

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, February 25, 2002. 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.

PLANNING & ZONING – JUDICIAL REVIEW: The Commissioners discussed the pending judicial review (Case #CV-01-00262) with County Attorney Jerry Mason via a telephone conference call. Mr. Mason indicated that the appellant's dismissal of the judicial review should be forthcoming; however, he will contact appellant Marty Anderson to confirm that a dismissal will be entered as agreed. Clerk Steinlicht will make copies of the transcripts available to appellants once the dismissal has been entered.

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

General (Current Expense)	\$ 5,844.88
Ambulance	1,433.07
District Court	438.70
Justice Fund	4,611.26
Indigent	3,225.55
Solid Waste	17,114.10
Weeds	33.10
Waterways	21.50
PILT	4,744.75

IDAHO ASSOCIATION OF COUNTIES PHOTO REQUEST: The Commissioners reviewed the Idaho Association of Counties' request to receive an 8" x 10" photograph from each County, which IAC will then mat, frame and engrave. All frames photographs will line the halls of the IAC building. Following discussion, it was agreed that Commissioner Hoybjerg would contact Lucien's Photography in American Falls to photograph the grain elevator and surrounding area.

POWER COUNTY PROBATION: Russ Wheatley, Power County Probation Office Supervisor, appeared before the Commissioners to discuss the Supreme Court's offer to pay for probation officer Max Sprague to attend the National Drug Court Summit in Washington D.C. in June, 2002. Following discussion, the Commissioners authorized the request for Mr. Sprague to attend said conference. Clerk Steinlicht and Mr. Wheatley will attend JAIBG meeting tomorrow in Pocatello to go over juvenile justice grant funding and financial reporting procedures. Commissioner Hoybjerg reported that she and Russ Wheatley would be attending a meeting to discuss bed space issues at the Sixth District Regional Juvenile Detention Center.

POWER COUNTY SEARCH & RESCUE – HOVERCRAFT BID OPENING:

Commissioner Estep announced that it was the time and date set for opening the sealed bids submitted for the purchase of Hovercraft by the Power County Search & Rescue. The Commissioners received and opened five sealed bids as follows:

1. TSK Equipment Company in the amount of \$32,979.00.
2. Hovercraft of Arkansas in the amount of \$46,833.00.
3. Hovercraft of Arkansas in the amount of \$55,200.00.
4. Hovertechnics, Inc., in the amount of \$51,130.00.
5. Hovertechnics, Inc., in the amount of \$60,055.00.

Present for the bid opening was Power County Search & Rescue member Pete Williams. Following discussion, it was moved by Commissioner Hoybjerg, seconded by Commissioner Chapman, to accept the bid submitted by TSK Equipment company in the amount of \$32,979.00 to be paid directly from Power County Search & Rescue funds. Carried. Mr. Williams indicated that Bannock County has committed \$5,000 to assist Power County with the purchase. Mr. Williams further indicated that the Power County Search & Rescue has approximately \$29,000.00 in its Salmon B-B-Q fund.

LAMB WESTON SOLID WASTE FEE: The Commissioners discussed Lamb Weston's decision to haul their garbage to the Bannock County Landfill rather than paying the County's commercial solid waste disposal fee. Commissioner Hoybjerg advise Lamb Weston in writing that no solid waste disposal fee will be charged by Power County unless they start using the Power County Landfill and Transfer Station to disposes of their waste.

TELEPHONE SYSTEM UPGRADE – BACKUP GENERATOR: The Commissioners discussed the need for a backup generator on the County's telephone system. Sheriff Sprague indicated that the generator currently in use at the Sheriff's Office might not have the capacity to also backup the telephone system. The Commissioners asked that Sheriff Sprague check into the electrical capacity of his generator and the possibility of running a line over to the County's telephone system. This matter was tabled until March 11, 2002.

AMERICAN LEGION BUILDING PURCHASE: The Commissioners conducted a walk through of the American Legion Building with officials from the Southeastern District Health Department, Gary Ferguson of BGM Builders and Architects Jerry Meyers and Pete Anderson. Architect Meyers indicated that the building has structural integrity and a good ability to be remodeled for public use. Mr. Meyers suggested that Power County obtain an asbestos abatement survey and any abatement costs should be borne by the seller. Following discussion, the Commissioners asked Mr. Meyers to provide the

County with the initial costs to obtain the asbestos abatement survey. Commissioner Estep will discuss the asbestos abatement concerns with Ray Workman of the American Legion and suggest that they be prepared to discuss the issue with the Commissioners on March 11, 2002.

SOUTHEASTERN DISTRICT HEALTH DEPARTMENT: Diane Hill of the Southeastern District Health Department appeared before the Commissioners to present the District's fiscal year 2002 Quarterly Report for Power County.

FORT HALL INDIAN RESERVATION – MEMORANDUM OF AGREEMENT: The Commissioners reviewed the Memorandum of Understanding between Power County and the Shoshone-Bannock Tribes for certain law enforcement services within the boundaries of the Fort Hall Indian Reservation. The Commissioners then discussed the agreement with Prosecutor Laggis. Commissioner Estep expressed his concern that the agreement should not have been entered into without Commissioner and/or public input.

POWER COUNTY BOARD OF EQUALIZATION: The Board of Power County Commissioners met as the Power County Board of Equalization at 1:30 o'clock p.m. There being no business to come before the Power County Board of Equalization, the Board of Equalization adjourned.

FINANCIAL ASSURANCE – LANDFILL: The Commissioners reviewed the letter to the Idaho Division of Environmental Quality regarding financial self insurance against landfill post-closure costs prepared by Power County Prosecuting Attorney Paul Laggis. Moved by Estep, seconded by Hoybjerg, to approve the written notification of financial self-insurance to the State Division of Environmental Quality as presented. Carried.

CLERK'S ANNUAL FINANCIAL REPORT: Following a review of the Clerk's Annual Financial Report previously presented to the Commissioners, it was moved by Commissioner Hoybjerg, seconded by Commissioner Chapman, to approve the Clerk's Annual Financial Report as prepared by Power County Clerk Christine Steinlicht for the period ending September 30, 2001. Carried.

POSTAGE PURCHASES: Following discussion, it w moved by Commissioner Hoybjerg, seconded by Commissioner Estep, to allow employees to purchase postage from Power County. Carried. Commissioner Estep emphasized the need to accurately account for all postage purchases by Power County employees.

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

Moved by Commissioner Estep, seconded by Commissioner Hoybjerg, to approve the Ambulance Service Contract between Power County and Privateer Racing, Inc., as presented. Carried.

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

CITY/COUNTY ECONOMIC DEVELOPMENT BOARD: Southeast Idaho Council of Governments (SEICOG) would like to assist Power County and City of American Falls in applying for a grant to hire an economic development coordinator in the Power County/American Falls area. There would be matching funds from any entity participating in the grant.

CRYSTAL SUMMIT PARKING LOT – MINK CREEK PROPERTY: Clerk Steinlicht reported she had received quotes for further construction of the Crystal Summit parking lot. Clerk Steinlicht indicated that the quotes exceeded the amount currently held in trust for the project. Clerk Steinlicht has attempted to contact David Sleight of the National Forest Service to discuss the quotes. Commissioners noted the report.

TAX CANCELLATIONS: Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Chapman, to approve the Order for Cancellation of Taxes in the amount of \$9,726.79 as presented by Power County Treasurer Bobbie Mauch. Carried.

CERTIFICATE OF RESIDENCY: Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Hoybjerg, to approve the Certificates of Residency for Alex James Tiede to attend either North Idaho College or College of Southern Idaho and to approve the Certificate of Residency for Lucas Sprague to attend North Idaho College. Carried.

ICRMP – VOLUNTEER AUTOMOBILE INSURANCE COVERAGE: Clerk Steinlicht reported that she had discussed vehicle insurance coverage with Scott McLeish of ICRMP. The ICRMP policy is secondary for volunteers' vehicles while on official County business and as such, the County ICRMP policy would pay for the volunteers own insurance deductibles should they be involved in an accident. The Commissioners discussed the need to inform volunteers of these specific conditions applicable to volunteer vehicle coverage by ICRMP.

SUNSET AVIATION – AIRPORT HANGER LEASE: Following discussion, Prosecutor Laggis agreed make written demand to Sunset Aviation requesting that they pay the 2002 lease payment owing in the amount of \$2,862.00.

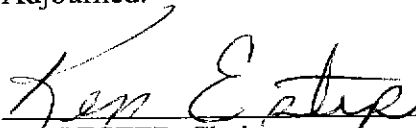
BEVERAGE LICENSE: Commissioner Estep announced that it was the time and date set for consideration of an alcohol beverage license. Commissioner Estep read the application into the record. There being no public objection, it was moved by Commissioner Chapman, seconded by Commissioner Estep, to approve alcoholic beverage license of Stanley L. Thyberg & Floreen Thyberg d/b/a Idaho Unlimited for the sale of bottled or canned beer to be consumed on the premises and retail wine. Carried.

SNOWMOBILE BOARD – EXCALIBUR RANCHES LEASE: Clerk Steinlicht reported that the Power County Snowmobile Board had not yet delivered the \$50.00 payment on the Excalibur Ranches lease payment. The Commissioners agreed to send the \$50.00 to Excalibur Ranches, to be paid from PILT recreation funds, and accept the \$50.00 from the Snowmobile Board as a reimbursement.

POWER SOIL CONSERVATION DISTRICT: Roger Whitnah, Ivan Permann and Debbie Tiede appeared before the Commissioners on behalf of the Power Soil Conservation District. Also present was Paula Jones of RC&D. Mr. Whitnah presented the Soil Conservation District's Annual Report (June 2000 through July 2001). Mr. Whitnah requested that the Commissioners submit their annual letter of intent to fund the Power Soil Conservation District for their 2004 fiscal year, which letter needs to be provided prior to April 20, 2002. Mr. Whitnah requested that Power County consider increasing the contribution to \$6,000. Commissioner Hoybjerg suggested that any request for an increase be detailed in writing. RC&D representative Paula Jones then updated the Commissioners on the Cloud Seeding operation being done in the Southern Idaho Counties (Caribou, Bear Lake, Oneida, Franklin and Bannock) and questioned whether Power County would be interested in participating. These matter were tabled until March 11, 2002.

BEHAVIORAL HEALTH CENTER – SERVICE PROVIDER AGREEMENT: Commissioners reviewed the BHC service provider agreement with County Prosecutor Paul Laggis. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Hoybjerg, to approve and sign the Service Provider Agreement between Eastern Idaho Health Services, Inc. d/b/a Behavior Health Center and Power County as presented. Carried.

Adjourned.



KEN ESTEP, Chairman



CHRISTINE STEINLICHT, Clerk