

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, July 12th, 2004. Present were Commissioners Ken Estep, Chairman, Vicki L. Meadows and Ray Zimmerman. Also present was Power County Clerk Christine Steinlicht.

POWER COUNTY BOARD OF EQUALIZATION: The Board of Power County Commissioners met as the Power County Board of Equalization pursuant to Idaho Code #63-501. Present were Power County Assessor Douglas Glascock and Steve Kelsey of Kelsey & Company, the County's appraisal firm.

(#9:06:30) Gordon James of Farmers Grain Cooperative appeared before the Commissioners to dispute the Power County Assessor's values on the following Parcels:

RPA0691-00 – Lots 9 to 16, Block 27, Reclamation Addition
RPA0690-00 – Lots 4 to 8, Block 27, Reclamation Addition
RPA0570-00 – Lots 1 to 8, Block 17, Reclamation Addition
RPA0686-00 – Lots 6, 7 and 8, Block 26, Reclamation Addition
RPD0329-00 – Section 20, Township 6 South, Range 33 E.B.M.
RPD0344-00 – Section 21, Township 6 South, Range 33 E.B.M.
RPA0699-00 – Lots 29, 3' of 30, Block 28, Reclamation Addition

Following discussion and a review of the evidence submitted, it was moved by Commissioner Zimmerman, seconded by Commissioner Estep, to sustain the values of the Power County Assessor on Farm Grain Cooperative Parcels #RPA0691-00, #RPA0690-00, #RPA0570-00, #RPA0686-00, #RPD0329-00, #RPD0344-00, #RPA0699-00. Carried.

(#10:14:27) Following discussion and a review of the evidence submitted on June 28th, 2004, it was moved by Commissioner Zimmerman, seconded by Commissioner Estep, to sustain the value of the Power County Assessor on Dela Pina Parcel #RPB0049-00. Carried.

(#10:15:00) Following discussion and a review of the evidence submitted on June 28th, 2004, it was moved by Commissioner Zimmerman, seconded by Meadows, to sustain the value of the Power County Assessor on James Burt Parcel #RPC0008-00. Carried.

(#10:15:10) Following discussion and a review of the evidence submitted on June 28th, 2004, it was moved by Commissioner Estep, seconded by Commissioner Zimmerman, to change the market value on Lamar West Parcel #RPC0199-00 to \$8,460 (Land \$6,125 and Buildings \$2,335). Carried.

(#10:15:44) Following discussion and a review of the evidence submitted on June 28th, 2004, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to change the market value on Doug Rhead Parcel #RPD0360-00 to \$4,000. Carried.

(#10:16:33) Following discussion and a review of the evidence submitted on June 28th, 2004, it was moved by Commissioner Estep, seconded by Commissioner Zimmerman, to sustain the value of the Power County Assessor on Bank of Commerce Parcel #RPA0791-01. Carried.

(#10:17:50) Following discussion and a review of the evidence submitted on June 28th, 2004, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to sustain the value of the Power County Assessor on Double L, Inc., Parcel #RPD0831-00. Carried.

There being no further business to come before the Board, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to adjourn as the Power County Board of Equalization. Carried.

MINUTES: Moved by Commissioner Zimmerman, seconded by Commissioner Meadows, to approve the Power County Commissioner Minutes for June 9th, 14th, 15th, 16th, 28th and 30th, 2004, as presented. Carried.

SHOSHONE-BANNOCK TRIBES – ECONOMIC DEVELOPMENT (FMC SITE – VITA NUOVA): FMC Site Manager Paul Yochum appeared before the Commissioners to review and discuss the “Roadmap to Redevelopment” prepared by Vita Nuova, LLC, for redevelopment of the FMC Site within the common boundaries of Power County and the Fort Hall Indian Reservation. Vita Nuova President Michael Taylor and Marketing Director Elaine Richardson and Shoshone-Bannock Tribes Building Department Manager John Norstag appeared via speaker telephone conference call. Mr. Taylor indicated that Vita Nuova would be preparing a draft redevelopment proposal, which will include cost estimates, within the next several weeks and will provide copies to Power County and the Shoshone-Bannock Tribes. The Commissioners and Mr. Norstag agreed to review the redevelopment marketing study in greater detail and then meet together on Monday, July 19th, 2004, at 2:00 p.m. in the Commissioners Office of the Power County Courthouse. Mr. Yochum then questioned whether Power County and the Shoshone-Bannock Tribes had put together a Joint Economic Development Corporation, and the Commissioners advised that Power County Prosecuting Attorney Paul Laggis and Shoshone-Bannock Tribal Council Bill Bacon were working on Articles of Incorporation and By-laws. Commissioner Estep then reported that the Idaho Optimum Initiative Committee has been invited to give a presentation on economic and industrial development opportunities at the FMC site to the Shoshone-Bannock Tribal Council on Tuesday, July 20th, 2004, at 1:30 p.m. at the Fort Hall Business Council. Commissioner Estep indicated that he would be attending that presentation.

DEATON & COMPANY -- FISCAL YEAR 2004 INDEPENDENT AUDITOR REPORT: Charles Clark of the Pocatello CPA firm Deaton & Company appeared before the Commissioners to discuss Power County's General Purpose Financial Statements and GASB requirements for the fiscal year ending September 30th, 2004. Also present was Power County Treasurer Bobbie Mauch. Following discussion and a review of Power County's fiscal year 2003 financial audit prepared by Scott Jones, Mr. Clark offered his services to Power County at \$5,000 per year for a three year minimum. This matter was taken under advisement until Monday, July 19th, 2004.

SHOSHONE-BANNOCK TRIBES -- ECONOMIC DEVELOPMENT (EASTERN POWER COUNTY -- ROSE CORPORATION): Doug Stewart of the Rose Development Corporation appeared before the Commissioners to further discuss his proposal for the establishment of an aviation and aerospace manufacturing company within the common boundaries of Power County and the Fort Hall Indian Reservation. Mr. Stewart would like to proceed to Phase II, the business plan, but feels that the Fort Hall Tribal Council may no longer be interested in this economic development opportunity; however he is scheduled to meet with the Fort Hall Tribal Council this afternoon. This matter was tabled until July 26th, 2004.

POWER COUNTY RESOLUTION #2004-01 -- SUNDAY LIQUOR SALES (I.C. #23-308): Rod Garner of Ken's Market, a distributing station of the Idaho State Liquor Dispensary, appeared before the Commissioners to request that the Commissioners approve and adopt Power County Resolution #2004-01 authorizing Sunday Liquor sales under Idaho Code #23-308. Mr. Garner indicated that allowing Sunday sale or delivery of alcohol in Power County would benefit local merchants and provide increased revenue to Power County. Following discussions with Dan Chadwick at the Idaho Association of Counties, and a review of Idaho Code #23-308, it was moved by Commissioner Zimmerman, seconded by Commissioner Estep, to approve and adopt Power County Resolution #2004-01 allowing for Sunday sale or delivery of alcoholic liquor from State distribution sites within Power County. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to table further discussion or call for question on the motion until Monday, July 26th, 2004. Carried.

POWER COUNTY BUILDING DEPARTMENT: Power County Building Administrator Richard Wiles appeared before the Commissioners to present his building permit and collections report for the month of June, 2004.

AMBULANCE: Moved by Commissioner Estep, seconded by Commissioner Zimmerman, to recess as Power County Board of Commissioners and reconvene as Power County Ambulance District Board. Carried.

PORTNEUF MEDICAL CENTER -- LIFE FLIGHT MEMBERSHIP: Mark Romero of Portneuf Medical Center appeared before the Commissioners to question whether they would consider allowing volunteer EMTs to participate in the Life Flight Membership at Ambulance District expense. Mr. Merrill explained the benefits of allowing EMTs to participate and presented Membership Enrollment forms. Also present was Power

County Ambulance District Director Mark Love who requested that the Commissioners consider this additional benefit for the volunteer EMTs. The Commissioners agreed to review the literature provided and this matter was taken under advisement.

AMBULANCE DISTRICT DIRECTOR: Power County Ambulance District Director Mark Love appeared before the Commissioners to tender his resignation as Power County Ambulance District Director, effective July 21st, 2004. The Commissioners agreed to publish notice of this opening in the Power County Press. This matter was tabled until July 26th, 2004.

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

Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to recess as Power County Ambulance District Board and reconvene as Power County Board of Commissioners. Carried.

EMPLOYEE MEDICAL INSURANCE BENEFIT PLAN: Power County Probation Office Supervisor Russ Wheatley appeared before the Commissioners to express his objections to the emergency pre-authorization requirements set forth in Power County's Medical Insurance Plan. Mr. Wheatley was recently required to pay an extra \$500 for failing to obtain pre-authorization on an emergency hospitalization. The Commissioners reviewed the Pre-Admission procedures outlined on page 3 of the Power County Employee Summary Plan Description booklet which requires the pre-authorization; however, they agreed to discuss Power County's pre-authorization policy with Mark Semons of Semons Financial when renewing the Medical Insurance Benefit plan.

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

HARMS MEMORIAL HOSPITAL DISTRICT – LEASE AGREEMENTS/CLOSING DOCUMENTS: The Commissioners agreed to discontinue any further action on updating or amending the Lease Agreements between Power County and Harms Memorial Hospital District, since it has been reported that the construction of a new clinic and hospital has been put on hold due to a recent surge in construction costs and that Harms Memorial Hospital District is not seeking financing on a construction loan at this time.

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

AMERICAN FALLS RURAL FIRE DISTRICT – EXTRICATION AGREEMENT: The Commissioners reviewed the updated Agreement for Extrication Services between Power

County Emergency Medical Services and American Falls Rural Fire District prepared by Power County Prosecuting Attorney Paul Laggis. Following discussion, it was moved by Commissioner Meadows, seconded by Zimmerman, to approve the Agreement for Extrication Services as presented. Carried.

SOUTHERN IDAHO SOLID WASTE – AMENDED CONTRACT: Moved by Commissioner Zimmerman, seconded by Commissioner Estep, to approve the Second Amended Contract between Power County and Southern Idaho Regional Solid Waste District as presented. Carried.

CLAIMS: Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve the claims as presented. Carried.

General	\$ 22,460.44
Ambulance	2,494.82
District Court	3,078.28
Justice	24,127.85
Indigent	731.66
Revaluation	315.08
Solid Waste	19,797.59
Weeds	5,916.88
Waterways	4,783.41
PILT	65,727.21

ALCOHOL BEVERAGE LICENSES: (#4:31:40) Commissioner Estep reported that it was the date and time scheduled for consideration of numerous alcoholic beverage licenses. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to approve the following alcoholic beverage licenses:

1. American Legion Roland Evans Post #3 d/b/a Freddie's Roadhouse 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.

2. Charles R. Hess d/b/a Sagebrush Bar for the sale of draught and bottled or canned beer to be consumed on the premises.

3. Emilio R. Silva d/b/a El Parralito Saloon #2 for the sale of bottled or canned beer not to be consumed on the premises and bottled or canned beer not to be consumed on the premises.

4. Tonna and Allen Edmo d/b/a Jet Stop for the sale of bottled or canned beer not to be consumed on the premises.

5. Lakeside Food d/b/a Ken's Food Market for the sale of bottled or canned beer not to be consumed on the premises and retail wine.

6. W&W, Inc. d/b/a W&W Quick Pick for the sale of bottled or canned beer not to be consumed on the premises and retail wine.

7. Shirley Mitchell d/b/a Rockland Café for the sale of bottled or canned beer not to be consumed on the premises.

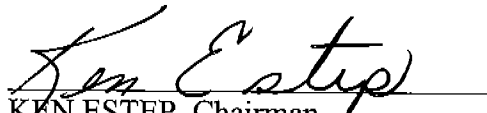
8. Brenda Sirwaitis d/b/a Stardust Lounge for the sale of draught, bottled or canned beer to be consumed on the premises and retail liquor.

9. Stanley Thyberg d/b/a Idaho Unlimited for the sale of bottled or canned beer to be consumed on the premises.

10. Jackson Food Stores, Inc. d/b/a Jacksons Food Store #70 for the sale of bottled or canned beer not to be consumed on the premises and retail wine.

Carried.

Adjourned.


KEN ESTEP, Chairman


CHRISTINE STENLICHT, Clerk