



POWER COUNTY BOARD OF COMMISSIONERS

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

Monday, September 13, 2021, 9:00 a.m.

I. CALL TO ORDER

The Board of County Commissioners met in regular session Monday, September 13, 2021, and called the meeting to order at the hour of 9:08 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 Chelsy Fehringer, Chief Deputy Clerk Flor Cardona, Deputy Clerk Cathy Miles, Deputy Auditor Anson Call, Legal Counsel	
OTHER PARTIES PRESENT:	Kevin Frank Assessor Mary Annen Chief Deputy Assessor Laura Porath Ambulance Chief Di Jones Kami Chandler Building Official Andi Higgins Lee Dille Sheriff Josh Campbell Deputy Sheriff Byron Marshall Kristen Jensen John Riggits	Eric Radford Dan McHargue Lucas McHargue Ben Spillett Jessica Spillett Aleisha Circle Evan Kress Anita Kress Ben Taylor Robert Wetzell Gilbert Hofmeister
ZOOM PARTIES:	Donna Permann Daniel Moore Gretchen Munk Hailey Ralphs Rockland Library Casey Park Michelle Libberton	Carolyn Anderson-Merritt Sharon Rosann Mathews Suzane Wilson Marjorie Clifford Jared Ricks

III. AGENDA

A. NOTICES/REPORTS

1. **Bureau of Land Management Grant:** Building Official/Weed Control Supervisor, Andi Higgins, presented an acceptance award for \$10,000 from the Bureau of Land Management for the Weed Control Department. Ms. Higgins advised there is no signature required.
2. **Public Defense Commission (PDC) Update:** Public Defense Commission Regional Coordinator, Jared Ricks, advised monthly webinars for Public Defenders are available and advised they are held 2 times per month and are 1 ½ credits each and free of charge to the County and Public Defender. Mr. Ricks advised there is also a continuing legal education webinar available to all Public Defenders.

Commissioner Funk advised the State is mandating more on how the Public Defender position needs to look like. Commissioner Lasley inquired if the comments are heard or even considered. Mr. Ricks advised the comments are recorded.

B. MOTIONS:

1. **Agenda:** A motion to approve the agenda for Monday, September 13, 2021, was presented by Commissioner Anderson with a second by Commissioner Funk. Following audible call of the Board, motion unanimously carried.
2. **Retail Alcoholic Beverage License Application of Jackson's Food Store:** The application for a retail alcoholic beverage license came before the Commission at 9:11 am. Jackson's Food Stores has applied for approval of retail alcohol beverage license for 2021-2022, namely bottled or canned beer to be consumed on premises and to include wine by the drink.

Roll call of attendance:

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

A motion to approve the application of Jackson's Food Stores, INC dba Jacksons #70 for approval of retail alcohol beverage license for 2021-2022, namely bottled or canned beer to be consumed on premises and to include wine by the drink was presented by Commissioner Funk with a second by Commissioner Lasley. Following roll call vote, motion carried unanimously and the record concluded at 09:12 pm.

3. **Retail Alcoholic Beverage License Application of Pours LLC DBA Pours and Fores:** The application for a retail alcoholic beverage license came before the Commission at 09:12 pm. Pours LLC DBA Pours and Fores, has applied for approval of retail alcohol beverage

license for 2021-2022, namely bottled or canned beer to be consumed on premises including wine by the drink.

Roll call of attendance:

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

A motion to approve the application of Pours LLC DBA Pours and Fores for approval of retail alcohol beverage license for 2021-2022, namely bottled or canned beer to be consumed on premises including wine by the drink was presented by Commissioner Funk with a second by Commissioner Anderson. Following roll call vote, motion carried unanimously and the record concluded at 9:13 am.

4. **Resolution No. 2021-16 – Reserve Abatement District Forgone Taxes:** Resolution 2021-16 A Resolution to reserve Abatement District Forgone Taxes came before the Commission at 9:15 am. The following parties acknowledged roll call of attendance;

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

Anson Call recited Power County Resolution 2021-16 A Resolution to reserve \$85,969 of Abatement District Forgone Taxes. Upon conclusion, Chairman Funk called for discussion. No discussion having been offered, Daniel Moore, Donna Permann and Andi Higgins, members of the public were present. A motion to approve Resolution No. 2021-16 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 9:23 am.

5. **Resolution No. 2021-17 – Unanticipated ARPA Revenue:** Resolution 2021-17 A Resolution to accept unanticipated American Recovery Plan Act (ARPA) revenue came before the Commission at 9:24 am. The following parties acknowledged roll call of attendance;

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

Anson Call recited Power County Resolution 2021-17 A Resolution to accept \$745,972.00 in unanticipated ARPA revenue. Upon conclusion, Chairman Funk called for discussion. No discussion having been offered, Daniel Moore, Donna Permann and Andi Higgins, members of the public were present. A motion to approve Resolution No. 2021-17 was presented by Commissioner Lasley with a second by Commissioner Anderson. Following audible call, motion unanimously carried, the resolution was adopted and the matter concluded at 9:28 am.

6. **Resolution No. 2021-18 – Adjust FY2022 Budget Unanticipated ARPA Revenue:** Resolution 2021-18 A Resolution to adjust FY2022 Budget to account for unanticipated American Recovery Plan Act (ARPA) revenue came before the Commission at 9:29 am. The following parties acknowledged roll call of attendance;

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

Anson Call recited Power County Resolution 2021-18 A Resolution to adjust FY2022 Budget to account for unanticipated ARPA revenue. Upon conclusion, Chairman Funk called for discussion. No discussion having been offered, Daniel Moore, Donna Permann and Andi Higgins, members of the public were present. A motion to approve Resolution No. 2021-18 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 9:33 am.

7. **Resolution No. 2021-19 – Adjust FY2021 Budget Transfer Funds:** Resolution 2021-19 A Resolution to adjust FY2021 budget transfer of funds came before the Commission at 9:34 am. The following parties acknowledged roll call of attendance;

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

Anson Call recited Power County Resolution 2021-19 A Resolution to adjust FY2021 budget transfer of funds to account for Fair Ground expenditures. Upon conclusion, Chairman Funk called for discussion. No discussion having been offered, Daniel Moore, Donna Permann and Andi Higgins, members of the public were present. A motion to approve Resolution No. 2021-19 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 9:40 am.

8. **Fair Board Accounting and Auditor Recommendation:** Clerk Sharee Sprague recommends keeping levied funds and sales tax monies in the Fair Board Fund to offset costs getting reimbursed by the Fair Board; to provide quarterly reports to the Fair Board Secretary/Treasurer and provide a final billing at the end of the year for reimbursement expenses due from the Fair Board. Clerk Sprague further recommends new account lines be setup in the Fair Board fund so that transactions are more transparent and in one place. A motion to support Clerk Sprague's proposal was presented by Commissioner Lasley with a second by Commissioner Funk. Following an audible call of the board, the motion unanimously carried.
9. **Convene as Ambulance District Board at 9:58 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.
10. **Emergency Medical Services:** Ambulance Chief, Di Jones, presented a grant from Health & Welfare for \$25,000. A motion to authorize the grant from the Health & Welfare was presented by Commissioner Lasley with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.

Chief Jones advised there are staffing issues nationwide for Emergency Medical Services (EMS) personnel. Chief Jones advised her goals are to staff the ambulances to meet the requirements for the State EMS license, reduce employees from feeling overwhelmed and stay within the budget. Chief Jones advised Power County EMS responded to 827 patient calls from August 1, 2021-July 31, 2021. Chief Jones advised her proposal is to staff the primary ambulance with full time employees. Chief Jones is requesting 2 full time employees and 1 paid per call employee at Station 1, at Station 2 Chief Jones is requesting 2 paid per call employees and advised that will allow for immediate coverage if needed in the County. The Commission is in favor of Ms. Jones proposal.

Jessica Spillet inquired if the volunteers have to pay out of pocket for the training. Ms. Jones advised the County pays for the training unless they drop out. Commissioner Lasley inquired on High School seniors being able to do a ride along as their senior project. Chief Jones advised that is possible as she has observers.

Anita Kress inquired if Chief Jones proposal is changing what is currently done at Rockland. Chief Jones advised it will remain the same.

Chief Jones inquired if she can hire employees from in house for the new positions. The Commission advised they are in support of it.
11. **Reconvene as Board of County Commissioners at 11:54 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 Anderson. Following an audible call of the board, the motion unanimously carried.
12. **Landfill Update:** Landfill Supervisor, Jeff Rankin, inquired on the contractor Landfill fees for Lamb Weston. Mr. Rankin advised the contractor is bringing in bins and not

separating it out. The Commission agreed to allow Mr. Rankin to charge for garbage that is being hauled. Commissioner Funk advised Southern Idaho Solid Waste has raised the prices for hauling garbage and mileage.

A proposal was presented from Raftelis to perform budget year cost of service and rate study for \$25,290. A motion to reject the proposal from Raftelis 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 table the Landfill fee structure and to have a work session before updating the fees was presented by Commissioner Funk with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.

13. **Courthouse Front Entry Contract:** A motion to approve the contract with TF Enterprises for the Courthouse front entry modifications in the amount of \$247,000, since licensure has been satisfied was presented by Commissioner Lasley with a second by Commissioner Funk. Following audible call of the Board, motion unanimously carried.
14. **Sheriff's Office Update:** Sheriff, Josh Campbell, and Deputy Sheriff, Byron Marshall, presented Sheriff's Office updates before the Commission.

A motion to sign the LifeScan Memorandum of Understanding (MOU) with the Idaho State Police for a reimbursement of \$15,000 was presented by Commissioner Funk with a second by Commissioner Lasley. Following audible call of the Board, motion unanimously carried. Sheriff Campbell advised he has reached out to multiple providers for finger printing bids and for a finger printing machine.

A motion to sign the Bureau of Land Management (BLM) agreement for a grant award of \$5,000 was presented by Commissioner Funk with a second by Commissioner Lasley. Following audible call of the Board, motion unanimously carried.

A motion to purchase the Law Enforcement Policing Policy for \$1,500 to be paid out of (08-02-546-00) was presented by Commissioner Anderson with a second by Commissioner Lasley. Following audible call of the Board, motion unanimously carried.

Sheriff Campbell advised they are fully staffed in Dispatch and advised they have 1 position open in the Jail.

Sheriff Campbell advised they need 2 commercial washers and dryers and was quoted around \$4,000 for all 4. Commissioner Funk suggested Sheriff Campbell contact Launa Snow.

Sheriff Campbell advise IT, Steve Stringham, advised the Sheriff's Office is due to upgrade some computers. Commissioner Lasley advised the Sheriff's Office needs to find out where each tablet is before any upgrades.

Sheriff Campbell presented 2 bids for the lights on the 2021 Chevy Pickup; One from Vehicle lighting solutions (VLS) for \$7,580.50 and the second bid from Day Wireless for \$8,106.97. The Commission agreed to table both bids to a meeting in October.

Deputy Sheriff, Byron Marshall, presented on Idaho State Parks & Recreation (IDPR) grants. Deputy Marshall advised there is a 20% match requirement for the purchase of equipment for Marine Patrol. Deputy Marshall provided a quote for a boat for \$131,185.00 with a trade in value for the current boat at \$14,000 and a quote for a 2023 Chevy truck for \$37,700. Deputy Marshall advised the current pick up is 14 years old. Deputy Marshall advised the deadline for the grant is in January. The Commission agreed to table the discussion to a meeting in October.

15. **Claims:** A motion to approve the claims approval report in the amount of \$377,970.81 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)	\$ 32,785.28
0003 FAIR BOARD	\$ 250.00
0004 POWER COUNTY AMBULANCE DIST.	\$ 141,859.05
0005 POWER COUNTY ABATEMENT DIST.	\$ 16,060.00
0006 DISTRICT COURT	\$ 6,286.98
0008 JUSTICE FUND	\$ 12,983.14
0009 DRUG COURT	\$ 1,532.06
0010 ENHANCED 911 SERVICES	\$ 3,742.10
0015 ELECTIONS	\$ 1,859.16
0016 INDIGENT	\$ 6,006.87
0020 REVALUATION	\$ 2,635.99
0023 SOLID WASTE (LANDFILL)	\$ 28,568.67
0027 WEEDS	\$ 1,1416.33
0038 WATERWAYS	\$ 347.03
0050 PAYMENT IN LIEU OF TAXES	\$ 121,638.15
Total Amount Paid	\$ 377,970.81

16. **Approval of Past Meeting Minutes:** A motion to accept minutes as printed for meetings held on June 28, 2021, June 29, 2021, June 30, 2021, July 1, 2021, July 2, 2021, July 12, 2021, were presented Commissioner Anderson with a second by Commissioner Funk. Following an audible call of the board, the motion unanimously carried.

A motion to accept minutes as printed for meetings held on August 5, 2021, August 6, 2021, August 9, 2021, August 16, 2021, August 19, 2021 and August 23, 2021, were presented Commissioner Lasley with a second by Commissioner Funk. Following an audible call of the board, the motion unanimously carried.

17. **Personnel Updates:** Deputy Clerk Flor Cardona reported on several personnel changes for the county. Ms. Cardona reports that impacted budget lines have been reviewed for sustainability of the requested changes and submitted the following changes;

- The Sheriff's Department hired an employee to fill the vacant position created by

Denise Ralphs and requests Mary Morrival receive \$31,200 annually or \$15.00 hourly as compensation for completion of assigned job duties.

- The Sheriff's Department approved a step increase due to completion of training and requests Arturo Martinez receive \$39,520.00 annually or \$19.00 hourly as compensation for completion of assigned job duties.
- The Ambulance District advised they have Justin Kell who is a observer/Student/EMT volunteer.
- The Ambulance District advised they have Emilie Amelia Davis who is an EMT volunteer.
- The Ambulance District hired an employee to fill the vacant position and requests Lucas Fekete receive \$15.00 paid per shift, per call.
- The Ambulance District hired an employee to fill the vacant position and requests Mikayla Sharon Macaluso receive \$15.00 paid per shift, per call.

Deputy Clerk Flor Cardona reports that Adam Roth has resigned from the Power County Ambulance District. Ms. Cardona advises that the employee is eligible for separation benefits as follows;

- 0 hours of Compensation pay for a total of \$0
- 14.60 hours of Vacation pay for a total of \$219.00
- 20.5 hours worked during the last payroll for a total of \$307.50
- Employee is eligible for (0) month(s)COBRA Insurance Coverage through the County

A motion to approve the personnel updates and the payout for Adam Roth was presented by Commissioner Lasley with a second by Commissioner Funk. Following an audible call of the board, the motion unanimously carried.

18. **Certificate of Residency: 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 thru College of Southern Idaho as filed with the caviot that Cristian Medel Fonseca renew the expired car registration was presented by Commissioner Anderson with a second by Commissioner Funk. Following an audible call of the board, the motion unanimously carried and the following certificates of residency were approved;

Applicant Name	Term Covered
Maria L. Gonzalez	2021-2022 Fall and Spring Semesters
Cristian Medel Fonseca	2021-2022 Fall and Spring Semesters
Maria E. Ledesma	2021-2022 Fall and Spring Semesters
Kade L. Parish	2021-2022 Fall and Spring Semesters
Libby Swan	2021-2022 Fall and Spring Semesters
Benjamin P. Field	2021 Fall Semester

19. **American Falls Airport Grant:** A motion to approve the airport grant for the slurry seal and paint was presented by Commissioner Anderson with a second by Commissioner Funk. Following an audible call of the board, the motion unanimously carried.

Resolution No. 2021- 20 – Idaho Department of Transportation Grant: Resolution 2021-20 a Resolution Accepting the grant offer through the Idaho Transportation Department came before the Commission at 6:12 pm. The following parties acknowledged roll call of attendance;

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

Anson Call recited Power County Resolution 2021-20 a Resolution Accepting the grant offer through the Idaho Transportation Department in the amount of \$42,000.00 to be used under the Idaho Airport Aid Program. Upon conclusion, Chairman Funk called for discussion. No discussion having been offered and no members from the public were present a motion to approve Resolution No. 2021-20 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 6:15 pm.

20. **Water Rights:** Commissioner Funk advised a letter was received from the American Falls-Aberdeen Ground Water District regarding 2 water rights; 29-14368 and 29-14370 that are not part of Water District. Commissioner Funk was advised if they are not annexed into the Water District they could face curtailment. A motion to annex water right no. 29-14368 and 29-14370 to the American Falls-Aberdeen Ground Water District and pay the full membership and assessment fees of \$1,165.05 was presented by Commissioner Lasley with a second by Commissioner Funk. Following audible call, motion unanimously carried.

C. POINTS OF ORDER:

1. **Certification of Levies:** Clerk Sprague advised certification of levies was due to the State by September 16, 2021. Clerk Sprague advised the State granted a blanket extension across the state to Sept 30, 2021. The Commission agreed to table the Certification of Levies.
2. **Power County Highway District:** Power County Highway Commissioners, Gilbert Hofmeister, and Robert Wetzel, presented before the Commission on the Chicken Ranch Access. Mr. Hofmeister advised Fish & Game is interested in leasing the land. Commissioner Anderson advised he met with Idaho State Parks & Recreation (IDPR) and they requested a copy of the deed on said property. Commissioner Anderson advised the Waterways Board is willing to work together with the Power County Highway District and provide enforcement. Commissioner Anderson advised Waterways has been maintaining and patrolling the area. Commissioner Anderson advised he was

recommended from IDPR to lease the land from the Highway District. Mr. Hofmeister advised they want to keep the public lands open and have places for recreationalist. Commissioner Anderson advised the IDPR proposes a plan to make the area a fee area and do hiking and ATV trails. Commissioner Anderson advised he will be meeting with the Highway District at their meeting on September 27, 2021 for further discussion.

3. **Frigitek Update:** The Commission advised they would like a meeting scheduled with Pocatello Mayor Brian Blad and Kristin Jensen. The Commission agreed to table the discussion to a later date.
4. **Rental Update:** Deputy Clerk Flor Cardona advised the 590 Gifford Ave. rental property is (3) months past due. The Commission advised they will talk to lessee.
5. **COVID-19 Updates:** Deputy Clerk Flor Cardona advised employees have inquired of paid COVID-19 leave. Commissioner Lasley advised that expired December 31, 2020. The Commission has tabled the COVID-19 updates for further discussion to September 24, 2021.
6. **Travel Reimbursement Policy:** Deputy Clerk Flor Cardona advised the State travel policy was last amended and the mileage rate decreased from \$0.57.5 cents to \$0.56. Ms. Cardona advised the current County mileage reimbursement is \$0.56. The Commission agreed to review the policy the beginning of next year.

IV. EXECUTIVE SESSION:

1. **Executive Personnel Session I.C. 74-206(1)(b) 10:00 am:** A motion to enter into executive session to consider personnel actions pursuant to Idaho Code 74-206(1)(b) 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, AYEFollowing roll call of the Board, motion unanimously carried. Upon conclusion of discussion, Commissioner Funk declared the meeting open at 10:10 am.
2. **Executive Trade Commerce Advice Session pursuant to I.C. §74-206(1)(e) 2:58 pm:** A motion to enter into executive session pursuant to I.C. §74-206(e), was presented by Commissioner Lasley with a second by Commissioner Anderson. Deputy Clerk Flor Cardona 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 3:34 pm.

V. ASSESSMENTS/CONCLUSIONS:

1. **Next Meeting:** The next regular session for the board to meet is slated for October 4, 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 6:31 pm.

The foregoing minutes were approved by the Board of County Commissioners during the Regular Board Meeting held October 18, 2021.



COMMISSIONER FUNK, Chairman

ATTEST:



FLOR CARDONA, Deputy Clerk