



POWER COUNTY BOARD OF COMMISSIONERS

Meeting Minutes
Commission Chambers
543 Bannock Ave.
American Falls, ID 83211
www.powercounty.is.us

Monday, September 11, 2017, 9:00 a.m.

I. CALL TO ORDER

The Board of County Commissioners met in regular session Monday, September 11, 2017, and called the meeting to order at the hour of 9:00 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: Commissioner Bill Lasley (from 12:05 pm – 1:15 pm)
Sharee Sprague, Clerk (from 12:05 pm – 1:15 pm)

STAFF: Sharee Sprague, Clerk
Laura Carlon, Deputy Clerk
Maureen Schelske, Deputy Auditor
Anson Call, Legal Counsel

OTHER PARTIES PRESENT: Sheriff Jim Jeffries David Zavala
Chief Deputy Sheriff Max Sprague Dennis Smith
Deputy Sheriff Kevin Ostler Jeff Griffeth
Aaron Clark Korey Morenes
Arwyn Thornton Monty Evans
Bill Jones Shayla Jones
Chet Taylor Terri Griffeth
Craig Heward

III. AGENDA

A. NOTICES/REPORTS

1. **Rockland Landfill Surveying:** Craig Heward presented information received from Jeff Anderson. Following discussion, the Commission directed Mr. Heward to contact Lee Dille and the Highway District on the improvement of the Rockland Landfill Satellite site.
2. **ISU Adult Education:** Korey Morenes appeared and provided the Commission with an update.

Mr. Morenes introduced the new VISTA Volunteer David Zavala. Mr. Zavala advises that he is a student with ISU and is excited to work with the Hispanic community to build the English as a Second Language (ESL) program.

Mr. Morenes advises that they have given written notice to terminate their lease with Lyle Eliassen and will be fully vacated of that facility on September 29, 2017. Mr. Morenes advises that they will be relocating to the building owned by Wade Povey in which they have entered into a two (2) year lease. Mr. Morenes advises that American Falls School District Superintendent Randy Jensen has reached out and invited ISU Adult Education to use the facilities of the new school once completed, which is anticipated to be completed in the next couple of years. Mr. Morenes advises that they met with Mayor and Superintendent in re: ESL education provided at employer location. Mayor then met with area businesses and farmers.

Mr. Morenes advised that they had difficulty retaining an ESL instructor. They have retained a person who will begin teaching night classes and then transition toward employer located onsite education.

They are looking at getting students involved with a mentoring process to assist with the ESL education.

Mr. Morenes will forward bilingual flyers and posters advertising the services available for adult education in Power County.

3. **WORLD TRADE CENTER MOMENT OF SILENCE:** The Commission observed a moment of silence at 10:46 am, in recognition of the time the first plane struck the North Tower of the World Trade Center on September 11, 2001.
4. **Sheriff Department M2 Security Quote:** Sheriff Jim Jeffries presented proposed quotes to replace bad cameras as well as improve video surveillance with the jail. Sheriff Jeffries advised that he requested a quote to build a remote viewing sessions within the cells. The matter is tabled for further discussion with Mr. Timmons for September 22, 2017.
5. **Sheriff Department Storage:** Sheriff Jeffries advises that he has been storing some old jail doors and sheriff's department sign for the museum at his home. Sheriff Jeffries reports that he has sold his home and no longer has a location to continue to store the items. They are currently being held in the boat shed.
6. **Reclamation Recreation Managing Partner Training Opportunity:** Commissioner Anderson presented information on the training opportunity recommending that Ron Anderson, Stan Gortsema, Merrill Nelson, Dennis Cherry and another Seagull Bay Yacht Club and himself to attend the training. Upon conclusion the Board conceded that parties attend such training and travel costs be paid from the Waterways miscellaneous account.
7. **Herd District Inquiry:** Monty Evans appeared before the Board and thanked the Board for their action on getting the herd district board active and expressed a concern that non-farmers are not represented on the Board. Commissioner Anderson reported that the opportunity to get the board active and then as positions expire, the Commission

can then make appointments moving forward to better represent the whole. Commissioner Funk explained that the Board can only have five (5) members and the Commission could only select two (2) members of said Board and selected members that have both cattle and farmland. Anson Call explained nature, development and function of the Board and encouraged Mr. Evans to contact the Herd District Board and attend the next meeting on September 27, 2017, in the Power County Commission Chambers.

8. **IAC Annual Conference:** Clerk Sharee Sprague presented the Commission with the Agenda for the IAC Annual Conference scheduled September 25 through 28, 2017. Clerk Sprague reports that rooms were reserved to assure lodging would be available and final decision for attendance needs to be declared so that such arrangements can be updated and finalized. Upon conclusion, the following elected officials will attend the IAC Annual Conference together with their respective committee and associate meetings;
 - Treasurer Deanna Curry
 - Clerk Sharee Sprague
 - Commissioner Ron Funk
 - Commissioner Bill Lasley
9. **Colonial Life Proposal:** Colonial Life representative Jeff Griffeth appeared before the Commission, described the services available through Colonial Life and requested permission to talk with employees about benefits available at no cost to the County. Upon conclusion a motion to allow Colonial Life to visit with employees about available benefits was presented by Commissioner Lasley with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.

B. MOTIONS:

1. **Agenda:** A motion to approve the agenda for Monday, September 11, 2017, was presented by Commissioner Anderson with a second by Commissioner Lasley. Following audible call of the Board, motion unanimously carried.
2. **Snake River Disposal:** Bill Jones and Shayla Jones appeared on behalf of Snake River Disposal advising that they will be raising their fees by 7% due to cost of inflation and expenses they are incurring.

Craig Heward inquired of the penalty for not picking up weekly and advised that it is anticipated that the satellite stations may be closed periodically during some transitional periods. Mr. Jones advises that under those circumstances, the County will not be charged. Mr. Jones agreed to review and assist with the new design of the satellite transfer stations. Mr. Jones advises of fee structures in place in surrounding landfills. Upon conclusion, a motion to approve the Snake River Disposal 7% increase proposal was presented by Commissioner Lasley with a second by Commissioner Anderson. Following audible call of the Board, motion unanimously carried.

3. **Sheriff Department Yost Maintenance Agreement:** Sheriff Jim Jeffries presented the Yost Maintenance Agreement for the Sheriff Department new copier. Upon conclusion,

a motion to approve the maintenance agreement with Yost for the Sheriff Department was presented by Commissioner Lasley with a second by Commissioner Funk. Following audible call of the Board, motion unanimously carried.

4. **Approval of Past Meeting Minutes:** A motion to accept minutes as corrected for meetings held on July 17, 24, 28, August 18, and 28, 2017, was presented Commissioner Funk with a second by Commissioner Anderson. Commissioner Lasley was absent. Following an audible call of the board, the motion unanimously carried.

5. **Certificate of Residency Application for Junior College Tuition I.C. §33-2110:** A motion pursuant to I.C. §33-2110 to approve the Applications for Certificate of Residency for Junior College Tuition assistance as filed was presented by Commissioner Anderson with a second by Commissioner Funk. Commissioner Lasley was absent. Following an audible call of the board, the motion unanimously carried and the following certificates of residency were approved;

| Applicant Name | Credit Type | Accredited College | Term Covered |
|-------------------|----------------|---------------------------|--------------------|
| Tifney L Madalena | post-secondary | College of Southern Idaho | 2017 Fall semester |
| Daniel J Madalena | post-secondary | College of Southern Idaho | 2017 Fall semester |
| Christian Grover | post-secondary | North Idaho College | 2017 Fall semester |

6. **Jail Inspection:** A motion to approve Jail inspection as presented by Commissioner Anderson, with a second by Commissioner Funk. Commissioner Lasley was absent. Following audible call of the board, the motion unanimously carried.

7. **Power County Resolution 2017-10:** RESOLUTION 2017-10 TO ADOPT THE FISCAL YEAR 2018 BUDGET came before the Commission at 1:42 pm. The following parties acknowledged roll call of attendance

- Bill Lasley
- Ron Funk
- Delane Anderson
- Sharee Sprague
- Anson Call

Commission Chair Funk recited Power County RESOLUTION 2017-10 TO ADOPT THE FISCAL YEAR 2018 BUDGET including forgone tax funds and the voter approved levy authority for the water bond totaling \$12,624,492.00 in expenditures. Upon conclusion, Chairman Funk called for discussion. No discussion having been offered and no members of the public present a motion to approve Resolution No. 2017-10 was presented by Commissioner Funk with a second by Commissioner Lasley. Following audible call, motion unanimously carried, the resolution was adopted and the matter concluded at 1:50 pm.

8. **Indigent Claims:** A motion to approve claim 2017-87 was presented by Commissioner Funk with a second by Commissioner Lasley. Following audible call of the Board, motion unanimously carried.

9. **Claims:** A motion to approve the claims approval report in the amount of \$219,776.07 was presented by Commissioner Anderson with a second by Commissioner Lasley.

Following an audible call of the board, the motion unanimously carried. Upon approval of the Board, the summary of claims paid are as follows;

| FUND | Paid |
|-------------------------------------|----------------------|
| 0001 GENERAL FUND (CURRENT EXPENSE) | \$ 104,160.44 |
| 0002 SICK BANK COMPENSATION | \$ - |
| 0003 FAIR BOARD | \$ 326.92 |
| 0004 POWER COUNTY AMBULANCE DIST. | \$ 1,253.49 |
| 0005 POWER COUNTY ABATEMENT DIST. | \$ 16,060.00 |
| 0006 DISTRICT COURT | \$ 2,042.20 |
| 0008 JUSTICE FUND | \$ 13,155.22 |
| 0009 DRUG COURT | \$ 2,930.45 |
| 0010 ENHANCED 911 SERVICES | \$ 1,857.18 |
| 0015 ELECTIONS | \$ - |
| 0016 INDIGENT | \$ 6,782.51 |
| 0017 JUNIOR COLLEGE TUITION | \$ - |
| 0020 REVALUATION | \$ 561.87 |
| 0023 SOLID WASTE (LANDFILL) | \$ 45,129.49 |
| 0024 TORT | \$ - |
| 0027 WEEDS | \$ 23,523.13 |
| 0038 WATERWAYS | \$ 660.80 |
| 0039 MUSEUM/HISTORICAL SOCIETY | \$ 31.57 |
| 0050 PAYMENT IN LIEU OF TAXES | \$ 1,300.80 |
| 0051 BOND - WATER RIGHTS | \$ - |
| Total Amount Paid | \$ 219,776.07 |

C. POINTS OF ORDER:

1. **Clark Radio Communications:** Aaron Clark for Clark Radios appeared before the Commission and presented the 2006 engineering study explaining the best points and options for coverage. Commissioner Anderson inquired if updating the equipment at the Paps Repeater Site would improve radio communications. Mr. Clark advises that it would be great improvement, however, at the time the County could only afford to build the Table Mountain Repeater Site. The Commissioner heard from Sheriff Jeffries and discussed the matter in detail. Upon conclusion, the Commission requested Mr. Clark to provide an updated plan to improve communication services and report back to the Board.
2. **Oneida County Inmate Housing Agreement:** The Commission discussed agreement provisions with the Oneida County Commission in negotiation of finalizing a memorandum of agreement to house inmates on behalf of Oneida County. Upon conclusion, legal counsel Anson Call was directed to continue to work toward a finalization of the agreement and the matter is tabled to September 25, 2017, for execution.
3. **Falls View Cemetery - Water Rights:** The Falls View Cemetery District Board members Arwyn Thornton and Dennis Smith appeared with Chet Taylor before the Commission

to discuss water right options for the upcoming year. Mr. Smith advises that they have an option to purchase twenty (20) acres at \$12,500 per acre. They are considering the option. Chet Taylor advises that he has been advised that the option to rent is positive for the next year, however, long term is not an option. Anson Call suggested they discuss their loan authority on the basis that they are a public entity. The District is requesting any available resources from the County to purchase long term water options for the Cemetery in lieu of having to request a bond from the taxpayers. Following discussion, the Commission advised that they will reach out to their proposed seller to see what options may be available with the county to purchase the water rights and then secure the same for rental to the cemetery district. The matter is continued for discussion at a later date.

4. **Press Release - 2nd Amended**: By consensus, the Board vacated this item.
5. **Vehicle Use Policy**: Commissioner Lasley presented proposed changes to the vehicle use policy distributed by the Power County Clerk and approved by legal counsel. The Commission made changes to the proposed policy and directed the Clerk to forward the same to legal counsel for consideration. The matter is continued to September 25, 2017 for execution.

IV. EXECUTIVE SESSION:


1. **Executive Indigent Session pursuant to I.C. §74-206 1:58 pm**: 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 presented by Commissioner Lasley with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.
2. **Executive Indigent Session pursuant to I.C. §74-206 2:02 pm**: 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 presented by Commissioner Lasley 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) 4:23 pm**: A motion to enter into executive session pursuant to I.C. §74-206(f), 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 Lasley 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) 4:45 pm**: A Motion to exit executive session pursuant to I.C. §74-206(f), was presented by Commissioner Lasley with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.
5. **Executive Personnel Session I.C. 74-206(1)(b) 4:52 pm**: A motion to enter into executive session to consider personnel actions pursuant to Idaho Code 74-206(1)(b) was presented by Commissioner Funk with a second by Commissioner Lasley. Following audible call of the Board, motion unanimously carried.

6. **Executive Personnel Session I.C. 74-206(1)(b) 5:34 pm:** A motion to exit into executive session pursuant to Idaho Code 74-206(1)(b) was presented by Commissioner Lasley with a second by Commissioner Funk. Following audible call of the Board, motion unanimously carried.

V. ASSESSMENTS/CONCLUSIONS:

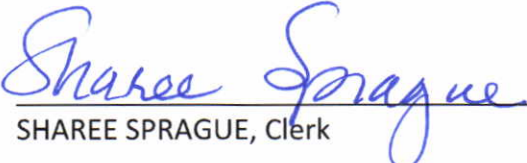
1. **Next Meeting:** The next regular session for the board to meet is slated for September 25, 2017.
2. **Adjourn:** Having no further business to come before the Board, a motion to adjourn was presented by Commissioner Funk with a second by Commissioner Lasley. Following audible call of the Board, motion carried and the meeting was adjourned at 5:36 pm.

The foregoing minutes were approved by the Board of County Commissioners during the Regular Board Meeting held September 25, 2017.



COMMISSIONER FUNK, Chairman

ATTEST:



SHAREE SPRAGUE, Clerk