

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, January 23rd, 2006. Present were Commissioners Ken Estep, Chairman, Vicki Meadows and Ray Zimmerman. Also present were Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney Paul Laggis.

CITY OF AMERICAN FALLS – ADMINISTRATION ISSUES: City of American Falls Mayor Amy Wynn appeared before the Commissioners to discuss the administrative issues at the City of American Falls and the efforts by the City Elected Officials and Department Superintendents to correct the budget deficiencies.

CITY OF AMERICAN FALLS – SKATE PARK: American Falls Mayor Amy Wynn appeared before the Commissioners with City Parks & Recreation Director Jason Hess to present a draft conceptual design prepared by Dreamland Skate Parks, LLC, for the construction of a skate park in the American Falls City Park. Mr. Hess estimates the construction costs at approximately \$150,000. Mayor Wynn indicated that the City of American Falls will seek grant funding and private/corporate donations and will be asking the Power County Commissioners to submit a letter of support to accompany the proposal.

THREE RIVERS RESOURCE CONSERVATION & DEVELOPMENT (RC&D) – IFT GRANT: Commissioner Estep reported that he and American Falls Mayor Amy Wynn had attended a recent meeting of the Three Rivers RC&D, and were informed that the taxing districts within Power County could jointly apply for an IFT foundation grant in an amount up to \$10,000 to place trees in public areas; and that the deadline for submitting grant applications is March 15th, 2006. Commissioner Estep further reported that Paula Jones of Three Rivers RC&D may be able to assist with the joint grant application. Following discussion, the Commissioners agreed that each taxing entity within Power County should be contacted to determine the number of trees that would be needed, and this matter was tabled until February 13th, 2006.

POWER COUNTY PLANNING & ZONING PERMITS – CITY OF POCATELLO: Power County Building Administrator Bob Steinlicht appeared before the Commissioners to discuss the City of Pocatello's obligation to obtain a permit for the land application of wastewater on the City's property adjacent to the Pocatello Municipal Airport. Prosecuting Attorney Paul Laggis reviewed the County's land use plan and indicated that the City should have no "grandfather" rights and would now need to define the project and project area and obtain a special use permit for the future application of effluent or sludge, regardless of whether the area is zoned agricultural or industrial. The Commissioners agreed that Mr. Steinlicht should continue to work with the City of Pocatello's Planning & Zoning Board and Wastewater Treatment Plant Supervisor to develop a procedure for permitted land application of wastewater. Prosecuting Attorney Laggis agreed to correspond with City of Pocatello Attorney Dean Tramner regarding this matter.

POWER COUNTY BUILDING ADMINISTRATOR – BECO GRAVEL PIT: Power County Building Administrator Bob Steinlicht appeared before the Commissioners to report that he has been instructed by Power County Prosecuting Attorney Paul Laggis to issue a “stop work order” against Beco Gravel Pit for mining gravel outside of the permitted area. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to authorize Power County building Administrator Bob Steinlicht to issue a “stop work order” against Beco Gravel Pit until proof can be provided that they are strictly complying with the Special Use Permit issued by the Power County Planning & Zoning Board. Carried.

POWER COUNTY BUILDING/PLANNING & ZONING ADMINISTRATOR – INTRODUCTORY EMPLOYMENT PROBATION REVIEW: Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to release Power County Building/Planning & Zoning Administrator Bob Steinlicht from introductory employment probation and to increase his annual salary to \$28,700. Carried.

POWER COUNTY PROBATION – INTRODUCTORY EMPLOYMENT PROBATION REVIEW: Power County Probation Department Supervisor Russ Wheatley appeared before the Commissioners to review the introductory employment probation for Power County Probation Officers Charles Miser and Tina Chavez. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to release Power County Adult Misdemeanor Probation Officer Tina Chavez from introductory employment probation and to increase her annual salary to \$26,743. Carried. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to release Power County Juvenile Probation Officer Charles Miser from introductory employment probation and to increase his annual salary to \$26,000. Carried.

COUNTY BOARD APPOINTMENTS: The Commissioners reviewed the appointments that need to be made to the various County Boards for calendar year 2006.

Power County Airport Board: Moved by Commissioner Zimmerman, seconded by Commissioner Meadows, to reappoint Pete Ramsey to serve an additional three (3) year term on the Power County Airport Board (January, 2009). Carried.

Power County Waterways Board: Moved by Commissioner Zimmerman, seconded by Commissioner Meadows, to reappoint Allen Phillips and Robert Williams each to serve an additional three (3) year term on the Power County Waterways Board (January, 2009). Carried.

Power County Guardianship Board: Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to reappoint Carlene Savage and Becky Smith each to serve an additional two (2) year term on the Power County Guardianship Board

(January, 2008). Carried. Commissioner Meadows reported that three (3) vacancies still exist and requested that this matter be tabled until January 30th, 2006.

Power County Snowmobile Board: Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to reappoint Linda Morris to serve an additional three (3) year term on the Power County Snowmobile Board (January, 2009). Carried.

Power County Planning & Zoning Board: Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to reappoint Ron Funk to serve an additional three (3) year term on the Power County Planning & Zoning Board (January, 2009). Carried. Commissioner Meadows reported that one (1) vacancy still exists and requested that this matter be tabled until January 30th, 2006.

Power County Economic Development Board: Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to reappoint Brett Crompton to serve an additional three (3) year term as Position #3 to the Power County Economic Development Board (January, 2009). Carried. Commissioner Meadows reported that the Power County Economic Development Board, as set forth in the official By-Laws, will fill the Position #4, three (3) year term vacancy at its next regular meeting and will so advise the Commissioners.

Power County Fairboard: Moved by Commissioner Estep, seconded by Commissioner Zimmerman, to reappoint R.D. Kuttler and Bill Schroeder each to serve an additional three (3) year term on the Power County Fairboard (January, 2009). Carried.

Power County Historical Society Board: Commissioner Estep reported that he will be attending the next regular meeting of the Power County Historical Society Board to discuss the four (4) vacancies and requested that this matter be tabled until January 30th, 2006.

Power County Weed Board: Moved by Commissioner Estep, seconded by Commissioner Zimmerman, to reappoint Jerry Kress, Jeff Stewart, Wade Povey and Carol Stroud each to serve an additional two (2) year term on the Power County Weed Board (January, 2008). Carried.

Power County Industrial Development Board: Moved by Commissioner Estep, seconded by Commissioner Zimmerman, to reappoint Bob Cox to serve an additional three (3) year term on the Power County Industrial Development Board (January, 2009). Carried. Commissioner Estep reported that one (1) vacancy still exists and requested that this matter be tabled until January 30th, 2006.

HARDSHIP EXEMPTION APPLICATION (I.C. #63-711) – KAREN J. SMITH: Following discussion and a review of the evidence and testimony submitted at the initial hearing held January 9th, 2006, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to deny the application for hardship exemption pursuant to I.C. #63-711 filed by Karen J. Smith requesting that the real property taxes owing on Parcel

#RPA1511-00 be cancelled; with the understanding that interest and penalties will be waived if the taxes owing are paid in full on or before January 30th, 2006. Carried.

POWER COUNTY GUARDIANSHIP BOARD: Commissioner Meadows reported that a ward of the Bingham County Guardianship Board will soon be will be transferred under the jurisdiction of the Power County Guardianship Board.

POWER COUNTY RESOLUTION #2006-01 – GEM PLAN: The Commissioners reviewed proposed Power County Resolution #2006-01 with Power County Prosecuting Attorney Paul Laggis, which is an ordinance in support of the Gem Plan, which is a self-funded medical insurance benefit plan offered to County employees within the State of Idaho. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve and execute Power County Resolution #2006-01 supporting the Gem Plan. Carried.

POWER COUNTY RESOLUTION #2006-02 – NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS): The Commissioners reviewed proposed Power County Resolution #2006-02 with the Power County Prosecuting Attorney Paul Laggis, which is a resolution adopting the National Incident Management System (NIMS). Following discussion, it was moved by Commissioner Zimmerman, seconded by Commissioner Meadows, to approve and execute Power County Resolution #2006-02 adopting the National Incident Management System (NIMS). Carried.

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

IDAHO ASSOCIATION OF COUNTIES – ENVIRONMENT & LAND USE COMMITTEE: Commissioner Estep reported that the Idaho Association of Counties' Environment & Land Use Committee has invited Sempra Energy and Southeast Idaho Energy to each make a committee presentation at the IAC Mid-Winter Conference on the afternoon of Wednesday, February 8th, 2006. Commissioner Estep further reported that the presentations will be made during the Committee's meeting; however, any other elected officials present at the IAC Mid-Winter Conference will be invited to attend.

569 BANNOCK AVENUE – RENOVATION (WARRANTY WORK): Commissioner Meadows reported that she had discussed the warranty work and other minor repairs that need to be made at 569 Bannock Avenue with Robert Etlin of the Idaho Department of Health & Welfare and Power County Building & Maintenance Supervisor Gary Thomson, and the parties have agreed that the repairs will be taken care of this spring.

500 POCATELLO AVENUE – RENOVATIONS (WARRANTY WORK): Commissioner Zimmerman reported that rain gutter adjustment has been scheduled with Affordable Contractors. Commissioner Estep reported that he has scheduled a walk through of the 500 Pocatello Avenue Building on Monday, January 30th, 2006, at 4:00

p.m. with Gary Ferguson d/b/a BGM Builders to review warranty work that needs to be completed.

POWER COUNTY COURTHOUSE EXPANSION/REMODEL PROJECT: Keeven Shropshire of JHS Architects and Joe Reams of Brennan Construction Co., Inc., appeared before the Commissioners to report on the status of the Power County Courthouse expansion and remodel project. Mr. Reams indicated that the project is still on schedule to complete and occupied the week of April 24th, 2006, with a budget surplus of nearly \$30,000.

U.S. FOREST SERVICE – CRYSTAL SUMMIT PARKING LOT (FITCH LEASE): Power County Clerk Chris Steinlicht reported that she had been contacted by Nancy Fitch regarding the life tenure lease of the Mink Creek/Crystal Summit property from Power County and the \$150 lease payment due January 1st, 2006. Mrs. Fitch has indicated that they will be performing work and services at the Crystal Summit parking lot in exchange for the \$150 lease payment; however, the Commissioners and Clerk Steinlicht agreed the \$150 lease payment should be made annually to the Power County Clerk as set forth in the lease provisions, and any work or services that the Fitch family feels need to be done at the Crystal Summit parking lot should be negotiated between the Larry and Nancy Fitch and the U.S. Forest Service and then the costs billed to the Power County Clerk and paid from U.S. Forest Service funds that are being held in the Power County Auditor's Trust Account, which currently holds a balance of \$2,309.50. Commissioner Estep agreed to discuss this matter with Larry and Nancy Fitch. This matter was tabled until February 13th, 2006.

POWER COUNTY SHERIFF – VEHICLE EXPENSE BUDGET: Power County Sheriff Jim Jeffries appeared before the Commissioners to report that he has been reviewing options to minimize the impact of rising fuel costs on his vehicle expense budget. Sheriff Jeffries indicated that he recently met with the Power County Highway District Board of Commissioners to discuss the possibility of a joint bulk purchase of fuel by Power County and the Highway District for both entity's vehicles; however, the Highway District would need to upgrade or alter their fuel tanks to require a "card" or "key" for each vehicle, to be used when dispensing fuel. Following discussion, the commissioners agreed that Power County may want to look into the cost of getting a bulk tank for County use only.

POWER COUNTY SHERIFF – CIVIL DEPARTMENT: Power County Sheriff Jim Jeffries appeared before the Commissioner to report on the status of the Warrants of Distrainment issued by the Power County Treasurer and served by the Power County Sheriff's Office.

POWER COUNTY SHERIFF – BAILIFF AGREEMENT: Power County Sheriff Jim Jeffries appeared before the Commissioners to request that, pursuant to Idaho law, the position of Court Bailiff and the accompanying salary be returned to the care, custody and control of the Power County Sheriff as soon as possible, but in no event later than

October 1st, 2006. Following discussion, Sheriff Jeffries agreed to address this matter, as well as other salary concerns, in his fiscal year 2007 budget request.

POWER COUNTY BOARD OF EQUALIZATION (I.C.#63-501): The Board of Power County Commissioners then convened as the Power County Board of Equalization pursuant to I.C. #63-501. There being no business to come before the Board, the Power County Board of Equalization recessed until February 27th, 2006, at 1:30 p.m.

IDAHO FEDERAL SURPLUS PROPERTY PROGRAM – RENEWAL DOCUMENTS: Power County Clerk Chris Steinlicht reported that she had been contacted by the Idaho Department of Administration regarding Power County's participation in the Idaho Federal Surplus Property Program. Current federal guidelines require re-documentation of eligibility after a period of extended inactivity, and Power County's eligibility period will expire on May 5th, 2006. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Zimmerman, to approve and execute the Idaho Federal Surplus Property Program renewal documents as presented. Carried.

POWER COUNTY SEARCH & RESCUE – IDAHO DEPARTMENT OF PARKS & RECREATION GRANT: Power County Search & Rescue member Pete Williams appeared before the Commissioners to report that the Power County Search & Rescue will be submitting a grant application to purchase a hovercraft for use on Power County waterways, with any matching funds to be paid directly from the Search & Rescue Salmon barbeque funds. Following discussion, it was moved by Commissioner Zimmerman, seconded by Commissioner Meadows, to approve and execute the Idaho Department of Parks & Recreation Grant Application in the amount of \$44,212.91. Carried.

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 indigent medical applications. Carried.

INDIGENT CASE #2006-05-I: Moved by Commissioner Zimmerman, seconded by Commissioner Meadows, to approve indigent medical application #2006-05-I. Carried.

INDIGENT CASE #2005-18-I: Moved by Commissioner Zimmerman, seconded by Commissioner Meadows, to approve indigent medical application #2005-18-I. Carried.

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

General	\$ 31,701.57
Ambulance	1,133.18
District Court	3,945.92
Justice	10,739.98
Indigent	5,341.55
Revaluation	105.95

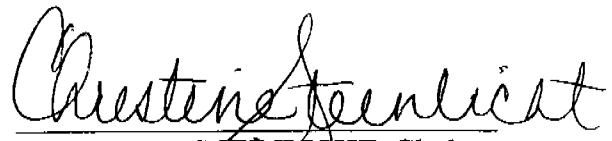
Solid Waste	12,023.59
Weeds	50.42
PILT	107,557.60

SIXTH DISTRICT JUVENILE DETENTION FACILITY – JOINT POWERS AGREEMENT: Seth Scott of the Sixth District Juvenile Detention Facility appeared before the Commissioners to review the updated Joint Power Agreement between the Counties of Bannock, Caribou, Oneida, Bear Lake, Franklin and Power to provide a facility for the detention of juveniles that complies with the minimum standards set forth in Idaho Code #20-518. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve and execute the original Sixth District Juvenile Detention Joint Powers Agreement as presented. Carried.

Adjourned.



KEN ESTEP, Chairman



CHRISTINE STEINLICHT, Clerk