

## POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, June 28<sup>th</sup>, 2010. Present were Commissioners Ken Estep and Ron Funk. Also present was Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney F. Randall Kline.

GREAT RIFT BUSINESS DEVELOPMENT – IDAHO DEPARTMENT OF ENVIRONMENTAL QUALITY (BROWNSFIELD PROGRAM): Great Rift Business Development Director Kristen Jensen appeared before the Commissioners to discuss properties within Power County that may qualify for assessment under the Idaho Department of Environmental Quality's "Brownsfield Program". Following discussion, the Commissioners agreed that Ms. Jensen should continue to work directly with Bruce Olenick at DEQ to commence the assessment process.

GREAT RIFT BUSINESS DEVELOPMENT – ECONOMIC DEVELOPMENT DIRECTOR: Following discussion with Great Rift Business Development Director Kristen Jensen, it was moved by Commissioner Estep, seconded by Commissioner Funk, to classify Kristen Jensen as a part-time "B" employee of Power County, effective July 1<sup>st</sup>, 2010, at a salary/benefit package not to exceed the Idaho Department of Commerce's Rural Economic Development Professional Grant, which has been renewed effective July 1<sup>st</sup>, 2010, with the understanding that as a current contributing member of the Public Employee Retirement System of Idaho, Ms. Jensen's salary as Economic Development Director would be subject to PERSI deductions and benefits. Carried.

POWER COUNTY RESOLUTION #2010-09 – PUBLIC RECORDS REQUESTS: Following discussion with Power County Special Civil Attorney Douglas J. Balfour, it was moved by Commissioner Estep, seconded by Commissioner Funk, to approve and execute Power County Resolution #2010-09 establishing a fee schedule for public record requests. Carried.

POWER COUNTY COURTHOUSE SECURITY – IDEA-COM ECSI QUOTE: Power County Deputy Sheriff/Bailiff Brian Morris appeared before the Commissioners to review the quote submitted by Idea-Com ECSI to upgrade the Power County Courthouse telephone system to allow for Caller ID on Voice T-1's, which would allow Mr. Morris, as Courthouse security officer, to access call information and the flow of each call through the system if the need arises. Following discussion, the Commissioners agreed to table further consideration of this matter until July 12<sup>th</sup>, 2010.

CITY OF POCATELLO – POCATELLO MUNICIPAL AIRPORT (ECONOMIC/BUSINESS DEVELOPMENT): Pocatello Mayor Brian Blad, Pocatello Regional Airport Manager Dave Allen and Pocatello Development Authority Director

Robert Chambers appeared before the Commissioners to discuss current business and economic development opportunities at the City of Pocatello Airport property in eastern Power County. Also present was Great Rift Business Development Director Kristen Jensen. At the outset, Mr. Chambers reported that the City of Pocatello is also working out jurisdictional issues with the Shoshone-Bannock Tribes. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Funk, to assist and support the City of Pocatello in current and future business and economic development opportunities within the common boundaries of the City of Pocatello and Power County, including but not limited to establishing a tax increment finance and/or urban renewal area to fund infrastructure needs and to coordinate planning and zoning regulations to allow light industrial and manufacturing in that area. Carried.

EASTERN POWER COUNTY FIRE DISTRICT – WILDLAND FIRE INTERFACE CODE: Connie Rowland of the Eastern Power County Fire District Board appeared before the Commissioners to review and discuss the proposed draft Wildland Interface Fire Code within the Eastern Power County Fire District. At the outset, Ms. Rowland reported that she has been working directly with Richard Wolf at Three Rivers Resource, Conservation & Development (RC&D) and Power County Building Administrator Robert Steinlicht on the provisions of the draft Code, and that the Eastern Power County Fire District is willing and able to administer and enforce any Wildland-Urban Fire Interface Code that may be ultimately adopted. Following discussion, the Commissioners agreed to review this matter further with Power County's planning and zoning attorney Douglas J. Balfour and provide Ms. Rowland with whatever information the Eastern Power County Fire District may need to proceed further, and this matter was tabled until July 26<sup>th</sup>, 2010.

POWER COUNTY WEED DEPARTMENT – SURPLUS PROPERTY: Power County Weed Department Supervisor Curtis Munk appeared before the Commissioners to request additional time to obtain sealed bids for the sale of Power County's surplus vehicle described as follows:

1964 International 1300 Series 4X4 (VIN #SB403266B)

Following discussion, the Commissioners agreed to publish notice of a call for sealed bids in the July 7<sup>th</sup> and 14<sup>th</sup>, 2010, editions of the Power County Press, giving notice that sealed bids will be accepted by the Power County Clerk until Friday, July 23<sup>rd</sup>, 2010, at 5:00 p.m. and scheduling bid opening for Monday, July 26<sup>th</sup>, 2010, at 11:00 a.m.

POWER COUNTY EXTENSION DEPARTMENT – UNIVERSITY OF IDAHO: Power County Extension Agent Stan Gortsema appeared before the Commissioners to introduce University of Idaho Agricultural Extension Agent Reed Findlay, who has been appointed to replace Mr. Gortsema effective July 1<sup>st</sup>, 2010.

LANCE FUNK D/B/A PLEASANT VALLEY AVIATION – AIRPORT LEASE/PAYMENT: Power County Prosecuting Attorney Randy Kline appeared before the Commissioner to report that he had not received any response to his letter dated June

14<sup>th</sup>, 2010, requesting that Lance Funk d/b/a Pleasant Valley Aviation return the signed Airport Lease Agreement with the 2010 lease payment and 2009 taxes due and owing. Following discussion, the Commissioners instructed Prosecuting Attorney Kline to issue a 10-day letter of demand and this matter was tabled until July 12<sup>th</sup>, 2010.

POWER COUNTY DISASTER SERVICES – HOMELAND SECURITY GRANTS (TABLE MOUNTAIN COMMUNICATION PROJECT): The following individuals appeared before the Commissioners to discuss the Table Mountain communications project, which could be partially funded through Power County's remaining Homeland Security Grant funds:

Ken Fagnet – Idaho Department of Homeland Security  
Di Jones – Power County Disaster Services Director  
Power County Sheriff Jim Jeffries  
Chief Deputy Sheriff Jackie Morris  
Deputy Sheriff Kevin Ostler  
American Falls Police Chief Brandon Wilkinson  
American Falls Fire Chief Pete Williams  
American Falls Rural Fire District Commissioner Lynn Scherer  
Power County Highway District Commissioner Bob Wetzel  
Power County Highway District Supervisor Don Haskin  
Paul Clark – Clark Radio  
Aaron Clark – Clark Radio

At the outset, Ken Fagnet explained the effect of the current grant cycle and Power County's options to expend remaining funds for interoperable communications. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Funk, to proceed with the Table Mountain Communication project and to immediately begin the paperwork required to expend all of Power County's remaining 2007, 2008 and 2009 Homeland Security Grant funds as follows:

Three vehicle radios  
Three handheld radios for the Power County Highway District  
BDA to be placed atop Driscoll's Grainary in American Falls  
Table Mountain Communication Building

Carried. The Commissioners then reported that they intend to allocate approximately \$500,000 from Power County's PILT fund during fiscal year 2011 to complete the project and requested that the other taxing entities present also consider appropriating funds from their fiscal year 2011 budgets to assist with the Table Mountain communications project.

POWER COUNTY SHERIFF – COMMUNICATIONS (MOTOROLA SERVICE AGREEMENT): Power County Sheriff Jim Jeffries appeared before the Commissioners to review the proposed Service Agreement between Power County and Motorola for the period January 1<sup>st</sup> through December 31<sup>st</sup>, 2010. Following discussion, the

Commissioners agreed to reject the Service Agreement as presented and remove this matter as an agenda item.

POWER COUNTY SHERIFF – FISCAL YEAR 2011 BUDGET: Power County Sheriff Jim Jeffries appeared before the Commissioners to further discuss his fiscal year 2011 budget request and to register his objection to any additional cuts to the Power County Sheriff's Office and Jail. Following discussion with Lynette McHenry of Idaho Counties Risk Management Program the Commissioners instructed Power County Prosecuting Attorney Randy Kline to prepare a draft resolution declaring financial necessity and authorizing reduction in Power County's workforce, and this matter was tabled until July 12<sup>th</sup>, 2010.

POWER COUNTY TRANSFER STATION/LANDFILL – IDAHO DISPOSAL SYSTEMS (IDS): At the request of Power County Prosecuting Attorney Randy Kline, the Commissioners agreed to table further consideration of this matter until July 12<sup>th</sup>, 2010.

BOARD OF EQUALIZATION (I.C. #63-501): The Board of Power County Commissioners then met as a Board of Equalization pursuant to I.C. #63-501. There being no business to come before the Board, the Board of Equalization recessed until Monday, July 12<sup>th</sup>, 2010, at 1:00 p.m.

ALCOHOL BEVERAGE LICENSE (I.C. #23-903): Commissioner Estep announced that it was the date and time scheduled for the consideration of a transfer of a 2009 Alcohol Beverage License. There being no public objection, it was moved by Commissioner Funk, seconded by Commissioner Estep, to authorize the transfer of the following 2009 Alcohol Beverage License:

#25 – from Kenneth Davis d/b/a Silver Horseshoe to The Silver Horseshoe Bar LLC d/b/a The Silver Horseshoe Bar.

Carried.

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

Current Expense	\$ 14,025.82
Ambulance District	3,806.02
District Court	2,562.66
Justice Fund	14,731.91
Misdemeanor Probation/Drug Court	2,068.00
Enhanced 911 Services	890.63
Indigent Services	15,827.15
Revaluation	171.52
Solid Waste	10,349.09
Weeds	303.43

Waterways  
PILT

29.55  
1,597.20

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 Estep – Aye  
Commissioner Funk – Aye

Carried.

INDIGENT CASE #2010-14-I: Following appeal hearing on Indigent Case #2010-14-I, and a review of the evidence, testimony and exhibits presented, it was moved by Commissioner Estep, seconded by Commissioner Funk, to sustain Power County's previous denial on Indigent Case #2010-14-I, since applicant is not a resident of Power County as defined by Idaho Code #31-3502(12). Carried.

INDIGENT CASE #2010-27-I: Moved by Commissioner Estep, seconded by Commissioner Funk, to approve Indigent Case #2010-27-I. Carried.

INDIGENT CASE #2009-23-I: Moved by Commissioner Estep, seconded by Commissioner Funk, to approve Indigent Case #2009-23-I. Carried.

POWER COUNTY INDIGENT SERVICES – DEPARTMENT OF HEALTH & WELFARE (MEMORANDUM OF UNDERSTANDING): Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Funk, to approve and execute the Memorandum of Understanding between Power County and the Idaho Department of Health & Welfare, for combined medical applications. Carried.

POWER COUNTY INDIGENT SERVICES – MEDICAL UTILIZATION MANAGEMENT AGREEMENT: Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Funk, to approve and execute the Medical Utilization Management Agreement between Power County, the Idaho Association of Counties and Idaho Medical Review, LLC, in order to implement the provisions of I.C. #31-3503 and #31-3519. Carried.

POWER COUNTY TREASURER – MONTHLY REPORT (I.C. #31-2113): Power County Treasurer Deanna Curry appeared before the Commissioners pursuant to I.C. #31-2113 to present her Statement of Treasurer's Cash for the period ending May 31<sup>st</sup>, 2010.

POWER COUNTY CONFLICT PUBLIC DEFENDER – BID PROPOSALS: The Commissioners reviewed the bids submitted for conflict public defender services in

Power County beginning October 1<sup>st</sup>, 2010, and ending September 30<sup>th</sup>, 2012. Following discussion with Power County Prosecuting Attorney Randy Kline and Power County Public Defender Robert O. Eldredge, it was moved by Commissioner Funk, seconded by Commissioner Estep, to accept the quote submitted by Benjamin Nielsen of the firm Loveless, Nielsen & Loveless in the amount of \$1,500 per month. Carried.

POWER COUNTY SHERIFF – QUARTERLY JAIL INSPECTIONS (I.C. #20-622):  
Pursuant to I.C. #20-622, the Commissioners conducted their quarterly inspection of the Power County Jail facility.

Adjourned.

  
KEN ESTEP, Commissioner

  
RON FUNK, Commissioner

  
CHRISTINE STEINLICHT, Clerk