aye; David Miller, Aye.

SURPLUS VEHICLE DISPOSAL APPROVAL :

A list of surplus vehicles from various Departments was presented for approval to start the disposal process. The list of vehicles will be distributed to County Departments to determine if there is a County use for any vehicle. They will then be placed on the Public Auction website. A notice will also be published in the Spectrum/Daily News. Dale Brinkerhoff made a motion to approve moving forward with disposing of Iron County surplus vehicles. Second by David Miller. Voting: Dale Brinkerhoff, Aye; David Miller, Aye.

STEPHEN BROWN TAX MATTERS UPDATE :

Stephen R. Brown met with the Commission at their invitation to report on his failure to meet his obligation of monthly payments on a tax deferral agreement dated March 11, 2013. Mr. Brown is now three months delinquent in payments. Mr. Brown explained that he has anticipated sales of real estate that have not closed to bring his payments current. He has scheduled a closing this week and should be able to bring his payments current by July 16.

Geri Norwood commented that Mr. Brown has made no attempt to contact the Treasurer's office to inform them of the status of payments. It is like Mr. Brown is ignoring his obligation to make monthly payments.

David Yardley commented that by ignoring the delinquencies without consequence is sending a message to the public that the County Commission does not take seriously the agreements they sign by ignoring delinquencies and then reissuing new agreements that are not honored.

Commissioner Brinkerhoff explained that he is concerned with taking property for non payment of taxes during hard economic times. The matter was tabled to the August 12 Commission meeting to allow Mr. Brown to bring the contracted payments current.

PERSONNEL MATTERS :

Leslie Bishop presented a request from the Sheriff's Department, Corrections Division to hire Joshua Winder as a full-time Corrections Deputy effective July 8, 2013 to replace Hank Armbruster who retired April 20, 2013.

Leslie also presented a request from the Sheriff's Department, Emergency Services Division for a change of employment status from on call-part time to full time Paramedic for David Cameron effective July 9, 2013. Dale Brinkerhoff made a motion to approve the hiring of Joshua Winder as a Corrections Officer and the promotion of David Cameron from part time to full time Paramedic. Second by David Miller. Voting: Dale Brinkerhoff, Aye; David Miller, Aye.

REPORT ON INFORMATION TECHNOLOGY ISSUES :

Jared Wilson reported to the Commission on IT issues of concern. In reviewing a request to find a backup generator system for computer equipment and the Courthouse, it has been determined that a diesel generator of sufficient size to operate the whole Courthouse would cost approximately \$600,000 while a natural gas fueled generator to operate data systems would cost approximately \$30,000.

Jared reported that panic buttons discussed and approved for installation by Titan Security have been ordered and are ready for installation. They should be in offices within the next few weeks.

Jared reported that due to the server failure and some issues that have surfaced from the restoration of the program, the proposal to live with a new version has been moved up to March 2014. This is a complete re write of the program and will require re-training employees in the new procedures.

Jared explained backup procedures which includes daily, weekly and monthly backups of all data. He explained that data can be replicated. There are incidents however when there may be a glitch in the process that does not restore data in the right order which can cause a delay in recreating files.

RESOLUTION 2013-7 ACCEPTANCE OF 2013 CERTIFIED TAX RATE :

Gene Adams presented Resolution 2013-7 to adopt certified tax rates for 2013. Dale Brinkerhoff made a motion to adopt Resolution 2013-7 as presented. Second by David Miller. Voting: Dale Brinkerhoff, Aye; David Miller, Aye.

**RESOLUTION 2013-7
Resolution Adopting Final Tax Rates and Budgets**

County: IRON

Tax Year: 2013

It is hereby resolved that the governing body of: Iron County approves the following property tax rate(s) and revenue(s) for the year: 2013

1. Fund/Budget Type	2. Revenue	3. Tax Rate
10 General Operations	\$2,583,793	0.003076
30 Library	\$209,244	0.000086
190 Discharge of Judgement		0.000000
540 Health	\$214,110	0.000088
950 State Assessing & Collecting	\$384,424	0.000158
955 Local Assessing and Collecting	\$1,206,800	0.000496
Totals	\$5,759,065	0.002367

This resolution is adopted after proper notice and hearing in accordance with UCA 59-2-919 and shall be forwarded to the County Auditor and the Tax Commission in accordance with UCA 59-2-913 and 29-2-920.

Date: July 8, 2013

Signature of Governing Chair
Title: Commission Chair

RESOLUTION 2013-8 ACCEPTANCE OF 2013 CERTIFIED TAX RATE MSD :

Gene Adams presented Resolution 2013-8 to adopt certified tax rates for the Iron County Municipal Type Service District # 2 for 2013. Dale Brinkerhoff made a motion to adopt Resolution 2013-8 as presented. Second by David Miller. Voting: Dale Brinkerhoff, Aye; David Miller, Aye.

**RESOLUTION 2013-8
Resolution Adopting Final Tax Rates and Budgets**

County: IRON COUNTY MUNICIPAL TYPE SERVICE DISTRICT # 2

Tax Year: 2013

It is hereby resolved that the governing body of: Iron County Municipal Type Service District #

approves the following property tax rate(s) and revenue(s) for the year: 2013

1. Fund/Budget Type	2. Revenue	3. Tax Rate
10 General Operations	\$2,583,793	0.003076
Totals	\$2,538,793	0.003076

This resolution is adopted after proper notice and hearing in accordance with UCA 59-2-919 and shall be forwarded to the County Auditor and the Tax Commission in accordance with UCA 59-2-913 and 29-2-920.

Date: July 8, 2013

Signature of Governing Chair
Title: Commission Chair

PART TIME POLICY COMPLIANCE MATTERS :

Leslie Bishop review of Departments compliance with part time policy revision due to patient protection and affordable care act (Obama Care). She explained that this week the Obama administration took action to move compliance penalty back one year. This has prompted some Departments to ignore overtime mandates some employees receiving 35 to 52 hours per week overtime. Because of implications of overtime penalties, a personnel policy is to be drafted stating that if part time employees exceed hours limit the will be disciplined and can result in termination of employment. The policy will be presented for approval at the next Commission meeting.

ASBESTOS REMOVAL AND BOILER INSTALLATION AT COURTHOUSE :

Bids for asbestos removal at the Courthouse were reviewed and the bid of Rockmont Industries for \$2,600 was approved on a motion by Dale Brinkerhoff Second by David Miller. Voting: Dale Brinkerhoff, Aye; David Miller, Aye.

ADJOURN :

The meeting was adjourned at 11:30 a.m. on a motion by Dale Brinkerhoff. Second by David Miller. Voting: Dale Brinkerhoff, Aye; David Miller, Aye.

Signed: Alma L. Adams, Chairman

Attest: David I. Yardley
County Clerk