

JEROME COUNTY COMMISSIONERS

Monday, October 1, 2018

PRESENT: Charles Howell, Chairman
Roger Morley, Commissioner
Jane White, Deputy Clerk

Meeting convened at 9:10 A.M.

Commissioner Roemer was not present because she was ill.

COMMISSIONER REPORTS

Commissioner Morley had attended a special meeting at the Idaho Association of Counties (IAC) convention about building non-municipal landfills. He had also participated in a public lands committee and a retirement recognition event for Art Brown as the County planning and zoning administrator.

Commissioner Howell reported from a SIEDO (Southern Idaho Economic Development Organization) quarterly summit meeting that featured speakers from several different organizations about recruiting businesses and/or employees.

Commissioner Howell related from a SIRCOMM (emergency communications) meeting that AT&T would cease from installing equipment without authorization because an installation had interfered with a radio frequency.

Commissioner Howell stated the County had received its new ambulance; sessions and seminars at the IAC convention were informative; and that he had attended the installation ceremony of John Lothspeich as a magistrate judge and the retirement recognition for Art Brown.

Liz Batcha was present and requested to address the Commissioners.

❖ A Motion was made by Commissioner Howell to add Liz Batcha to the agenda at 11:15 to discuss a private easement. It was seconded and carried with unanimous ayes.

JAIL INSPECTION

Commissioner Howell agreed to perform the quarterly jail inspection.

AIRPORT ADVISORY BOARD OPENING

Commissioner Howell said that Charles Schabacker was willing to fulfill the term of Gayland Edwards, who had resigned from the Airport Advisory Board.

❖ A Motion was made by Commissioner Howell to approve Chuck Schabacker to fulfill the remaining term of Gayland Edwards on the Airport Advisory Board. It was seconded and carried with unanimous ayes.

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SIGN WAGE CHANGE FORMS

The Board signed an Employee Wage Change form for Stephanie Aslett for a seven percent increase and a form to increase the wage of Kacie Buhler because of her promotion.

The Board signed Employee Wage Change forms to increase the salaries by seven percent for deputy clerks Cheryl Reeder, Michelle Creek, Sandra Peterson, Pam Bogue, John Lage, Melanie Mani, Gabriela Arteaga, Biridiana Gonzalez, and Charry Cushman.

BUSINESS AND/OR ADMINISTRATIVE MATTERS

The Board signed catering permits for the South Hills Bar & Grill, LLC, Hansen, to be used October 6, 2018, and October 13, 2018, both at the Risk Barn from 1 P.M. to 1 A.M.

The Board signed a Claims Approval Report dated September 25, 2018, for the Insurance Deductible Trust Fund, with a grand total of \$3,985.25.

The Board signed leave requests for Mario Umana and Justin McMillan (2).

APPROVE ATTENDANCE RECORDS

The Board signed Time Records for the September 16 through September 29 pay period for Art Brown, Cody Cantrell, Brent Culbertson, Nancy Marshall, Justin McMillan, Deserae Jones, and Mario Umana.

STEVE HINES—EXTENSION OFFICE REPORT

Extension Educator Steve Hines was present. Also present were John Crozier and Ben Crouch.

Hines reported on his recent duties as well as the efforts of Gretchen Manker as the Family Consumer Sciences educator, Celia Villacana as the Community Nutrition Advisor, and Tina Miller as the 4-H coordinator.

Hines asked that the Commissioners again allow a variance of comp time earned by the 4-H coordinator because of the excessive amount she earns during Fair Week.

Commissioner Morley questioned whether another employee was necessary.

Hines said the comp time accumulates quickly after 40 hours at a rate of time and a half.

❖ A Motion was made by Commissioner Howell to grant the request of Steve Hines that the 4-H coordinator be allowed to accumulate 100 hours of comp time and carry over 60 hours into the FY 2019-20 budget, with the coordinator carrying no more than 40 hours comp time into Fair Week. It was seconded and carried with unanimous ayes.

LARRY HALL—JEROME 20/20 QUARTERLY REPORT

Planning and Zoning Administrator Nancy Marshall was present. Also present were Jerome 20/20 Director Larry Hall, John Crozier, and Ben Crouch.

Hall reviewed his quarterly written report, which included five County projects, six City developments, his 2018 marketing focus in the Portland area, and feedback from investors and the community.

TEVIAN EKREN-KOBER—MOBILE HOME TITLE WORK

Treasurer Tevian Ekren-Kober was present. Also present were John Crozier, Ben Crouch, and George Panagiotou.

Ekren-Kober brought to the Commissioners the process necessary to return a mobile home to the tax roll. She explained that the home had been returned to the County when it did not sell after a Warrant of Distraint issued by the County and that the County had declared it of no value and had taken it off the personal property tax roll in 2015.

Ekren-Kober continued to tell the Board that Domingo Villanueva had purchased the property on which the trailer is located at a tax deed auction on August 28, 2018. She said the new owner desired to renovate the mobile home and that the County would need to transfer the title to the County and then to Villanueva before reassessing the home's value.

❖ A Motion was made by Commissioner Howell to sign the Indemnifying Affidavit and the Application for Certificate of Title for a 1973 Statesman s/w 14x48, Title #E585240, Serial #5344, to transfer the title to the Jerome County Commissioners. It was seconded and carried with unanimous ayes.

CONTRACT FULFILLMENT FOR RYAN LAY

Present were John Crozier, Ben Crouch, George Panagiotou, and Liz Batcha. Ryan Lay was present by speakerphone.

Lay had submitted by e-mail three rights-of-way from the Idaho Department of Lands to the United States of America. They provide accesses to land in the Snake River Canyons Park, which is under lease to Jerome County from the Bureau of Land Management.

Lay pointed out that the permits had each been recorded in Jerome County.

❖ A Motion was made by Commissioner Morley to pay Ryan Lay, Idaho Lands Consulting, St. George, Utah, a total of \$10,000 for rights of Way ES 700037, ES700038, and ES700039. It was seconded, followed by discussion that the agreement with Mr. Lay had been signed November 28, 2016. The motion carried with unanimous ayes.

Commissioner Howell said he had spoken with Idaho Power representatives about that company's agreement to build a visitor site along the Snake River Canyon following a right-of-way permit.

LIZ BATCHA

Planning and Zoning Administrator Nancy Marshall was present. Also present were Ben Crouch, John Crozier, and Liz Batcha.

Batcha said she wanted to apprise the Commissioners that her neighbor had built a shed and placed a bully barn on her property easement that blocked full access to her property.

Marshall advised that her office could record a possible zoning violation but could not force removal of a building. She added that only a court could order removal.

- The Board determined that Batcha's complaint was a civil matter.

Meeting recessed at 11:40 A.M.

Meeting reconvened at 1:32 P.M.

JUSTIN McMILLAN AND TIM LARSON—AIRPORT MATTERS

Airports Manager Tim Larson and Airport Assistant Justin McMillan were present. Also present were Kent Atkin, JUB Engineers; Ben Crouch, and John Crozier.

New Fuel Terminal: McMillan reported the Jerome Airport had received the new fuel terminal and needed to hire an electrician to install it. The Board agreed to hire Electric One.

❖ A Motion was made by Commissioner Howell to authorize the installation of the QT POD M400 fuel terminal. It was seconded and carried with unanimous ayes.

Repairs for Jet-A Hose: McMillan presented a claim to repair the nozzle on the fuel server.

❖ A Motion was made by Commissioner Howell to proceed with the single point refueling nozzle purchase in the amount of \$2,126.90. It was seconded and carried with unanimous ayes.

Independent Fee Estimate Bill: McMillan presented a bill for an independent fee estimate for a design to rehabilitate the runway at the Jerome Airport.

❖ A Motion was made by Commissioner Morley to pay Century West Engineering \$3,500 for an independent fee estimate for FY 2017-18 for runway rehabilitation. It was seconded and carried with unanimous ayes.

McMillan also presented a bill for repairing the loader at the Jerome Airport.

❖ A Motion was made by Commissioner Morley to pay Western States Cat \$744.22 for repair of the Airport loader. It was seconded and carried with unanimous ayes.

McMillan presented bids for trenching and relocating conduit and wire. The matter was continued until October 9.

MIKE SEIB—LEGAL COUNSEL

Attorney Mike Seib, Airports Manager Tim Larson, Airport Assistant Justin McMillan, Airports Consultant Kent Atkin, and Clerk/Auditor/Recorder Michelle Emerson were present. Also present were Ben Crouch and John Crozier.

Engineering Services for Jerome Airport: Atkin had e-mailed an agreement between the County and his engineering firm (JUB Engineers) to the Commissioners. He said when the County's legal counsel was satisfied with the agreement that JUB would sign it and present it to the Board for signature. The matter was continued until October 9.

Debarment Check: Atkin stated he had also e-mailed the Board that his company had verified for the County that JUB had registered with System for Award Management (SAM) in Boise until April 18, 2019.

Atkin, Larson, McMillan, and Emerson were excused.

Discuss Executive Sessions: Seib advised that the clerk takes minutes or records executive sessions regarding personnel.

Clerk/Auditor/Recorder Michelle Emerson was present.

The Board agreed to record personnel executive sessions and to lock the recordings in the appropriate employee's personnel file.

PHILIP BROWN—INTERVIEW FOR PUBLIC DEFENDER CONTRACT

Philip Brown was present. Also present were Clerk/Auditor/Recorder Michelle Emerson, Ben Crouch, and John Crozier.

The Commissioners interviewed Brown as a candidate to fulfill the public defender contract to be vacated by Stacey DePew and Brad Calbo on November 1.

Brown told the Board he had served as both a prosecutor and a public defender for misdemeanor and felony cases. He said he was now in private practice in a one-attorney office in Gooding. Brown said he would be willing to represent conflicted juvenile cases and that he realized that the contract fulfillment would be for just one year.

PATRICIA MIGLIURI—INTERVIEW FOR PUBLIC DEFENDER CONTRACT

Patricia Migliuri was present. Also present was Clerk/Auditor/Recorder Michelle Emerson, Ben Crouch, and John Crozier.

The Board also interviewed Migliuri to fulfill one year left on a contract with Calbo & DePew. Migliuri said she is passionate about the rule of law and believed fulfilling the contract would be a great opportunity for her and her firm to help defendants to obtain their due processes of law. She added that she believes in the most zealous advocacy possible for her clients. Migliuri also said she had public and volunteer legal experience.

Migliuri stated her firm would offer the availability of four attorneys and would utilize office space in Jerome. She said she understood she would also be covering conflict cases and that it would be just a one-year contract.

Migluri asked what the Commissioners had liked about working with the public defenders. Commissioner Howell said he had appreciated the openness and communication from Calbo & DePew.

Emerson suggested that the County could provide office space with possible reimbursement for utilities.

Migluri was excused.

The Commissioners discussed the two interviews to fulfill the felony public defender contract.

❖ A Motion was made by Commissioner Howell to offer the remaining felony public defender contract term to Migluri & Rodriguez, beginning October 9, 2018, through September 30, 2019. It was seconded, followed by discussion that negotiation would follow about office space and amenities, and carried with unanimous ayes.

READ AND APPROVE MINUTES

❖ A Motion was made by Commissioner Morley to approve the minutes of September 24 as written. It was seconded and carried with unanimous ayes.

INDIGENT MATTERS

❖ A Motion was made by Commissioner Howell to follow staff recommendations for indigent matters. It was seconded and carried with unanimous ayes. Denied were Case Nos. 1718-102 and 1718-099; dismissed were Case Nos. 1718-066 and 1718-049. A suspension was signed for Case No. 1718-098; subordination agreements were signed for Case Nos. 1718-043 and 1718-038.

Meeting adjourned at 4:40 P.M.

Respectively submitted:

Charles M. Howell, Chairman

Jane White, Deputy Clerk

Roger M. Morley, Commissioner

(absent)
Catherine M. Roemer, Commissioner