

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, May 12, 2003. Present were Commissioners Ken Estep, Chairman, Vicki L. Meadows and Ray Zimmerman. Also present were Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney Paul Laggis.

INTERGOVERNMENTAL/TRIBAL RELATIONS: Melinda Reynolds, an Idaho State University student working on her dissertation appeared before the Commissioners to inform them that she will be compiling a handbook for tribal and other government entities to utilize when working together on common areas of concern. Ms. Reynolds' project is being funded through an Idaho National Laboratories fellowship grant. Ms. Reynolds questioned the Commissioners regarding the relationship between Power County and the Bannock Shoshone Tribes.

FIRE MITIGATION PLAN – DYNAMIC CORPORATION: Jim Melton and Jeff Bass of Dynamic Corporation appeared before the Commissioners to present their proposal to prepare a usable Countywide Wildfire Mitigation Plan for Power County. They intend to submit a written fixed price quote to the Commissioners, but did offer an initial verbal quote of \$34,500. Also present was Power County Disaster Services Director Mark Love. This matter was tabled until May 27th, 2003.

FIRE MITIGATION PLAN – NORTH WIND ENVIRONMENTAL: Mike Donahoo and Jace T. Fahnestock appeared before the Commissioners to present their proposal to prepare a usable Countywide Wildfire Mitigation Plan for Power County. They questioned the Commissioners regarding the County's needs and expectations of a fire mitigation plan, which they would need to consider prior to offering a quote. Following discussion, Mr. Donahoo indicated that North Wind Environmental would submit a written fixed price quote to Power County prior to May 27th, 2003 .

AMERICAN FALLS YOUTH CENTER – 500 POCATELLO AVENUE RENOVATION: American Falls Youth Center Board members Jane Mehlhaff, Bobbie Mauch, Gerald Fehringer, Jim Chapman and Bob Schreiber appeared before the Commissioners with Architect Ken Douglass to discuss renovation of the Youth Center portion of the 500 Pocatello Avenue Building. At the outset, Mr. Douglass recommended that Jim Harveston be hired as the Construction Management Supervisor on the 500 Pocatello Avenue renovation project, since Mr. Harveston will be receiving his Construction Management License from the State of Idaho within the next several days. The Commissioners agreed to meet with Mr. Harveston once he has received the Construction Management License to discuss the costs of his services. The Commissioners then advised Mr. Douglass that they had not yet received a structural

analysis from Eagle Engineering and Mr. Douglass indicated that he would follow up on that issue with Eagle Engineering. Youth Center Board Member Bobbie Mauch indicated that she has keys to the 500 Pocatello Avenue building and could make keys available as necessary. The Commissioners then agreed that they would like to schedule a meeting with the Power County Senior Citizens Board to discuss their possible use of the upstairs portion of the 500 Pocatello Avenue Building. The Commissioners agreed that renovation should proceed with the idea that a fully functional commercial kitchen will be planned in the red room area.

POWER COUNTY TRANSFER STATION/LANDFILL: Power County Transfer Station Supervisor Craig Heward appeared before the Commissioners to again discuss the problems with customers failing and/or refusing to separate their waste into the appropriate waste piles. Commissioners discussed putting an article on the front page of the Power County Press to remind area residents of the need to separate garbage when dumping at the landfill. Commissioner Zimmerman indicated that he would ask Power County Press reporter Emily Wright to contact Mr. Heward. Mr. Heward then discussed the recent billing from Cascade Earth Sciences that he felt included charges that should be paid by Cascade Earth Sciences and not passed along to Power County. The Commissioners then discussed the possibility of obtaining quotes from other companies authorized to perform ground water sampling services at the Power County Landfill. Tom Mullican of the Department of Environmental Quality will provide the Commissioners with a list of other water sampling companies.

CLAIMS: Moved by Commissioner Meadows, seconded by Commissioner Estep, to approve the claims as amended. Carried.

Current Expense (General)	\$ 12,080.87
Ambulance	2,289.56
District Court	10,023.26
Justice Fund	20,553.75
Indigent	977.61
Revaluation	10,263.17
Solid Waste	17,393.12
Weeds	10,883.80
PILT	1,373.18

MINUTES: Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve the Minutes for April 7th, 14th and 28th, 2003, as presented. Carried.

COMMUNITY SOLUTION – FIRE MITIGATION PLAN: Kathy Hammons and Janet Johnson of Community Solutions appeared before the Commissioners to present their proposal to prepare a usable Wildfire Mitigation Plan for Power County. The fee for a five-community project is \$23,500 and the fee for a ten-community project is \$31,100.

Also present was Power County Disaster Services Director Mark Love. This matter was tabled until May 27th, 2003.

EXECUTIVE SESSION (I.C. #67-2345): Moved by Commissioner Zimmerman, seconded by Commissioner Meadows, to move into executive session pursuant to I.C. #67-2345, for the purpose of taking up indigent medical applications. Carried.

INDIGENT CASE #2003-01-I: Moved by Commissioner Estep, seconded by Commissioner Zimmerman, to approve indigent medical application #2003-03-I on appeal. Carried.

INDIGENT CASE #2003-13-I: Moved by Commissioner Estep, seconded by Commissioner Zimmerman, to deny indigent medical application #2003-13-I, since applicant has sufficient resources to pay the medical expenses incurred within three years. Carried.

CITY OF ROCKLAND – BUILDING INSPECTION AGREEMENT: Power County Prosecuting Attorney Paul Laggis presented the Commissioners with an updated Building Inspection Agreement between Power County and the City of Rockland. The Commissioners discussed this matter with John Graveley of ICRMP via speaker telephone. Mr. Graveley requested that a copy of the Building Inspection Agreement be faxed to ICRMP and they could issue an opinion on the question of Power County's liability, if any, under the Agreement. This matter was tabled until May 27, 2003.

BUREAU OF LAND MANAGEMENT – WEEDS ASSISTANCE AGREEMENT: Moved by Commissioner Estep, seconded by Commissioner Meadows, to approve the Weed Assistance Agreement between Power County and the Bureau of Land Management as presented. Carried.

POWER COUNTY DISASTER SERVICES – HAZARDOUS MATERIALS RESPONSE: Power County Disaster Services Director Mark Love and American Falls Rural Fire District Board Chairman Lynn Scherer appeared before the Commissioners to discuss implementing a hazardous materials response plan or protocol for any responding agencies to follow in the event of a hazardous materials incident. Mr. Love reminded the Commissioners that Power County Ordinance #2000-05 designates the Power County Sheriff's Office as the Local Emergency Response Agency (LERA) on hazardous materials incidents; however most of the first responders have not received the response training or equipment required to deal with a hazardous materials incident. Mr. Love and Mr. Scherer indicated that they are in the process of getting all emergency medical technicians and volunteer fire crew members the HAZMAT training required by law, and Commissioner Estep indicated that he would request that Power County Sheriff Howard Sprague get his officers the HAZMAT first responder training as well. Mr. Scherer indicated that he would be willing to assist with putting together a response plan; however, the Commissioners suggested that the area Fire Departments, Disaster Services, Ambulance District, Power County Sheriff's Office, Power County Highway District,

Bannock Shoshone Tribes and the State Bureau of Hazardous Materials (Bill Bishop) all be included in developing a draft HAZMAT response plan.

ORDER FOR CANCELLATION OF TAXES: The Commissioners reviewed the Order for Cancellation of Taxes submitted by the Power County Treasurer Bobbie Mauch. Following discussion, the Commissioners agreed to table this matter until May 27, 2003, to allow them time to discuss the erroneous assessments with Power County Assessor Doug Glascock.

ALCOHOL BEVERAGE LICENSE: Commissioner Estep announced that it was the date and time set for consideration of an alcohol beverage license. Commissioner Estep read the application into the record. There being no public objection, it was moved by Commissioner Zimmerman, seconded by Commissioner Meadows, to approve the alcohol beverage license of American Legion Roland Evans Post #3 d/b/a Freddie's Road House for the sale of draught and bottled or canned beer to be consumed on the premises, bottled or canned beer not to be consumed on the premises and retail liquor. Carried.

POWER COUNTY RESOLUTION #2003-01 – CONFINED ANIMAL FEEDING OPERATIONS (CAFO): The Commissioners reviewed proposed Power County Resolution #2003-01 prepared by Power County Prosecuting Attorney Paul Laggis, which is a resolution adopting an emergency ninety (90) day moratorium on confined animal feeding operation permits to facilitate public hearing on the proposed Confined Animal Feeding Operation ordinance and for protection of the land, air and water of Power County. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve Power County Resolution #2003-01 as presented. Carried.

POWER COUNTY ORDINANCE #2003-02 – CONFINED ANIMAL FEEDING OPERATIONS (CAFO): The Commissioners reviewed proposed Power County Ordinance #2003-02 prepared by Power County Prosecuting Attorney Paul Laggis, which is an ordinance adopting an emergency temporary moratorium prohibiting the granting of permits for confined animal feeding operations and/or expansions and modifications of the same, for a period of ninety (90) days, or until after completion of the public hearing on the proposed amended confined animal feeding operation ordinance. The Commissioners instructed Clerk Steinlicht to publish the proposed ordinance in the May 29th and June 4th editions of the Power County Press, with public hearing scheduled for June 9th, 2003, at 4:30 o'clock p.m.

ECONOMIC DEVELOPMENT: The following individuals appeared before the Board of Power County Commissioners to discuss future industrial and economic development efforts in Power County:

Rick G. Phillips – J. R. Simplot Company
Gary Moldenhaur – Idaho Power/American Falls Economic Development
Debbie Rudeen – SEICAA/American Falls Economic Development
Bob Schutte – Lamb Weston

Moon Wheeler – Past County Commissioner/State Legislature
Doug Glascock – Power County Assessor
Kathleen Lewis – SEICOG
Bob Perky – SEICOG

Commissioner Meadows indicated that several other individuals will be invited to serve on the Power County Economic Development Committee, but have not yet been contacted.

The group discussed the following options for optimum industrial and/or economic development in Power County and each person present discussed their ideas or concerns with each option:

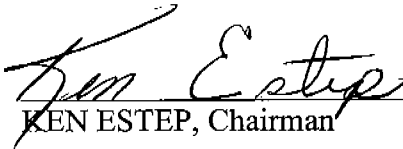
1. Contracting with or hiring an economic development expert to work for Power County to attract and recruit businesses in Power County.

2. Seek passage of legislation allowing the formation of Port Authority Districts to set up the necessary infrastructure to entice industry or business to Power County.

3. Contribute to the Bannock Development Corporation, which is a private company, in an effort to gain a seat on their board. Bannock Development Corporation has been working toward economic development within the City of Pocatello in Eastern Power County.

The Commissioners and individuals present agreed to consider the above options and meet again at a later date. The Commissioners agreed to discuss any funding issues associated with economic development in the County's fiscal year 2004 budget.

Adjourned.


KEN ESTEP, Chairman


CHRISTINE STEINLICHT, Clerk