



# POWER COUNTY BOARD OF COMMISSIONERS

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

**Monday, May 24, 2021, 9:00 a.m.**

## I. CALL TO ORDER

The Board of County Commissioners met in regular session Monday, May 24, 2021, and called the meeting to order at the hour of 9:07 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 (Zoom) Flor Cardona, Deputy Clerk Cathy Miles, Deputy Auditor Anson Call, Legal Counsel
OTHER PARTIES PRESENT:	Building Administrator Andi Higgins Kim Piper Assessor Mary Annen (Zoom) Deputy Assessor Laura Carlon Ambulance Chief Di Jones Kami Chandler Sheriff Josh Campbell Chief Deputy Sheriff Kasey Kendall Lee Dille Jeff Nelson Doug Tanner Steve Peu (Zoom) Daniel Parrish Scott Hendrickson Nathan Brian Court Spencer Daniel Moore Ivan Permann Brett Leyshon Nick Treasure Barry Williams

## III. AGENDA

### A. NOTICES/REPORTS

1. **Emergency Management**: Ambulance Chief Di Jones advised there have been changes to COVID-19 vaccines shelf time and fridge time. Chief Jones advised fridge time has been extended to 30 days on Pfizer and 90 days on Moderna. The County is in stage 4,

which is the green level. Chief Jones advised she is requesting an Emergency Operations Plan from different departments.

2. **Fireworks Discussion:** Court Spencer of Anfinity Technology Solutions advised they would like to do a fireworks display at the American Falls reservoir on July 2, 2021 and advised which requires joint approval from the County. Mr. Spencer advised the City has approved contingent on approval by the Bureau of Reclamation (BOR). Mr. Spencer advised he would like to utilize the Willow Bay Marina dock. Legal Counsel Call advised there is a permit required for fireworks display from the fire protection district and directed they follow up with the district.
3. **IACC Conference Attendance Confirmation:** Deputy Clerk Flor Cardona inquired on attendance to the IACC Conference. Commissioner Anderson advised he will not be attending, Commissioner Lasley advised he will be attending and Commissioner Funk will provide confirmation to the Clerk's Office later in the week.

**B. MOTIONS:**

1. **Agenda:** A motion to approve the agenda for Monday, May 24, 2021, was presented by Commissioner Funk with a second by Commissioner Anderson. Following audible call of the Board, motion unanimously carried.
2. **Cooperative Weed Management Agreement (CWMA) Cost Share Agreement:** Weeds Supervisor Andi Higgins presented the cost share grant for weeds spraying and advised the CWMA requires the County to do a 50% match that the County matches with labor and equipment. A motion to allow Commission Chair Ron Funk approve the CWMA cost share agreement between Power County and the State was presented by Commissioner Lasley with a second by Commissioner Funk. Following audible call of the Board, motion unanimously carried.
3. **Approval of Past Meeting Minutes:** A motion to accept minutes as printed for meetings held on March 22, 2021, April 5, 2021, April 12, 2021, April 26, 2021, May 10, 2021 and May 11, 2021, was presented by Commissioner Lasley with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.

A motion to accept minutes as printed for the meeting held on April 6, 2021 was by Commissioner Anderson with a second by Commissioner Funk. Commissioner Lasley advised he abstained as he was not present at the meeting. Following an audible call of the board, the motion unanimously carried.

4. **Snow Property Management Contract:** Legal Counsel Anson Call advised he modified the Snow Property Management contract to reflect today's date (May 24, 2021) as the commenced date. Mr. Call advised the contract has been modified to include the Women's Advocate Building, 506 Gifford. A motion to accept the contract without 506 Gifford was presented by Commissioner Anderson, with no second to the motion, motion failed. A motion to accept the Snow Property Management contract as printed and to include May 24, 2021 as the commenced date was presented by Commissioner

Lasley with the second by Commission Funk. Commissioner Anderson opposed. Following audible call of the Board, motion carried.

Commissioner Anderson advised he is opposed to having Snow Property Management manage the 506 Gifford. Commissioner Anderson advised Chet Taylor, Facilities Manager should manage it. Commissioner Funk advised Chet Taylor already has a lot of responsibilities.

5. **Convene as Board of Equalization at 9:36 am:** A motion to adjourn as the Power County Board of County Commissioners and convene as the Power County Board of Equalization was presented by Commissioner Lasley with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.
6. **Reconvene as Board of County Commissioners at 9:39 am:** A motion to strike the previous motion to adjourn as Power County Board of County Commissioners and adjourn as the Power County Board of Equalization was presented by Commissioner Lasley with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.
7. **Board of Equalization (BOE)/Tax Exemptions:** No Board of equalization were filed for consideration by the Board of Equalization.

Chief Deputy Assessor Laura Porath presented developer building exemption for Snake River on the Falls. A motion to approve Snake River on the Falls developer exemption as presented by Deputy Assessor Laura Carlon was presented by Commissioner Lasley with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried;

RPC0676-01	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 2
RPC0677-00	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 2
RPC0678-00	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 2
RPC0679-00	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 2
RPC0680-01	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 2
RPC0681-01	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 2
RPC0682-00	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 3
RPC0683-00	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 3
RPC0684-00	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 3
RPC0685-00	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 3
RPC0687-01	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 3
RPC0690-00	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 3
RPC0691-00	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 3
RPC0692-00	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 3
RPC0693-00	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 3
RPC0696-00	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 3
RPC0698-00	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 3
RPC0699-00	KBC FARMS LLC	SNAKE RIVER ON THE FALLS BLK 3

RPC0700-00 KBC FARMS LLC SNAKE RIVER ON THE FALLS BLK 3  
RPC0703-00 KBC FARMS LLC SNAKE RIVER ON THE FALLS BLK 3  
RPC0705-00 KBC FARMS LLC SNAKE RIVER ON THE FALLS BLK 3  
RPC0706-00 KBC FARMS LLC SNAKE RIVER ON THE FALLS BLK 4

8. **Convene as Ambulance District Board at 9:50 am:** A motion to adjourn as the Power County Board of County Commissioners and convene as the Power County Ambulance District Board was presented by Commissioner Anderson with a second by Commissioner Lasley. Following an audible call of the board, the motion unanimously carried.
9. **Power County Ambulance Administration & Financial Report:** Kami Chandler appeared before the Board and presented accounts receivable reports from Amerimax for the date ending April 30, 2021. Following discussion, a motion to accept the Financial Reports as submitted was presented by Commissioner Anderson with a second by Commissioner Funk. Following audible call of the Board, motion unanimously carried.

Chief Di Jones advised the ambulance is being sanitized after every patient and even more thorough if there is a positive COVID-19 or communal disease and advised the Ozone machine is also used. Chief Jones advised her department was granted an electrostatic sprayer 2 months ago and advised they have their own rapid COVID-19 tests.

Ms. Chandler advised she submitted a claim for Ken's Food Market for \$51.66. Ms. Chandler advised they usually purchase cookies for their meetings, however, a couple of their personnel are expecting, therefore, they purchased a cake in place of the cookies. Chief Jones advised the High School Band brought burgers and hot dogs and her department bought sides and the cake for the meeting.

Chief Jones advised they will be hosting a big celebration for EMS week. Chief Jones advised she will be purchasing food for the celebration. Commissioner Anderson advised he would like to pay for the food on behalf of Anderson's Body & Glass in appreciation for all their hard work.

10. **Reconvene as Board of County Commissioners at 11:23 am:** A motion to adjourn as the Power County Ambulance District Board and reconvene as the Power County Commissioners was presented by Commissioner Funk with a second by Commissioner Lasley. Following an audible call of the board, the motion unanimously carried.
11. **Sheriff's Office Update:** Sheriff Josh Campbell advised he received a bid for electric switches and motor for the jail door from DC Electric for \$3,848. A motion to approve the bid from DC Electric for the Jail door switches and a new motor and keep the motor as a spare if not needed in the upgrade was presented by Commissioner Funk with a second by Commissioner Lasley. Following an audible call of the board, the motion unanimously carried.

Sheriff Campbell presented bids for the front entry at the Sheriff's Office. Sheriff Campbell advised he received a bid from John's Paint & Glass for \$9,250 and another

bid from Precision Glass for the new entry for \$12,195 or \$6,783 for the door only. A motion to approve the bid from John's Paint & Glass for \$9,250 was presented by Commissioner Funk with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.

Commissioner Anderson clarified that both bids be paid from PILT building & grounds.

Sheriff Campbell advised there is an odor from Cell 16 and advised he had it cleaned and still not getting rid of the odor and advised further work will be done to remove the odor.

Sheriff Campbell advised he is short staffed 1 patrol officer and advised he will be transitioning Sergeant Troy Smith to investigations.

Sheriff Campbell advised the walk-in freezer has been freezing the motors and causing ice jams and advised he will be saving fund overage to replace freezer.

Sheriff Campbell advised Bancorp will be providing a bid for fleet vehicle lease. Sheriff Campbell advised Dennis Hansen from Chevrolet quoted him \$44,000-\$48,000 for a truck.

12. **Treasurer Updates:** Treasurer Deanna Curry presented the Board of Commissioners with a LGIP monthly statement, Treasurer's Cash ending April 30, 2021. Reports were discussed and reviewed by the Board and following discussion, a motion to accept the reports was presented by Commissioner Anderson with a second by Commissioner Funk. Following an audible call of the board, motion unanimously carried.
13. **Building & Grounds:** A bid from Hollow-Pointe Services for painting of home and garage at 579 Bannock in the amount of \$ 6,747.95 and a bid to stain the siding at 590 Gifford, in the amount of \$6,697.50. A motion to approve both bids to be paid from (PILT 50-526) fund was presented by Commissioner Anderson with a second by Commissioner Lasley. Following audible call of the Board, motion unanimously carried.  
  
Lee Dille, Design Place Architect recommends replacing the flooring on the main floor up until the Public Defender's office be included in the Courthouse remodel. Mr. Dille advised he will be bidding a 38 ft flag pole for the front of the courthouse.
14. **Election Canvass May 18, 2021:** A motion to approve the election canvass for May 18, 2021 as submitted was presented by Commissioner Anderson with a second by Commissioner Lasley. Following audible call of the Board, motion unanimously carried.
15. **Claims:** A motion to approve the claims approval report in the amount of \$49,758.36 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)	\$ 8,569.17
0004 POWER COUNTY AMBULANCE DIST.	\$ 1,379.85
0006 DISTRICT COURT	\$ 56.65

0008 JUSTICE FUND	\$ 6,362.92
0010 ENHANCED 911 SERVICES	\$ 3,163.62
0015 ELECTIONS	\$ 47.88
0016 INDIGENT	\$ 655.56
0023 SOLID WASTE (LANDFILL)	\$ 26,266.46
0027 WEEDS	\$ 40.77
0038 WATERWAYS	\$ 75.59
0050 PAYMENT IN LIEU OF TAXES	\$ 3,191.55
<b>Total Amount Paid</b>	<b>\$ 49,810.02</b>

Commissioner Funk approved demands for E911 with Century Link for \$1,534.89 and Idaho Power for \$2,296.12.

16. **PDC Financial Assistance Application Ratification:** Clerk Sharee Sprague presented the 2022 Indigent Defense Financial Assistance Compliance Application, wherein she received separate verbal approval to submit from Commissioner Ron Funk and Commissioner Bill Lasley on May 17, 2021. Clerk Sprague clarified that the FY2020 expenditure amounts were the same amounts reported to the Commission in December 2020; the \$50,000.00 assistance dollars were applied toward the full-time public defender; and workload monies were requested to be permitted to apply toward increased contract attorney fees to assist with workload compliance and added COVID related management. Upon conclusion, a motion to ratify the assistance application as filed with the Public Defense Commission on May 17, 2021, was presented by Commissioner Lasley with a second by Commissioner Funk. Following an audible call of the board, Commissioner Anderson abstained as he was unavailable for approval on May 17, 2021, and the motion carried.
17. **Elevator Contract:** Deputy Clerk Cathy Miles advised the elevator 2021 5-year certification needs to be scheduled by June 14, 2021. Ms. Miles advised Schindler is willing to match a 50% discount that was offered from TK. A motion to renew the elevator contract with Schindler with the 50% discount and include a non-appropriation clause in the contract was presented by Commissioner Funk with a second by Commissioner Lasley. Following audible call of the Board, motion unanimously carried.
18. **American Recovery Monies:** Clerk Sharee Sprague advised that the Commission needs to appoint a primary and secondary designee to apply for the funding and complete reporting. Clerk Sprague advises that there are some Clerks who have already taken on the primary appointments and some are requesting their Commissioners to appoint the Treasurer. Clerk Sprague reports she does believe the appointments are appropriate with the Treasurer and Auditor, and the two offices could work together on the application and reporting no matter who was primary or secondary. Upon conclusion a motion to appoint Treasurer Deanna Curry as the primary contact and Auditor Sharee Sprague as the secondary was presented by Commissioner Funk with a second by Commissioner Anderson. During discussion, Commissioner Lasley expressed

concern to even receive such funding due to the impact it will have on future generations. Following audible call of the Board, motion unanimously carried.

### C. **POINTS OF ORDER:**

1. **City Impact Area:** Commissioner Funk advised that on the east side of town there is a truck wash out. Doug Turner, IDEQ advised that once product like sweet potatoes are dropped off at Lamb Weston the truck is washed. Mr. Turner was advised that at the truck washout power they wash the trailers with just water. Mr. Turner advised he doesn't see how it would affect the ground water. Commissioner Funk advised he has received complaints. Mr. Turner advised the only concern from IDEQ is if they are picking up the residue but no other concerns. Legal Counsel Anson Call advised the truck wash out is in city limits and the County has no interest in that particular issue. City of American Falls Building Inspector Jeff Nelson advises that the inspection and complaints would be the responsibility of his department.
2. **Direct Communications:** Daniel Parrish, representing Direct Communications advised they built fiber for the City to provide Wi-Fi to the students of Power County. Mr. Parrish advised Rockland is the home base for Direct Communications. Mr. Parrish advised he is currently working with developers to provide fiber internet for subdivisions and advised he was approached to provide better internet for the Pocatello Regional Airport. Mr. Parrish presented a proposal requesting Power County provide financial support in the amount of one million dollars upfront and then the County would receive \$3.00 per connected household to allow every resident have the ability to connect to fiber internet and advised Direct Communications is after consistent customer base. Commissioner Funk advised he would like to continue the discussion in depth at a later meeting.
3. **Drought Discussion with USDA:** Nick Treasure from Farm Service Agency (FSA) advised there are disaster emergency loans through the FSA for farmers. Commissioner Lasley advised the farmers need to be careful with water usage from a farming perspective. Mr. Treasure advised they have to be in the D2 category for 8 consecutive weeks on the U.S. drought monitoring classification scheme and advised they have 3 months from time of disaster to submit a loss report. Commissioner Funk advised he would like Mr. Treasure to submit a loss report to FSA.
4. **Gateway Project:** Tabled to the June 14, 2021.
5. **Waterways Accounting Update:** Ron Anderson, Waterways Chair Board member was not available, therefore the discussion is continued.

### IV. EXECUTIVE SESSION:

1. **Executive Personnel Session I.C. 74-206(1)(b) 10:07 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 Anderson. Clerk Sharee Sprague conducted roll call on the motion;

- Commissioner Funk, AYE
- Commissioner Lasley, AYE
- Commissioner Anderson, AYE

Following roll call of the Board, motion unanimously carried. Upon conclusion of discussion, Commissioner Funk declared the meeting open at 11:23 am.

2. **Executive Legal Advice Session pursuant to I.C. §74-206(1)(f) 4:34 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 Anderson with a second by Commissioner Funk. Clerk Sharee Sprague conducted roll call on the motion;
  - Commissioner Funk, AYE
  - Commissioner Lasley, AYE
  - Commissioner Anderson, AYE

Following roll call of the Board, motion unanimously carried. Upon conclusion of discussion, Commissioner Funk declared the meeting open at 5:10 pm.

#### V. ASSESSMENTS/CONCLUSIONS:

1. **Next Meeting:** The next regular session for the board to meet is slated for June 14, 2021.
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 5:37 pm.

The foregoing minutes were approved by the Board of County Commissioners during the Regular Board Meeting held June 14, 2021.

  
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 COMMISSIONER FUNK, Chairman

ATTEST:

  
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 FLOR CARDONA, Deputy Clerk