

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, September 22, 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.

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

General	\$ 70,408.17
Ambulance	6,026.89
District Court	11,461.06
Justice Fund	66,496.17
Indigent	7,995.09
Revaluation	4,579.28
Solid Waste	29,454.17
Weeds	21,431.12
Waterways	970.20
PILT	2,367.91

500 POCATELLO AVENUE – RENOVATION: Architect Ken Douglass appeared before the Commissioners to report on the renovation progress at the 500 Pocatello Avenue Building. Mr. Douglass advised the Commissioners that he will be having surgery next week and will be unable to provide updated renovation reports for several weeks.

ORDER FOR CANCELLATION OF TAXES: Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve the Order for Cancellation of Taxes in the amount of \$5,966.44 as presented by Power County Treasurer Bobbie Mauch. Carried.

DISASTER SERVICES – FIRE MITIGATION PLAN (DYNAMAC CORPORATION CONTRACT): Power County Disaster Services Director Mark Love appeared before the Commissioners to discuss the proposed Contract between Power County and Dynamac Corporation to prepare a Countywide Wildfire Mitigation Plan. Power County Prosecuting Attorney Laggis prepared a letter to Dynamac Corporation addressing the Commissioners concerns and requests regarding the Contract, which was signed by Commissioner Estep. This matter was tabled until October 6, 2003, to await a response from Dynamac Corporation.

DISASTER SERVICES – FIRE MITIGATION PLAN (WILLIAMS PIPELINE AGREEMENT): Power County Disaster Services Director Mark Love appeared before

the Commissioners to review the proposed Agreement between Power County and Williams Pipeline. Due to security enhancements within the natural gas transportation industry, Williams Pipeline requires Power County to execute a nondisclosure and confidentiality agreement prior to providing pipeline site information. Mr. Love indicated that Dynamac Corporation no longer needs any Williams Pipeline maps to proceed with the Fire Mitigation Plan; therefore, the Commissioners agreed to hold the original unsigned Nondisclosure and Confidentiality Agreement.

DISASTER SERVICES – HOMELAND SECURITY GRANT (POWER COUNTY HIGHWAY DISTRICT): Power County Disaster Services Director Mark Love appeared before the Commissioners to discuss the Power County Highway District's request to purchase a backup generator through the County's Homeland Security Grant. Mr. Love indicated that he had discussed this matter with Bill Bishop of the State Disaster Services Department and it appears that the Highway District's request would not qualify under the County's Homeland Security Grant funding. The Commissioners agreed that the Power County Highway District bears the responsibility to be prepared in the event of an emergency by either properly budgeting for emergency preparedness or by seeking grant funding offered to taxing districts.

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

AMBULANCE SERVICE CONTRACT: Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve the Ambulance Service Contract between Power County Ambulance District and Rick Morrison d/b/a Pocatello Motocross Park. Carried.

GREAT RIFT RURAL HEALTH NETWORK – RURAL HEALTH GRANT APPLICATION: Moved by Commissioner Meadows, seconded by Commissioner Estep, to submit a letter to the Great Rift Rural Health Network supporting their efforts to obtain grant funding from the U. S. Office of Rural Health Policy to improve the coordination of health care for the Power County population. Carried.

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

SHOSHONE BANNOCK TRIBES – LAND USE MEMORANDUM OF UNDERSTANDING: Power County Clerk Steinlicht indicated that the meeting between the Power County Commissioners and the Shoshone Bannock Tribes Land Use Commission has been rescheduled for Monday, September 29, 2003, at 10:00 a.m. The purpose of the meeting is to discuss a Land Use Memorandum of Understanding between Power County and the Tribes.

SHOSHONE BANNOCK TRIBES – TRIBAL BUSINESS COUNCIL (ECONOMIC DEVELOPMENT): Power County Clerk Steinlicht indicated that the economic development meeting between Power County and the Tribal Business Council has been rescheduled for Monday, September 29, 2003, at 10:00 a.m. The purpose of the meeting is to discuss potential development opportunities within the joint boundaries of Power County and the Fort Hall Indian Reservation, including the FMC site. Commissioner Estep indicated that Paul Yochum and John Bartholomew from the FMC Corporation would also be present at that meeting.

SIXTH DISTRICT JUVENILE DETENTION FACILITY – JOINT POWERS AGREEMENT: Seth Scott of the Sixth District Juvenile Detention Facility appeared before the Commissioners to obtain Commissioner Estep's signature on the Joint Powers Agreement, which was previously passed via motion and vote by the Board of Power County Commissioners on March 10, 2003.

POWER COUNTY BUILDING DEPARTMENT: Power County Building Administrator Richard Wiles appeared before the Commissioners to discuss additional inspection violations on Jason Hess' home construction site in Power County. The Commissioners instructed Mr. Wiles to inform Mr. Hess of the violations and the steps required to comply with the County's building code.

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

PERSONNEL -- EMPLOYMENT PROBATION: Moved by Commissioner Estep, seconded by Commissioner Zimmerman, to accept the terms and condition of employment probation of a Power County employee as stated in the letter of probation on file and signed by all parties. Carried.

POWER COUNTY PRESS – 2004 FISCAL YEAR BUDGET/NET MARKET VALUES: David Burt from the Power County Press appeared before the Commissioners to discuss Power County's declining Net Market Values.

EXECUTIVE SESSION (I.C. #67-2345): Moved by Commissioner Zimmerman, 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 #2003-22-I: Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to deny indigent medical application #2003-22-I, since applicant has sufficient resources to pay the medical expenses incurred pursuant to I.C. #31-3502(1). Carried.

INDIGENT CASE #2003-23-I: Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to deny indigent medical application #2003-23-I, since

applicant has sufficient resources pursuant to I.C. #31-3502(1), to pay the medical expenses incurred. Carried.

POWER COUNTY TRANSFER STATION/LANDFILL: Power County Solid Waste Supervisor Craig Heward appeared before the Commissioners to discuss purchasing new foam filled tires for the backhoe and a new bucket on the compactor. Commissioners instructed Mr. Heward to obtain bids for replacement tires and a new bucket. Mr. Heward then presented the Commissioners with estimates for the purchase of a front-end loader for the transfer station and requested that the Commissioners authorize a purchase. The Commissioners agreed that they would like to review the purchase prices submitted and obtain information on lease options. This matter was tabled until October 6, 2003.

BUILDINGS AND GROUNDS – PARKING LOT REPAIR: Moved by Commissioner Zimmerman, seconded by Commissioner Estep, to approve the bid submitted by Interstate Seal Systems to repair and replace asphalt behind the Courthouse in the Sheriff's Office area and near the Doctors Clinic in the amount of \$11,935 to be paid from the Justice Fund (Building Construction). Carried.

U. S. CELLULAR – CELLULAR TELEPHONE SERVICE: Dale Cunningham of U. S. Cellular appeared before the Commissioners to discuss Power County's multiple U. S. Cellular accounts, one for the Sheriff's Office and one for the Courthouse. Mr. Cunningham advised the Commissioners that by combining the two accounts, Power County would qualify for additional savings under the 40-line Corporate Custom Account. The Commissioners indicated that they would need time to review all the quotes submitted to provide cellular service to Power County. This matter was tabled until September 29, 2003.

PUBLIC DEFENDER CONTRACT – GEORGE SOUTHWORTH: Prosecuting Attorney Laggis reported that he had contacted the Idaho State Bar to discuss the potential conflicts of interest that may be created by allowing Power County Public Defender George Southworth to control his own conflict public defender appointments and then provide payment to those conflict attorneys. Idaho State Bar Counsel has suggested that Power County contract directly with public defenders independent of one another. Prosecuting Attorney Laggis then indicated that he had discussed this issue with George Southworth, who agrees with this recommendation. The Commissioners requested that Power County Prosecuting Attorney Laggis contact potential conflict public defenders to submit a quote for conflict public defender services from October 1, 2003, through September 30, 2004. This matter was tabled until September 29, 2003.

MS ADMINISTRATIVE SERVICES – PLAN TRUSTEES APPEAL: Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to withdraw MS Administrative Services denial of the medical benefits claim as appealed by Power County employee Carol Jeffries. Carried.

POWER COUNTY EMPLOYEES MEDICAL BENEFIT PLAN: Moved by Commissioner Zimmerman, seconded by Commissioner Estep, to approve Amendments

#10 and #11 to the Power County Employee Medical Benefit Plan as submitted by Mark Semons of Semons Financial. Carried. Commissioners will send a Memorandum to all Power County employees detailing the plan changes.

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

INDUSTRIAL DEVELOPMENT – INTREPID ENGINEERING: Commissioner Estep reported that he and Commissioner Meadows had met with representatives of Intrepid Engineering to discuss the possibility of placing a bio-diesel and/or ethanol production facility in one of the heavy industrial areas in Power County. The Commissioners advised the Intrepid representatives to contact some of the oil seed producers in the Power County area get oil seed production information.

WESTERN BENEFITS SOLUTION – GROUP HEALTH INSURANCE QUOTES: Prosecuting Attorney Laggis indicated that the group health applications requested by Western Benefits Solution should be redacted to exclude certain employee information, i.e. names, addresses and social security numbers before turning those applications over to Western Benefits Solution. The Commissioners instructed Clerk Steinlicht to so alter the original applications before providing the information to Western Benefits Solutions.

Adjourned.


KEN ESTEP, Chairman


CHRISTINE STEINLICHT, Clerk