

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioner met in regular session on Monday, August 28th, 2006. Present were Commissioners Ken Estep, Vicki Meadows and Ray Zimmerman. Also present were Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney Paul Laggis.

ALCOHOL BEVERAGE LICENSE: Commissioner Estep announced that it was the date and time scheduled for consideration of an alcohol beverage license. There being no public objection, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve the following alcohol beverage license:

Shena D. Schieman d/b/a Lae Dee's Lounge for the sale of draught and bottled or canned beer to be consumed on the premises and bottled or canned beer not to be consumed on the premises and retail wine.

Carried.

INTERNAL REVENUE SERVICE (IRS) AUDIT – FISCAL YEAR 2003: The Commissioners reviewed the supplemental Closing Agreement between the Internal Revenue Service (IRS) and Power County to fully finalize the 2003 IRS Audit. Following discussion, it was moved by Commissioner Zimmerman, seconded by Commissioner Meadows, to execute the original Closing Agreement between Power County and the Internal Revenue Service as presented and, following approval of the same by Power County Prosecuting Attorney Paul Laggis and Power County's Independent Auditor Charles Clark, the original be returned to the IRS. Carried.

COMMISSIONER AGENDA – OCTOBER: Following a review of the calendar, the Commissioners agreed to meet in October, 2006, on the 2nd, the afternoon of the 16th, and the 30th.

POWER COUNTY PLANNING & ZONING DEVELOPMENT CODE UPDATES – SOUTHEAST IDAHO COUNCIL OF GOVERNMENTS (SEICOG): Power County Building Administrator Robert Steinlicht appeared before the Commissioners to review the proposed agreement between SEICOG and Power County incorporating the changes requested by Power County Prosecuting Attorney Paul Laggis. Under the Agreement, SEICOG would review Power County's current Building Codes and Land Use Plans and prepare specialized applications, instructions and a use regulation summary for permit applicants. Mr. Steinlicht reported that he would also review the proposed Contract with the Power County Planning & Zoning Board at the October 3rd, 2006, Planning & Zoning meeting; and, further that he plans to meet with SEICOG representative Susan Lorenz to coordinate these efforts. Following discussion, the Commissioners instructed Prosecuting Attorney Laggis to prepare the Professional Services Contract for Commissioner signature and this matter was tabled until October 16th, 2006.

POWER COUNTY MUSEUM – SECURITY DOORS: Commissioners Estep reported that the cost to install three security doors at the Power County Museum would be approximately \$6,600 and the Commissioners agreed that security doors were included in the Power County Annex renovation bid submitted by BGM Builders. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to install three security doors and get the touch up painting done at the Power County Museum, with any costs not covered by the original renovation bid to be paid from PILT funds. Carried.

POWER COUNTY PERSONNEL – EMPLOYEE EVALUATIONS: The Commissioners reviewed the employee evaluations submitted by each department supervisor, which will be placed in the appropriate personnel files.

POWER COUNTY TREASURER – TAX DEEDS/WARRANTS OF DISTRAINT: Power County Treasurer Bobbie Mauch and Deputy Treasurer Teri Kendall appeared before the Commissioners to report on the tax deeds that are being pursued on the following delinquent parcels:

Power County Parcel #RPC0080-00 located at 1737 Curlew Road and legally described as Big Sky North 1st Addition, Block 2, Lot 22.

Power County Parcel # RPA0207-00 located at 343 Johnson Street and legally described as American Falls Original Townsite, Block 52, Lots 16 to 18.

Power County Parcel #RPC0052-00 located at 1886 Falcon Circle and legally described as Big Sky North, Block 5, Lots 5 and 6.

Following discussion, the Commissioners agreed that Treasurer Mauch should also work closely and consult with Power County Special Attorney Craig Christensen and Power County Sheriff Jim Jeffries when disposing of or selling personal property parcels versus real property parcels.

POWER COUNTY BUILDING DEPARTMENT: Power County Building Administrator Robert Steinlicht appeared before the Commissioners to report that he has hired Marlene Henry to serve as part-time Building Department/Planning & Zoning secretary beginning September 1st, 2006. Mr. Steinlicht then requested that he be allowed to purchase a laptop which would accommodate the County's mapping program. The Commissioners agreed that the laptop purchase could be made from the fiscal year 2007 General Contingency Fund.

POWER COUNTY COURTHOUSE SECURITY – CAMERA PURCHASE: Power County Deputy Sheriff Max Sprague appeared before the Commissioners to request that additional cameras be purchased and placed in various other areas both inside and outside of the Power County Courthouse. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to authorize the Power County Sheriff to

purchase and install additional security cameras for the Power County Courthouse and grounds. Carried.

POWER COUNTY SHERIFF – SEARCH & RESCUE CLAIMS: Power County Sheriff Jim Jeffries and Power County Search & Rescue Commander Pete Williams appeared before the Commissioners to review the PILT Search & Rescue claims which remain unpaid and the Search & Rescue budget balance in the amount of \$8.87. Mr. Williams reported that the price of fuel has increased such that they are unable to operate within the current budget limits. Following discussion, Sheriff Jeffries agreed to implement a gasoline voucher system beginning October 1st, 2006, to reimburse actual miles traveled by Search & Rescue members. During the remaining 2006 fiscal year, the Commissioners, Sheriff Jeffries and Mr. Williams agreed that all Search & Rescue claims would be paid from the Power County Sheriff's grant expenditure line and a reimbursement check made payable to the Power County Clerk would be issued from the Power County Search & Rescue Salmon Barbeque funds to offset those expenditures. The Commissioners and Sheriff Jeffries also agreed that Power County may need to seek reimbursement and/or voluntary contributions from individuals who are benefited by a Search & Rescue operation within Power County.

EXECUTIVE SESSION (I.C. #67-2345): At the request of Power County Sheriff Jim Jeffries, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to move into executive session pursuant to I.C. #67-2345 for the purpose of taking up personnel issues. Carried.

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

IDAHO DEPARTMENT OF AGRICULTURE – WEST NILE VIRUS (DISASTER DECLARATION): The Commissioners reviewed the Idaho Department of Agriculture's West Nile Virus checklist of items to be submitted to the Office of the Governor for consideration of a state disaster declaration. Following discussion, the Commissioners agreed that Power County may need to develop a mosquito abatement plan to control the spread of West Nile Virus during next year's mosquito season.

IDAHO DEPARTMENT OF JUVENILE CORRECTIONS – MEMORANDUM OF AGREEMENT TO SUPPORT COMMUNITY INCENTIVE PROGRAM, RE-ENTRY PROGRAM AND MENTAL HEALTH PROGRAM): Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve and execute the Memorandum of Agreement to support the Community Incentive Program (CIP), the Re-Entry Program (REP) and/or the Mental Health Program (MHP) between the Idaho Department of Juvenile Corrections and Power County as presented. Carried.

POWER COUNTY DISTRICT COURT – JURY CHAIRS: Power County Clerk Christine Steinlicht reported that she had obtained a quote to purchase thirteen (13) conference table chairs to replace the stacking chairs currently being used in the jury

room. Following discussion, the Commissioners agreed to authorize the purchase of the thirteen (13) jury chairs, to be paid from fiscal year 2007 District Court capital expenditure funds.

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

EMERGENCY MEDICAL TECHNICIAN – RECERTIFICATION: Power County Ambulance District Supervisor Di Armstrong appeared before the Commissioners to discuss the ambulance district's policy for recertification of first responder EMTs and/or volunteers from other County agencies, i.e. fire department, Search & Rescue, etc.

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

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

General Fund	\$ 19,336.41
Ambulance	923.83
District Court	3,204.80
Justice Fund	9,177.01
Indigent	674.73
Revaluation	967.67
Solid Waste	15,533.58
Weeds	60.41
PILT	15,665.71

Carried.

POWER COUNTY CONFLICT PUBLIC DEFENDER CONTRACT – FISCAL YEAR 2007: Power County Conflict Public Defender Lyle Eliassen appeared before the Commissioners to discuss conflict public defender services in Power County during fiscal year 2007. The Commissioners agreed to accept Mr. Eliassen's proposal for compensation at the rate of \$60.00 per billable hour for conflict public defense services rendered for a period of six (6) months beginning September 1st, 2006. Power County Prosecuting Attorney Paul Laggis will prepare a proposed contract for the Commissioners and Mr. Eliassen's consideration and this matter was tabled until September 11th, 2006.

IDAHO DEPARTMENT OF COMMERCE ECONOMIC DEVELOPMENT AGENCY (EDA) GRANT – ECONOMIC DEVELOPMENT COORDINATOR: The Commissioners discussed the recent grant award by the Idaho Department of Commerce Economic Development Agency to the Power and Bingham Counties Regional

Community Economic Development Board, also known as Great Rift Business Development Organization, and will attend the award ceremony featuring Idaho Governor Jim Risch on Friday, September 1st, 2006, at 1:30 p.m. at the Power County Senior Citizens Center. The Commissioners agreed to present Great Rift Business Development Organization Chairman Stuart Pankratz with Power County's \$5,000 matching funds at that time.

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

INDIGENT CASE #2006-12-I: Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to deny Indigent Case #2006-12-I, since applicant has other resources available to pay the medical expenses incurred. Carried.

INDIGENT CASE #2006-11-I: Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to deny Indigent Case #2006-11-I, since applicant has other resources available to pay the medical expenses incurred. Carried.

POWER COUNTY ORDINANCE #2006-01 – ANIMALS AT LARGE: Power County Prosecuting Attorney Paul Laggis conducted the third and final reading of proposed Power County Ordinance #2006-01, which is an ordinance regulating the running at large of domesticated animals within Power County, Idaho. Following discussion, it was moved by Commissioner Zimmerman, seconded by Commissioner Estep, to approve and adopt Power County Ordinance #2006-01. Carried. Prosecuting Attorney Laggis will cause Power County Ordinance #2006-01 to be published according to law in the Power County Press.

POWER COUNTY ORDINANCE #2006-02 – POSSESSION OF FIREARMS OR WEAPONS AT SCHOOLS: Power County Prosecuting Attorney Paul Laggis conducted the third and final reading of proposed Power County Ordinance #2006-02, which is an ordinance regulating the possession of firearms or weapons at school or on the property of any school or in those portions of any buildings, stadium or other structure on school grounds or while riding school provided transportation within Power County. Following discussion, it was moved by Commissioner Zimmerman, seconded by Commissioner Meadows, to approve and adopt Power County Ordinance #2006-02. Carried. Prosecuting Attorney Laggis will cause Power County Ordinance #2006-02 to be published according to law in the Power County Press.

POWER COUNTY EMPLOYEE MEDICAL INSURANCE BENEFIT PLAN (GEM PLAN) – COBRA BENEFITS: Power County Deputy Clerk Deanna Curry appeared before the Commissioners to discuss the Power County Personnel Manual and specifically that section that allows sick leave benefits, upon separation from employment, to be used as COBRA premiums for continuation of medical insurance coverage through the Gem Plan. Following discussion, the Commissioners agreed to

offer separated employees a negotiated compensation in lieu COBRA coverage to eliminate double or triple coverage.

POWER COUNTY PUBLIC DEFENDER CONTRACT – FISCAL YEAR 2007: Power County Prosecuting Attorney Paul Laggis reported that he is preparing a Contract between Power County and Robert Eldredge for Public Defender Services in Power County during fiscal year 2007, and the Commissioners agreed to table this matter until September 11th, 2006.

CITY OF AMERICAN FALLS – AREA OF CITY IMPACT (BUILDING CODE ENFORCEMENT): Power County Prosecuting Attorney Paul Laggis requested that the Commissioners discuss building code enforcement issues with the American Falls Area of City Impact with the American Falls Mayor and City Council at the next joint meeting to be held September 6th, 2006, and this matter was tabled until that time.


POWER COUNTY AIRPORT – CHARLES BEARUP LEASE: Power County Prosecuting Attorney Paul Laggis reported that he has still not heard back from Charles Bearup regarding the proposed Airport Lease Agreement with Power County. The Commissioners agreed to table this matter until September 11th, 2006.

POWER COUNTY PROSECUTING ATTORNEY – FULL TIME AGREEMENT: The Commissioners reviewed the Agreement between the Power County Board of Commissioners and Paul Laggis Re: Full Time Prosecuting Attorney, which will expire on September 30th, 2006. The Commissioners instructed Prosecuting Attorney Laggis to prepare a renewal Agreement for fiscal year 2007 and this matter was tabled until September 11th, 2006.

GERALD FEHRINGER YOUTH CENTER LEASE – COURTHOUSE ANNEX: The Commissioners reviewed the Lease Agreement between Power County and the American Falls Youth Ministry d/b/a Gerald Fehringer Youth Center, which will expire on December 31st, 2006. The Commissioners instructed Power County Prosecuting Attorney Paul Laggis to prepare an extension of the Lease Agreement and this matter was tabled until September 11th, 2006.

FISCAL YEAR 2007 BUDGET – PUBLIC HEARING: Commissioner Estep announced that it was the date and time scheduled for public hearing on Power County's proposed fiscal year 2007 budget as published. Following public hearing and comment, and there being no public objection, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve and adopt the Power County fiscal year 2007 budget as published. Carried.

Adjourned.


KEN ESTEP, Chairman


CHRISTINE STEINLICHT, Clerk