

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioner met in regular session on Monday, April 12th, 2010. Present were Commissioners Vicki Meadows, Chairman, Ken Estep and Ron Funk. Also present was Power County Clerk Christine Steinlicht.

COMMISSIONER MINUTES: Moved by Commissioner Estep, seconded by Commissioner Funk, to approve the Power County Commissioner Minutes for March 8th and 22nd, 2010, as presented. Carried.

POWER COUNTY LANDFILL – GROUNDWATER MONITORING WELLS: The Commissioners then reviewed the written request of Idaho State University Grad Student Brian Crawford, who is working on his master's thesis, to pull a water sample from Power County Landfill monitoring wells. Following discussion, and a recommendation from Tom Mullican at the Idaho Department of Environmental Quality, the Commissioners agreed to authorize Mr. Crawford to obtain one water sample from the Power County Landfill's groundwater monitoring wells with the understanding that the sample will be used solely to further his academic studies.

HARMS MEMORIAL HOSPITAL – LAURA MOORE CUNNINGHAM FOUNDATION GRANT (LETTER OF SUPPORT): Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to execute a letter supporting Harms Memorial Hospital's grant application to the Laura Moore Cunningham Foundation to purchase a blood gas analyzer. Carried.

IDAHO DEPARTMENT OF HEALTH & WELFARE – 569 BANNOCK AVENUE: The Commissioners reviewed the written notice from the Idaho Department of Health & Welfare that the American Falls office located at 569 Bannock Avenue will be closing within the next six weeks due to the unavailability of State resources. The Commissioners then reviewed the Lease Agreement between Power County and the Idaho Department of Health & Welfare for lease of the premises at 569 Bannock Avenue, which expires on August 31st, 2010. Following discussion, the Commissioners agreed that table further discussion of this matter until May 10th, 2010.

SHOSHONE-BANNOCK TRIBES – NOTICE OF JURISDICTION (NON-MEMBERS): The Commissioners reviewed the proposed Notice of Jurisdiction prepared by Power County Planning & Zoning Attorney Douglas J. Balfour. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to authorize and instruct Power County Assessor Douglas Glascock to include the proposed Notice of Jurisdiction with the 2010 tax assessment notices that will be sent out in June, 2010, to non-members of the Shoshone-Bannock Tribes who reside within the common boundaries of Power County and the Fort Hall Indian Reservation, upon the

condition that Power County Prosecuting Attorney Randy Kline also approves of said Notice. Carried.

POWER COUNTY SHERIFF – WHISPER MOUNTAIN PROFESSIONAL SERVICES, INC. (TABLE MOUNTAIN COMMUNICATION PLAN): Power County Sheriff Jim Jeffries and Derek Sharp of Whisper Mountain Professional Services, Inc., appeared before the Commissioners to review the proposed Independent Contractor Agreement authorizing Whisper Mountain to facilitate the funding for the installation of the 700 MHz radio repeater on Table Mountain. Following discussion, Mr. Sharp agreed to amend the Agreement as discussed and this matter was tabled until April 26th, 2010.

POWER COUNTY DISASTER SERVICES – 2009 HOMELAND SECURITY GRANTS: Following discussion with Power County Disaster Services Director Di Jones, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute the following 2009 Homeland Security Grant documents as presented:

- Sub-Grant Award Document #2009-SS-T9-0014 in the amount of \$33,107.91.
- Memorandum of Understanding between the State of Idaho, Bureau of Homeland Security and Power County regarding the State's use of 2009 Homeland Security Grant Program Funding on behalf of Power County.

Carried.

FISCAL YEAR 2011 BUDGET – PUBLIC HEARING (I.C. #63-802(A)): Pursuant to I.C. #63-802(A), the Commissioners agreed to schedule Power County's fiscal year 2011 public budget hearing for Monday, August 23rd, 2010, at 5:00 p.m., in the Commissioners' meeting room at the Power County Courthouse.

FISCAL YEAR 2011 BUDGET – CLERK'S TIMELINE: Power County Clerk Chris Steinlicht presented the Commissioners with the Clerk's timeline to finalize Power County's fiscal year 2011 budget.

POWER COUNTY COMMISSIONER AGENDA: Following a review of the calendar, the Commissioners agreed to conduct regular meetings in May on Monday the 10th and Thursday the 27th, 2010.

POWER COUNTY MISDEMEANOR PROBATION/DRUG COURT FUND – POWER COUNTY RESOLUTION #2010-06 (FISCAL YEAR 2010 BUDGET OPENING): Following a review of I.C. #31-1605, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to publish the Notice of Public Hearing and proposed Power County Resolution #2010-06 in the April 28th and May 5th, 2010, editions of the Power County Press, which resolution authorizes County Auditor Christine Steinlicht to open Power County's fiscal year 2010 budget to include unanticipated revenue in the amount of \$30,000 to the Power County Misdemeanor Probation/Drug Court Fund. Carried.

This matter was tabled until the public hearing scheduled for May 10th, 2010, at 11:30 a.m.

POWER COUNTY TREASURER – POWER COUNTY INVESTMENT COMMITTEE: The Board of Power County Commissioners then met as the Power County Investment Committee pursuant to County Resolution #2007-02. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, approve and execute all documentation necessary to change Power County's banking and investment contact information former Power County Treasurer Bobbie Mauch to current Power County Treasurer Deanna Curry. Carried.

ALCOHOL BEVERAGE LICENSE (I.C. #23-903): Commissioner Meadows announced that it was the date and time scheduled for consideration of an alcohol beverage license. There being no public objection, it was moved by Commissioner Estep, seconded by Commissioner Funk, to approve the following alcohol beverage license:

26. Miguel Baeza d/b/a Paradise Lounge for the sale of draught and bottled or canned beer and retail liquor.

Carried.

MOUNTAIN STATES TRANSMISSION INTERTIE (MSTI) – UTILITY TRANSMISSION CORRIDOR: Commissioner Meadows announced that it was the date and time scheduled for public hearing and comment on Mountain States Transmission Intertie (MSTI) transmission corridor project. Present were representatives from the Bureau of Land Management, Northwest Energy, Bingham County Commissioners Office, Cassia County Task Force, Power County Task Force, Senator Rische's Office, Senator Crapo's Office, Representative Simpson's Office, area businesses and interested and affected landowners. Following introductions and a presentation on the history of the project by Power County Planning & Zoning Attorney Douglas J. Balfour, the Commissioners opened the floor for public comment regarding the proposed western Pleasant Valley route and alternate routes that should be studied as per the Environmental Impact Statement. At the conclusion of the hearing Commissioner Meadows announced that a record of the proceedings could be obtained from Power County Clerk Christine Steinlicht.

IDAHO DEPARTMENT OF LANDS – APPLICATION FOR LEASES: Patrick Brown of Idaho Department of Lands appeared before Commissioners pursuant to I.C. #58-307 to report that the Idaho Department of Lands has received two separate applications to lease Idaho endowment lands in Power County for wind generation, which if approved would result in leases longer than ten years in length. Mr. Brown then presented the Commissioners with a map depicting the proposed lease areas. Also present was Power County Building Administrator Robert Steinlicht, who reported that the Power County Planning & Zoning Board has approved special use permits for both wind energy projects. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Funk, to authorize the Idaho Department of Lands to proceed with the two

long term lease agreements for wind generation on Idaho endowment lands within Power County. Carried.

POWER COUNTY CONFLICT PUBLIC DEFENDER: Power County Conflict Public Defender Scott Heide appeared before the Commissioners to review the Agreement between Power County and Conflict Public Defender Re: Conflict Indigent Legal Service for Power County, Sixth Judicial District, Idaho, and Extension thereof dated June 22nd, 2009, which Agreement expires September 30th, 2010. Mr. Heide presented a spreadsheet of hours worked from September 30th, 2009, through March 29th, 2010, and requested that the Commissioners consider an increase in the monthly contract fee. Following discussion, the Commissioners agreed to take Mr. Heide's request under advisement until April 26th, 2010, at 11:00 a.m.

CLAIMS: Moved by Commissioner Estep, seconded by Commissioner Funk, to approve the claims as presented.

Current Expense (General) Fund	\$ 50,656.42
Ambulance District	2,300.80
Mosquito Abatement District	16,060.00
District Court	8,791.44
Justice Fund	27,960.58
Misdemeanor Probation/Drug Court	2,479.39
Enhanced 911 Services	1,065.67
Indigent Services	2,391.88
Revaluation	49.02
Solid Waste	5,121.18
Weeds	1,065.08
Waterways	1,200.55
PILT	2,554.55

EXECUTIVE SESSION (I.C. #67-2345): At the request of Power County Guardianship Board Chairman Donna Thornton, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to move into executive session pursuant to I.C. #67-2345, to consider records that are exempt from disclosure under Chapter 3, Title 9, Idaho Code, specifically conservatorships under the Power County Guardianship Board. Upon a call for the question, the following roll call vote was taken:

Commissioner Meadows – Aye
Commissioner Estep – Aye
Commissioner Funk – Aye

Carried.

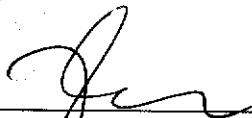
EXECUTIVE SESSION (I.C. #67-2345): At the request of Power County Sheriff Jim Jeffries, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to move into executive session pursuant to I.C. #67-2345 to communicate with legal counsel

for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. Upon a call for the question, the following roll call vote was taken:

Commissioner Meadows – Aye
Commissioner Estep – Aye
Commissioner Funk – Aye

Carried.

Adjourned.



VICKI MEADOWS, Chairman



CHRISTINE STEINLICHT, Clerk