

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Friday, May 28th, 2010. Present were Commissioners Vicki Meadows, Chairman, Ken Estep and Ron Funk. Also present was Power County Clerk Christine Steinlicht.

SHOSHONE-BANNOCK TRIBES – JURISDICTION (LAW ENFORCEMENT): Power County Sheriff Jim Jeffries, Power County Prosecuting Attorney Randy Kline and Special Planning & Zoning Attorney Douglas J. Balfour appeared before the Commissioners to discuss Power County's concerns over confirmed reports that officials from the Shoshone-Bannock Tribes have been stopping non-members of the Tribes on Highway 30 in eastern Power County and issuing speeding citations that will be processed through the Tribal Court. Following discussion, the Commissioners, Prosecutor Kline and Sheriff Jeffries agreed that a press release should be immediately issued asserting Power County's position that the Shoshone-Bannock Tribes have no jurisdiction over non-members of the Tribes using public highways, even if they are within the boundaries of the Fort Hall Indian Reservation.

2010 PRIMARY ELECTION – BOARD OF CANVASSERS (I.C. #34-1205): The Board of Power County Commissioners met as Board of Canvassers pursuant to I.C. #34-1205. Power County Clerk Christine Steinlicht presented the Board with a copy of the 2010 Primary Election Abstract for their review. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Funk, to approve and execute the 2010 Primary Election Abstract as presented. Carried. Clerk Steinlicht will submit the original abstract to the Idaho Secretary of State's Office. (SEE ATTACHED).

IDAHO DEPARTMENT OF ENVIRONMENTAL QUALITY – QUARTERLY REPORT: Bruce Olenick of the Idaho Department of Environmental Quality appeared before the Commissioners to present his quarterly report. Also present was Great Rift Business Development Director Kristen Jensen. Mr. Olenick reported that the Idaho Department of Environmental Quality has secured Federal "Brownsfield Program" funding and recommended that Power County and the City of American Falls coordinate a list of properties that may qualify for assessment under the program. Following discussion, the Commissioners agreed to discuss this matter with the American Falls City Council and further consideration was tabled until June 28th, 2010.

POWER COUNTY TREASURER – MONTHLY REPORT (I.C. #31-2113): Power County Treasurer Deanna Curry appeared before the Commissioners to present her Statement of Treasurer's Cash for the month ending April 30th, 2010. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to approve and accept the Statement of Treasurer's Cash as presented. Carried.

POWER COUNTY TREASURER – ORDER FOR CANCELLATION OF TAXES: Following discussion with Power County Treasurer Deanna Curry, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to approve and execute the Order for Cancellation of Taxes in the amount of \$1,068.20 as presented. Carried.

SOUTHEAST IDAHO COUNCIL OF GOVERNMENTS – ECONOMIC DEVELOPMENT: Scott Stephens, an intern from the Southeast Idaho Council of Governments (SICOG) appeared before the Commissioners to discuss economic development efforts and strategies being implemented in Power County. Also present was Great Rift Business Development Director Kristen Jensen.

IDAHO WOOL GROWERS – DISTRICT #4 ANIMAL DAMAGE CONTROL BOARD: Pursuant to I.C. #25-2612, it was moved by Commissioner Estep, seconded by Commissioner Funk, to appoint Power County resident Vernon Miller to the Idaho Wool Growers Association's District #4 Animal Damage Control Board. Carried.

IDAHO DEPARTMENT OF HEALTH & WELFARE – 569 BANNOCK AVENUE (LEASE): Commissioner Meadows reported that she, Power County Clerk Chris Steinlicht, Power County Buildings & Grounds supervisor Gary Thomsen and Idaho Department of Health & Welfare representative Bob Etlin had conducted an on-site inspection of the County's premises located at 569 Bannock Avenue and that the premises remain in excellent condition and could be immediately available for other uses. Following discussion, the Commissioners agreed to review potential uses and maintenance of the building during the fiscal year 2011 budget process.

IDAHO DEPARTMENT OF PARKS & RECREATION – BOAT GRANT (POWER COUNTY SHERIFF): Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Funk, to authorize Power County Clerk Chris Steinlicht to adjust the Power County Sheriff's fiscal year 2010 grant expenditure lines in the Justice and Waterways Funds to correspond with the Idaho Department of Parks & Recreation's boat grant allocation. Carried.

POWER COUNTY WEED DEPARTMENT – SURPLUS PROPERTY: Following discussion with Power County Weed Department Supervisor Curtis Munk, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to declare the 1964 International 4x4 (VIN #SB403266B) vehicle as surplus County property with a value in excess of \$250, and to post the same for sale on Power County's surplus property bulletin board, with notice that sealed offers shall be received by the Power County Clerk, 543 Bannock Avenue, American Falls, Idaho, 83211, until June 28th, 2010, at 11:00 a.m., and this matter was tabled until that time.

POWER COUNTY WEED DEPARTMENT – CAPITAL PURCHASE: Power County Weed Department Supervisor Curtis Munk appeared before the Commissioners to request that he be allowed to purchase and install chemical tanks and sprayer equipment on the Weed Department's vehicle at a cost of approximately \$7,000. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to authorize

Power County Weed Supervisor Curtis Munk to purchase chemical tanks and sprayer equipment as requested, the cost of which will be paid one-half through Department of Agriculture grant funding and the other half from the Power County Weed Department's "Capital Other" budget. Carried.

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

Current Expense	\$ 47,170.00
Ambulance District	2,290.24
District Court	4,157.64
Justice Fund	40,869.70
Misdemeanor Probation/Drug Court	3,377.95
Enhanced 911 Fees	1,462.09
Indigent Services	1,148.52
Solid Waste	14,312.49
Weeds	463.11
Waterways	21.42
PILT	150,463.59

POWER COUNTY BOARD OF EQUALIZATION (I.C. #63-501): The Board of Commissioners then met as the Power County Board of Equalization pursuant to I.C. #63-501. There being no business to come before the Board, the Power County Board of Equalization recessed until June 28th, 2010.

POWER COUNTY PLANNING & ZONING – CONFINED ANIMAL FEEDING OPERATION (CAFO) – POWER COUNTY RESOLUTION #2010-07 AND POWER COUNTY ORDINANCE #2010-06: Commissioner Meadows announced that it was the date and time scheduled for public hearing on proposed Power County Resolution #2010-07 and proposed Power County Ordinance #2010-06. At the outset, Commissioner Meadows authorized Power County Planning & Zoning Attorney Douglas J. Balfour to preside over the public hearing. Following opportunity for public testimony and comment and a review of Exhibits "1", "2" and "3" as submitted, it was moved by Commissioner Estep, seconded by Commissioner Funk, to approve and execute Power County Resolution #2010-07, finding that in order to prevent imminent peril to the public health, safety and welfare of Power County and its citizens, it is necessary for the Board of Power County Commissioners to enact an emergency ordinance and moratorium on Confined Animal Feeding Operations (CAFOs) until all issues can be resolved concerning a new, proposed CAFO ordinance. Carried. Accordingly, it was moved by Commissioner Funk, seconded by Commissioner Estep, to approve and adopt Power County Ordinance #2010-06 placing an emergency moratorium on CAFOs for a period not to exceed 182 days, during which time no permits for any new CAFOs shall be issued and all existing CAFOs shall be prohibited from expanding or modifying their current operations. Carried. A summary of Power County Ordinance #2010-06 will be duly published in the Power County Press as provided by I.C. #31-715. Moved by Commissioner Estep, seconded by Funk, to close public hearing. Carried. At the

conclusion of the hearing, Mr. Balfour announced that a record of the proceedings could be obtained from Power County Clerk Christine Steinlicht.

EXECUTIVE SESSION (I.C. #67-2345): Moved by Commissioner Estep, seconded by Commissioner Funk, 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 indigent medical applications. Upon a call for the question, the following roll call vote was taken:

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

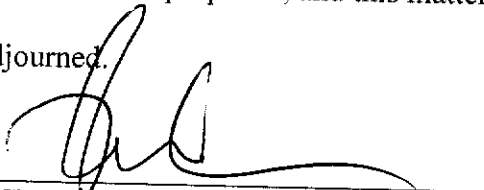
Carried.

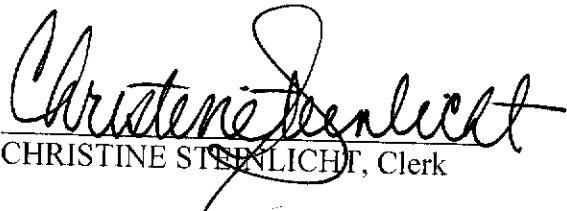
INDIGENT CASE #2010-22-I: Moved by Commissioner Meadows, seconded by Commissioner Funk, to approve indigent medical application #2010-22-I. Carried.

INDIGENT CASE #2010-25-I: Moved by Commissioner Meadows, seconded by Commissioner Funk, to deny indigent medical application #2010-25-I, since applicant has other resources sufficient to pay the medical expenses incurred. Carried.

POWER COUNTY TRANSFER STATION/LANDFILL – IDAHO DISPOSAL SYSTEMS: Jackie Edlefsen of Idaho Disposal Systems (IDS) appeared before the Commissioners to review the Agreement for Disposal of Solid Waste between Power County and IDS, which expired on September 30th, 2009. At the outset, Ms. Edlefsen presented the Commissioners with her written proposal for an updated Agreement. Following discussion, the Commissioners agreed to refer this matter to Power County Prosecuting Attorney Randy Kline to prepare an updated Agreement for Disposal of Solid Waste as proposed, and this matter was tabled until June 28th, 2010.

Adjourned.

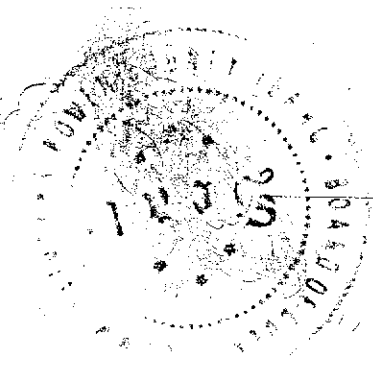

VICKI MEADOWS, Chairman


CHRISTINE STEINLICHT, Clerk

STATE OF IDAHO
COUNTY OF POWER

}
SS.

We, the commissioners of the county and state aforesaid, acting as a Board of Canvassers of Election, do hereby state that the attached is a true and complete abstract of all votes cast within this county at the **Primary Election** held **May 25, 2010**, as shown by the records now on file in the County Clerk's office.



[Signature]
[Signature]
County Board of Canvassers

Attest:

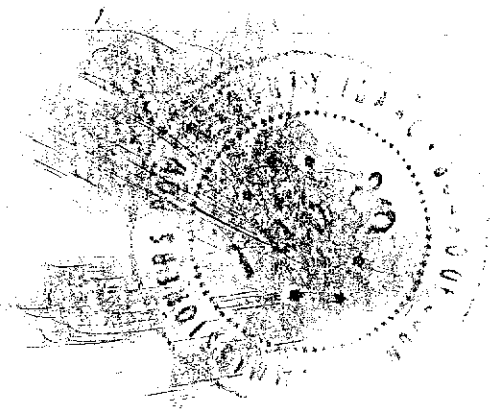
[Signature]
Clerk

STATE OF IDAHO
COUNTY OF POWER

}
SS.

I, Cristine Starkicht, County Clerk of said county and state, do hereby certify that the attached is a full, true and complete copy of the abstract of votes for the candidates therein named as shown by the record of the Board of Canvassers filed in my office this 28 day of May, 2010.

[Signature]
County Clerk



**POWER COUNTY RESULTS
PRIMARY ELECTION MAY 25, 2010**

Precinct	UNITED STATES SENATOR				UNITED STATES REPRESENTATIVE DISTRICT 2				
	DEM	DEM	REP	REP	DEM	REP	REP	REP	REP
	William Bryk	P. Tom Sullivan	Mike Crapo	Claude M. (Skip) Davis III	Mike Crawford	Katherine Burton	M.C. Chick Heilesen	Russell J. Matthews	Mike Simpson
1	3	27	169	36	28	16	34	18	135
2	11	25	211	53	36	35	44	22	162
3	8	22	224	53	27	26	51	27	170
4	3	7	102	18	12	2	15	13	88
5	0	0	63	7	0	1	23	4	43
6	5	4	56	13	8	7	19	8	36
Absentee	2	7	29	7	9	3	7	5	25
CO. TOTAL	32	92	854	187	120	90	193	97	659

Precinct	GOVERNOR								
	DEM	DEM	REP	REP	REP	REP	REP	REP	REP-W/I
	Keith Allred	Lee R. Chaney Sr.	Walt Bayes	C.L. "Butch" Otter	Ron "Pete" Peterson	Rex Rammell	Sharon Margaret Ullman	Tamara Wells	Fred Nichols
1	29	4	8	137	10	38	7	7	0
2	34	7	11	145	31	60	15	7	0
3	28	5	16	156	29	47	20	13	0
4	8	2	8	53	11	33	6	4	0
5	0	0	2	52	2	9	0	4	0
6	6	3	5	39	1	21	2	2	0
Absentee	10	1	1	18	7	8	1	2	0
CO. TOTAL	115	22	51	600	91	216	51	39	0

**POWER COUNTY RESULTS
PRIMARY ELECTION MAY 25, 2010**

	LIEUTENANT GOVERNOR				SECRETARY OF STATE		STATE CONTROLLER		
	DEM	REP	REP	REP	DEM	REP	DEM	REP	REP
Precinct	Eidon Wallace	Joshua Blessinger	Brad Little	Steven Dana Pankey	Mack Sermon	Ben Yursa	Bruce Robinett	Todd Hatfield	Donna M Jones
1	29	52	78	29	29	174	28	57	120
2	37	54	146	33	36	229	37	82	150
3	31	73	133	35	30	247	29	91	158
4	11	19	54	22	12	99	12	44	61
5	0	15	37	2	0	58	0	22	35
6	9	20	29	10	9	63	9	29	37
Absentee	11	8	19	1	10	28	9	10	21
CO. TOTAL	128	241	496	132	126	898	124	335	582

	STATE TREASURER	ATTORNEY GENERAL	SUPERINTENDENT OF PUBLIC INSTRUCTION		SUPREME COURT JUSTICE		
	REP	REP	DEM	REP	To Succeed: Jim Jones	To Succeed: Roger Burdick	
Precinct	Ron Crane	Lawrence Wasden	Stan Olson	Tom Luna	Jim Jones	John Bradbury	Roger Burdick
1	168	168	28	160	177	64	121
2	221	224	34	201	232	108	151
3	242	243	28	220	257	123	141
4	102	101	12	81	103	48	57
5	55	55	0	54	54	15	39
6	62	61	10	60	61	37	30
Absentee	27	30	12	27	36	20	20
CO. TOTAL	877	882	124	803	920	415	559

**POWER COUNTY RESULTS
PRIMARY ELECTION MAY 25, 2010**

Precinct	APPELLATE COURT JUDGE	VOTING STATISTICS					LEGISLATIVE DIST 27		
	To Succeed: Karen Lansing	Total Number of Registered Voters at Cutoff	Number of Election Day Registrants	Total Number of Registered Voters	Number of Ballots Cast	% of Registered Voters That Voted	ST SEN	ST REP A	ST REP B
							REP	REP	REP
	Karen Lansing						Denton Darrington	Scott Bedke	Fred Wood
1	171	678	6	684	260	38.0%	174	177	166
2	236	829	14	843	328	38.9%	221	226	217
3	253	910	13	923	329	35.6%	235	241	239
4	99	299	2	301	139	46.2%	94	97	92
5	54	117	6	123	72	58.5%	56	62	56
6	60	374	5	379	83	21.9%	60	61	61
Absentee	37				59	#VALUE!	29	34	30
CO. TOTAL	910	3,207	46	3,253	1,270	39.0%	869	898	861

Precinct	COUNTY COMMISSIONER				CLERK OF THE DISTRICT COURT		COUNTY TREASURER	
	DIST 2	DIST 3			DEM	REP	DEM	REP
	DEM	REP	REP	REP				
	Vicki Meadows	Delane Anderson	Ken Estep	Lynn Scherer	Christine Steinlicht	Sharee Sprague	Donna L. Thornton	Deanna Curry
1	31	173	42	8	33	156	31	163
2	42	209	49	18	38	204	40	229
3	30	242	37	13	32	237	31	248
4	9	110	15	0	11	97	12	94
5	0	10	60	1	0	56	0	66
6	10	31	33	8	10	60	10	59
Absentee	11	34	6	3	12	33	12	35
CO. TOTAL	133	809	242	51	136	843	136	894

**POWER COUNTY RESULTS
PRIMARY ELECTION MAY 25, 2010**

	COUNTY ASSESSOR	COUNTY CORONER	DISTRICT JUDGE DISTRICT 6		
	DEM	REP	To Succeed: Judge Brown	To Succeed: Judge Dunn	To Succeed: Judge Nye
Precinct	Douglas Glascock	Mark Gunn Rose	Mitchell W. Brown	Stephen S. Dunn	David C. Nye
1	33	186	148	146	171
2	40	249	210	218	242
3	33	270	224	224	246
4	11	106	91	86	92
5	0	60	49	46	62
6	9	58	50	59	56
Absentee	13	40	33	32	35
CO. TOTAL	139	969	805	811	904

PRECINCT COMMITTEEMAN			
PRECINCT	PARTY	CANDIDATE NAME	VOTES RECEIVED
1	Democratic	Leona Jackson	30
	Republican	Bill Funk	173
2	Democratic	Kamren Kooppin	45
	Republican	Raymond Workman	233
3	Democratic	Gayle Elizabeth Cottam	28
	Republican	R. E. "Bob" Steinlicht	260
4	Republican	Kerry K. Farr	107
5	Republican	Valaree J. Estep	66
6	Republican	Kevin W. Neibaur	63