

## POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Tuesday, November 13, 2001. Present were Commissioners Ken Estep, Chairman, Valerie Hoybjerg and Janet S. Chapman. Also present were Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney Paul Laggis.

YOUTH CENTER: Commissioner Estep reported that he is still attempting to coordinate a time when he and Gary Ferguson of BGM Builders can get together and discuss the costs associated with restoring and remodeling the American Legion Building for use as a Youth Center.

PLANNING & ZONING -- REZONE (JUDICIAL REVIEW): Commissioner Estep reported that on November 6, 2001, Real Estate Agent Randy Johnson presented the Power County Planning & Zoning Board with a letter signed by Lane and Clay Kendell requesting that Power County follow through and defend the rezone application on Judicial Review before the District Court.

EXECUTIVE SESSION: Moved by Commissioner Hoybjerg, seconded by Commissioner Estep, to move into executive session pursuant to I.C. #67-2345, for the purpose of taking up indigent medical applications. Carried.

INDIGENT CASE #2002-02-I: Moved by Commissioner Estep, seconded by Commissioner Chapman, to deny indigent medical application #2002-02-I since the services provided were elective in nature and, therefore, not "necessary medical service" as prescribed by I.C. #31-3502A, and also since it appears that there are other resources available for payment of these expenses, i.e. insurance policy proceeds. Carried.

INDIGENT CASE #2002-01-I: Moved by Commissioner Estep, seconded by Commissioner Hoybjerg, to approve indigent medical application #2002-01-I, as it relates to medical expenses only and for payment of monthly medical insurance premiums. Any portion of the application concerning counseling therapy is denied since the mental health services are available through the Department of Health & Welfare. Carried.

INDIGENT CASE #2002-07-I: Moved by Commissioner Estep, seconded by Commissioner Chapman, to deny indigent medical case #2002-07-I, pursuant to I.C. #31-3502(17), since applicant has the ability to pay the medical bills incurred over a three year period. Carried.

SOUTHEASTERN DISTRICT HEALTH DEPARTMENT: The Commissioners reviewed the quote from Wall 2 Wall Carpet to install new carpet in the basement of the

Doctors Clinic currently being occupied by the Southeastern District Health Department. Following discussion with Mark Croft at Wall 2 Wall, it was moved by Commissioner Chapman, seconded by Commissioner Estep, to accept the quote from Wall 2 Wall for new carpet at the District Health Department. Carried.

SHOSHONE-BANNOCK TRIBE – FORT HALL INDIAN RESERVATION: Attorneys for the Bannock-Shoshone Tribe, Paul Echohawk and Mark Echohawk, appeared before the Commissioners with Power County Prosecuting Attorney Paul Laggis. The Commissioners reviewed the draft law enforcement agreement presented by Power County Prosecuting Attorney Paul Laggis. The tribe would like to work out a law enforcement agreement with Power County to allow concurrent law enforcement jurisdiction within the reservation boundaries. Commissioner Hoybjerg expressed her desire for any agreement to specifically address non-tribal members being stopped by tribal police. Prosecutor Laggis and the Shoshone-Bannock Tribal Attorneys will continue to work out an agreement for law enforcement services.

WIND ENERGY: Bob Ferguson appeared before the Commissioners to discuss wind energy generation potential in Power County. Mr. Ferguson indicated that he works for a company who will be selling wind generators to affix to your home, office or irrigation system that can produce up to six kilowatts of electricity. Different models will be available and can be used alone or in multiples at a wind farm. Excess electricity created by could be routed back out on the grid and sold by the individual. Commissioner Estep reported that a public hearing on wind energy generation will be scheduled and Mr. Ferguson will be notified of the meeting.

POWER COUNTY TRANSFER STATION/LANDFILL: Power County Transfer Station Supervisor Craig Heward appeared before the Commissioners to present a rough draft of a letter to Lamb Weston concerning problems with their solid waste deliveries to the Power County Transfer Station. Mr. Heward indicated that Lamb Weston is not paying a solid waste disposal fee at this time, only the fee per ton charge. The Commissioners have invited Bob Blume, Bob Schutte and Roger Smith from Lamb Weston to meet with them on Monday, November 26, 2001, at 10:00 a.m. to develop a plan for receiving waste from Lamb Weston.

ECSI EXECUTONE – COUNTY TELEPHONE SYSTEM: Ted Kasper of ECSI appeared before the commissioners to discuss upgrading the County's telephone system to a digital system. Mr. Kasper will work up a quote for the upgrade and submit it to the Commissioners.

EXECUTIVE SESSION: Moved by Commissioner Estep, seconded by Commissioner Chapman, to move into executive session pursuant to I.C. #67-2345, for the purpose of taking up potential legal issues. Carried.

COUNTY CHRISTMAS PARTY: The Commissioners discussed the County Christmas Party. Commissioner Hoybjerg reported that for a rental fee, the County could reserve Melody Lanes. Commissioner Estep will contact the bowling alley to get reservations for

either the 3<sup>rd</sup>, 4<sup>th</sup> or 5<sup>th</sup> of December, 2001. Melody Lanes will also be asked to give a quote for catering the party.

DECEMBER AGENDA: Following a review of the calendar for December, the Commissioners will meet on December 3<sup>rd</sup>, 10<sup>th</sup> and 31<sup>st</sup>, 2001.

CHRISTMAS VACATION: Moved by Commissioner Hoybjerg, seconded by Commissioner Chapman, to close the Courthouse on Monday, December 24<sup>th</sup>, 2001, at 12:00 o'clock noon. Carried.

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

Current Expense (General)	\$35,600.83
Ambulance	6,141.16
District Court	10,126.29
Justice	56,611.82
Indigent	3,779.93
Revaluation	3,116.37
Solid Waste	10,555.34
Weeds	4,712.52
Waterways	2,275.00
PILT	10,529.27

FAIRBOARD: Moved by Commissioner Hoybjerg, seconded by Commissioner Chapman, to appoint Lynn Hunter to his first term on the Power County Fairboard for a term of three years (January, 2005) and to reappoint Harry Batterton to his second term on the Power County Fairboard for a term of three years (January, 2005). Carried.

COUNTY BOARDS: The Commissioners reviewed the appointments that will need to be made in January, 2002, to fill vacancies on the following County Boards:

- Airport Board
- Guardianship Board
- Historical Society Board
- Planning & Zoning Board
- Snowmobile Board
- Waterways Board
- Weed Board
- Industrial Development Board

Clerk Steinlicht will publish a list of the board openings to allow interested applicants to submit their name for service.

STORM READY CERTIFICATION APPLICATION: The Commissioners reviewed the Storm Ready Certification Application completed by Disaster Services Director Mark

Love. Commissioner Hoybjerg will prepare a letter of support and attach it to the original application and return the same to Mr. Love.

FAMILY MEDICAL LEAVE APPLICATION: The Commissioners reviewed the Family Medical Leave Application submitted by Jami Montross of the Power County Extension Office. Mrs. Montross is requesting leave for the birth of a child from December 10<sup>th</sup>, 2001, until February 11<sup>th</sup>, 2002. Moved by Commissioner Hoybjerg, seconded by Commissioner Chapman, to approve the application of Jami Montross for unpaid leave under the family medical leave act as presented. Carried.

Adjourned.

  
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KEN ESTEP, Chairman

  
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CHRISTINE STEINLICHT, Clerk