



POWER COUNTY BOARD OF COMMISSIONERS

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

Monday, August 23, 2021, 9:00 a.m.

I. CALL TO ORDER

The Board of County Commissioners met in regular session Monday, August 23, 2021, 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 Lissette Aguirre, Deputy Clerk Cathy Miles, Deputy Auditor Anson Call, Legal Counsel
OTHER PARTIES PRESENT:	Building Administrator Andi Higgins Kim Piper Assessor Mary Annen Dave Zimmerman Chief Deputy Assessor Laura Porath Kami Chandler Deputy Assessor Kirk Mottishaw Daniel Moore Treasurer Deanna Curry Juvenile Justice Ambulance Chief Di Jones Administrator Connie Sheriff Josh Campbell Woodworth Chief Deputy Sheriff Kasey Kendall Ben Taylor Public Defender Mike Morrissey Lee Dille

III. AGENDA

A. MOTIONS:

1. **Agenda:** A motion to approve the agenda for Monday, August 23, 2021, was presented by Commissioner Funk with a second by Commissioner Lasley. Following audible call of the Board, motion unanimously carried.

A motion to amend the agenda to include the Investment Committee was presented by Commissioner Anderson, with a second by Commissioner Funk. Following audible call of the Board, motion unanimously carried.

2. **Resolution 2021-10 Grant I.C. § 63-602nn Tax Exemption:** Resolution 2021-10 A Resolution to grant I.C. § 63-602nn came before the Commission at 9:14am. The following parties acknowledged roll call of attendance;

- Bill Lasley
- Ron Funk
- Delane Anderson
- Lissette Aguirre
- Anson Call

Legal Counsel Anson Call recited Power County Resolution 2021-10 A Resolution to grant I.C. § 63-602nn to Lamb Weston. Upon conclusion, Chairman Funk called for discussion. No discussion having been offered, a motion to approve Resolution No. 2021-10 as read into record by Legal Counsel Anson Call was presented by Commissioner Funk with a second by Commissioner Anderson. Following audible call, motion unanimously carried, the resolution was adopted and the matter concluded at 9:19 am.

3. **Amendment to South Bay Subdivision:** Andi Higgins, Building Administrator presented the Board of Commissioners with a request to approve an amendment to the Original South Bay Subdivision. Land owner David Zimmerman was in attendance. A motion to approve the amendment to the South Bay Subdivision was presented by Commissioner Lasley with a second by Commissioner Funk.
4. **Tax Deed Hearing:** Treasurer Deanna Curry appeared before the Board of Commissioners for Tax Deed Hearings on two (2) parcels per Idaho code 63-1006. Commissioner Funk opened the Tax Deed Hearing at 9:29 am.

Roll call of attendance:

- Commissioner Bill Lasley
- Commissioner Ron Funk
- Commissioner Delane Anderson
- Deputy Clerk Lissette Aguirre
- Treasurer Deanna Curry
- Legal Counsel Anson Call

Treasurer Deanna Curry read the Tax Deed of owners James Robert VanSell & Sharleen VanSell for parcel RPA0089-00, lots 28, 29, 30 Blk 36, known as 209 Garfield St in American Falls ID according to plat and subdivision. A motion to set the Tax Deed for parcel RPA0089-00 was presented by Commissioner Anderson with a second by Commissioner Lasley. Treasurer Curry advised the second property is for Alvaro Avalos Frausto for parcel RPA1559-00, 207 summer way, known as lot 3 blk 1 1st addition to Lake View Subdivision. A motion to set the Tax Deed for parcel RPA1559-00 was

presented by Commissioner Lasley with a second by Commissioner Funk, motion unanimously carried. Commissioner Funk closed the hearing at 9:45am.

The Commission agreed to set the auction date for the tax deeded property on October 4, 2021 at 9:00 am.

5. **Claims:** A motion to approve the claims approval report in the amount of \$79,486.19 was presented by Commissioner Lasley with a second by Commissioner Funk. Following an audible call of the board, the motion unanimously carried. Upon approval of the Board, the summary of claims paid are as follows; motion to approve the claims as presented.

FUND	Paid
0001 GENERAL FUND (CURRENT EXPENSE)	\$ 4,254.49
0003 FAIR BOARD	\$ 250.00
0004 POWER COUNTY AMBULANCE DIST.	\$ 4,807.06
0005 POWER COUNTY ABATEMENT DIST.	\$ 16,060.00
0006 DISTRICT COURT	\$ 1,162.52
0008 JUSTICE FUND	\$ 7,655.25
0009 DRUG COURT	\$ 1,096.84
0010 ENHANCED 911 SERVICES	\$ 1,650.00
0016 INDIGENT	\$ 836.06
0020 REVALUATION	\$ 36,246.87
0023 SOLID WASTE (LANDFILL)	\$ 1,615.95
0027 WEEDS	\$ 20.83
0050 PAYMENT IN LIEU OF TAXES	\$ 2,180.23
0051 BOND – WATER RIGHTS	\$ 450.00
Total Amount Paid	\$ 79,486.19

Verizon Wireless update: A motion to shut off all 6 tablets that have not been identified was presented by Commissioner Funk with a second by Commissioner Lasley, motion unanimously carried. Commissioner Funk advised Sheriff Campbell will also be notified of the same today at Sheriff's update.

6. **Convene as Ambulance District Board at 10:35am:** A motion to reconvene as the Power County Board of County Commissioners and convene as the Power County Ambulance District Board was presented by Commissioner Lasley with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.
7. **Amerimax Auto Pay:** Commissioner Anderson advised Treasurer Deanna Curry is not in support of providing the bank information for auto pay. Upon conclusion, a motion to deny auto pay was presented by Commissioner Anderson with a second by Commissioner Funk. Following audible call of the Board, motion unanimously carried.

8. **Ambulance Administrator & Financial Report:** A motion to approve the Financial report 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 allow a check in the amount of \$134,549 to be paid to Professional Sales and Services (towards the purchase of the new ambulance) to be taken out of this fiscal year and put on hold until the ambulance has been received was presented by Commissioner Funk with a second by Commissioner Anderson, the motion unanimously carried.

Chief Di Jones presented an ambulance responding report with paid per call/ambulance shift coverage proposals to help reduce her work load by an estimate of 75%. The discussion was tabled.

Chief Jones reported the Ambulance District received a grant in the amount of \$22,500.00 towards a Zoll monitor and video laryngoscope in the amount of \$2,500.00 however, Chief Jones has not received the final grant paperwork.

Chief Jones presented on new employees/volunteers.
9. **Reconvene as Board of County Commissioners at 11:45 am:** A motion to adjourn as the Power County Ambulance District Board and reconvene as the Power County Commissioners was presented by Commissioner Lasley with a second by Commissioner Funk. Following an audible call of the board, the motion unanimously carried.
10. **Treasurer Updates:** Treasurer Deanna Curry presented the Board of Commissioners with a LGIP monthly statement, Treasurer's Cash ending July 31, 2021. Reports were discussed and reviewed by the Board and following discussion, a motion to accept the reports was presented by Commissioner Lasley with a second by Commissioner Funk. Following an audible call of the board, motion unanimously carried.
11. **Convene as Investment Board at 12:04 pm:** 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 Funk. Following an audible call of the board, the motion unanimously carried.
12. **Investment Committee:** A motion to move the American Rescue Plan Act (ARPA) funds that were received in the amount of \$745,972 to the State pool was presented by Commissioner Funk with a second by a Commissioner Lasley. Following audible call of the Board, motion unanimously carried.
13. **Reconvene as Board of County Commissioners at 12:08 pm:** A motion to adjourn as the Power County Ambulance District Board and reconvene as the Power County Commissioners was presented by Commissioner Anderson with a second by Commissioner Funk. Following an audible call of the board, the motion unanimously carried.
14. **Indigent Claims:** A motion to deny Case No. 2021-05 for dates of service June 27, 2021- July 8, 2021 was presented by Commissioner Anderson with a second by Commissioner Lasley. Following audible call of the Board, motion unanimously carried.

A motion to approve the burial cremation application for Case No. 2021-08 for \$800 was presented by Commissioner Anderson with a second by Commissioner Anderson. Following audible call of the Board, motion unanimously carried.

15. **Courthouse Front Entry Bid:** A motion to award the front entrance bid to TF Enterprises, conditional on obtaining licensing to work as a general contractor and payments will be taken out of the (ARPA) funds unless we are not able to then it will be taken from Payment in Lieu of Taxes (PILT) Contingency line (50-00-526-00), and to Include \$50,000.00 deposit for the glass needed when Ben Taylor obtains all necessary documents and signs the contract was presented by Commissioner Lasley with a second by Commissioner Anderson. Following audible call of the Board, motion unanimously carried.
16. **West Boat Dock Electrical Update Contract:** A motion to accept the Waterways West Boat Ramp Contract for electrical updates with TF Enterprises for \$20,000.00 to be paid out of the Waterways account and the remaining balance to be paid out of (PILT) Contingency line (50-00-526-00), was presented by Commissioner Anderson with a second by Commissioner Lasley. Following audible call of the Board, motion unanimously carried.
17. **Sheriff's Office Update:** The Memorandum of Understanding (MOU) between Power County and the Idaho State Police has been tabled.

Sheriff Josh Campbell advised he received the (MOU) for the Bureau of Land Management (BLM). The Commission have tabled for further discussion until an actual contract is received.

Sheriff Campbell advised there is a Live Scan Grant in the amount of \$15,000.00 that will be awarded to every county and advised he is waiting on individual vendors for a quote of what the fees would be on the maintenance.

Sheriff Campbell advised the surplus vehicles were assessed at a value of \$12,000.00 each for a total of \$24,000.00 for disposal. The Commission agreed to trade-in both vehicles.

A motion to enter into a contract with Design Place LLC to move forward with the Law Enforcement Evidence room storage building upgrades was presented by Commissioner Lasley with a second by Commissioner Anderson. Following audible call of the Board, motion unanimously carried.
18. **West Law Renewal Contract:** A motion to approve the West Law Contract, to be paid out of the Prosecutor and Public Defender's Office based on usage was presented by Commissioner Lasley with a second by Commissioner Anderson. Following audible call of the Board, motion unanimously carried.
19. **Resolution No. 2021-11 – Unanticipated Weed Control Revenue:** Resolution 2021-11 A Resolution to accept the unanticipated Weed Control revenue came before the Commission at 3:36 pm. The following parties acknowledged roll call of attendance;
 - Bill Lasley

- Ron Funk
- Delane Anderson
- Sharee Sprague

Legal Counsel Anson Call recited Power County Resolution 2021-11 A Resolution to accept the unanticipated Weed Control revenue. Upon conclusion, Chairman Funk called for discussion. No discussion having been offered, a motion to approve Resolution No. 2021-11 as read into record by Clerk Sharee Sprague 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 3:41 pm.

20. **Resolution No. 2021-12 – Unanticipated Waterways Revenue:** Resolution 2021-12 A Resolution to accept the unanticipated Waterways revenue came before the Commission at 3:41 pm. The following parties acknowledged roll call of attendance;

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

Legal Counsel Anson Call recited Power County Resolution 2021-12 A Resolution to accept the unanticipated Waterways revenue. Upon conclusion, Chairman Funk called for discussion. No discussion having been offered, a motion to approve Resolution No. 2021-12 as read into record by Clerk Sharee Sprague was presented by Commissioner Anderson with a second by Commissioner Funk. Following audible call, motion unanimously carried, the resolution was adopted and the matter concluded at 3:44 pm.

21. **Resolution No. 2021-13 – Recapture County Forgone Taxes:** Resolution 2021-13 A Resolution to recapture County Forgone Taxes came before the Commission at 3:44 pm. The following parties acknowledged roll call of attendance;

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

Legal Counsel Anson Call recited Power County Resolution 2021-13 A Resolution to recapture the County Forgone Taxes. Upon conclusion, Chairman Funk called for discussion. No discussion having been offered, a motion to approve Resolution No. 2021-13 as read into record by Clerk Sharee Sprague 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 3:49 pm.

22. **Convene as Ambulance District Board at 3:54 pm:** A motion to reconvene as the Power County Board of County Commissioners and convene as the Power County Ambulance District Board was presented by Commissioner Lasley with a second by Commissioner Funk. Following an audible call of the board, the motion unanimously carried.

23. **Resolution No. 2021-14 – Recapture Ambulance District Forgone Taxes:** Resolution 2021-14 A Resolution to recapture Ambulance District Forgone Taxes came before the Commission at 3:54 pm. The following parties acknowledged roll call of attendance;
- Bill Lasley
 - Ron Funk
 - Delane Anderson
 - Sharee Sprague
 - Anson Call
- Legal Counsel Anson Call recited Power County Resolution 2021-14 A Resolution to recapture the Ambulance District Forgone Taxes. Upon conclusion, Chairman Funk called for discussion. No discussion having been offered, a motion to approve Resolution No. 2021-14 as read into record by Clerk Sharee Sprague was presented by Commissioner Anderson with a second by Commissioner Funk. Following audible call, motion unanimously carried, the resolution was adopted and the matter concluded at 3:58 pm.
24. **Reconvene as Power County Commissioners at 3:54 pm** A motion to adjourn as the Ambulance Board and reconvene as the Board of Power County Commissioners was presented by Commissioner Lasley with a second by Commissioner Funk at 3:58 pm.
25. **Certificate of Residency Application for Junior College Tuition I.C. §33-2110:** A motion pursuant to I.C. §33-2110 to approve the Application filed by Cristina Alvarez-Cardona for Certificate of Residency for Junior College Tuition assistance thru the College of Southern Idaho for the as 2021-2022 Fall and Spring Semesters was presented by Commissioner Anderson with a second by Commissioner Funk. Following an audible call of the board, the motion unanimously carried.
- A motion pursuant to I.C. §33-2110 to approve the Application filed by Karla Villafana for Certificate of Residency for Junior College Tuition assistance thru the College of Southern Idaho for the as 2021-2022 Fall and Spring Semesters was presented by Commissioner Lasley with a second by Commissioner Funk. Following an audible call of the board, the motion unanimously carried.
26. **Approval of Past Meeting Minutes:** A motion to accept minutes as printed for meetings held on July 13, July 19, July 26 and August 2, was presented Commissioner Anderson with a second by Commissioner Lasley. Following an audible call of the board, the motion unanimously carried.
27. **Personnel Updates:** Clerk Sharee Sprague reported on several personnel changes for the county. Clerk Sprague reports that impacted budget lines have been reviewed for sustainability of the requested changes and submitted the following changes;
- The Power County Assessor’s Office Laura Porath passing the 2021 Appraiser test and requests the Ms. Porath receive \$36,782.20 annually or \$20.21 hourly as compensation for completion of assigned job duties.
 - The Power County Ambulance hired Dodge Ommanney as a Part-time primary employee with PERSI benefits and requests Dodge Ommanney receive \$8,736.00

annually or \$14.00 hourly as compensation for completion of assigned job duties.

- The Transfer Station Department approved an increase for Federico Garza and requests Mr. Garza receive \$29,120.00 annually or \$14.00 hourly as compensation for completion of assigned job duties.
- The Transfer Station Department approved an increase for Joseph Workman and requests Mr. Workman receive \$27,040.00 annually or \$13.00 hourly as compensation for completion of assigned job duties.
- The Transfer Station Department approved an increase for Elizabeth Tiishendorf and requests Mrs. Tishendorf receive \$27,040.00 annually or \$13.00 hourly as compensation for completion of assigned job duties.
- The Transfer Station Department approved an increase for Robert Stone and requests Mr. Stone receive \$11.00 hourly as compensation for completion of assigned job duties.
- The Power County Clerk’s office approved an increase for Evelyn Michaelson and requests the Ms. Michaelson receive \$11 hourly as compensation for completion of assigned job duties.

Upon conclusion, a motion to grant all salary approvals as presented was presented by Commissioner Lasley with a second by Commissioner Anderson. Following audible call of the Board, motion unanimously carried.

28. **Airport Board Update:** Commissioner Anderson reports that the Airport Board has selected Dallin Ward as the new contractor as the Airport Manager as of the new fiscal year. Commissioner Anderson reports that Mr. Ward will train under the current contractor thru the end of the fiscal year and advised the current contractor has agreed to stay thru the end of the fiscal year. Upon conclusion, a motion to accept the proposal as Power County airport manager submitted by Dallin Ward as of October 1, 2021, was presented by Commissioner Anderson with a second by Commissioner Lasley. Following an audible call of the board, the motion unanimously carried.
29. **Board Appointments:** Commissioner Lasley reported on a couple of candidates for appointment to the Guardianship Board. Following discussion, the commission declined to appoint one of the candidates on the grounds that the applicant needed more life experience to effectively serve as a guardian. A motion to appoint Kathy Robertson to replace Leslie Ellis was presented by Commissioner Lasley, with a second by Commissioner Anderson. Following audible call of the Board, motion unanimously carried. The terms for the Board of Guardians are as follows;

Annette Colton	January, 2024
Melanie Campbell	January, 2022
Kim Olson	January, 2025
Barbie Workman	January, 2023

Teri Kendall	January, 2024
Debra Wynn	January, 2022
Tom Mortimer	January, 2024
Kathy Robertson	August, 2023
Valerie Montelongo	January, 2025
Luis Perez	January, 2023
Debbie Walmsey	January, 2023
Sherri Mortimer	January, 2024

30. **Public Budget Hearing & Resolution No. 2021-15 – Adopt FY2022 Budget:**

Commissioner Funk proclaimed the public hearing on Power County proposed fiscal year 2022 budget to be open for public comment at 5:03 pm. The following parties acknowledged roll call of attendance;

- Commissioner Ron Funk
- Commissioner Bill Lasley
- Commissioner Delane Anderson
- Clerk Sharee Sprague
- Prosecutor Anson Call
- Sheriff Joshua Campbell
- Treasurer Deanna Curry
- Building Administrator Andrea Higgins
- Ambulance Chief Di Jones
- Assessor Mary Annen
- Juvenile Justice Administrator Connie Woodworth

Clerk Sharee Sprague presented the Fiscal Year 2022 Budget. Clerk Sprague reports that Medicare expansion and restructure of the Ambulance District significantly impacted the upcoming budget. Clerk Sprague reported that the shared position between the Assessor and Treasurer was dissolved and each office will have a full-time employee. Clerk Sprague reported on impacts to the valuation process implemented by HB389 restricted the county’s levy ability. Clerk Sprague thanked all the departments for working collectively to freeze funds from the current fiscal year to apply toward the upcoming budget and recognized that contributed in the anticipated overall savings of \$3.08 per \$100,000 value to the taxpayer. Legal Counsel Anson Call recited Power County Resolution 2021-15 A Resolution to Adopt FY2022 Budget. Upon conclusion, Chairman Funk called for discussion. No discussion having been offered, a motion to approve Resolution No. 2021-15 as read into record by Legal Counsel Anson Call was presented by Commissioner Funk with a second by Commissioner Anderson. Following audible call, motion unanimously carried, the resolution was adopted and the matter concluded at 5:31 pm.

A motion to approve the FY2022 raises effective October 9, 2021 was presented by Commissioner Funk with a second by Commissioner Lasley. Following audible call of Board, motion unanimously carried.

B. POINTS OF ORDER:

1. **Emergency Medical Services:** Chief Di Jones advised there is \$3,239.00 funds available for the Emergency Management Performance Grant (EMPG).

2. **COVID-19 Updates:** Commissioner Funk reports that the District VI Health Department Board is anticipating a spike in cases between now and October and are encouraging the public to be proactive.
3. **Power County Hospital Drug Testing Contract:** Commissioner Lasley advised he would like to table the drug testing contract until a policy is in place.
4. **Gateway Project:** Tabled to a future meeting.

IV. EXECUTIVE SESSION:

1. **Executive Indigent Session pursuant to I.C. §74-206 12:25pm:** 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. 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 12:26pm.
2. **Executive Legal Advice Session pursuant to I.C. §74-206(1)(f) 1:36 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 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 2:10 pm.
3. **Executive Personnel Session I.C. 74-206(1)(b) 2:26pm:** 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. 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 2:26 pm.
4. **Executive Personnel Session I.C. 74-206(1)(b) 4:15 pm:** 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 4:28 pm.

V. ASSESSMENTS/CONCLUSIONS:

1. **Next Meeting:** The next regular session for the board to meet is slated for September 13, 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 5:38 pm.

The foregoing minutes were approved by the Board of County Commissioners during the Regular Board Meeting held September 13, 2021.



COMMISSIONER FUNK, Chairman

ATTEST:



FLOR CARDONA, Deputy Clerk