



# POWER COUNTY BOARD OF COMMISSIONERS

**Meeting Minutes**  
**Commission Chambers**  
**543 Bannock Ave.**  
**American Falls, ID 83211**  
[www.powercounty.is.us](http://www.powercounty.is.us)

Monday, August 17, 2015, 8:00 a.m.

## I. CALL TO ORDER

The Board of County Commissioners met in regular session Monday, on August 17, 2015, and called the meeting to order at the hour of 8:02 a.m., in the Commission Chambers of the Power County Courthouse.

## II. COMMISSIONERS/STAFF

**PRESENT:** Commissioner Ron Funk, Chair  
Commissioner Delane Anderson  
Commissioner Bill Lasley

**ABSENT:** Sharee Sprague, Clerk

**STAFF:** Carolyn Skenandore, Deputy Clerk  
Ryan Petersen, Legal Counsel

**OTHER PARTIES PRESENT:** Wade Dishion, Dishion Enterprises

## III. AGENDA

### A. NOTICES/REPORTS

- 1. Power County Adult Probation:** Wade Dishion presented copies of the proposed Adult Misdemeanor service contract to the Board. Commissioner Funk made note that in his previous conversations with Dishion the need for a \$1,000 monthly salary supplement by Power County has been recognized.  
It was noted that the County has been working with Dishion Enterprises for three years as of October 2015. When Dishion began, there were 155 cases, and they experienced a 52% collection rate of fees. The following year, there was an average of 125 cases the following year, and the collections were about \$44,000, average.  
For the present year, to-date as of July 31<sup>st</sup>, 2015, the case load has dropped to 111 cases. Some cases are from deportees that are not present to be seen or collected, which is a situation that has also been observed with the Drug Court cases.  
Mike Duncan, the Adult Misdemeanor Probation officer employed by Dishion Enterprises, also sits on the nine-member Drug Court Committee. Duncan's position with the Drug Court is also funded by his misdemeanor probation position salary, and is completed within his regular working 40 hours each week.  
Of the 111 cases, there are currently 99 cases active, from which the county has collected to date about \$25,000.

The monthly report which is presented to the BOCC only shows active cases, but the quarterly report shows all and also breaks out other cases those for individuals enrolled with drug court.

On average in Idaho, the State collection rate is about 54%. To operate Power County's Adult Misdemeanor Probation program, including travel, it costs between \$4,200 and \$4,800 per month. With the current rate, \$3,500 is being taken in on average monthly, and this is where the need for the \$1,000 monthly salary supplement from Power County is needed. There is no previous contract clause has said the County would back-fill any deficit incurred by the probation provider.

The Provided and the County are looking at the ability to make more home contacts with individuals on probation. Mr. Dishion offered that he and his team are making efforts to do some internal clean-up to cut associated expenses in an effort to make the program as effective as possible as well as cost-efficient. Roberta Matula is a salaried employee of Dishion Enterprises and will be working on record clean-up and will be a replacement for Betty Duncan, who has been assisting in the Adult Misdemeanor Probation office on a volunteer status.

Dishion discussed current pre-sentence services that are provided, which include probation and testing before the actual sentencing. These services allow an evaluation to be given to the judge at time of sentencing, and Power County Magistrate Judge Paul Laggis in favor of such services.

In an effort to increase the incentive to collect fees in a timely manner, Dishion offered that if collections were over \$4,000 per month, Mike would receive a 2% commission bonus. After evaluating the necessity of the position and the valuable role Mike plays as the Power County Adult Misdemeanor Probation officer, Dishion negotiated an agreement that satisfied all parties.

It was then noted that the security wall that was put in place at the current Adult Misdemeanor building was not what was envisioned by Commissioner Anderson or Mr. Dishion. Instead, they were picturing something more similar to the structure in the Juvenile Probation office in the courthouse with the wall being floor-to-ceiling. Commissioner Funk noted that the current structure was put into place as a mobile structure due to the uncertainty about the office location at the time of construction. It was decided that the matter could be revisited in the future if it proves to become a prominent issue.

3. **Budget Review/Hearing Preparations:** A copy of the budget worksheet was provided to members of the Board for review. In the sheriff's budget it was discovered that there was a deficit in medical coverage for state hold inmates. It was noted that revenues received from the state funds are gross amounts, and do not cover any excess expenses or provide any "back-fill". Commissioner Lasley commented that it would be helpful if there was a business model developed to help determine what the state hold capacity is.

**B. MOTIONS:**

1. **Approve Agenda:** Commissioner Lasley made a motion to approve the current agenda, Commissioner Funk with the second; All in favor, none opposed. Carried.
2. **Rockland Transfer Station:** The Board reviewed the returned appraisal completed by

an outside contract for a potential land acquisition in Rockland located on Wildcat Road. The report shows a cap value of \$25,000.00. It was noted that the County cannot exceed market value as established by the appraisal in their offer, however a different appraisal may be obtained. Upon conclusion a motion to make an offer of \$25,000.00 to the owners of the Wildcat Road property in Rockland to obtain a site for the structure of a new landfill was presented by Commissioner Anderson with a second by Commissioner Funk. Following audible call of the Board, motion unanimously carried.

3. **Approve Personnel Position Changes:** A motion to approve the exchange of positions in the Sheriff Department, moving Francisco Torres from Patrol Deputy to Jailer and assuming the related salary, and moving Jeb Hoag from Jailer to Patrol Deputy, assuming the related salary was presented by Commissioner Lasley, with a second by Commissioner Anderson. Following audible call of the Board, motion unanimously carried.

**C. POINTS OF ORDER:**

1. **Adult Probation Services:** At this time, Betty Duncan has been assisting with female UA's and she also provides testing for pre-trial and drug court participants, and it was observed that Betty is unassociated with Dishion Enterprises. The Board advised that they would like to have the Clerk's office look to see if there is an official contract for Betty with Power County. It was agreed upon that she shall be permitted to continue services until the Board is able to come to a more formal conclusion. The Board would also like to know what any possible qualifications for drug-testing staff are, as well as any potential current liability assumed by the County. If necessary, the Board will also look at alternative staffing options. Prosecutor Petersen will review the proposed contract with Dishion Enterprises. Commissioner Funk noted that the Board would like to see how the upcoming year plays out and then use the outcome to gauge any future plans with the Adult Misdemeanor Probation program. Commissioner Funk also inquired of the possibility to implement quarterly or monthly meetings which would be attended by Wade Dishion, one member of the Board, the Prosecutor, and the Judge to review progress.
2. **Rockland Transfer Station:** Prosecutor Ryan Petersen was directed to prepare a formal offer for the purchase of the transfer station property on Wildcat Road.
3. **Snow Removal:** Commissioner Anderson inquired about a possible contract with ABC Auto to do snow removal for the ramp entrance to the courthouse annex basement and the 4-H office space. Commissioner Funk noted that Hunt Electric also offered similar services and could be another option. After a brief discussion, the BOCC instructed attending deputy clerk Carolyn Skenandore to draft a letter to ABC Auto requesting the addition of such service in addition to the current parking lot snow removal service they presently provide.
4. **Ground Maintenance:** The BOCC shall review all County property and spaces to observe who is handling the related care and upkeep.

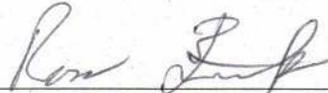
**IV. EXECUTIVE SESSION:**

No executive session was held.

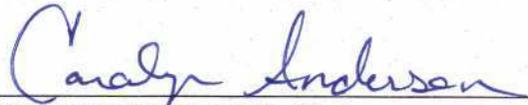
**V. ASSESSMENTS/CONCLUSIONS:**

1. **Next Meeting:** The next regular session for the board to meet is slated for Monday, August 24, 2015.
2. **Adjourn:** Having no further business to come before the Board, the meeting was adjourned at 11:19 am on a motion made by Commissioner Lasley and a second from Commissioner Funk.

The foregoing minutes were approved by the Board of County Commissioners during the Regular Board Meeting held September 28, 2015.

  
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COMMISSIONER FUNK, Chairman

ATTEST:

  
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~~SHAREE SPRAGUE, Clerk~~  
Carolyn Anderson, Deputy Clerk

The following is a record of parties that participated in the Business of the Power County Commissioners on Monday, August 17, 2015

<b>ARRIVED</b>	<b>APPEARED</b>	<b>LEFT</b>
<b>7:47 am</b>	<b>Bill Lasley</b>	<b>11:20 am</b>
<b>7:50 am</b>	<b>Carolyn Skenandore</b>	<b>11:20 am</b>
<b>7:53 am</b>	<b>Delane Anderson</b>	<b>11:20 am</b>
<b>7:55 am</b>	<b>Wade Dishon</b>	<b>8:57 am</b>
<b>7:57 am</b>	<b>Ron Funk</b>	<b>11:20 am</b>
<b>8:56 am</b>	<b>Ryan Petersen</b>	<b>9:50 am</b>