

## POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, August 26<sup>th</sup>, 2013. Present were Commissioners Vicki Meadows, Chairman, Ron Funk and Delane Anderson. Also present were Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney Ryan Petersen.

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 August 26<sup>th</sup>, 2013, Commissioner Agenda to include the following item:

Junior College – Certificates of Residency

Carried.

JUNIOR COLLEGE – CERTIFICATES OF RESIDENCY: Moved by Commissioner Meadows, seconded by Commissioner Funk, to approve the Certificates of Residency for the College of Southern Idaho. Carried.

POWER COUNTY DISTRICT COURT – CERTIFIED COURT INTERPRETER: Power County District Court's certified language interpreter Jerry Cuevas appeared before the Commissioners to report that he has taken a position elsewhere and will be leaving Power County. Mr. Cuevas then introduced and recommended Noe Espinoza to serve as Power County District Court's language interpreter. Following discussion with Clerk of the District Court Chris Steinlicht and Magistrate Judge Paul Laggis, the Commissioners agreed to allow Mr. Cuevas to mentor Mr. Espinoza during the training and transition process.

POWER COUNTY PROSECUTING ATTORNEY – APPOINTMENT OF SPECIAL COUNSEL (POWER COUNTY RESOLUTION #2013-10): Following discussion with Power County Prosecuting Attorney Ryan Petersen, it was moved by Commissioner Funk, seconded by Commissioner Anderson, to approve and execute Power County Resolution #2013-10, which is a resolution to appoint Craig Christensen as Special Prosecutor to represent Power County's creditor interests in bankruptcy proceedings, upon the condition that Mr. Christensen accept such appointment. Carried.

POWER COUNTY PROSECUTING ATTORNEY – TRESPASS (POWER COUNTY ORDINANCE #2013-03): Following discussion with Power County Prosecuting Attorney Ryan Petersen, it was moved by Commissioners Meadows, seconded by Commissioner Funk, to publish proposed Power County Trespass Ordinance #2013-03, which is an ordinance to grant the Power County Sheriff's office and landowners greater flexibility in protecting property rights, in the September 4<sup>th</sup>, 2013, edition of the Power County Press and to schedule public hearing on said Ordinance on Monday, September 9<sup>th</sup>, 2013, at 9:30 a.m. in the Commissioners meeting room at the Power County Courthouse. Carried.

POWER COUNTY SHERIFF – BOAT DOCK REGULATIONS (ORDINANCE): Following discussion with Power County Sheriff Jim Jeffries and Prosecuting Attorney Ryan Petersen, the Commissioners agreed to table further consideration of this matter until September 23<sup>rd</sup>, 2013, to allow for further review of Idaho's safe boating laws.

GERALD FEHRINGER YOUTH CENTER – LEASE AGREEMENT: Following discussion with Power County Prosecuting Attorney Ryan Petersen, the Commissioners agreed to schedule a follow up meeting with the Gerald Fehringer Youth Center Board to discuss renewal of the Lease Agreement between Power County and American Falls Youth Ministry, Inc. d/b/a Gerald Fehringer Youth Center for the period October 1<sup>st</sup>, 2012, through September 30<sup>th</sup>, 2013; accordingly, further consideration of this matter was tabled until September 9<sup>th</sup>, 2013.

POWER COUNTY BUILDING & GROUNDS – DOCTOR CLINIC LEASE (VALLEY FOOT & ANKLE): Power County Prosecuting Attorney Ryan Petersen appeared before the Commissioners to present a proposed Partial Power County Medical Clinic Lease Agreement between Power County and Valley Foot & Ankle for the period September 1<sup>st</sup>, 2013, through September 30<sup>th</sup>, 2014, and contains an automatic renewal provision unless either party gives fourteen (14) days written notice. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve the Partial Power County Medical Lease Agreement as presented, upon the condition that said agreement is fully executed by all parties thereto. Carried.

POWER COUNTY AIRPORT – NON-COMMERCIAL LEASE AGREEMENT (HAYES RUDOLPH): Following discussion with Power County Prosecuting Attorney Ryan Petersen, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute the Lease Termination Agreement between Power County and Hayes Rudolph to immediately terminate that Non-Commercial Airport Lease executed between the parties on January 1<sup>st</sup>, 2012. Carried. Prosecutor Petersen then reported that Dave Savage d/b/a Savage Air Service is in the process of purchasing the hanger from Rudolph and will be requesting a lease arrangement with Power County; accordingly, further consideration of this matter was tabled until September 9<sup>th</sup>, 2013.

POWER COUNTY SHERIFF – ELECTRONIC MEDICAL RECORDS (POWER COUNTY JAIL): Following discussion with Power County Sheriff Jim Jeffries and Prosecuting Attorney Ryan Petersen, further consideration of this matter was tabled until September 9<sup>th</sup>, 2013.

POWER COUNTY SHERIFF – SPIKE STRIPS: Power County Sheriff Jim Jeffries appeared before the Commissioners to request that he be allowed to purchase five sets of spike strips to stop fleeing vehicles, which will be placed in patrol vehicles for immediate use. Following discussion, the Commissioners agreed to authorize the purchase of the spike strips in the total amount of \$2,325 to be paid from the Sheriff's Reserve Contingency line in the Justice Fund.

POWER COUNTY ABATEMENT DISTRICT: Moved by Commissioner Meadows, seconded by Commissioner Funk, to recess as Power County Board of Commissioners and reconvene as Power County Abatement District Board. Carried.

MOSQUITO ABATEMENT – VECTOR DISEASE CONTROL INTERNATIONAL, INC.: Tim Bennett of Vector Disease Control International, Inc., appeared before the Commissioners to present the Mosquito Surveillance and Control Report for Power County for July, 2013.

Moved by Commissioner Funk, seconded by Commissioner Anderson, to recess as Power County Abatement District Board and reconvene as Power County Board of Commissioners. Carried.

POWER COUNTY SHERIFF – JAIL REMODEL (ARCHITECT REPORT): Power County Deputy Sheriff Max Sprague appeared before the Commissioners with Architect Lee Dille d/b/a Design Place, PLLC, to present the Architect's monthly report on the Power County law enforcement building renovation project.

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 monthly report for the period ending July 31<sup>st</sup>, 2013. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve the Treasurer's report as presented. Carried.

POWER COUNTY TREASURER – ORDER FOR CANCELLATION OF TAXES: Following discussion with Power County Treasurer Deanna Curry, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve the Order for Cancellation of Taxes in the amount of \$16.82, as presented. Carried.

POWER COUNTY TREASURER – TAX DEEDS: Power County Treasurer Deanna Curry appeared before the Commissioners to present a copy of the Tax Deed prepared on Power County Parcel #RPD0355-01. Following discussion with Power County Prosecuting Attorney Ryan Petersen and a review of I.C. #63-1006 and #63-1008, it was moved by Commissioner Funk, seconded by Commissioner Anderson, to authorize Power County Treasurer Deanna Curry to immediately execute and record Power County's Tax Deed on Parcel #RPD0355-01. Carried.

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

Current Expense	\$ 10,791.10
Ambulance District	1,706.60
District Court	3,307.06
Justice Fund	47,696.66
Misdemeanor Probation/Drug Court	500.00
Enhanced 911	544.55
Indigent	10,089.75
Revaluation	2,346.71
Solid Waste	16,890.89
Weeds	1,656.42
Waterways	1,838.75
PILT	7,794.95

Moved by Commissioner Meadows, seconded by Commissioner Funk, to approve the subsequent claims approval report as presented. Carried. Commissioner Anderson abstained.

Tort

\$ 861.00

BUREAU OF LAND MANAGEMENT – CRATERS OF THE MOON NATIONAL MONUMENT (ENVIRONMENTAL IMPACT STATEMENT – COOPERATING AGENCY):

Moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute the following documents:

- Power County Resolution #2013-09, which is a resolution that Power County shall participate as a cooperating agency in the Bureau of Land Management's process for an Environmental Impact Statement to amend the Management Plan of the Craters of the Moon National Monument.
- Memorandum of Understanding between the United States Department of the Interior Bureau of Land Management and Power County as Cooperating Agencies in the Plan Amendment EIS process.

Carried.

EXECUTIVE SESSION (I.C. #67-2345)(1)(b): Moved by Commissioner Meadows, seconded by Commissioner Anderson, to move into executive session pursuant to I.C. #67-2345(1)(b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee or staff member. 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 2:00 o'clock p.m.:

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

Carried. The Commissioners reconvened in the presence of Clerk Steinlicht at 3:00 o'clock p.m., at which time it was moved by Commissioner Anderson, 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.

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

EXECUTIVE SESSION (I.C. #67-2345): Moved by Commissioner Meadows, seconded by Commissioner Funk, to move into executive session pursuant to I.C. #67-2345 to consider records that are exempt from disclosure pursuant to Chapter 3, Title 9, Idaho Code, specifically Power County Ambulance District patient accounts. Upon a call for the question, the following roll call vote was taken at 3:05 p.m.:

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

Carried. Moved by Commissioner Funk, seconded by Commissioner Anderson, to adjourn from Executive Session at 10:00 a.m. to take final action and make final decisions. Upon a call for the question, the following roll call vote was taken:

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

Carried.

ENTRADA, INC. – AMBULANCE DISTRICT BILLINGS (ACCOUNTS RECEIVABLE): Moved by Commissioner Meadows, seconded by Commissioner Anderson, to authorize Entrada, Inc., to negotiate a settlement on two outstanding patient accounts of the Power County Ambulance District. Carried.

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

EXECUTIVE SESSION (I.C. #67-2345): Moved by Commissioner Funk, seconded by Commissioner Anderson, to move into executive session pursuant to I.C. #67-2345 to consider records that are exempt from disclosure pursuant to Chapter 3, Title 9, Idaho Code, specifically indigent medical applications. Upon a call for the question, the following roll call vote was taken at 3:15 p.m.:

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

Carried. Moved by Commissioner Funk, seconded by Commissioner Anderson, to adjourn from Executive Session at 3:35 p.m. to take final action and make final decisions. Upon a call for the question, the following roll call vote was taken:

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

Carried.

INDIGENT CASE #2013-090-I: Moved by Commissioner Meadows, seconded by Commissioner Funk, to continue PCIP medical insurance coverage for an additional three (3) month period under indigent medical application #2013-090-I. Carried.

INDIGENT CASE #2013-088-I: Moved by Commissioner Meadows, seconded by Commissioner Anderson, to approve indigent medical application #2013-088-I. Carried.

FISCAL YEAR 2014 BUDGET – PUBLIC HEARING: Commissioner Meadows announced that, pursuant to I.C. #31-1605, it was the date and time scheduled for public hearing on Power County's proposed fiscal year 2014 budget as published. Following public hearing and opportunity for questions, comments and/or objections, it was moved by Commissioner Meadows, seconded by Commissioner Anderson, to approve Power County's Fiscal Year 2014 Budget as published in the amount of \$10,687,709, which does not include any amounts to be raised from property taxes greater than the amounts advertised, with the understanding that all Contingency Funds shall contained therein be designated as follows:

- First, as a "General Reserve Appropriation" under I.C. #31-1605, and the Board of County Commissioners shall have the right to make an appropriation of these funds in the event of any unforeseen contingency arising, which could not reasonably have been foreseen at the time of making the budget, and which shall require the expenditure of money not provided for in the budget; and
- Second, as an "Accumulated Fund Balance" sufficient to achieve or maintain the operations of Power County on a cash basis as provided by I.C. #31-1605(A).

And to set elected officials salaries as follows:

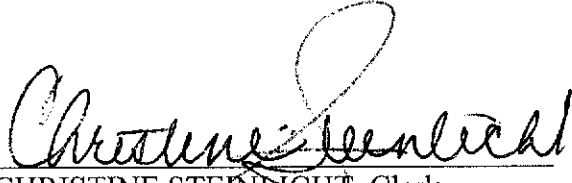
Commissioner Vicki Meadows – \$23,278  
Commissioner Delane Anderson – \$22,078  
Assessor Douglas Glascock – \$50,726  
Sheriff Jim Jeffries – \$57,002  
Prosecuting Attorney Ryan Petersen – \$38,000

Commissioner Ron Funk – \$22,078  
Clerk Chris Steinlicht – \$50,726  
Treasurer Deanna Curry – \$50,726  
Coroner Mark Rose -- \$10,794

Carried.

Adjourned.

  
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VICKI MEADOWS, Chairman

  
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CHRISTINE STEINLICHT, Clerk