

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, September 8, 2003. Present were Commissioners Ken Estep, Chairman, Vicki L. Meadows and Ray Zimmerman. Also present were Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney Paul Laggis.

SHOSHONE BANNOCK TRIBES – LAND USE COMMISSION MEETING/BUSINESS COUNCIL MEETING: Commissioner Estep reported that the meeting between Power County Commissioners and Shoshone Bannock Tribes Land Use Commission has been scheduled for Monday, September 22nd, 2003, at 10:00 a.m. Commissioner Estep indicated that he had contacted Tribal Business Council Chairman Fred Auck to schedule a meeting between the Power County Commissioners and the Tribal Business Council for that same date to discuss potential development of the FMC site.

MINUTES: Moved by Commissioner Meadows, seconded by Commissioner Estep, to approve the Power County Commissioner Minutes for August 4th, 6th, 11th and 25th, 2003, as presented. Carried.

POWER COUNTY PLANNING & ZONING BOARD APPOINTMENT: Moved by Commissioner Estep, seconded by Commissioner Meadows, to appoint Ron Funk to replace Gary Tiede on the Power County Planning & Zoning Board, which term expires January, 2006. Carried.

JUNIOR COLLEGE – CERTIFICATES OF RESIDENCY: Moved by Commissioner Zimmerman, seconded by Commissioner Estep, to approve the Certificates of Residency submitted by the College of Southern Idaho. Carried.

500 POCATELLO AVENUE – RENOVATION: Construction Supervisor Jim Harveston appeared before the Commissioners to discuss renovation progress at 500 Pocatello Avenue. Mr. Harveston advised the Commissioners that he has experienced problems with contractors not showing up to complete work. Progress has been slowed due to the problem. Architect Ken Douglass then appeared before the Commissioners with a blue print depicting the handicapped access ramp to be constructed on the back of the 500 Pocatello Avenue Building, which the Commissioners approved.

FISCAL YEAR 2004 BUDGET: Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve the Power County Fiscal Year 2004 Anticipated Revenues as amended. Carried.

CERTIFICATE OF COUNTY LEVIES: The Commissioners reviewed the Certificate of County Levies for Power County prepared by Power County Clerk Christine Steinlicht.

Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve the 2003 Certificate of County Levies for the Power County Taxing Districts as presented. Carried. (SEE ATTACHED).

FIRE MITIGATION PLAN – WILLIAMS PIPELINE AGREEMENT: The Commissioners reviewed the Nondisclosure and Confidentiality Agreement prepared by Williams-Northwest Pipeline. As a part of the County's Fire Mitigation Plan, Williams Pipeline has agreed to provide Power County with copies of their alignment sheets that include the location of pipelines, compressor stations and various meter stations within the County; however, the Nondisclosure and Confidentiality Agreement must be executed by Power County due to security enhancements which have been implemented within the natural gas transportation industry. The Commissioners agreed to provide Power County Disaster Services Director Mark Love with a copy of the agreement for his review. This matter was tabled until September 22, 2003.

FIRE MITIGATION PLAN – DYNAMAC CORPORATION CONTRACT: The Commissioners reviewed the Commercial Services Contract between Power County and Dynamac Corporation setting forth the proposal to prepare the Countywide Wildfire Mitigation Plan. The Commissioners agreed that they would like time to review the contract, which may need to include additional specific terms which are not covered in the contract as presented. The Commissioners agreed to provide Power County Disaster Services Director Mark Love with a copy of the contract for his review. This matter was tabled until September 22, 2003.

EMPLOYEE MEDICAL BENEFITS – MARK SEMONS, SEMONS FINANCIAL: Mark Semons of Semons Financial appeared before the Commissioners to discuss renewal of Power County's partially self funded employee medical insurance benefit plan. Mr. Semons presented a Health Renewal Proposal to the Commissioners. The Commissioners agreed to the following Plan changes for fiscal year 2004:

1. Effective October 1, 2003, Power County will terminate the Integrative health Services Benefit Section of the Plan.
2. Modify the "Preventative Care Benefit" section of the plan in order to expand and simplify this benefit.

Mr. Semons will prepare the amendments to the employee benefit plan and submit those to the Commissioners for their signature, copies of which will then be provided to the Power County employees.

MS ADMINISTRATIVE SERVICES – APPEAL TO PLAN TRUSTEES: The Commissioners reviewed the appeal of Power County employee Carol Jeffries to the Plan Trustees with the County's broker, Mark Semons of Semons Financial. Following a review of Power County's Preventive Health Care Benefits, the Commissioners instructed Mr. Semons to contact MS Administrative Services to discuss their denial of benefits. This matter was tabled until September 22, 2003.

AMERICAN FALLS DISTRICT LIBRARY – EMPLOYEE MEDICAL INSURANCE:

The Commissioners reviewed discussed the request made by American Falls Library District Clerk Harriett Newlin to include the Library District's employees to participate in Power County's partially self-funded medical insurance benefit plan. Following discussion, the Commissioners agreed that other taxing district employees would not be eligible to participate in the Power County employee medical insurance benefit plan.

EMPLOYEE MEDICAL BENEFITS – WESTERN BENEFITS SOLUTION QUOTE:

John Guston of Western Benefits Solutions again appeared before the Commissioners to review the list of information they would need in order to prepare a quote for Power County employees to participate in the new statewide Counties' group health insurance program sponsored by Western Benefits Solutions and underwritten by Blue Cross of Idaho. Mr. Guston indicated that in lieu of the information list, the Commissioners could require each employee to complete an application that could be used to prepare a quote. This matter was tabled until September 22, 2003.

POWER COUNTY ELECTED OFFICIALS MEETING: Present for the Power County Elected Officials Meeting were:

Ken Estep, Commissioner
Vicki L. Meadows, Commissioner
Ray Zimmerman, Commissioner
Christine Steinlicht, Clerk
Paul Laggis, Prosecuting Attorney
Howard Sprague, Sheriff
Mark Rose, Coroner
Doug Glascock Assessor

The Elected officials discussed the reduction to the County's 2003 Net Market Value and agreed to meet with the Legislative District #27 representatives to voice concerns regarding further exemptions or reductions that would adversely effect future values. Following further discussion, Commissioner Estep agreed to contact those representatives and request that they attend the Commissioners regular meeting on November 10, 2003.

SALARY WORKSHEET – FISCAL YEAR 2004: The Power County elected officials reviewed the Fiscal Year 2004 Salary worksheet prepared by Power County Clerk Christine Steinlicht. Following discussion, it was moved by Commissioner Zimmerman, seconded by Commissioner Estep, to approve the Fiscal Year 2004 Salary schedule as presented. Carried.

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

General (Current Expense)	\$ 14,085.07
Ambulance	1,873.97
District Court	3,286.97

Justice Fund	65,140.61
Indigent	36.88
Revaluation	12,378.45
Solid Waste	628.71
Weeds	2,720.50
Waterways	4,392.49
PILT	11,870.25

SOUTHEASTERN DISTRICT HEALTH DEPARTMENT – DISTRICT PUBLIC HEALTH EMERGENCIES PLAN: Power County Disaster Services Director Mark Love appeared before the Commissioners to present a Memorandum of Agreement between Power County and the Southeastern District Health Department regarding a joint effort to develop and implement an all hazards public health emergency response plan. Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve the Memorandum of Agreement as presented. Carried.

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

Power County Ambulance District Director Mark Love appeared before the Commissioners to present several Emergency Medical Services Mutual Aid Agreements between the Power County Ambulance District and adjacent government entities. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve the Emergency Medical Services Mutual Aid Agreements, also known as Joint Exercise of Power Agreements, between Power County Ambulance District and the following entities:

- Oneida County Ambulance District
- Cassia County Ambulance District
- Bingham County Ambulance District
- Bannock County Ambulance District
- Fort Hall Fire & Emergency Medical Services

Carried. Prosecuting Attorney Laggis will send the original agreements to each entity for their review and approval.

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

CONFLICT PUBLIC DEFENDER – JOHN SOUZA: Power County Conflict Public Defender John Souza appeared before the Commissioners to request payment for services outside of his conflict public defender contract. Mr. Souza indicated that he has been assigned to represent a defendant who will require extra hours of representation. The Commissioners instructed Mr. Souza to contact Power County Public Defender George

Southworth to discuss additional funding since effective October 1, 2003, Mr. Southworth will contract conflict cases directly, without Commissioner involvement. Mr. Souza expressed his concern that Mr. Southworth's ability to enter into a contract with an attorney for conflict public defender services, which may create additional legal arguments on appeal or post conviction proceedings. Prosecuting Attorney Laggis indicated that he would discuss Mr. Souza's concern on this issue with Bar Association counsel and obtain a legal opinion. This matter was tabled until September 22, 2003.

POWER COUNTY HISTORICAL SOCIETY: Max Newlin of the Power County Historical Society appeared before the Commissioners to discuss renovation progress at 500 Pocatello Avenue, and specifically the Museum portion of the building. Mr. Newlin indicated that the Idaho State Historical Society is willing assist Power County by hiring a preservation architect to work directly with the County's architect Ken Douglass in order to maintain the historical character in the museum section of the building. Mr. Newlin invited the Commissioners to attend the next Historical Society meeting on September 17th at 6:30 p.m.

POWER COUNTY HIGHWAY DISTRICT – LAND EXCHANGE AGREEMENT: Power County Highway District Commissioners Bill Meadows and Robert Wetzel appeared before the Commissioners to discuss the Land Exchange Agreement between the Power County Highway District and Power County. Also present were Power County Highway District Board members elect, Wade Povey and Gilbert Hofmesiter and Power County Sheriff Howard Sprague. The Highway District Commissioners indicated that they were not willing to sign the Land Exchange Agreement as presented and were specifically not interested in an outright purchase of the property. Mr. Meadows advised the Commissioners of his concerns with the underground fuel tanks on the County's Arbon Valley property and indicated that the Power County Commissioners would need to provide proper assurances that no contamination exists prior to any transfer of the property. Commissioner Estep indicated that Power County might find it necessary to hire an excavator to remove the gasoline tanks on the property. Mr. Meadows and Sheriff Sprague agreed that the Power County Sheriff's office has had and will have unrestricted access to the Highway District property for use of the gun range. Mr. Meadows and Mr. Wetzel agreed that any future property exchange, if one could be negotiated, would encompass the gun range area only and would not include the Highway District buildings located in the area. Commissioner Meadows indicated a land exchange may not be necessary since the Sheriff currently has unrestricted use of the gun range, and Power County may benefit more by maintaining the property in Arbon Valley for the County's future use or sale.

DISASTER SERVICES – POWER COUNTY HIGHWAY DISTRICT: Power County Highway District Commissioners Bill Meadows and Bob Wetzel appeared before the Commissioners to request funds under the County's Homeland Security Grant, or in the alternative PILT funds. In order to dispatch the Highway District's heavy equipment in the event of a disaster, the Highway District would need to purchase a back-up generator in the amount of \$25,000. Also present was Power County Disaster Services Director Mark Love. Mr. Love advised the Commissioners that all Power County taxing entities

were previously contacted regarding their immediate needs in the event of a disaster, and that the Highway District had reported updated communication equipment as a priority; therefore, upgrading communications was the basis of Power County's Homeland Security Grant Application under which the Highway District could expect to receive new radio equipment. The Highway District Board members indicated that they were never contacted directly and dispute that enhanced communications would be the priority in the event of a disaster. Mr. Love indicated that he would attempt to reach Idaho's Homeland Security Grant Coordinator Bill Bishop to get a change request on the grant application, which is currently being processed. Mr. Meadows indicated that in the event they were unable to obtain a generator under the Homeland Security Grant, the Highway District would request County PILT funding for that purpose. Mr. Love then invited the Highway District Board to the next Local Emergency Planning Committee (LEPC) meeting on September 18th, 2003, at 12:00 noon.

Adjourned.


KEN ESTEP, Chairman


CHRISTINE STEINLICHT, Clerk

CORRECTED
 CERTIFICATE OF COUNTY LEVIES
 POWER COUNTY

County Levies

Current Expense	Tort	Bond	Charity & Indigent	Fair Grounds & Buildings	Junior College Tuition	Justice Fund	Noxious Weeds	Revaluation
.001305218	.000153782	---	.000088996	.000033410	.000016526	.001999914	.000131201	.000169396
Solid Waste	LHD							Total
.000192795	---							.004091238
Cities	General Fund	Tort	Bond	Airport	Cemetery	Library	Police Retirement	Fireman's Retirement **
American Falls								
.005023743	.000583060	---	---	---	---	---	---	---
Castello								
.007245738	---		.000068982	.000284386	.000068591	.000842898	.000504853	.000433311
Rockland								
.002634610	.001838711	---	---	---	---	---	---	---
Cities (continued)	Recreation	Streets & Oiling						Total
American Falls								
.000646618	.002343258							.008496679
Pocatello								
.000219842	.000148928	---	---	---	---	---	---	.009817479
Rockland								
---	---	---	---	---	---	---	---	.004473321
School	Maintenance & Operation	Tort	Bond	Plant Facility	Supplemental (Override)			Total
American Falls #381								
.003022683	.000051882	.002184189	.000567122	.001747612	---			.007573488
Arbon #383								
.002683779	.000019637	---	---	---	---			.002703416
Rockland #382								
.001993383	.000405531	.004358025	---	---	.006894466			.013656405
Ambulance	Maintenance & Operation	Tort		Total				
Power County								
.000216499	.000036751			.000253250				
Cemetery	Maintenance & Operation	Tort		Total				
Arbon								
.000000000	---	---		.000000000				
Fallsview								
.000222476	---	---		.000222476				
Rockland								
.000397207	.000049847			.000447054				

**CERTIFICATE OF COUNTY LEVIES
POWER COUNTY**

2003

Highway	Maintenance & Operation	Tort	Special Bridge	Total	Library	Maintenance & Operation	Tort	Total
Power Hwy #1	.001887704	—	.000835247	.002722951	American Falls	.000395935	.000007208	.000403143
					Rockland	.000585393	.000074114	.000659507
Hospital	Maintenance & Operation	Tort	Sinking	Total				
Harris Memorial	.000388071	.000501148	—	.000889219				
Rite	Maintenance & Operation	Tort	Override	Total				
American Falls	.000183039	—	—	.000183039				
Eastern Power County	.000000000	—	—	.000000000				
Rockland	.001411619	.000399794	—	.001811413				

** = List the Fireman's Retirement levy separately but add it to the M&O levy to determine if the M&O has exceeded its levy limit.

I hereby certify that the attached is the true and correct statement of tax levies based on each \$1.00 of market valuation

and approved on the 8th day of September 2003

by the Board of County Commissioners of Power County, Idaho

Christine Penicott
Clerk of the Board of County Commissioners