

Lincoln County Commissioners Minutes for April 17, 2017

Present: Chairman Cresley McConnell, Commissioner Rebecca Wood, Commissioner Roy Hubert, Clerk Brenda Farnworth for minutes.

9:31am Chairman McConnell called the meeting to order

Attorney Mark Coppin

Mark currently has a contract for Misdemeanor Public Defense in Jerome until October. He is willing take the same contract that we have with Jeremy Pittard for a year. Recommends Commissioners wait for legislation on the case loads and other guidelines from the Public Defense Commission and then review contracts. He thinks that contracting with another County will be the easiest solution for our County

Discussion on the new potential regulations for public defense.

Mark is not capital certified. Not as much experience in felonies, but has attorney's that he works closely with for counseling.

Suggested that the County request a case management software and necessary hardware for an office for the Public Defender from the Public Defense Grant. Also would be good to request video equipment for arraignment and other appearances.

Commissioner Hubert made a motion to contract with Mark Coppin with the identical contract as currently with Jeremy Pittard starting May 1st 2017. Commissioner Wood seconded. Discussion on allowing Jeremy Pittard to submit a letter of resignation and eliminate the 30 day clause. Jeremy needs to keep his present cases and allow Mark Coppin to take all new cases. Vote unanimous in favor motion carries.

10:15am Public Defense and Grant

Clerk Farnworth presented the case numbers for FY2016 for the Public Defender and Conflict Public Defense. Discussion on the grant application and the request.

10:35 Planning & Zoning
Building Permits

Discussion on Last Ranch LLC and non-compliance of Lincoln County Ordinances.

Connie and Tracy Sorenson are requesting a swap of land with Staker and Parsons. Looking for a building permit that sits right on the property line of the land change. Requesting a combining of parcels of property with the purchase from Staker and Parsons into one parcel. Need approval to issue the building permit to Staker and Parsons so they can move forward before the land

exchange takes place. Received a letter from the Highway District approving the approaches to the property.

Commissioner Wood made a motion to allow the Planning and Zoning Administrator to issue a building permit to Staker and Parsons on Parcel# RP03S18E211804. Commissioner Hubert seconded. Discussion on the scope of the Planning & Zoning Board and County Commissioners. Vote unanimous in favor, motion carries.

Commissioner Hubert gave an update on the land transfer with Idaho Solid Waste. Documents have all been sent to BLM for the final review.

Care Center Generator update. Did not go in last Thursday because of an issue with the regulator. Valley Coop gave a quote for putting in a 1000 gal propane tank. Discussion on who should be responsible for the propane tank. The requirement is strictly for hospitals, the County should not be responsible for the dual fuel, BRP should make the decision and pay for it and then it belongs to them.

11:05am Executive Session 74-206(1)(f) Litigation

Commissioner Hubert made a motion to go into Executive Session pursuant to IC 74-206(1)(f) Litigation. Commissioner Wood seconded. Vote; Commissioner Wood, aye; Commissioner Hubert, aye; Chairman Hubert, aye. Vote unanimous in favor, meeting adjourned to Executive Session.

11:12am Chairman McConnell adjourned Executive Session and re-convened the Regular Meeting.

Request from Prosecutor E. Scott to pay Sue Gregory \$15.00 an hour for returning to help with the trial this week because the new Assistant does not have the experience. This will not be on the Salary line but in the extra help and will be an accounts payable claim.

Commissioner Hubert made a motion to pay Sue Gregory for 6 days for follow up work for the Court Trial at the rate of \$15.00 per hour. Commissioner Wood seconded. Discussion on time. Vote unanimous in favor, motion carries.

Contract for service with E. Scott and the City of Richfield.

Discussion on the wording in the contract. Discussion on IC 31-3113. E. Scott will revise the contract and resend to the cities of Richfield and Dietrich.

Discussion on the building that the generator for the Care Center is planned to go into. Recommendation from Magic Valley Electric and Valley Coop is that the generator not be put into a building, they are made to run outside. Discussion on the benefits and risks of the building. Will leave it in the building.

Discussion on the Tax Deed sale scheduled for Monday, April 24th. There have been no inquiries on the house or the Windstar Van. Discussion on keys for the house, we have no keys.

Zions Contract

Commissioner Hubert would like to move ahead with a contract with Zions Bank to be the advisor through the new Courthouse process. Discussion.

Commissioner Hubert made a motion to accept the Contract from Zions Bank for Municipal Advisory Service from Zions Bank. Commissioner Wood seconded. Discussion. Chairman McConnell would like to have the topic as a time on the next agenda for public comment and for good transparency. Commissioner Hubert withdrew his motion and Commissioner Wood withdrew her second.

Treasurer Ann Youts brought an item for discussion on a tax cancellation for Rick Connell.

Commissioner Wood made a motion to amend the agenda to discuss the MH279 taxes. Good faith reason, Clerk Farnworth accidentally left it off the agenda. Issue with finding the individual, the mobile home is now gone. Vote unanimous in favor, motion carries, agenda is amended.

Discussion on the facts of the mobile home. It has been removed from the property and probably destroyed, it was an old home.

Commissioner Wood made a motion to remove taxes for MH279 for \$92.52, a mobile home owned by Rick Connell because the mobile home is gone and the Sheriff can no longer collect. Commissioner Hubert seconded. Vote unanimous in favor, motion carries.

Commissioner Wood reported that ITD has a meeting this week to discuss proposals from Boise State and Idaho State on the planned study.

12:00noon Chairman McConnell adjourned the meeting for lunch.

1:02 pm Chairman McConnell called the meeting to order.

Commissioner Hubert made a motion to go into Executive Session pursuant to IC 74-206(1)(d) Indigent. Commissioner Wood seconded. Vote; Commissioner Wood, aye; Commissioner Hubert, aye; Chairman McConnell, aye. Vote unanimous in favor, meeting adjourned to Executive Session.

1:14pm Chairman McConnell adjourned Executive Session and re-convened the Regular Meeting.

Commissioner Wood made a motion for case #2017030 to deny, not indigent. Commissioner Hubert seconded. Vote unanimous in favor, motion carries.

Commissioner Wood made a motion for cases #2007022, #2001001, #2011019 to write off the balances due as the applicant is deceased and to help the spouse who is on a limited

indigent income. Total balance to write off is \$27,861.86. Vote unanimous in favor, motion carries.

1:16pm Claims and Minutes

Commissioner Wood made a motion to approve claims for April 17, 2017 for \$85,772.27. Commissioner Hubert seconded. Vote unanimous in favor, motion carries.

Commissioner Hubert made a motion to approve the minutes for the Lincoln County Ambulance for April 10, 2017 as presented. Commissioner Wood seconded. Vote unanimous in favor, motion carries.

Commissioner Wood made a motion to approve the minutes for April 10, 2017 as presented. Commissioner Hubert seconded. Vote unanimous in favor, motion carries.

Correspondence.

Received a letter from Dr. Davis for the Good Samaritan Clinic update. Encourages a County Commissioner to attend the next Board meeting, Tuesday April 18th at 7pm Shoshone Family Medical Center Conference room and consider someone to serve on the Board. Commissioner Wood will attend the meeting tomorrow night and bring back more information.

Discussion on Dr. Davis and medical director for Lincoln County Care Center.

Letter received from Raul Labrador, new Chairman of the House Natural Resource Subcommittee.

Letter received from Robert Newey to remain on the Fair Board and Craig Christensen request to serve on the Board.

Commissioner Wood made a motion to appoint Craig Christensen to the Lincoln County Fair Board from January 2017 to December 2019. Commissioner McConnell seconded. Discussion. Commissioner Hubert recused himself due to a conflict of interest. Vote unanimous in favor, motion carries.

Commissioner Wood made a motion to re-appoint Robert Newey to the Lincoln County Fair Board for January 2017 to December 2019 Term. Commissioner Hubert seconded. Vote unanimous in favor, motion carries.

Still need a letter from Kerry Hurd.

Discussion on Fair Board and Rodeo Committee.

Correspondence

Discussion on Idaho History Museum request for donation, put on next meeting agenda.

Idaho Division of American Veterans Bulletin received.

Commissioner Wood received a call from Mayor Pearson regarding a new business application. There is opposition to the rendering plant at its current proposed location. County may want to look for another location away from city population. Commissioner Wood is going to contact them about what need requirements they have. Discussion on County owned property.

2:50pm Myers Anderson Architects

Discussion on proposal from Myers Anderson and Laughlin Ricks Architectures. Will be put on the next agenda for transparency to patrons.

Commissioner Hubert gave an update from the school and it could be as long as 1 ½ years before the school is ready to move out of the buildings across the street

Commissioner Wood encouraged review of Courthouse plans on the internet for some ideas.

2:15pm Body Cam Policy

Scott Denning, Stephen Phillips, Sheriff Rodriguez, Prosecutor Paul

Discussion on Body Cam Policy that the Sheriff's office is currently following and procedures. Discussion on some sample policies presented by Commissioner Wood and changes they would like to see made to the Sheriff's current policy. Sheriff and E. Scott will get together and revise for May 8th agenda.

2:45pm Rescind Resolution 2016-11 Courthouse Hours

Discussion on the reasoning for the hours requested for the Titles & Registration and Drivers License. Need to review what Resolution or Policy would be in place if this one is rescinded. Item tabled until next meeting.

Data Server

Clerk Farnworth reported that they are moving forward with the new data server. It is in the budget, but the quote is higher than budgeted for. Will have to use some of the capital contingency. Made a decision to go with a backup on the Cloud rather than a tape drive backup. They are more dependable and can be monitored more easily. Cost will actually be less than a tape drive backup up front, but after 3 years will require an annual fee.

3:10pm Financial Review of Qtr2

Clerk Farnworth presented a revenue analysis for the first 2 quarters of the year. Revenue is at 41.04% of the budget, but have not received any PILT monies, which is \$793,328. Which means that revenue is actually coming in over budget.

Commissioners reviewed the expense to budget and discussed areas of concern, which are; County Extension A-Budget, at 51.05% and still have the Fair to go through. Courthouse, renovation for the Drivers License in the Sheriff's office, expense is at 99.82%. Total Courthouse expense is at 59.64%

Sheriff's A-Budget has some areas of concern, but the total is still OK.

Sheriff's B-Budget has some areas of concern, but the total is still OK.

Overall Current Expense is OK.

Indigent A-Budget is over, at 75.73%. Budgeted 10 hours for P&Z work, but not needed. So P&Z A-Budget is under.

District Court A-Budget is over. Odyssey overtime is now a fulltime person, Sarah Thomas was moved fulltime to the Court. Auditor A-Budget is under.

Consolidated Elections has some areas of concern, but overall is OK.

County is overall at 43.88% with 50% of the year completed.

Discussion on budget items for the coming year.

4:00pm Chairman McConnell adjourned the meeting.

Respectfully,
Clerk Brenda Farnworth

Cresley McConnell, Chairman

Attest:

Brenda Farnworth, Clerk