



POWER COUNTY BOARD OF COMMISSIONERS

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

Monday, June 26, 2023, 9:00 a.m.

I. CALL TO ORDER

The Board of County Commissioners met in regular session Monday, June 26, 2023, and called the meeting to order at the hour of 9:06 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 Cathy Miles, Deputy Auditor Nate Cuoio, Legal Counsel	
OTHER PARTIES PRESENT:	Chief Deputy Clerk Chelsy Fehringer Chief Deputy Sheriff Kasey Kendall Assessor Laura Porath (Zoom) Chief Deputy Assessor Flor Cardona Deputy Assessor Kirk Mottishaw (Zoom) Building Administrator Andi Higgins Ambulance Chief Kristi Permann	Sheriff Josh Campbell Chester Taylor Bryan Sprague (Zoom) Ken Crane Terrell Dobis Launa Snow Challas Dschaak

III. AGENDA

A. NOTICES/REPORTS

1. **Sheriff's Office Update:** Sheriff Josh Campbell and Chief Deputy Kasey Kendall appeared before the commission advising that testing on the front entrance is underway and recommended enhancements are moving forward and courthouse security enhancements are being evaluated. Sheriff Campbell reports that they are working with the IT Director on flooding and server issues for recommendation to the Commission. Sheriff Campbell reports that they are having issues with the washing machines and need warranty work performed. Sheriff Campbell reports they have received the K-9 Office and have named him Zeus who will be certified in the next year with little impact to the budget. Sheriff Campbell reports that the 12 hour shift

schedule is working well for the team. Clerk Sharee Sprague advised that Wilson Roofing came to evaluate the roof to provide a bid and patched the failing areas in the interim as it would have cost more to do the bid and return to do the patches at a later date.

2. **Cedar Fields:** Ken Crane and Terrell Dobis of the Bureau of Reclamation appeared before the Commission and reported letters of protest received on the Cedar Fields changes. Clerk Sprague reported that she attempted to file a protest on behalf of the county but the link didn't work so she emailed a copy to Mr. Crane, certified mailed the protest to the address listed on website, which was returned as invalid. Mr. Crane concurred that it was unfortunate that it could not be considered as it was not submitted correctly, however, confirmed that the points from the county were mirrored other protests that were filed. Mr. Crane advised that once everything is finalized, it will be sent the State Director to finalize.
3. **Building Administrator/Weed Control:** Building Administrator Andi Higgins appeared before the Commission advising they recently received \$30,000.00 for weeds grant for spraying. Ms. Higgins reports that from October 1 thru today 60 permits have been issued totaling \$131,844.00. Commissioner Lasley advised that any additional building density should be notified to the Power County Highway District for impact. Ms. Higgins concurred and reports that labor housing needs to be clarified in the ordinance.

B. MOTIONS:

1. **Agenda:** A motion to approve the agenda for Monday, June 26, 2023, was presented by Commissioner Funk with a second by Commissioner Anderson. Following audible call of the Board, motion unanimously carried.
2. **Convene as Ambulance District Board at 9:17 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.
3. **Power County Ambulance Administration & Financial Report:** Director Kristi Permann appeared before the Board and presented updates and accounts receivable reports from Amerimax for the date ending April 30, 2023. Ms. Permann reports she has not heard anything from the new billing company. Clerk Sprague reported that we have not received any funds from the new billing company. The Commission directed Ms. Permann to follow up with the billing company and report back on Thursday during her budget meeting. Ms. Permann advised she had requested to restructure the assistant workload, however, has determined it would be best to go back to having an Assistant/Deputy Chief that would act in her place in her absence and could replace her when the later. Commissioner Lasley reported that he would like to see the job description detailed and budgetary impact before making any changes. Commissioner Funk concurred. Upon conclusion, a motion to accept the Financial Reports from

Amerimax as submitted was presented by Commissioner Anderson with a second by Commissioner Lasley. Following audible call of the Board, motion unanimously carried.

Clerk Sharee Sprague advised the Power County Ambulance has hired Lucas Fekete part-time no benefits requests Mr. Fekete receive \$15.00 hourly not to exceed \$9,360.00 annually as compensation for completion of assigned job duties. Upon conclusion, a motion to accept the Financial Reports from Amerimax as submitted was presented by Commissioner Lasley with a second by Commissioner Anderson. Following audible call of the Board, motion unanimously carried.

4. **Reconvene as Board of County Commissioners at 9:39 am:** 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 Lasley. Following an audible call of the board, the motion unanimously carried.
5. **Claims:** Deputy Auditor Cathy Miles appeared and presented claims filed for payment. Ms. Miles presented claim forms left on her desk for payment for direction for payment by demand or processing on the next claims day. Upon conclusion, a motion to approve the claims approval report in the amount of \$46,046.19 with the additional demands 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;

FUND	Paid
0001 GENERAL FUND (CURRENT EXPENSE)	\$ 8,824.32
0002 SICK BANK COMPENSATION	\$ -
0003 FAIR BOARD	\$ 500.00
0004 POWER COUNTY AMBULANCE DIST.	\$ 4,953.84
0005 POWER COUNTY ABATEMENT DIST.	\$ 16,060.00
0006 DISTRICT COURT	\$ 819.30
0008 JUSTICE FUND	\$ 2,469.10
0009 DRUG COURT	\$ 1,937.15
0010 ENHANCED 911 SERVICES	\$ -
0011 HEALTH DISTRICT	\$ 31.64
0015 ELECTIONS	\$ -
0016 INDIGENT	\$ 2,443.85
0017 JUNIOR COLLEGE TUITION	\$ 3,450.00
0020 REVALUATION	\$ 45.00
0023 SOLID WASTE (LANDFILL)	\$ 157.80
0024 TORT	\$ 2,407.50
0027 WEEDS	\$ 33.50
0038 WATERWAYS	\$ -
0039 MUSEUM	\$ 1,051.51
0041 AMERICAN RESCUE PLAN ACT	\$ -
0050 PAYMENT IN LIEU OF TAXES	\$ 861.68
0051 BOND - WATER RIGHTS	\$ -
Total Amount Paid	\$ 46,046.19

6. **Pocatello Trap Club Exemption:** Assessor Laura Porath and Chief Deputy Assessor appeared before the Commission and presented tax exemption application on parcel no. RPD0280-01 on behalf of the Pocatello Trap Club and recommends the exemption be denied on the grounds the application does not evidence of the exemption being sought under 63-602E. Legal Counsel Nate Cuoio reports that exemption deadlines for 63-602 exemptions is set forth in 63-602(3)(b) with a filing deadline of April 15 and final decision deadline of May 15th. Upon conclusion of discussion, a motion to deny the Pocatello Trap Club exemption on parcel no. RPD0280-01 on the grounds that the application was not filed in accordance to deadlines set forth in 63-602(3)(b) was presented by Commissioner Anderson with a second by Commissioner Lasley. Following an audible call of the board, the motion unanimously carried.
7. **Approve Subdivision Plats:** Building Administrator Andi Higgins presented Little Creek and South Bay East subdivision plats for execution by the Commission. Following discussion, a motion to execute the Little Creek subdivision plat 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 execute the South Bay East subdivision plat was presented by Commissioner Lasley with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.
8. **Snow Property Management:** Launa Snow and Power County Building and Grounds Director Chester Taylor appeared before the Commission. At the outset, Clerk Sprague reported that she and Ms. Snow and they would propose that Snow Property be authorized to use a dedicated account with the county tax id number at Ace Hardware and use the county tax id number at Home Depot to purchase materials for county properties being managed by Snow Property. Ace Hardware will call Launa for authorization before any charges are assessed. Clerk Sprague reported she visited with legal counsel Nate Cuoio who recommends that all purchases using the county tax id use the property address as the PO number to tie the tax exemption to a properly exempted property. Snow Property will pay the bills and seek reimbursement or deduct the charges from rental revenue. All charges will be reflected on an invoice with Snow Property. They further recommend that when the Commission authorizes Snow Property to complete repairs and/or authorizes bids submitted by Snow Property; Snow Property would submit an invoice for payment. The County would pay Snow Property so that they will have the available funds to complete the job. Upon conclusion of the job, Snow Properties could submit a final statement along with receipts for our records and if we owed additional money, we could pay it on the final statement. By consensus, the Commission authorized the Clerk's Office to issue demand payment to Snow Property under approved bids amounts upon invoice from Snow Property. Cathy Miles recommended putting a time limit on bids. Ms. Snow reports that Challis Dschaak did not intend to quit working for the county and she would like to continue working with him on the county properties. Challis Dschaak of Hollow-Point Services appeared and presented a timeline of jobs, apologized for being too persistent with the Clerk's Office, and explained that he understands the due process and trying to go around it. Mr. Dschaak reports that in re-bidding the house at

490 Pocatello Ave, he found additional repairs needed and presented a bid for repairs in the amount of \$4,244.91. Upon conclusion, a motion to approve the bid from Hollow-Point Services in the amount of \$4,244.91, to be paid to Snow Property for project management, and authorize fifty percent (50%) of the bid to be paid by demand today, was presented by Commissioner Funk with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.

9. **Certificate of Residency Application for Junior College Tuition I.C. §33-2110:** Clerk Sharee Sprague presented the application of Emma L Jensen for Certificate of Residency for Junior College Tuition assistance. Upon conclusion, a motion pursuant to I.C. §33-2110 to approve application of Emma L Jensen for Certificate of Residency for Junior College Tuition assistance thru College of Southern Idaho for the 2023-2024 Fall and Spring Semesters was presented by Commissioner Lasley with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.
10. **Personnel:** Personnel Updates: Clerk Sharee Sprague presented several personnel changes for the Power County Sheriff's Office. Clerk Sprague reports that impacted budget lines have been reviewed for sustainability of the requested changes and submitted the following changes;
- The Power County Sheriff has promoted Richard Sammons to jail Commander and requests Mr. Sammons receive \$48,880.00 annually or \$23.50 hourly as compensation for completion of assigned job duties.
 - The Power County Sheriff has hired Gordon Robinson to fill a Detention Deputy vacancy and requests Mr. Robinson receive \$41,600.00 annually or \$20.00 hourly as compensation for completion of assigned job duties.
 - The Power County Sheriff has hired Andrea Marshall to fill a Detention Deputy vacancy and requests Ms. Marshall receive \$41,600.00 annually or \$20.00 hourly as compensation for completion of assigned job duties.

A motion to accept personnel updates as reported was presented Commissioner Lasley with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.

Clerk Sharee Sprague advised that Steve Stringham was sick when AFLAC was here for open enrollment. Clerk Sprague reports that AFLAC can still allow him to enroll if the Commission approves an exception due to exigent circumstances. Upon conclusion, a motion to allow an exemption to Steve Stringham for AFLAC enrollment effective July 1, 2023, provided that Mr. Stringham bear any and all costs associated with such enrollment and the exemption was presented by Commissioner Lasley with a second by Commissioner Funk. Following an audible call of the board, the motion unanimously carried.

11. **Approval of Past Meeting Minutes:** A motion to accept minutes as printed for meetings held on May 15, 18, June 1, and June 12, 2023, was presented Commissioner

Anderson with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.

12. **Whitnah property survey:** A motion to survey the entire property for parcel number RPD0735-00 was presented by Commissioner Lasley with a second by Commissioner Anderson. Following an audible call of the board, the motion unanimously carried.

C. POINTS OF ORDER:

1. **Adult Probation Update:** Wade Dishion of Dishion Enterprises appeared before the Commission and presented an update on adult probation services for 4th quarter of 2022 and 1st quarter of 2023. Mr. Dishion reports that he is undergoing personnel changes and does not intend on backfilling the position, and therefore does not intend to renew his contract. Mr. Dishion reports the difficulty in keeping personnel with the current rates advising that Jason Mackrill approached him about bringing the service in house and having a probation director to manage both adults and juveniles and then hire officers to supervise the participants. Clerk Sprague inquired what it would take financially to make the continued contract viable. Mr. Dishion reports that he isn't sure, but probably around \$36,000.00 per year. The parties discussed options moving forward. Mr. Dishion advises that he will hold off on his written notice and can be available to meet with the Commission in the coming weeks to discuss.

IV. EXECUTIVE SESSION:


1. **Executive Personnel Session I.C. 74-206(1)(b) 3:06 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 Sheree 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 10:31 am.

V. ASSESSMENTS/CONCLUSIONS:

1. **Next Meeting:** The next regular session for the board to meet is slated for July 10, 2023.
2. **Adjourn:** Having no further business to come before the Board, a motion to adjourn was presented by Commissioner Lasley with a second by Commissioner Funk. Following audible call of the Board, motion carried and the meeting was adjourned at 3:11 pm.

The foregoing minutes were approved by the Board of County Commissioners during the Regular Board Meeting held July 10, 2023.

ATTEST:



COMMISSIONER FUNK, Chairman

Sharee Sprague
SHAREE SPRAGUE, Clerk
