

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, April 24th, 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.

IDAHO STATE UNIVERSITY – POWER COUNTY OUTREACH: Darrell Buffalo of Idaho State University appeared before the Commissioners to inquire whether lease space would be available at the Power County Courthouse Annex, located at 500 Pocatello Avenue, after the Power County Courthouse operations are permanently relocated to the Power County Courthouse. Commissioner Estep agreed to discuss this lease option with the Power County Historical Society Board and determine when they will be ready to occupy the Museum area of the Courthouse Annex. Mr. Buffalo then expressed his desire and willingness to assist with setting up and opening the Power County Museum. This matter was tabled until May 8th, 2006.

SOUTHEASTERN DISTRICT HEALTH DEPARTMENT – FISCAL YEAR 2007 BUDGET REQUEST: Ed Marugg of the Southeastern District Health Department appeared before the Commissioners to present the District's fiscal year 2007 budget request from Power County in the amount of \$59,272, which represents a 2.51% increase over the Fiscal Year 2006 allocation. Mr. Marugg reported that District's budget hearing is scheduled for May 25th, 2006, in Preston, Idaho, at 1:15 p.m. and requested that at least one of the Power County Commissioners attend.

POWER COUNTY LANDFILL – MONITORING WELLS (CASCADE EARTH SCIENCES): Commissioner Estep reported that he had met recently with Tom Mullican of the Idaho Department of Environmental Quality to discuss the sampling events being undertaken at the Power County Landfill's monitoring wells. Power County is currently subject to three sampling events annually; however, other Counties in Southeastern Idaho are submitting bi-annual samples. The Commissioners instructed Prosecuting Attorney Paul Laggis to make a written request to the Idaho Department of Environmental Quality requesting that Power County's landfill monitoring sampling be reduced to two sampling events per year. This matter was tabled until May 22nd, 2006.

POWER COUNTY SHERIFF – JAIL MEDICAL: Power County Sheriff Jim Jeffries appeared before the Commissioners to present the Independent Medical Services Agreement between Power County and the American Falls Health West Clinic, wherein Health West would agree to assist the Power County Jail in meeting the jail medical duties imposed by Federal and State of Idaho laws and regulations dealing with emergency treatment of inmates, prescription medicines, implementation of special diets for health reasons and other general health related needs at the Jail. Following

discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve and execute the Independent Medical Services Agreement between American Falls Health West Clinic and Power County Jail as presented. Carried.

FISCAL YEAR 2006 – PUBLIC BUDGET HEARING: Pursuant to Idaho Code #63-802A, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to schedule the Power County Fiscal Year 2007 Public Budget Hearing for Monday, August 28th, 2006, at 6:30 p.m. in the Commissioner Office of the Power County Courthouse, 543 Bannock Avenue. Carried.

PUBLIC DEFENDER CONTRACT – MEDICAL INSURANCE (DEPENDENTS): The Commissioners reviewed Section #20 of the Agreement between Power County and George Southworth for indigent legal services for Power County Sixth District Court, entitled Power County Medical Insurance, which states as follows:

“If George Southworth chooses to add a spouse of family member, then he shall pay for that additional coverage by a deduction from his monthly salary.”

Power County Clerk Chris Steinlicht reported that Mr. Southworth was recently married and added his spouse to his medical insurance, from which point the Power County employee co-pay amount of \$65.00 has been continuously withheld from Mr. Southworth's check; however, the additional monthly premium amount to cover his spouse in the amount of \$308.03, as set forth in the written agreement, has not been withheld. Following discussion, the Commissioners instructed Clerk Steinlicht to increase Mr. Southworth's medical insurance deduction to \$373.03 each month, and instructed Power County Prosecuting Attorney Paul Laggis to arrange for repayment by Mr. Southworth of the \$2,156.21 paid by Power County for his spouse's medical insurance coverage. This matter was tabled until May 8th, 2006.

IDAHO WOOL GROWERS – DISTRICT #4 ANIMAL DAMAGE CONTROL BOARD: Pursuant to Idaho Code #25-2612, it was moved by Commissioner Zimmerman, seconded by Commissioner Meadows, to appoint Power County resident Vernon Miller to the Idaho Wool Growers Association's District #4 Animal Damage Control Board. Carried.

POWER COUNTY SOLID WASTE SERVICES – TIRE DISPOSAL: Power County Transfer Station and Landfill Supervisor Craig Heward appeared before the Commissioners to discuss tire disposal. The Commissioners reported that Ash Grove Cement Company in Inkom, in conjunction with Bannock County, has offered to take waste tires from the Power County Transfer Station and Landfill at no cost to Power County. Ash Grove Cement intends to place a tire trailer on site at their cement plant, and Power County Transfer Station and Landfill employees could accumulate and then arrange for transport of the waste tires to that on-site tire trailer. Ash Grove Cement Company will then recycle the tires into combustible fuel for use at their cement plant.

Mr. Heward estimated that 95% of the waste tires received at the Power County Transfer Station and Landfill would qualify for this disposal option. Commissioner Zimmerman and Mr. Heward agreed to discuss this matter with the Southern Idaho Cooperative Committee (SCCC) at their next regular meeting.

POWER COUNTY HISTORICAL SOCIETY/MUSEUM BOARD: The Commissioners discussed the option of establishing a "Power County Historical Museum Board", separate and apart from the Power County Historical Society Board, to deal directly with the issues unique to furnishing, manning and funding the Power County Historical Museum. Commissioner Estep agreed to discuss this matter with the Power County Historical Society Board at their next meeting. This matter was tabled until May 8th, 2006.

RAILROAD BRIDGE PAINTING – BROWN’S GALLERY: Power County Clerk Chris Steinlicht reported Randall Brown of Brown’s Gallery in Boise has completed the cleaning and restoration of the County’s painting of the railroad bridge showing the original "falls" in Power County prior to construction of the American Falls dam. The Commissioners agreed to arrange for the painting to be picked up from Brown’s Gallery the next time one of them are in Boise. The Commissioners requested that Clerk Steinlicht follow up with Mr. Brown to inquire whether reproduction prints could be made of the original painting. This matter was tabled until May 8th, 2006.

POWER COUNTY BUILDING ADMINISTRATOR: Power County Building Administrator Robert Steinlicht appeared before the Commissioners to discuss the fiscal year 2006 budget for the Building Department. The Commissioners agreed that the "B" portion of that budget, or the operating budget, will be significantly overdrawn due to the training and testing courses that have been necessary for Mr. Steinlicht to obtain the required certification, and instructed Clerk Steinlicht to pay the balance of Mr. Steinlicht’s travel expenses during fiscal year 2006 from PILT Economic Development funds.

POWER COUNTY PLANNING & ZONING: Commissioner Meadows reported that the \$10,800 fee charged by the Southeast Idaho Council of Governments (SEICOG) to coordinate and update the County’s Comprehensive Land Use Plan, does not and will not include the Power County Development Code. The Commissioners agreed to contact Idaho Association of Counties to inquire about other vendors or companies who provide these types of services to Counties. Prosecuting Attorney Paul Laggis suggested that area attorneys who specialize in zoning issues also be contacted for reference information, and the Commissioners instructed Mr. Laggis to follow through on that suggestion. The Commissioners agreed that Power County Building Administrator Robert Steinlicht should keep the Power County Planning Zone informed of the options available to update the County’s plans. This matter was tabled until May 8th, 2006.

CITY OF AMERICAN FALLS – MEMORANDUM OF UNDERSTANDING REGARDING AREA OF CITY IMPACT: The Commissioner reviewed the Memorandum of Understanding Regarding Area of City Impact prepared by City of

American Falls attorney Randy Kline. Following discussion, the Commissioners instructed Power County Prosecuting Attorney Paul Laggis to negotiate a provision for division of the building fees collected between Power County and the City of American Falls to be incorporated in the Memorandum. This matter was tabled until May 22nd, 2006.

POWER COUNTY BOARD OF EQUALIZATION (I.C. #63-501): The Board of Power County Commissioners then met 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 May 22nd, 2006, at 1:30 p.m.

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

General	\$ 9,396.55
Ambulance	3,479.89
District Court	2,752.90
Justice	7,573.64
Indigent	3,054.91
Solid Waste	15,125.65
Weeds	33.75
Waterways	112.19
PILT	16,581.72

AUTOMATED POSTAGE SYSTEM: Power County Clerk Chris Steinlicht reported that the Lease Agreement currently in effect between Power County and Pitney Bowes for the automated postage system used by the Courthouse offices and departments, is scheduled to expire on September 30th, 2006. Clerk Steinlicht indicated that she is in the process of obtaining quotes from several vendors to upgrade the postage meter and negotiate new lease options. This matter was tabled until May 8th, 2006.

BUILDING & GROUNDS - LAWN/SNOW TRACTOR PURCHASE: The Commissioners reviewed the quotes submitted by C&J Power Equipment for the purchase a new lawn and snow tractor. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve and accept the quote submitted by C&J Power Equipment in the amount of \$7,080, which includes trade-in, to purchase a Dixon Model 90039 Grizzly 50 lawn and snow tractor. Carried.

POWER COUNTY COURTHOUSE EXPANSION/REMODEL: The Commissioners reported that they had agreed to proceed with the brick staining process proposed by Brennan Construction Company. The Commissioners then conducted a walk through of the Commissioners Office at the Courthouse and authorized Brennan Construction Company to install under-counter drawers at each work station of the Commissioner bench. Clerk Steinlicht reported that the move back into the expanded and remodeled Courthouse is scheduled for next week, and that a notice will be published in the Power

County Press to advise area residents that Courthouse services may be limited or interrupted briefly throughout the week.

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 discussing indigent medical applications. Carried.

AIRPORT LEASE ASSIGNMENT – NII & ME, LLC D/B/A AMERICAN AIR: The Commissioners reviewed the Assignment and Novation of the Commercial Airport Hanger lease from Nii & Me, LLC d/b/a American Air to American Air, LLC, which was prepared by American Air, LLC attorney Scott E. Axline. The Commissioners requested that this matter be referred to Power County Prosecuting Attorney Paul Laggis with a request that he discuss this matter further with Mr. Axline. This matter was tabled until May 8th, 2006.

FARM SERVICE AGENCY – POWER COUNTY SET ASIDE ACREAGE PROGRAM: Norman Wright of the Power County Farm Service Agency appeared before the Commissioners to discuss the federal farm set aside acreage program on erodable farm ground within Power County. The Commissioners agreed to prepare and present a package to the Idaho Congressional Delegation requesting reconsideration on the limits and restrictions recently imposed.

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.

Adjourned,


KEN ESTEP, Chairman


CHRISTINE STEINLICHT, Clerk