



POWER COUNTY BOARD OF COMMISSIONERS

Meeting Minutes

Commission Chambers

543 Bannock Ave.

American Falls, ID 83211

www.powercounty.is.us

Monday, October 17, 2016, 9:00 a.m.

I. CALL TO ORDER

The Board of County Commissioners met in special session Monday, October 17, 2016, and called the meeting to order at the hour of 8:58 am, in the Commission Chambers of the Power County Courthouse.

II. COMMISSIONERS/STAFF

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

ABSENT: None

STAFF: Sharee Sprague, Clerk
Jennifer Rupp, Indigent Clerk
Ryan Petersen, Legal Counsel
Anson Call, Legal Counsel

OTHER PARTIES PRESENT: Craig Heward (Telephone)
Cameron Arial (Telephone)
Vicki Meadows (Telephone)

III. AGENDA

A. MOTIONS:

1. **Agenda:** A motion to approve the agenda for Monday, October 17, 2016, was presented by Commissioner Lasley with a second by Commissioner Funk. Following audible call of the Board, motion unanimously carried.
2. **Indigent Claims:** A motion to approve indigent claim 2016-119 and to deny indigent claim no. 2016-120 was presented by Commissioner Anderson with a second by Commissioner Lasley. Following an audible call of the board, the motion unanimously carried.
3. **ICRMP Board Nominations:** District V, Board of Trustees Nomination to the ICRMP Board Nominations. Following discussion a motion to nominate Oneida County Commissioner Shellee Daniels was presented by Commissioner Anderson with a second by Commissioner Lasley. Following an audible call of the board, the motion unanimously carried.

4. **Power County Resolution No. 2016-10:** A RESOLUTION TO ACCEPT UNANTICIPATED REVENUE FOR THE 2016 FISCAL YEAR BUDGET was read by Legal Counsel Anson Call. Upon conclusion, Chairman Funk called for discussion. No discussion having been offered a motion to approve Resolution No. 2016-10 was presented by Commissioner Funk with a second by Commissioner Lasley. Following audible call, motion unanimously carried and the resolution was adopted.
5. **Agenda Amendment:** A motion to amend the agenda for Monday, October 17, 2016, to include Landfill Services on the grounds that information was provided to the Board after the posting of the meeting and the Board received a complaint that needs immediate attention and then approve the agenda was presented by Commissioner Funk with a second by Commissioner Lasley. Following an audible call of the board, the motion unanimously carried.
6. **Bond Discussion:** Cameron Arial of Idaho InSights updated the Board on the status of getting the bond information out to the public. Commissioner Funk advises that a community support committee has been formed by local constituents and suggests that a member of the Board attend the Committee meeting on October 20, 2016, and provide the Committee with information regarding the history of the water rights acquisition. The Board scheduled a public information hearing for the same purpose for October 26, 2016 at 6:00 pm at the American Falls Library.

Following discussion, a motion to execute the contract for financing with Zions Bank to move forward with financing should the bond be successful was presented by Commissioner Lasley with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.

IV. EXECUTIVE SESSION:

1. **Executive Indigent Session pursuant to I.C. §74-206 8:58 am:** A motion to enter into executive session pursuant to I.C. §74-206, to consider records that are exempt from disclosure under Chapter 3, Title 9, Idaho Code, specifically indigent medical applications was made by Commissioner Lasley with a second by Commissioner Funk. Following an audible call of the board, the motion unanimously carried.
2. **Executive Indigent Session pursuant to I.C. §74-206 9:28 am:** A Motion to exit executive session pursuant to I.C. §74-206, to consider records that are exempt from disclosure under Chapter 3, Title 9, Idaho Code, specifically indigent medical applications was made by Commissioner Funk with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.
3. **Executive Legal Advice Session pursuant to I.C. §74-206(f) 9:42 am:** A motion to enter into executive session pursuant to I.C. §74-206(g), to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated was presented by Commissioner Funk with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.
4. **Executive Legal Advice Session pursuant to I.C. §74-206(f) 10:47 am:** A Motion to