

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, February 12th, 2007. Present were Commissioners Vicki Meadows, Chairman, Ken Estep and Ron Funk. Also present were Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney Paul Laggis.

SOUTHEASTERN DISTRICT HEALTH DEPARTMENT – PARKING LOT: Power County Health Nurse Sandy Sorrell and Marguerite Reyes of the Southeastern District Health Department appeared before the Commissioners to request that the parking area between the southeast corner of the Power County Courthouse and the Southeastern District Health Department be strictly reserved for patrons and clients of the Southeastern District Health Department's Power County Office. Following discussion, the Commissioners agreed to take this request under advisement until February 26th, 2007.

SOUTHEASTERN DISTRICT HEALTH DEPARTMENT – EMPLOYEE SHOTS: Power County Health Nurse Sandy Sorrell and Marguerite Reyes of the Southeastern District Health Department appeared before the Commissioners to present a list of the Power County Employees who have elected to receive the one-time series of Hepatitis A/B shots and annual TB tests at the Southeastern District Health Department.

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 discussing issues of potential litigation. Carried.

POWER COUNTY PLANNING & ZONING – KERRY WARD D/B/A K.J. CATTLE (CONFINED ANIMAL FEEDING OPERATION) APPEAL: Power County Prosecuting Attorney Paul Laggis reported that the mediation previously ordered by the Commissioners pursuant to I.C. #67-510 is underway, with the Honorable N. Randy Smith, Sixth District Administrative Judge, acting as mediator. The Commissioners agreed to table further consideration of this matter until March 12th, 2007.

POWER COUNTY PROBATION OFFICE: Power County Probation Office Supervisor Connie Shepherd appeared before the Commissioners to report on the adult, Drug Court and juvenile probation services, projects and programs currently being operated through the Power County Probation Office.

POWER COUNTY TRANSFER STATION/LANDFILL: Power County Prosecuting Attorney Paul Laggis reported that he had issued letters of demand for payment of four (4) delinquent Power County Transfer Station and Landfill accounts, and the Commissioners agreed to table further discussion of this matter until February 26th, 2007.

POWER COUNTY WEED BOARD: Commissioner Estep reported that Carol Stroud has resigned from the Power County Weed Board, creating a vacancy on said Board. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to appoint Neil Norman to fill the vacant position on the Power County Weed Board (January, 2008). Carried.

CITY OF AMERICAN FALLS – COMPUTER CONNECTIVITY (LAW ENFORCEMENT): American Falls Mayor Amy Wynn appeared before the Commissioners to report that she has received, reviewed and approved the Power County Sheriff/American Falls Police Department Computer Connectivity Project Analysis which details the total cost of the project, the amounts awarded and covered by Homeland Security Grants, and the balance to be paid by each entity, which analysis was prepared by Power County Clerk Chris Steinlicht and Power County Sheriff Jim Jeffries, and was amended to reduce the number of CAD stations at the Power County Dispatch Center from two to one. Following discussion, the Commissioners and Mayor Wynn agreed that for audit purposes, all project costs will be paid from Power County's PILT contingency account and then reimburse the County's PILT fund with Homeland Security Grant and City of American Falls project monies. Mayor Wynn further indicated that she and Sheriff Jeffries have agreed to review the anticipated annual maintenance costs and determine which portions thereof should be borne by each entity.

CLOUD SEEDING: Following discussion, the Commissioners agreed to table further discussion of this matter until March 12th, 2007.

IDEACOM ECSI – COUNTY TELEPHONE SYSTEM: Steve B. Ryan and Greg Merrill of IdeaCom ECSI appeared before the Commissioners to discuss upgrading the County's telephone system to accommodate the Power County Ambulance District (EMS) and Power County Search & Rescue telephones once the broadband connectivity project between the Power County Courthouse and the Power County Ambulance/EMS Building has been completed. Following a request for additional information, the Commissioners agreed to table further discussion of this matter until February 26th, 2007.

CITY OF AMERICAN FALLS – AREA OF CITY IMPACT (BUILDING CODE ENFORCEMENT): American Falls Mayor Amy Wynn and American Falls Building Administrator Jeff Nelson appeared before the Commissioners to discuss the Memorandum of Understanding between the City of American Falls and Power County for building code enforcement within the American Falls Area of City Impact and the disbursement of the fees pursuant to that agreement. Also present was Power County Building Administrator Robert Steinlicht. Following discussion, the Commissioners agreed that the City of American Falls' portion of all building fees collected by the Power County Building Administrator would be disbursed by the Power County Clerk with the City's monthly remittance warrant.

POWER COUNTY SHERIFF – SURPLUS VEHICLES (CITY OF AMERICAN FALLS): American Falls Mayor Amy Wynn appeared before the Commissioners to report that the City of American Falls would offer to purchase the Power County

Sheriff's surplus 2000 GMC extended cab pickup (VIN #2GTEK19T4Y1328525) for the amount of \$4,000. Following a discussion of this matter with Power County Sheriff Jim Jeffries, the Commissioners agreed that the vehicle should be appraised and this matter was tabled until February 26th, 2007.

POWER COUNTY COURTHOUSE – SECURITY DOORS: Power County Sheriff Jim Jeffries and Deputy Sheriff Max Sprague appeared before the Commissioners to request that the locking mechanism on the exterior door located at the southeast corner of the Power County Courthouse be modified to operate as a dual purpose card reader/key pad lock rather than strictly a key pad lock, and to install a similar card reader/key pad lock on the Power County Magistrate Court work area door. Sheriff Jeffries agreed to obtain quotes and this matter was tabled until February 26th, 2007.

ORDER FOR CANCELLATION OF TAXES: Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Funk, to approve the Order for Cancellation of Taxes in the amount of \$6,454.65 as presented by Power County Treasurer Bobbie Mauch. Carried.

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

INDIGENT CASE #2006-09-I: Power County Indigent Case #2006-09-I came before the Board of Power County Commissioners for an appeal hearing pursuant to I.C. #31-3505(E). Present were Power County Indigent Services Director Linda Annen with Power County Prosecuting Attorney Paul Laggis. Also present were Connie Harmon of Portneuf Medical Center with hospital attorney Kirk Hadley. The following exhibits were offered and admitted into evidence without objection:

1. Uniform County Medical Assistance Application filed as Power County Indigent Case #2006-09-I on April 27th, 2007.
2. Letter from Power County Indigent Services Director Linda Annen to applicant dated May 23rd, 2006.
3. Clerk's Findings dated June 8th, 2006, and presented to the Board of Power County Commissioners on June 8th, 2006.
4. Findings of Fact, Conclusions of Law and Decision entered by the Board of Power County Commissioners dated June 12th, 2006.
5. Letter dated June 15th, 2006, from Pocatello Pulmonary, PC, to Power County appealing the Commissioners denial for assistance in Power County Indigent Case #2006-09-I.

6. Request for Hearing/Reconsideration filed by Portneuf Medical Center (undated), requesting reconsideration of the Commissioners' denial for assistance in Power County Indigent Case #2006-09-I.
7. Notice of Appeal Hearing on Indigent Assistance Application #2006-09-I, dated June 27th, 2006.
8. Continuance of Hearing Date signed by Power County Indigent Services Director Linda Annen and Portneuf Medical Center representative Kerry Wright dated August 9th, 2006.
9. Notice of Continuation of Appeal Hearing dated August 9th, 2006.
10. Letter from Portneuf Medical Center dated September 27th, 2006, requesting a continuance of the Appeal Hearing.
11. E-mails between Kerry Wright of Portneuf Medical Center and Power County Indigent Services Director Linda Annen dated September 13th and 14th, 2006.
12. Notice of Continuance of Appeal Hearing dated September 28th, 2006.
13. Fax Cover dated November 13th, 2006, from Portneuf Medical Center to Power County Indigent Services Director Linda Annen.
14. Notice of Continuation of Appeal Hearing dated November 20th, 2006.

Following a review of the evidence and testimony as presented, it was moved by Commissioner Estep, seconded by Commissioner Funk, to close the appeal hearing and take this matter under advisement pursuant to I.C. #31-3505(E). Carried. This matter was tabled until March 12th, 2007.

EASTERN MICHAUD FLATS – ENVIRONMENTAL PROTECTION AGENCY (EPA): Susan Skinner, Environmental Protection Specialist from the Environmental Protection Agency (EPA) appeared before the Commissioners to discuss environmental protection oversight at the Eastern Michaud Flat sites within Power County, specifically the Simplot and former FMC sites. Following discussion, the Commissioners agreed that EPA should keep the Power County Development Authority Board apprised of the status of possible development as cleanup progresses.

POWER COUNTY DEVELOPMENT AUTHORITY – ECONOMIC DEVELOPMENT: The following Power County Development Board Authority members appeared before the Commissioners to discuss economic development opportunities in eastern Power County:

Kent Rudeen, Chairman
Brett Crompton, Vice-Chair

Bill Meadows
Ben Strand
Stacy Hohenfeld
Valorie Watkins, Administrative Secretary

POWER COUNTY COURTHOUSE – LIGHTING: The Commissioners reviewed the additional quotes received to install fluorescent lighting in the Magistrate Court work area of the Power County Courthouse. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Funk, to accept the quote submitted by Hunt Electric, Inc., in the amount of \$473.00 to install additional lighting in the Magistrate Court work area of the Courthouse. Carried.

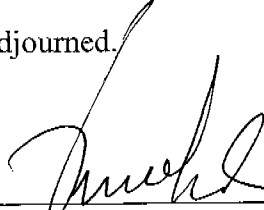
POWER COUNTY AIRPORT – RENTAL AGREEMENT (STAN BEARUP): Following discussion, it was moved by Commissioner Funk, seconded by Commissioner Estep, to approve the Rental Agreement between the Power County Airport Board and Stan Bearup beginning October 1st, 2006, and extending until October 1st, 2008. Carried.

JUNIOR COLLEGE – CERTIFICATE OF RESIDENCY: Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to approve and execute the Certificate of Residency presented by the College of Southern Idaho. Carried.

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

General Fund	\$ 34,375.44
Ambulance District	122,384.34
District Court	7,885.35
Justice Fund	51,364.75
Indigent	8,823.29
Revaluation	473.95
Solid Waste	23,068.53
Weeds	5,533.09
Waterways	370.22
PILT	11,822.46

Adjourned.


VICKI MEADOWS, Commissioner


CHRISTINE STEINLICHT, Clerk