

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in special session on Monday, July 30th, 2012. Present were Commissioners Vicki Meadows, Chairman, Ron Funk and Delane Anderson. Also present was Power County Clerk Christine Steinlicht

COMMISSIONER AGENDA (I.C. #67-2343): Following a review of I.C. #67-2343, and good cause appearing therefore, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to amend the July 30th, 2012, Commissioner Agenda to include the following items:

Power County Sheriff – Enhanced 911 Grant
Dispatch Center Upgrade

Alcohol Beverage License (I.C. #23-903)

Carried.

POWER COUNTY SHERIFF – ENHANCED 911 GRANT (DISPATCH CENTER UPGRADE): Power County Sheriff Jim Jeffries appeared before the Commissioners to discuss the grants being offered through the State of Idaho's Enhanced 911 Commission from telephone and cellular fees. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute the Enhanced 911 Security Grant application as presented to upgrade the Power County Dispatch Center. Carried.

POWER COUNTY CLERK – FISCAL YEAR 2013 BUDGET (FINAL FOR PUBLICATION): The Board of Commissioners and Power County Clerk Chris Steinlicht then conducted a fiscal year 2013 budget work session to review revenue, expenditures, and fund transfers that should be incorporated into Power County's fiscal year 2013 Budget. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to publish Notice of Public Hearing on Power County's final proposed budget for fiscal year 2013 in the August 15th and 22nd, 2012, editions of the Power County Press. Carried. Further consideration of this matter was tabled until the public budget hearing scheduled for August 27th, 2012, at 5:30 p.m.

EXECUTIVE SESSION (I.C. #67-2345): At the request of Cassia County Commissioner Dennis Crane, who appeared before the Commissioners via speaker telephone, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to move into executive session pursuant to I.C. #67-2345(1)(f), to communicate with legal counsel for the public agency or 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 Commissioners agreed that Clerk

Steinlicht should be excused from the executive session and the following roll call vote was taken at 1:40 o'clock p.m.:

Commissioner Meadows – Aye
Commissioner Funk – Aye
Commissioner Anderson – Aye

Carried. The Commissioner reconvened in the presence of Power County Clerk Chris Steinlicht, at 1:55 o'clock p.m., at which time it was moved by Commissioner Meadows, seconded by Commissioner Funk, to adjourn from executive session with the understanding that no decisions, determinations, actions, votes or final dispositions need be recorded as a result of this executive session. Upon a call for the question, the following roll call vote was taken:

Commissioner Meadows – Aye
Commissioner Funk – Aye
Commissioner Anderson – Aye

Carried.

ALCOHOL BEVERAGE LICENSES (I.C. #23-903): Commissioner Meadows announced that it was the date and time scheduled for the consideration of an Alcohol Beverage Licenses as provided by I.C. #23-903. There being no public objection, it was moved by Commissioner Anderson, seconded by Commissioner Funk, to approve the following 2012-2013 Alcohol Beverage Licenses:

#18 – Stan Thyberg d/b/a Idaho Unlimited for the sale of bottled or canned beer to be consumed on the premises.

Carried.

THREE RIVERS RESOURCE CONSERVATION & DEVELOPMENT – COOPERATIVE AGREEMENT: Following discussion, it was moved by Commissioner Anderson, seconded by Commissioner Funk, to approve and execute the Cooperative Agreement between Power County and Three Rivers Resource Conservation & Development Council, Inc. (RC&D) to provide grant research, grant writing, project planning, project implementation and grant administration services. Carried.

POWER COUNTY BUILDING & GROUNDS – 500 POCATELLO AVENUE (COURTHOUSE ANNEX): Following discussion, it was moved by Commissioner Anderson, seconded by Commissioner Funk, to approve the quote submitted by Springsteed Roofing in the amount of \$38,010 to remove and replace the roof at the Power County Courthouse Annex, 500 Pocatello Avenue. Carried.

POWER COUNTY BUILDING & GROUNDS – 528 GIFFORD: Commissioner Anderson reported that the structure situated upon Power County Parcel #RPA1021-00

a/k/a 528 Gifford has been removed from the premise and that Eagle Rock Excavation has begun the back-fill work. Following discussion, it was moved by Commissioner Anderson, seconded by Commissioner Funk, to authorize Eagle Rock Excavation to purchase sufficient gravel to spread over the excavated area once the back-fill project has been completed and compacted. Carried.

POWER COUNTY COMMISSIONERS – KLINE VS. COMMISSIONERS (DECISION ON JUDICIAL REVIEW): Commissioner Meadows announced that the Board had met in executive session with their counsel, Meyers Law Office, PLLC, on three separate dates to discuss the pending litigation and the Decision on Judicial Review issued by the District Court in Power County Case #CV-2011-248 and #CV-2011-279. Commissioner Meadows reported that Commissioners' counsel identified several issues in the District Court's decision that they believed were erroneous and which gave the Commissioners valid grounds on which to appeal the Decision. Commissioner Meadows further reported that Commissioners' counsel recommended that the Board appeal the decision, and they filed a Notice of Appeal on June 27th, 2012; accordingly, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to ratify the decision to initiate the Notice of Appeal on June 27th, 2012. Upon a call for the question, the following roll call vote was taken:

Commissioner Meadows – Aye
Commissioner Funk – Aye
Commissioner Anderson – Aye

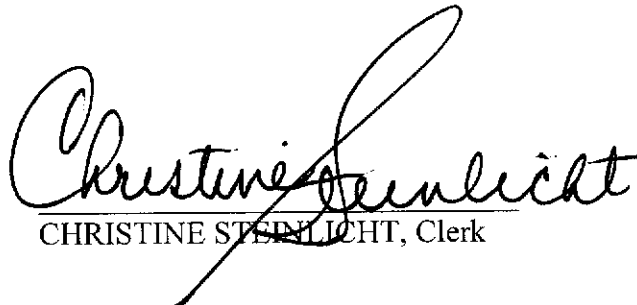
Carried. Commissioner Funk then reported that the special meeting scheduled for this purpose on Thursday, July 26th, 2012, was unavoidably vacated due to Commissioners conflicting work schedules.

POWER COUNTY JAIL – QUARTERLY JAIL INSPECTION (I.C. #20-622): The Commissioners then conducted their quarterly inspection of the Power County Jail and related facilities as required by I.C. #20-622.

Adjourned.



VICKY MEADOWS, Chairman



CHRISTINE STERLICH, Clerk