

Kuna Rural Fire District

PO Box 607, Kuna, ID 83634

Phone (208) 922-1144 Fax (208) 922-1135

Minutes of Commissioners Regular Meeting

March 11, 2020

APPROVED: _____ **REVISED:** _____ (see revised version)

Chairman Bud Beatty called the meeting to order at 1:00 pm in the meeting room of Kuna Fire Station #1.

Present were Commissioners: Bud Beatty, Mike Smith, Tim Crawford and Hal Harris. Commissioner McPherson was absent. Also present were Fire Chief Phil Roberts, White Peterson Attorney William Gigray, and Officer of Administration-Secretary-Bookkeeper Krystal Hinkle.

Agenda Approval:

Comm. Crawford moved to accept the agenda as printed and posted. Comm. Harris seconded the motion, motion passed with a unanimous voice vote.

Approval of Minutes: Comm. Crawford moved to approve the Regular Meeting Minutes of February 12, 2020. Comm. Harris seconded the motion, motion passed with a unanimous voice vote.

Comm. Crawford made a motion to approve the destruction of the audio recordings from the Regular Meeting Minutes of February 12, 2020. Comm. Harris seconded the motion, motion passed with a unanimous voice vote.

Public Input/Special Presentations:

IIA Insurance – Executive Director Amy Manning provided the board with a financial update on the trust and the additional benefits they added in 2020.

Levy Override Election Committee – Members included Steve Cherry with CS Beef, Kara Medrano with First Interstate Bank, Kelsey Holder with Farmers Insurance and David Reinhart with the Kuna School District. The Committee is recommending the board approve moving forward with a temporary levy. It will be hard to go for a permanent levy override after it has failed twice and tax payers are already overburdened. Rebranding will need to take place to get the public out to vote.

Executive Session of the Board of Commissioners: The Commissioners, upon a unanimous roll call vote, went into the Executive Session, pursuant to Idaho Code Section 74-206 (1) (c) (f) and (j) to consider hiring a public officer, employee, staff member or individual agent, to consider acquiring an interest in real property not owned by the Fire District and to communicate with legal counsel for the Fire District to discuss the legal ramifications of and legal options for pending litigation. The executive session commenced at 1:23 p.m. In attendance were all the members of the Board of Commissioners, except Comm. McPherson, legal counsel Wm. F. Gigray, III, Fire Chief Phil Roberts, District Sec. Krystal Hinkle and members of the PERSI Board. Krystal Hinkle was appointed as secretary to take the minutes of this executive session. Information was then exchanged among the Commissioners in attendance, Wm. F. Gigray, III, Chief, District Secretary and member of the PERSI Board. regarding the subject matter of the executive session. At 1:47 p.m., members of the PERSI Board left the executive session. At 2:00p.m., the board asked Matt Coffelt and John Charlton into the meeting. At 2:24 p.m. a motion was then made by Commissioner Tim Crawford and seconded by Commissioner Hal Harris, to come out of executive session which motion passed unanimously at 2:24 p.m.

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Open session resumed and Chairman Beatty reported that information was received in relation to the announced purposes for going into executive session and no action was taken by the Commissioners.

Public Hearing – Adoption of Capitol Improvement Plan and Impact Fee Schedule for Canyon County

Commissioner Harris made a motion to open the hearing at 2:26pm, Comm. Crawford seconded the motion, motion passed with a unanimous voice vote.

Sec. Hinkle reported the legal notices were published in the Kuna Melba News on February 26, 2010 and March 4, 2020.

Attorney Gigray would like the board to approve the documents so we are ready to go when the Canyon County Commissioners are ready to move forward with collecting impact fees.

Commissioner Harris made a motion to close the hearing at 2:30pm, Comm. Crawford seconded the motion, motion passed with a unanimous voice vote.

Commissioner Smith made a motion to approve Resolution 2020-04 which approves the Capitol Improve plan and Impact Fees for the purpose of entering into an Intergovernmental Agreement with Canyon County. Comm. Crawford seconded the motion, motion passed with a unanimous voice vote.

Commissioner Smith made a motion to approve Resolution 2020-05 approving the amendment to the Policy Code, Title 29 and Title 24, Chp. 5. Comm. Crawford seconded the motion, motion passed with a unanimous voice vote.

Financial Reports Presented by Hinkle: Comm. Smith moved to accept the financial reports and report of fund investments, and to approve disbursement of funds in the amount of \$121,954.86 for the District for payment of bills and payroll as presented. A disbursement of \$0 for the Association for payment of bills. Comm. Crawford seconded the motion, motion passed with a unanimous voice vote.

Comm. Smith made a motion to transfer \$800,000.00 from our checking and \$38,422.75 from our money market account into our LGIP Savings account due to a higher interest rate. Comm. Harris seconded the motion, motion passed with a unanimous voice vote.

Purchase Orders over \$1,000: None

Summary of Correspondence: None

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Staff Reports:

Chief Report – by Phil Roberts: Chief Roberts reported that the new hires will start next week. We are moving staffing around to make sure we have enough paramedics on each shift. Deputy Fire Marshal will start next week. Extrication equipment has arrived and already on our engine. Preparing our brush trucks ready for wildland season. Fire Chiefs conference is the first week of April and will be attending. We ordered a forceable entry door for training. Lots of subdivision plats coming in and the growth is crazy. Lots of updates coming in for COVID-19.

Local 4165 - Full Time Firefighter Report: President Coffelt reported that the stair climb was cancelled due to the Corona virus. The union still raised just under \$9000 for the Leukemia and Lymphoma Society. Excited for the future

Association Report: No one in attendance

Attorney Report: Gigray reported there are a couple of public record bills that add language for redaction of personal information such as phone numbers and email addresses and another that personal notes taken at meetings are not public records. Ambulance Service districts can inter into Cooperative agreements. Couple of bills dealing with assessed valuations. Foregone has to be done by resolution. HB 409 will limit the district to only 3% and no new construction role. Sunset clause was removed from the Occupation Disease statute and the ability to split a fire district was moving quickly.

Officer of Administration Report by Krystal Hinkle: Hinkle reported everything is on the agenda.

Administrator of Impact Fees by Krystal Hinkle: Hinkle reported that the current fund totals \$924,431.13 thru February.

Committee Reports:

Levy Override Election Committee – Chief Roberts reported that the first meeting took place yesterday. There are 4 committee members, one from the school district, CS Beef, Banking and Insurance. The recommendation will be ready for the next board meeting.

Old Business:

State Fire Commissioners Report: Chairman Beatty stated the association has been busy at the Capitol.

Ada County City EMS System (ACCESS) Update: Chief reported that they had a meeting but was in Utah for training. He hasn't received the meeting minutes.

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New Business:

Discuss and Consider Resolution Approving the Joint Domestic Well Use and Maintenance and Domestic Waterline License and First Right of Refusal Agreement – Commissioner Smith made a motion approving Resolution 2020-06 which approves the Joint Well and Domestic License for the Cloverdale Property. Commissioner Crawford seconded the motion, motion passed with a unanimous voice vote.

Dale Gust Petition for Annexation – Hinkle provided the location and information to the board. Chief would like to request the homeowner to have a dedicated line for us since we are 20 or so minutes out.

Commissioner Smith made a motion to allow the Secretary to publish the notice for a public hearing at the next Board Meeting in April. Commissioner Crawford seconded the motion, motion passed with a unanimous voice vote.

Discuss and Consider Resolution to Call for a Special Levy Election Temporary Over-Ride for May 19th – Commissioner Smith is very concerned with the district requesting additional funding without data to back it up.

Chief stated that each member of the override committee went out to the constituents as asked them specific questions about a potential levy. Chief doesn't want the district to continue to live in a vacuum. We would rather ask for a small amount now and not do a 4 million ask like Star. The Committee is willing to come back and create a marketing plan.

Commissioner Smith made a motion approving Resolution 2020-07 which approves the Joint Well and Domestic License for the Cloverdale Property. Commissioner Crawford seconded the motion, motion passed with a unanimous voice vote.

Rebecca Luther who was in the audience stated that we need to market better and get out into the public.

Commissioner Smith made a motion approving Resolution 2020-07 which approves the district moving forward with a temporary levy on the ballot for May 19th. Commissioner Crawford seconded the motion, motion passed with a unanimous voice vote.

Discuss and Consider Resolution Approving First Amended and Reformed Intergovernmental Agreement with Ada County for Impact Fees – The amendment reflects Ada County charging \$15.00 per impact fee collected.

Commissioner Smith made a motion approving Resolution 2020-08 approving the First Amended and Reformed Intergovernmental Agreement with Ada County for Impact Fees. Commissioner Harris seconded the motion, motion passed with a unanimous voice vote.

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Discuss the Use of Donated Funds from CS Beef – Due to HB 409, Chairman Beatty thinks we should wait to spend money outside of the budget until next month when we know what will happen with that bill.

Chief would like to buy exercise equipment and class A uniforms.

Commissioner Crawford made a motion to table this item until the April meeting. Commissioner Smith seconded the motion, motion passed with a unanimous voice vote.

Discuss the Use of Donated Funds from the public – In the past, the board approved having all donations deposited into the Assoc. Fund.

Commissioner Smith made a motion allowing all memorial funds under \$1000.00, go to the association. If they are larger, the decision will come before the board. Commissioner Crawford seconded the motion, motion passed with a unanimous voice vote.

Schedule Budget Hearing for 2021 Budget – Commissioner Crawford made a motion to schedule our 2021 Budget Hearing for August 12, 2020. Commissioner Harris seconded the motion, motion passed with a unanimous voice vote.

Discuss the Consider Changes to the Collective Bargaining Agreement and/or Policy Code in Relation to Work Comp and FMLA – John Charlton who was injured on the job and according to the collective bargaining agreement, we would pay them the difference of work comp to make them whole. The employee is exhausted the six months and there is no language in the collective bargaining agreement or in the policy code allowing the use of sick or vacation at this point.

There was discussion on making a onetime exception for John Charlton and not create an MOU. This is not a precedence, just a onetime exception until the next negotiations.

Chairman Beatty suggested allowing the employee to use 1 hour of sick for every 1 hour of vacation (1:1) to make up the difference in what work comp would be paying him to make him whole.

John Charlton stated that was favorable to him.

Matt Coffelt, President of the Union, wanted to know why the board discussed that option. If sick is an earned benefit, why can't they use it.

Chairman Beatty and Commissioner Smith, expressed that it would be fair to the district to do 1 hour of sick for every one hour of vacation because if we allow him to use all of sick and he decides not to come back, we are on the hook for all of his vacation and now have paid out all of his sick. He also was accruing all of his sick and vacation while out on work comp.

Chief stated this will be a mandatory item in the next bargaining meeting to make sure this is defined.

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Comm. Smith made a motion to allow John Charlton to recoup the portion not covered by work comp by using 1 hour of sick for every 1 hour of vacation to make up the difference and will make changes in the next contract. Commissioner Crawford seconded the motion, motion passed with a unanimous voice vote.

Propose Inspection/Special Event Fee Increase – The Chief is wanting to merge and increase some of our fees. Also, establish event fees that the district has never had in place.

Comm. Smith made a motion to schedule the public hearing for our next Board Meeting in April. Commissioner Harris seconded the motion, motion passed with a unanimous voice vote.

Request for Proposal (RFP) for Station 1 Design – Attorney noted that if the fee is less than \$25k, we don't have to make a public notice. If it is over \$25k, we have to publish notice in accordance with Idaho Code § 67-2320 requesting statements of qualifications and performance data.

The Chief is thinking it might be around 50k, but won't know until we ask.

Comm. Smith made a motion to move forward with an RFP for Station 1 design. Commissioner Harris seconded the motion, motion passed with a unanimous voice vote

Discuss and Consider Resolution Accepting Resolution for Sub. District 4 and Sub. District 2 and authorize District Secretary to Publish Notice of Vacancy – Comm. Crawford moved into Sub. District 4 and Hal Harris is moving out of Sub. District.

Comm. Smith made a motion approving Resolution 2019-09 accepting the resignations, declaring the vacancies in both subdistricts and allowing the secretary to publish notice with a due date of applicants by April 1st. Commissioner Crawford seconded the motion, motion passed with a unanimous voice vote.

Commissioner Open Discussion – Chief mentioned the 25th Anniversary for Bill Butrum and Josh Oliver is coming up in July. The families are interested in doing a memorial but the details aren't clear yet. Chief would like the district to step up and participate.

Chairman Beatty moved to adjourn the meeting, no quorum.

Meeting adjourned at 4:37 p.m.

Respectfully submitted,

Krystal Hinkle, District Secretary

M.G. Bud Beatty, Chairman