

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, November 8th, 2004. 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.

POWER COUNTY SHERIFF – DISPATCH PERSONNEL: Power County Chief Deputy Sheriff Jim Jeffries appeared before the Commissioners to discuss the hiring of dispatch personnel. Mr. Jeffries submitted the three names being considered to fill the vacancy in the Dispatch Center for the Commissioners consideration. Following discussion, the Commissioners agreed that the Power County Sheriff has full hiring authority at the Power County Sheriff's Office and that no additional input from the County Commissioners is necessary.

COMMISSIONERS OVER-TIME – PER DIEM RESOLUTION: The Commissioners discussed the need to approve and adopt a specific resolution for the payment of over-time or increased per diem for Commissioners extra meetings and travel expenses. Following discussion, the Commissioners agreed to keep a detailed log of their extra meetings and travel expenses for the next two to three months in order to determine a fair and equitable compensation policy. This matter was tabled until January 24th, 2005.

2004 GENERAL ELECTION – CANVASS BOARD: The Board of Power County Commissioners then met as the County Board of Canvassers pursuant to I.C. #34-1205. Clerk Steinlicht presented the Board with a copy of 2004 General Election Abstract for their review. Moved by Commissioner Zimmerman, seconded by Commissioner Estep, to approve the 2004 General Election Abstract as presented. Carried. Clerk Steinlicht will submit the original Abstract to the Idaho Secretary of State. (SEE ATTACHED EXHIBIT "A").

POWER COUNTY TRANSFER STATION/LANDFILL – EQUIPMENT PURCHASE: Power County Transfer Station/Landfill Supervisor Craig Heward appeared before the Commissioners to request that he be allowed to purchase a new backhoe from the Solid Waste fiscal year 2005 budget. Mr. Heward indicated that the backhoe currently in use is five years old with 4,000 hours accumulated. Following discussion, the Commissioners agreed that the backhoe currently in use should be cleaned and serviced, and denied Mr. Heward's request to purchase a new backhoe at this time.

SOUTHEASTERN DISTRICT HEALTH DEPARTMENT: Ed Muraug of the Southeastern District Health Department appeared before the Commissioners to present the Health Department's Annual Report for fiscal year 2004.

INDIGENT SERVICES – CATASTROPHIC HEALTH CARE BOARD: The Commissioners reviewed the State Catastrophic Health Care Cost Program Ballot of Administrators for a County Commissioner to represent Region 5 on the CAT Board. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to cast a vote for Caribou County Commissioner Bruce Dredge to represent Region 5 to the Administrative Board of the Catastrophic Health Care Cost Program. Carried.

MINUTES: Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve the Power County Commissioners Minutes for October 4th, 18th and 25th, 2004, as presented. Carried.

ALCOHOL BEVERAGE LICENSE: Power County Prosecuting Attorney Paul Laggis advised the Commissioners that he is still researching the question of local cafes and restaurants allowing their patrons to bring in and consume alcohol on their business premises without a County issued alcohol beverage license. This matter was tabled until November 22nd, 2004.

NEW YEARS PARTY: Following discussion, the Commissioners agreed to hold the County's New Years party on Friday, January 14th, 2004, at the Melody Lanes & Café. The Commissioners then contacted Bill Heaney of Melody Lanes by telephone to reserve the facility. Mr. Bowden suggested that the Commissioners review the party menus available at Melody Lanes & Café. This matter was tabled until November 22nd, 2004.

SAFETY AWARD – STATE INSURANCE FUND: Clerk Steinlicht advised the Commissioners that a dividend check from the State Insurance Fund is being processed and should be received within the next several weeks. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to grant the Power County employees a safety award of \$100 for elected officials and full time employees and \$50 for part-time employees. Carried.

POWER COUNTY COURTHOUSE – EXPANSION/RENOVATION: Keeven Shropshire at JHS Architects appeared before the Commissioners to present an updated floor plan for expansion and renovation of the Power County Courthouse. Following discussion, Mr. Shropshire agreed to prepare another set of revised drawing for the Commissioners review and this matter was tabled until November 22nd, 2004.

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.

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

General	\$ 20,460.36
Ambulance	1,593.59
District Court	3,175.99
Justice Fund	41,060.24
Indigent	373.41
Junior College	500.00
Revaluation	5,607.08
Solid Waste	1,760.06
Weeds	1,400.96
Waterways	1,588.12
PILT	700.64

POWER COUNTY WATERWAYS BOARD – CLAIM FOR DAMAGE: The Commissioners reviewed the written notice dated September 8th, 2004, from the Idaho Counties Reciprocal Management Program (ICRMP) on Jim Fitzgerald’s claim #200425232, which was submitted to the Commissioners on August 30th, 2004. ICRMP has concluded that Power County is not liable for these damages under the Idaho Tort Claims act and, therefore, declined any payment on this claim. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to offer Mr. Fitzgerald \$500 as full and final settlement of this matter, to be paid from the Power County Waterways’ repairs and maintenance budget. Carried. The Commissioners instructed Prosecuting Attorney Laggis to make a written offer of settlement to Mr. Fitzgerald. The Commissioners agreed that the Power County Waterways Board should be instructed to remove the steel pipe to avoid any future liability to Power County. Commissioner Zimmerman agreed to contact Power County Waterways Board. This matter was tabled until November 22nd, 2004.

IDAHO DISPOSAL SYSTEMS – BIN RENTAL/DISPOSAL FEE: Clerk Steinlicht provided the Commissioners with a copy of the billing from Idaho Disposal Systems in the amount of \$319.78. Idaho Disposal Systems claims these charges as a “haul and disposal” fee from the 500 Pocatello Avenue waste bin. The Commissioners agreed that this billing may need to be challenged. Commissioner Estep will contact Idaho Disposal Systems directly to discuss this billing.

COUNTY BOARD APPOINTMENTS: Following discussion, the Commissioners instructed Clerk Steinlicht to publish a notice of the various County Boards that will have vacancies to be filled in January, 2005. This matter was tabled until November 22nd, 2004.

500 POCATELLO AVENUE – RENOVATIONS: Commissioner Estep reported that he had discussed the renovation of the upstairs portion of the 500 Pocatello Avenue Building with Architect Ken Douglass, who is drafting initial renovation specifications for the Commissioners review. The Commissioners agreed that the specifications should include

finishing the museum storage area in the basement. This matter was tabled until November 22nd, 2004.

ECONOMIC DEVELOPMENT – VITA NUOVA (FMC SITE): Moved by Commissioner Meadows, seconded by Commissioner Estep, to approve the Agreement for Services between Power County and Vita Nuova for re-development of the FMC Site. Carried.

TAX EXEMPTION APPLICATION (I.C. #63-602AA): Power County resident Chris Cutler appeared before the Commissioners to request that his property, parcel #RP CO300-00A be designated tax exempt pursuant to County policy and I.C. #63-602AA since he is a Native American, enrolled in the Shoshone-Bannock Tribe and living within the Fort Hall Indian Reservation. Mr. Cutler further requested that all property taxes currently owing on said parcel be cancelled under his tax exempt designation. Following discussion, the Commissioners agreed to table discussion of this matter until November 22nd, 2004.

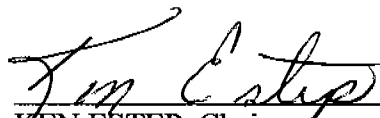
EXECUTIVE SESSION (I.C. #67-2345): Moved by Commissioner Estep, seconded by Commissioner Meadows, to move into executive session pursuant to I.C. #67-2345 for the purpose of taking up potential litigation issues. Carried.

EXECUTIVE SESSION (I.C. #67-2345): 4:03:03 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.

POWER COUNTY PERSONNEL: Moved by Commissioner Estep, seconded by Commissioner Zimmerman, to terminate the Power County employee who was the subject of the Executive Session effective November 8th, 2004, at 5:00 p.m. Carried.

PUBLIC DEFENDER CONTRACT – GEORGE SOUTHWORTH: Prosecuting Attorney Paul Laggis informed the Commissioners that he and Power County Public Defender George Southworth are still negotiating the terms and conditions of the Public Defender Contract. This matter was tabled until November 22nd, 2004.

Adjourned.



KEN ESTEP, Chairman



CHRISTINE STEINLICHT, Clerk

ELECTION NIGHT ABSTRACT

Date: NOVEMBER 02, 2004
Election: GEN04 2004 GENERAL ELECTION

Number of Entities Reporting: 7

Cand #	Name		Votes Cast
HOUSE OF REPRESENTATIVES SECOND DISTRICT			
2	WHITWORTH, LIN	DEM	898
1	SIMPSON, MIKE	REP	1,820
PRESIDENT OF THE UNITED STATES			
4	PEROUTKA, MICHAEL A.	CON	10
3	KERRY, JOHN F.	DEM	829
12	KENNEDY, JOHN JOSEPH	DEM	
7	COBB, DAVID	GRN	
5	NADER, RALPH	IND	1
8	JUDD, KEITH RUSSELL	IND	
9	SCHRINER, JOE	IND	
11	BONE, LAWSON M.	IND	
1	BADNARIK, MICHAEL	LIB	13
10	MEREPEACE, REVEREND	MRP	
2	BUSH, GEORGE W.	REP	2,105
13	WARRICK, NANCY	REP	
6	BROWN, WALT	SOC	
UNITED STATES SENATOR			
2	MCCLURE, SCOTT F.	DEM	5
1	CRAPO, MIKE	REP	2,429
STATE SENATOR DISTRICT NO. 27			
1	DARRINGTON, DENTON	REP	2,109
STATE REPRESENTATIVE -A- DISTRICT NO. 27			
1	BEDKE, SCOTT C.	REP	2,160
STATE REPRESENTATIVE -B- DISTRICT NO. 27			
2	YADON, WARREN	CON	509
1	NEWCOMB, BRUCE	REP	1,826
COUNTY COMMISSIONER DISTRICT NO. 2			
1	MEADOWS, VICKI	DEM	2,300
COUNTY COMMISSIONER DISTRICT NO. 3			
1	ESTEP, KEN	REP	2,321
COUNTY PROSECUTING ATTORNEY			
1	LAGGIS, PAUL	DEM	2,096
COUNTY SHERIFF			
1	JEFFRIES, JIM	DEM	1,914
3	LEARY, NEIL	IND	69
2	MORSE, JAMES K. 'JIM'	REP	912
4	HARMS, FRED	W-I	10
RETAIN MAGISTRATE MARK A. BEEBE			
1	YES	NON	2,074
2	NO	NON	628
SOIL CONSERVATION DISTRICT BD OF SUPERVISORS			
1	HOFMEISTER, CARL	NON	1,950
2	WHITNAH, ROGER L.	NON	1,963
3	TEETER, DELON (LON)	NON	1,165

ELECTION NIGHT ABSTRACT

Date: NOVEMBER 02, 2004

Number of Entities Reporting: 7

Election: GEN04 2004 GENERAL ELECTION

Cand #	Name		Votes Cast
4	GEHRING, JARED A.	NON	1,749

*****END OF REPORT*****

ABSTRACT OF VOTES
 GEN04 2004 GENERAL ELECTION
 NOVEMBER 02, 2004

	001	002	003	004	005	006	007	TOTAL	
POWER COUNTY NO. 1									
POWER COUNTY NO. 2									
POWER COUNTY NO. 3									
ROCKLAND									
ARBON COUNTY									
EASTERN POWER COUNTY									
ABSENTEE POWER COUNTY									

FEDERAL

PRESIDENT OF THE UNITED STATES

BADNARIK, MICHAEL	LIB	2	2	5	1	0	2	1	13
BUSH, GEORGE W.	REP	412	462	540	215	80	191	205	2105
KERRY, JOHN F.	DEM	155	186	233	34	8	113	100	829
PEROUTKA, MICHAEL A.	CON	1	0	3	1	0	5	0	10
NADER, RALPH	IND	0	0	1	0	0	0	0	1
BROWN, WALT	SOC	0	0	0	0	0	0	0	0
COBB, DAVID	GRN	0	0	0	0	0	0	0	0
JUDD, KEITH RUSSELL	IND	0	0	0	0	0	0	0	0
SCHRINER, JOE	IND	0	0	0	0	0	0	0	0
MEREPEACE, REVEREND	MRP	0	0	0	0	0	0	0	0
BONE, LAWSON M.	IND	0	0	0	0	0	0	0	0
KENNEDY, JOHN JOSEPH	DEM	0	0	0	0	0	0	0	0
WARRICK, NANCY	REP	0	0	0	0	0	0	0	0
TOTAL		570	650	782	251	88	311	306	2958

UNITED STATES SENATOR

CRAPO, MIKE	REP	477	540	621	226	80	238	247	2429
MCCLURE, SCOTT F.	DEM	1	1	1	1	0	1	0	5
TOTAL		478	541	622	227	80	239	247	2434

HOUSE OF REPRESENTATIVES SECOND DISTRICT

SIMPSON, MIKE	REP	374	382	483	190	69	142	180	1820
WHITWORTH, LIN	DEM	156	190	223	47	14	151	117	898
TOTAL		530	572	706	237	83	293	297	2718

STATE REPS

STATE SENATOR	DISTRICT NO. 27	REP	DEM	TOTAL
DARRINGTON, DENTON	REP	422	465	537
TOTAL		422	465	537

STATE REPRESENTATIVE -A- DISTRICT NO. 27

BEDKE, SCOTT C.	REP	432	490	548
TOTAL		432	490	548

GENERAL ELECTION
November 2, 2004

Power County Precinct #1:

Registered Voters 10/08/04	775
Election Day Registrations	<u>+ 85</u>
TOTAL:	860

Total General Election Ballots Cast 575 (67%)

Power County Precinct #2:

Registered Voters 10/08/04	898
Election Day Registrations	<u>+ 102</u>
TOTAL:	1,000

Total General Election Ballots Cast 652 (65%)

Power County Precinct #3:

Registered Voters 10/08/04	982
Election Day Registrations	<u>+ 157</u>
TOTAL:	1,139

Total General Election Ballots Cast 784 (69%)

Power County Precinct #4:

Registered Voters 10/08/04	382
Election Day Registrations	<u>+ 29</u>
TOTAL:	411

Total General Election Ballots Cast 254 (62%)

Power County Precinct #5:

Registered Voters 10/08/04	103
Election Day Registrations	<u>+ 8</u>
TOTAL:	111

Total General Election Ballots Cast 89 (80%)

Power County Precinct #6:

Registered Voters 05/03/2002	368
Election Day Registrations	<u>+ 75</u>
TOTAL:	443

Total General Election Ballots Cast 314 (71%)

Power County Absentee Precinct (#7):

Total Absentee Election Ballots Cast 322

TOTAL REGISTERED VOTERS:	3,964
TOTAL BALLOTS CAST:	2,990 (75%)