

## POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, December 17<sup>th</sup>, 2007. Present were Commissioners Vicki Meadow, Chairman, Ken Estep and Ron Funk. Also present was Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney Paul Laggis.

POWER COUNTY PLANNING & ZONING – KBC FARMS, LLC (SUBDIVISION REZONE – POWER COUNTY ORDINANCE #2007-04): Commissioner Meadows announced that it was the date and time scheduled for second reading of proposed Power County Ordinance #2007-04, which is an ordinance to amend the Official Zoning Map of Power County to rezone approximately 110.63 acres from agricultural to rural residential to permit subdivision development pursuant to the application of KBC Farms LLC. Following second reading, it was moved by Commissioner Funk, seconded by Commissioner Estep, to close public hearing and schedule third and final reading of Power County Ordinance #2007-04 for Monday, January 14<sup>th</sup>, 2008, at 11:00 a.m. Carried.

SIXTH DISTRICT JUVENILE DETENTION CENTER – BED SPACE ALLOCATION: Bear Lake County Commissioner Chairman Vaughn Rasmussen and Clerk Kerry Haddock appeared before the Commissioners by telephone conference call to discuss the purchase of bed space at the Sixth District Juvenile Detention Center by Power County from Bear Lake County, which would increase Power County's allocation from 1.1 to 1.6 beds and 10% ownership of the facility. Also present was Sixth District Juvenile Detention Center Director Seth Scott. Following discussion, Bear Lake County Commissioner Rasmussen requested additional time to discuss this matter with his fellow Commissioners and this matter was tabled until January 10<sup>th</sup>, 2008.

POWER COUNTY PLANNING & ZONING – POWER COUNTY DEVELOPMENT CODE AMENDMENT (LESA STANDARDS MODIFICATION) – POWER COUNTY ORDINANCE #2007-06: Commissioner Meadows announced that it was the date and time scheduled for the second reading of proposed Power County Ordinance #2007-06, which is an ordinance to amend Chapter 10-8-6(A) of the Power County Development Code to eliminate LESA requirements from Rural Residential Zoning Districts. Following second reading, it was moved by Commissioner Funk, seconded by Commissioner Estep, to close public hearing and schedule third and final reading for Monday, January 14<sup>th</sup>, 2008, at 11:30 a.m. Carried.

POWER COUNTY DISASTER SERVICES – 2007 HOMELAND SECURITY GRANT: Power County Disaster Services Director Di Jones appeared before the Commissioners to present Power County's 2007 Homeland Security Grant Application and related documents, which need to be returned to the Idaho Bureau of Homeland Security by January 7<sup>th</sup>, 2008. Following discussion, it was moved by Commissioner

Estep, seconded by Commissioner Funk, to accept and execute the 2007 Homeland Security Grant Application for Assistance, which includes the Standard Assurances and Certifications. Carried.

HARDSHIP EXEMPTION APPLICATION (I.C. #63-711): Power County Deputy Assessor Becky Smith appeared before the Commissioners to present an Application for Hardship Exemption on Parcel #RPA0102-00. Following discussion and a review of the evidence submitted, it was moved by Commissioner Estep, seconded by Commissioner Funk, to forgive all 2007 taxes, penalty and interest owing on Parcel #RPA0102-00 in the amount of \$467.68 pursuant to Idaho Code #63-711. Carried.

HARDSHIP EXEMPTION APPLICATION (I.C. #63-711): Power County Deputy Treasurer Teri Kendall appeared before the Commissioner to present an Application for Hardship Exemption on Parcel #RPB0106-00. Following discussion and a review of the evidence submitted, it was moved by Commissioner Estep, seconded by Commissioner Funk, to forgive the following taxes, penalty and interest pursuant to Idaho Code #63-711:

1. 2005 taxes (\$638.79) and penalty (\$12.79) on Parcel #RPB0106-00 in the total amount of \$651.58.
2. 2006 taxes (\$288.81) and penalty (\$11.85) on Parcel #RPB0106-00 in the total amount of \$300.66, which represents that portion of taxes and penalty that would have been reduced by a Homeowners Exemption Application.
3. 2007 taxes in the total amount of \$332.66, which represents that portion of taxes that would have been reduced by a Homeowners Exemption Application.

Carried.

POWER COUNTY TRANSFER STATION/LANDFILL – EQUIPMENT OPTIONS: Commissioners Estep and Funk reported that they had visited the Power County Transfer Station/Landfill to view the 2005 410G John Deere Backhoe, and both agreed that implementing a policy for regular, monthly cleaning and minor maintenance of the backhoe by landfill employees, in addition to the annual service and maintenance provided by Scott Machinery Company, may eliminate the need to consider any equipment upgrade options at this time. Commissioner Estep agreed to discuss this matter with Power County Transfer Station/Landfill Supervisor Craig Heward.

POWER COUNTY TRANSFER STATION/LANDFILL – ACCOUNTS RECEIVABLE: The Commissioners reviewed the Customer Balance Summary Report of receivables that are billed monthly through the Power County Clerk's Office to collect past due accounts for Power County Transfer Station/Landfill services. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to write off the following accounts receivable as "uncollectible":

Cherie Cunningham -- \$3.00  
RC Roofing -- \$30.00

Carried.

POWER COUNTY ELECTED OFFICIALS MEETING – 2008 IDAHO LEGISLATIVE SESSION: The following elected officials appeared for the Power County Elected Officials meeting:

Vicki Meadows – Commissioner Chairman  
Ken Estep – Commissioner  
Ron Funk – Commissioners  
Chris Steinlicht – Clerk  
Doug Glascock – Assessor  
Jim Jeffries – Sheriff  
Mark Rose – Coroncr

The Power County elected officials discussed the issues pertinent to Power County which may be brought up during the 2008 Idaho Legislative Session. Following discussion, the Power County elected officials agreed to partner with other Idaho Counties who share common concerns regarding anticipated legislation and possibly present those concerns as a multi-County group to the Idaho Legislature during the Idaho Association of Counties Mid-Winter Conference in February, 2008.

MINI-CASSIA JUVENILE DETENTION CENTER – MEMORANDUM OF AGREEMENT: Following discussion, the Commissioners agreed to table further consideration of this matter until January 10<sup>th</sup>, 2008.

COUNTY BOARD APPOINTMENTS: The Commissioners reviewed the appointments that will need to be made in January, 2008, to fill vacancies on the various County Boards, as well as the list of those individuals who have expressed an interest in serving Power County. Following discussion, the Commissioners agreed to contact the Chairman of each County Board to review the lists and determine how best to fill the vacancies. This matter was tabled until January 14<sup>th</sup>, 2008.

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

General Fund	\$ 14,096.87
Ambulance	8,714.63
District Court	4,685.36
Justice Fund	46,306.00
Indigent	1,355.67
Solid Waste	24,818.61
Weeds	752.37
Waterways	14.93

POWER COUNTY CRIMINAL JUSTICE COUNCIL: The Power Criminal Justice Council conducted it's initial organizational meeting before the Board of Power County Commissioners. Present were the following participants:

Mark Beebe – Powcr County Magistrate  
Suzanne Johnson – Sixth District Trial Court Administrator  
Connie Shepherd – Power County Probation Office Supervisor  
Randy Kline – City of American Falls Attorney  
Brandon Wilkinson – City of American Falls Chief Police  
Ed Gygli – Idaho State Police  
Kay Jones – School District #381 Assistant Administrator  
Bob Eldredge – Power County Public Defender  
Bill Lasley – Idaho Department of Juvenile Corrections  
Jackie Morris – Power County Chief Deputy Sheriff  
Kevin Wilhelm – Idaho Department of Corrections  
Rob Adams – Idaho Department of Corrections  
LeAnn Hamilton – Idaho Department of Corrections

Sheriff/Chairman Jeffries reported that the purpose of the Power County Criminal Justice Council is to facilitate the collection of information and data to be presented to the Commissioners and disseminated to the public to enable all options pertaining to future operation, maintenance, expansion and funding of the Power County Jail and juvenile detention facilities to be considered.

ROCKY MOUNTAIN CORRECTIONS – JAIL MASTER PLAN: Greg Sage of Rocky Mountain Corrections appeared before the Commissioners and Power County Criminal Justice Council to present the Power County Jail Needs Assessment (Phase I) and the Commissioner discussed the need to enter into Phase II of the Jail Master Plan, during which more detailed financial and long term budget needs will be identified. Following discussion, the Commissioners agreed to table further consideration of this matter until January 10<sup>th</sup>, 2008.

CLOUD SEEDING: Power County Weed Supervisor Curtis Munk appeared before the Commissioners to report on the cloud seeding operation in Power County for the upcoming winter season.

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 to consider records that are exempt from disclosure as provided in Chapter 3, Title 9, Idaho Code, specifically indigent medical applications. Upon a call for the question, the following roll call vote was taken:

Commissioner Meadows – Aye  
Commissioner Estep – Aye

Commissioner Funk – Aye

Carried.

INDIGENT CASE #2008-02-I: Moved by Commissioner Meadows, seconded by Commissioner Funk, to deny indigent medical application #2008-02-I, since the application was processed as incomplete pursuant to I.C. #31-3505(A). Carried.

INDIGENT CASE #2008-03-I: Moved by Commissioner Meadows, seconded by Commissioner Funk, to deny indigent medical application #2008-03-I, since applicant has resources sufficient to pay the medical expenses incurred. Carried.

POWER COUNTY INDIGENT SERVICES – ACCOUNTS RECEIVABLE: The Commissioners reviewed the Customer Balance Summary Report of receivables that are billed monthly through the Power County Clerk’s Office to collect past due accounts for indigent medical services. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to write off the following accounts receivable as “uncollectible”, including that pro-rated portion over \$10,000 payable to the Idaho Catastrophic Health Care Program:

Indigent Case #1999-10-I	\$34,454.91
Indigent Case #1999-09-I	13,756.00
Indigent Case #1991-14-I	983.83
Indigent Case #2001-08-I	23,885.15
Indigent Case #1990-28-I	2,526.17
Indigent Case #2003-01-I	6,057.00
Indigent Case #2005-15-I	27,836.67
Indigent Case #2002-04-I	1,155.89
Indigent Case #2002-10-I & #2002-16-I	18,113.99
Indigent Case #2003-16-I	1,296.04
Indigent Case #1999-12-I	24,500.25

Carried.

POWER COUNTY PLANNING & ZONING – KERRY WARD D/B/A K.J. CATTLE COMPANY (CAFO APPEAL): Power County Prosecuting Attorney Paul Laggis requested that Commissioners reschedule deliberation and final determination on appeal until January 14<sup>th</sup>, 2008, at 10:30 a.m. and this matter was tabled until that time.

POWER COUNTY TREASURER – MONTHLY REPORT (I.C. #31-2113): Power County Treasurer Bobbie Mauch appeared before the Commissioner pursuant to I.C. #31-2113 to present the Statement of Treasurer’s Cash for the period ending November 30<sup>th</sup>, 2007.

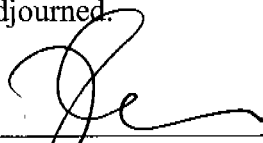
POWER COUNTY TREASURER – ORDER FOR CANCELLATION OF TAXES: Following discussion, it was moved by Commissioner Estep, seconded by Commissioner

Funk, to approve and execute the Order for Cancellation of Taxes as presented by the Power County Treasurer. Carried.

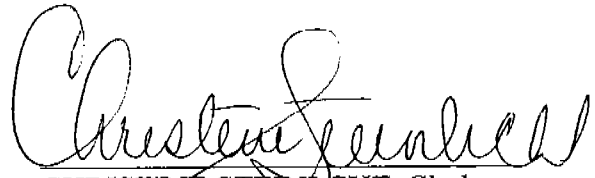
POWER COUNTY PLANNING & ZONING – CITY OF POCA TELLO (LAND APPLICATION PERMITS): At the request of Power County Planning & Zoning Special Attorney Doug Balfour, the Commissioners agreed to table further consideration of this matter until January 28<sup>th</sup>, 2008.

POWER COUNTY PROBATION – MONTHLY PROBATIONER FEES: Following discussion, the Commissioners agreed to refer this matter to Power County Prosecuting Attorney Paul Laggis to prepare a proposed fee resolution for the collection of monthly probationer fees, and this matter was tabled until January 28<sup>th</sup>, 2008.

Adjourned.



VICKI MEADOWS, Chairman



CHRISTINE STEINLICHT, Clerk