



POWER COUNTY BOARD OF COMMISSIONERS

Meeting Minutes

Commission Chambers

543 Bannock Ave.

American Falls, ID 83211

www.powercounty.id.us

Monday, February 11, 2019, 9:00 a.m.

I. CALL TO ORDER

The Board of County Commissioners met in regular session Monday, February 11, 2019, and called the meeting to order at the hour of 9:04 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
Flor Cardona, Deputy Clerk
Maureen Schelske, Deputy Auditor
Lissette Aguirre, Deputy Auditor
Chelsy Fehringer, Payroll Specialist
Linda Annen, Indigent Director
Laura Carlon, Deputy Indigent Director
Anson Call, Legal Counsel

OTHER PARTIES PRESENT: Treasurer Deanna Curry Kerianne Pritchett
Sheriff Jim Jeffries Lee Dille
Captain Kevin Ostler Mitch Cromwell (telephone)
Chief Deputy Sheriff Max Sprague Richard Curry
Craig Heward Steve Stringham
Curtis Munk Roger Warner (telephone)
Judge Paul Laggis

III. AGENDA

A. NOTICES/REPORTS

1. **Landfill Update:** Landfill Department Head, Craig Heward, appeared before the Commission and discussed services at the landfill and discussed the testing process at the transfer sites. Mr. Heward expressed concerns on the wage availability for the laborers at the landfill.

2. **Sheriff's Office:** Sheriff Jim Jeffries appeared before the Commission to discuss Sheriff Office concerns. Sheriff Jeffries advises that upon retirement of Captain Ostler in May, the Office will need a replacement for the technical and administrative areas that Captain Ostler currently conducts. Captain Ostler provides services such as transferring radio, lights etc. Sheriff Jeffries explained the specialty in 911 services and IT. Sheriff Jeffries reports that there has been discussion that Janie Miller and Gayleen Cardona may be retiring this year as well.

New hire needs to double as a 911 manager. Move detention officer to patrol and hire additional detention officer. Sheriff Jeffries presented duty change options for the Captain/Lieutenant moving forward.

Sheriff Jeffries advises that he has six (6) people signed up for and being trained for the Color Guard. Sheriff Jeffries reports that the majority of the operational details have been acquired, however, they still need a holster and flags to complete the presentation needs.

3. **Arbon Valley Water Resources:** Commissioner Anderson reports that he was contacted by a constituent in Arbon Valley with a concern that there is a party that is buying up all the water rights in the Arbon Valley area, which is causing streams and domestic wells to dry up. Commissioner Anderson reports that the matter was litigated and it was recommended that application be made with the Power County Commissioners to declare a water crisis and put a moratorium on drilling additional wells. Legal Counsel, Anson Call, inquired of the statutory authority referencing the scope of the County's authority to take such action. Richard Curry advises that the water transfers have been following the state guidelines and have been moving water from one farm to another. Mr. Curry advises that the Department of Water Resources is not allowing additional wells to be drilled in Arbon Valley at this time. They will allow the moving or re-drilling of existing wells, with the exception of domestic wells. Commissioner Funk inquired for validation. W. Roger Warner, Senior Hydrologist for Rocky Mountain Environmental provided a scenario of the water resource concerns in the Arbon Valley. Mr. Warner advises that previous to the 1990's ground water and surface water were being monitored separately. They are now determined to be connected and monitored conjunctively in an attempt to achieve a better balance of the aquifer. Mr. Warner advised that the Oneida County Commissioners recently went through a process to place a moratorium on drilling. Mr. Curry advised the Commission on his historical viewpoint of water availability history in Arbon Valley.
4. **Weed Department Update:** Weeds Supervisor Curtis Munk appeared before the Commission and presented department updates. Clerk Sharee Sprague inquired of the status of the CWMA grant and Mr. Munk advises that the corrections have been made and filed with the State. Commissioner Funk inquired on the personnel assignments within the Department. Mr. Munk reports they have been conducting staff meetings to provide better coverage and services. Mr. Munk advises that all of the staff participated in the Pictometry training and believe they can get some good use from that program. Mr. Munk explained the Agterra program that they use on the vehicles. Mr. Munk advises that there is some movement to add Russian Olives on the noxious

weed list. Mr. Munk updated the Commission on programs used for tracking and billing of services conducted on behalf of the State. Mr. Munk updated the Commission on equipment advising that the new truck repairs appear to be holding up, but they are monitoring the same for issues. Mr. Munk advises that many counties are hiring out for spraying services, which protects the county from claims.

5. **CAI Priorities 2019:** Steve Stringham appeared to discuss update IT Services. Mr. Stringham provided options for network segmentation to improve security. Mr. Stringham will coordinate with the Sheriff's Office to discuss a feasible plan to proceed. Mr. Stringham provided power backup options and a proposed quote. Mr. Stringham advises that some of the county computers and all county servers will all need an OS Upgrade by January 2020. Mr. Stringham was directed to derive a listing of budgetary needs and provide to Clerk Sprague by May for FY2020 budgeting.

Mitch Cromwell updated the Commission on information received at the ICRMP Cyber Security Training received at the IAC Conference last week. Mr. Cromwell advised that there are some cybersecurity training available through ICRMP. Once implemented, the counties can sign up for the program and counties that do not participate may see an increase in their insurance rates.

B. MOTIONS:

1. **Agenda:** A motion to approve the agenda for Monday, February 11, 2019, was presented by Commissioner Funk. Commissioner Anderson approved with a second approval from Commissioner Funk. Following audible call of the Board, motion unanimously carried.
2. **Approval of Past Meeting Minutes:** A motion to accept minutes as printed for meetings held on December 17 and 20, 2018, and January 11, 14 and 28, 2019, was presented by Commissioner Funk with a second by Commissioner Lasley. Following an audible call of the board, the motion unanimously carried.
3. **Fair Board Overpayment:** Clerk Sharee Sprague reports that when the groundskeeper and the Schroeder Building management were changed to contractual process instead of payroll, however, the Fair Board was inadvertently billed for FICA, Workers Comp, and Unemployment tax in the years 2016 and 2017. Therefore, they overpaid the county as follows;

2016

Employers MEDI/FICA	\$650.25
State Insurance Fund Workers Comp	\$402.05
Unemployment Insurance Tax	\$38.25

2017

Employers MEDI/FICA	\$650.25
State Insurance Fund Workers Comp	\$402.05
Unemployment Insurance Tax	\$38.25

TOTAL \$2,181.10

Upon conclusion of discussion, a motion to reimburse the Fair Board \$2,181.1 for overpayments to the county was presented Commissioner Lasley with a second by

Commissioner Funk. Following an audible call of the board, the motion unanimously carried.

4. **Custom Signage Need:** Clerk Sharee Sprague reports that Building Administrator Andi Higgins submitted a quote for signage requested on the fairgrounds road to prohibit trucks from parking on the road. Clerk Sprague reports that Ms. Higgins advised that she contacted the Power County Highway District and they agreed to install the signs, but requested the cost of the signs be paid by Power County. Upon conclusion, a motion to pay for the signs and request the Power County Highway District install the signs as directed by Building Administrator Andi Higgins was presented by Commissioner Anderson with a second by Commissioner Lasley. Following an audible call of the board, the motion unanimously carried.
5. **BID Building Administrator Vehicle Upgrades:** Clerk Sharee Sprague presented bid received from Andi Higgins for installation of toner cover and running board on the new building administrator vehicle. Upon conclusion, a motion to approve the bid was presented by Commissioner Funk with a second by Commissioner Lasley. Commissioner Anderson abstains. Following an audible call of the board, the motion unanimously carried.
6. **Cascade Earth Sciences:** Kerianne Pritchett of Cascade Earth Sciences appeared before the Commission and presented an update. Ms. Pritchett advised that they have met agreements with the Department of Environmental Quality (DEQ), therefore, the plan has been revised and the parameters are listed in the appendixes. Ms. Pritchett advises that the contract is expiring this year and needs to be renewed. Upon conclusion of discussion, Ms. Pritchett was directed to send a renewed contract to Legal Counsel Anson Call and the matter is continued to March 11, 2019, for consideration of the new plan and renewed contract.
7. **Herd District:** Anson Call updated the Commission on the Herd District. A motion to direct legal counsel Anson Call to send a letter to Lance Schuster, Esq. was presented by Commissioner Anderson with a second by Commissioner Funk. Following audible call of the Board, motion unanimously carried.
8. **Power County Herd District Board:** Legal Counsel Anson Call advises that Kyle Matthews and Travis Williams terms on the Herd District Board have expired. Mr. Anson reports that he has reached out to the Cattlemen Association for directive of re-appointment or new appointment for Travis Williams and that Kyle Matthews has agreed to be re-appointed. A motion to re-appoint Kyle Matthews was presented by Commissioner Funk with a second by Commissioner Lasley. Following an audible call of the board, the motion unanimously carried and the Power County Herd District Board members and terms are as follows;

Name	Term Expires
Kevin Ramsey	January, 2020
Kyle Matthews	January, 2021
Sharon Williamson	January, 2020
Travis Williams	January, 2019
Aaron Povey	January, 2020

9. **Pictometry Contract:** The Commission recognized that contract corrections were

reported to the Board by Megan Reilly on January 14, 2019. Upon conclusion, a motion to execute the updated contract was presented by Commissioner Funk with a second by Commissioner Lasley. Following an audible call of the board, the motion unanimously carried.

10. **Surplus Vehicle:** Commissioner Anderson reports that the vehicle information was still wrong for the surplus vehicle as it is a 2005 GMC and not a 2003 Chevy and presented a motion strike Motion passed on January 28, 2019, and move to sell 2005 GMC Truck with a minimum sealed bid of \$2,920.00 to be submitted to the Power County Clerk's Office between February 18-28, 2019, with a second by Commissioner Funk. Following an audible call of the board, the motion unanimously carried.

11. **Power County Resolution 2019-04:** A RESOLUTION DESIGNATING PRECINCTS AND POLLING LOCATIONS FOR THE MARCH 12, 2019 ELECTION came before the Commission at 9:04 am. The following parties acknowledged roll call of attendance;

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

Ron Funk recited Power County RESOLUTION 2019-04 A RESOLUTION DESIGNATING PRECINCTS AND POLLING LOCATIONS FOR THE MARCH 12, 2019 ELECTION. 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. 2019-04 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 9:07 am.

12. **Claims:** A motion to approve the claims approval report in the amount of \$57,249.89 was presented by Commissioner Lasley with a second by Commissioner Anderson. 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)	\$ 20,583.67
0004 POWER COUNTY AMBULANCE DIST.	\$ 4,132.21
0006 DISTRICT COURT	\$ 1,935.42
0008 JUSTICE FUND	\$ 8,424.04
0009 DRUG COURT	\$ 285.16
0010 ENHANCED 911 SERVICES	\$ 7,631.72
0015 ELECTIONS	\$ 195.93
0016 INDIGENT	\$ 8,266.32
0020 REVALUATION	\$ 932.00
0023 SOLID WASTE (LANDFILL)	\$ 1,027.48
0027 WEEDS	\$ 79.82
0050 PAYMENT IN LIEU OF TAXES	\$ 3,756.12

13. **Letter of Support:** A motion to submit a letter of support to the United State Forest Service (USFS) and the Bureau of Land Management supporting the proposed action mine and reclamation plan currently open for public comment until February 21, 2019, land swap was presented by Commissioner Anderson with a second by Commissioner Lasley. Commissioner Funk abstains. Following an audible call of the board, the motion unanimously carried.
14. **Rockland Transfer Station:** Lee Dille of the Design Place Llc. Updated the Commission on the status of the Rockland Transfer Site. Mr. Dille reports that he has settled with the contractors on change orders submitted that were part of the original plan. Mr. Dille reports that there are a few additional change orders that need to be addressed to the Commission. The Commission expressed the need to have the City of Rockland sign-off and record the easement transfer to allow for better access to the site. Mr. Dille presented an invoice from Harper Leavitt Engineering Inc. for the engineering services conducted at the Rockland Transfer Site in the amount of \$879.00. The Commission advised that they were aware of that forthcoming charge and approved payment of the same. Mr. Dille submitted a final design bill for the project in the amount of \$9,150.80 and a final change order to the construction company in the amount of \$43,095.70. Upon conclusion, a motion to authorize all the final payment presented as demand checks and send payment to the vendors was presented by Commissioner Anderson with a second by Commissioner Funk. Following audible call of the Board, motion unanimously carried.

IV. EXECUTIVE SESSION:

1. **Executive Personnel Session I.C. 74-206(1)(b) 9:53 am:** A motion to enter into executive session to consider personnel actions pursuant to Idaho Code 74-206(1)(b) was presented by Commissioner Lasley with a second by Commissioner Funk. Clerk Sharee Sprague conducted roll call on the motion;
 - Commissioner Funk, AYE
 - Commissioner Lasley, AYE
 - Commissioner Anderson, AYEFollowing roll call of the Board, motion unanimously carried.
Upon conclusion of discussion, Commissioner Funk declared the meeting open at 10:24 am.
2. **Executive Legal Advice Session pursuant to I.C. §74-206(1)(f) 11:11 am:** 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 Funk. Clerk Sharee Sprague conducted roll call on the motion;
 - Commissioner Funk, AYE
 - Commissioner Lasley, AYE
 - Commissioner Anderson, AYEFollowing roll call of the Board, motion unanimously carried.
Upon conclusion of discussion, Commissioner Funk declared the meeting open at

11:20 am.

3. **Executive Indigent Session pursuant to I.C. §74-206 2:31 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 Funk with a second by Commissioner Lasley. Commissioner Anderson was absent. Clerk Sharee Sprague conducted roll call on the motion;
- Commissioner Funk, AYE
 - Commissioner Lasley, AYE
 - Commissioner Anderson, ABSENT
- Following roll call of the Board, motion unanimously carried.
Upon conclusion of discussion, Commissioner Funk declared the meeting open at 2:40 pm. NO DECISIONS MADE FOLLOWING

V. ASSESSMENTS/CONCLUSIONS:

1. **Next Meeting:** The next regular session for the board to meet is slated for February 25, 2019.
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 Anderson. Following audible call of the Board, motion carried and the meeting was adjourned at 4:06 pm.

The foregoing minutes were approved by the Board of County Commissioners during the Regular Board Meeting held February 25, 2019.



COMMISSIONER FUNK, Chairman

ATTEST:



SHAREE SPRAGUE, Clerk