

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, October 7th, 2013. Present were Commissioners Ron Funk and Delane Anderson. Also present were Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney Ryan S. Petersen.

POWER COUNTY CLERK – ACCEPTANCE OF RESIGNATION (I.C. #59-902): Power County Clerk Christine Steinlicht appeared before the Commissioners to report that the resignation of Power County Commissioner Vicki Meadows, Commissioner District #2, was submitted and accepted on October 1st, 2013, as provided by I.C. #59-902.

COMMISSIONER CHAIRMAN: Moved by Commissioner Anderson, seconded by Commissioner Funk, to appoint Commissioner Ron Funk to serve as chairman of the Power County Board of Commission until January, 2015. Carried.

COMMISSIONER AGENDA (I.C. #67-2343): Following a review of I.C. #67-2343, and good cause appearing therefore, it was moved by Commissioner Funk, seconded by Commissioner Anderson, to amend the October 7th, 2013, Commissioner Agenda to include the following items:

Power County Transfer Station/Landfill – Solid Waste Disposal Contract
EnviroUSA (Recycling Provisions)

Curtis Munk – Power County Weed Department
2013 Power CWMA State Project (2nd Quarter Report)

Carried.

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

MOSQUITO ABATEMENT –VECTOR DIEASE CONTROL INTERNATIONAL , LLC: The Commissioners reviewed the Professional Services Agreement between Power County and Vector Disease Control International, LLC, to provide a professionally designed and integrated program for the control of the mosquito population in Power County. Following discussion, the Commissioners agreed to table further consideration of this matter until November 25th, 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.

FISCAL YEAR 2014 – AUTHORIZED FUND TRANSFERS: Following discussion, it was moved by Commissioner Funk, seconded by Commissioner Anderson, to approve the following budgeted fiscal year 2014 fund transfers:

\$5,000 from Current Expense (General) Fund to Sick Leave Bank Fund
\$50,000 from Current Expense (General) Fund to Election Fund

Carried.

POWER COUNTY CLERK – ANNUAL VEHICLE MILEAGE REPORT: Power County Clerk Chris Steinlicht presented the Commissioner with a copy of Power County's annual Vehicle & Equipment Mileage Report as of September 30th, 2013.

POWER COUNTY SHERIFF – BOAT DOCK REGULATIONS (ORDINANCE): Following discussion with Power County Sheriff Jim Jeffries and Prosecuting Attorney Ryan Petersen, the Commissioners agreed that this matter will be removed as an agenda item unless and until a request for further consideration is presented by Sheriff Jeffries or Prosecuting Attorney Petersen.

POWER COUNTY SHERIFF – CITY OF AMERICAN FALLS (COOPERATIVE AGREEMENT RE: LAW ENFORCEMENT SERVICES): Power County Sheriff Jim Jeffries and Prosecuting Attorney Ryan Petersen appeared before the Commissioners to review the proposed Cooperative Agreement between Power County and City of American Falls Re: Law Enforcement Services for the period October 1st, 2013, through September 30th, 2018. Following discussion, it was moved by Commissioner Anderson, seconded by Commissioner Funk, to approve the Cooperative Agreement as presented. Carried.

POWER COUNTY BUILDING & GROUNDS – DOCTOR CLINIC LEASE (VALLEY FOOT & ANKLE): Dr. Brandon Wilde of the Valley Foot & Ankle Clinic appeared before the Commissioner via speaker telephone to confirm that they had received the proposed Partial Power County Medical Clinic Lease Agreement between Power County and Valley Foot & Ankle for the period September 1st, 2013, through September 30th, 2014, and contains an automatic renewal provision unless either party gives fourteen (14) days written notice. At the outset, Dr. Wilde reported that he and Dr. David Crowshaw had reviewed, approved and executed said agreement, and that the same will be returned to Power County for recording.

POWER COUNTY CONFLICT PUBLIC DEFENDER – BID AWARD: The Commissioners reviewed the notice from the Administrative Judge's "panel" regarding the appointment of a conflict public defender in Power County. Following discussion and a review of I.C. #19-860(a)(2), it was moved by Commissioner Anderson, seconded by Commissioner Funk, to accept the bid submitted by Eliassen Law Office to provide contracted conflict public defender services in Power County during the period October 1st, 2013, through September 30th, 2015, at the rate of \$1,500 per month. Carried. Following discussion, the Commissioners referred this matter to Power County Prosecuting Attorney to prepare a written contract; accordingly, further consideration of this matter was tabled until October 21st, 2013.

POWER COUNTY TRANSFER STATION/LANDFILL – ACCOUNTS RECEIVABLE: Following a review of the Power County Landfill's Customer Balance Summary of accounts

receivable, it was moved by Commissioner Funk, seconded by Commissioner Anderson, to write-off as "uncollectible" the following account:

Idaho Disposal Systems – \$35.00

Carried.

POWER COUNTY TRANSFER STATION/LANDFILL – IDAHO ADMINISTRATIVE CODE/POWER COUNTY LANDFILL PLAN OF OPERATION (WASTE MONITORING & MEASUREMENT): Power County Transfer Station/Landfill Supervisor Craig Heward appeared before the Commissioners to discuss the Idaho Administrative Code and the Power County Landfill's "Plan of Operation", and specifically the procedures for record keeping process to monitor and measure incoming waste.

POWER COUNTY TRANSFER STATION/LANDFILL – ENVIROUSA (SOLID WASTE DISPOSAL CONTRACT – RECYCLING): Following discussion with Power County Transfer Station/Landfill Supervisor Craig Heward, the Commissioners instructed Power County Prosecuting Attorney Ryan Petersen to review the Agreement for Disposal of Solid Waste between Power County and EnviroUSA, and specifically the recycling provisions of said Agreement and the possibility of including a requirement that EnviroUSA provide "waste rejection verification" from an appropriate recycler, i.e. Pacific Recycling or Western Recycling; accordingly, further consideration of this matter was tabled until October 21st, 2013.

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 10:30 o'clock a.m.:

Commissioner Funk – Aye
Commissioner Anderson – Aye

Carried. Moved by Commissioner Funk, seconded by Commissioner Anderson, to adjourn from Executive Session at 11:00 o'clock a.m. to take final action and make final decisions. Upon a call for the question, the following roll call vote was taken:

Commissioner Funk – Aye
Commissioner Anderson – Aye

Carried.

INDIGENT CASE #2011-07-I: Moved by Commissioner Anderson, seconded by Commissioner Funk, to accept \$8,000 as payment in full of the "Promissory Note" under Power County Indigent Case #2011-07-I, and to immediately record a release of Power County's statutory lien.
Carried.

POWER COUNTY INDIGENT SERVICES – ACCOUNTS RECEIVABLE: Following discussion a review of the Customer Balance Summary Report of “past due” receivable accounts for indigent medical services for the period ending September 30th, 2013, it was moved by Commissioner Funk, seconded by Commissioner Anderson, to write off the following accounts receivable as “uncollectible”, including that pro-rated portion over \$10,000 payable to the Idaho Catastrophic Health Care Program:

Indigent Case #2003-024-I -- \$34,329.85

Indigent Case #2008-025-I -- \$8,843.32

Indigent Case #2011-007-I -- \$19,993.05

Carried.

POWER COUNTY WEED DEPARTMENT – 2013 CWMA (STATE FUNDING REPORT): Moved by Commissioner Anderson, seconded by Commissioner Funk, to approve and execute the 2013 Power CWMA State Project Report for the period March 15th, 2012, to September 30th, 2013, as presented. Carried.

JUNIOR COLLEGE – CERTIFICATE OF RESIDENCY: Moved by Commissioner Funk, seconded by Commissioner Anderson, to approve the Certificate of Residency presented by the College of Southern Idaho. Carried.

SOUTHEASTERN IDAHO PUBLIC HEALTH DISTRICT – EMPLOYEE FLU SHOTS: Moved by Commissioner Funk, seconded by Commissioner Anderson, to approve and execute the Letter of Agreement between Power County and Southeastern Idaho Public Health District to provide flu vaccine distribution to County employees for the 2013-2014 flu season. Carried.

POWER COUNTY DOCTOR’S CLINIC – SOUTHEASTERN IDAHO PUBLIC HEALTH DISTRICT (RENOVATIONS): Architect Lee Dille d/b/a Design Place, PLLC, appeared before the Commissioners with Kim Gaskill, Southeastern Idaho Public Health District Financial Director, to discuss renovation of the Doctor’s Clinic to accommodate the District’s current and future needs. At the outset, Mr. Dille reported that a complete set of the architectural plans will be available to the Board of Commissioners at their next regular meeting on October 21st, 2013. Following discussion, it was moved by Commissioner Funk, seconded by Commissioner Anderson, to publish an appropriate “Notice of Call for Sealed Bids” in the October 23rd and 30th, 2013, editions of the Power County Press, that sealed bids will be accepted by Architect Lee Dille d/b/a Design Place, PLLC, until the date and time scheduled for bid opening on Tuesday, November 12th, 2013, at 1:30 p.m. Carried.

UNION PACIFIC RAILROAD: Power County Clerk Chris Steinlicht reported that Daniel Harbeke, Director of Public Affairs for Union Pacific Railroad, will be in the American Falls area in the near future and will attempt to arrange a face-to-face meeting with the Board of Power County Commissioners to discuss UPRR issues within Power County; accordingly, Clerk Steinlicht agreed to keep the Commissioners advised of Mr. Harbeke’s schedule.

POWER COUNTY PLANNING & ZONING – BOARD APPOINTMENT: Commissioner Funk reported that he is continuing to work with the Power County Planning & Zoning Board to fill the vacancy that will soon be created by the resignation of Kevin Boyer; accordingly, further consideration of this matter was tabled until October 21st, 2013.

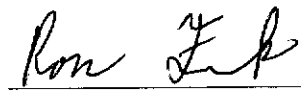
CLAIMS: Moved by Commissioner Anderson, seconded by Commissioner Funk, to approve the claims as presented and supplemented. Carried.

Current Expense	\$ 46,967.00
Ambulance District	8,434.20
Abatement District	16,060.00
District Court	2,074.44
Justice Fund	23,301.64
Enhanced 911 Services	1,677.92
Elections	572.01
Indigent	670.00
Solid Waste	1,549.81
Tort	64,641.00
Weeds	6,717.21
Waterways	305.05
PILT	23,918.45

Commissioners Funk advised Clerk Steinlicht to issue warrants as provided by the Subsequent Claims Approval Report.

Ambulance District	\$ 65.00
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Adjourned.



RON FUNK, Chairman



CHRISTINE STEINLICHT, Clerk