

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, February 11th, 2008. 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.

DEATON & COMPANY – FISCAL YEAR 2008 AUDIT: The Commissioners reviewed the Power County Fair Board's responses to the two Management Comments submitted by Power County's independent auditors at Deaton & Company. The Commissioners then contacted Charles Clark and Brandi Young at Deaton & Company by telephone to discuss "employee" versus "independent contractor" when reporting to the Internal Revenue Service and/or the Public Employee Retirement System of Idaho. The Commissioners agreed to review this information with the Power County Fair Board at their next regular meeting and this matter was tabled until March 10th, 2008.

COMMISSIONER MINUTES: Moved by Commissioner Meadows, seconded by Commissioner Funk, to approve the Power County Commissioner Minutes for January 4th, 10th, 14th, 16th, 28th and 31st, 2008, as presented. Carried.

AMERICAN FALLS CHAMBER OF COMMERCE – OFFICE SPACE: Emily Wright of the American Falls Chamber of Commerce appeared before the Commissioners to inquire whether Power County would have space available that could be used by the Chamber as an office and public meeting place beginning April 1st, 2008. Following discussion, the Commissioners agreed that space may be available at the Doctors' Clinic; however, minor renovations would need to be made to secure the doctor's area of the building. The Commissioners agreed to contact Gary Ferguson d/b/a BGM Builders to discuss the minor renovations and this matter was tabled until March 10th, 2008.

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

POWER COUNTY DISASTER SERVICES – DISASTER DECLARATION: American Falls Police Chief Brandon Wilkinson and American Falls Mayor Amy Wynn appeared before the Commissioners to discuss the availability of shelter/communication facilities for stranded motorists during a winter storm disaster. Also present was Power County Sheriff Jim Jeffries and Power County Disaster Services Director Di Jones. Following discussion, the Commissioners agreed that, in addition to regular protocol, a shelter for stranded motorists should be opened immediately at the request of Power County Sheriff Jim Jeffries or American Falls Police Chief Brandon Wilkinson. The Commissioners then reviewed the Disaster Declaration issued on February 1st, 2008, the nature of which

was the occurrence and imminent threat of injury and loss of property arising from heavy snow accumulations accompanied by severe blowing and drifting, causing road closures and stranded motorists in Power County. The Commissioners agreed that the state of emergency continues to exist and the Disaster Declaration shall remain in effect. Clerk Steinlicht reported that a copy of the original Disaster Declaration has been faxed to the Governor's Office as well as the Idaho Bureau of Homeland Security. This matter was tabled until March 10th, 2008.

IDAHO DEPARTMENT OF TRANSPORTATION – I-86 EXIT 40 INTERCHANGE UPGRADE: American Falls Mayor Amy Wynn appeared before the Commissioners to report that the City is continuing to negotiate with the Idaho Transportation Department on the I-86 Exit 40 interchange upgrade. Following discussion, the Commissioner and Mayor Wynn agreed that these negotiations have narrowed to the point that all unresolved issues are solely between the City of American Falls and the Idaho Transportation Department; however, Mayor Wynn agreed to keep the Commissioners advised as this project proceeds.

POWER COUNTY SHERIFF – JAIL MEDICAL: Power County Sheriff Jim Jeffries appeared before Commissioners to discuss jail medical issues. Sheriff Jeffries questioned whether ambulance calls to the Power County Jail could be provided without charge in exchange for the Ambulance District's use of the Power County Dispatch Center. Following discussion, the Commissioners agreed to review this matter with Power County Ambulance District Director Di Jones and this matter was tabled until February 25th, 2008.

U.S. FOREST SERVICE – CRYSTAL SUMMIT PARKING LOT: Deb Tiller of the U.S. Forest Service appeared before the Commissioners to discuss the Crystal Summit Parking Lot located in Mink Creek area of Power County. At the outset, Ms. Tiller reported that the U.S. Forest Service is currently under a land acquisition prohibition and, therefore, transfer of the Crystal Summit property from Power County is unlikely for the foreseeable future. Clerk Steinlicht reported that grant funds totaling \$1,786.86 have been deposited in the Power County Auditor's Trust Account for the benefit of the U.S. Forest Service for parking lot and road improvements; however, all funding should be accounted for in Power County's annual budget if, in fact, title to the property is not transferred. Following discussion, the Commissioners and Ms. Tiller agreed that a Memorandum of Understanding between Idaho Department of Parks & Recreation, Power County, the U.S. Forest Service and Bannock County should be prepared, and this matter was tabled until May 12th, 2008.

POWER COUNTY PLANNING & ZONING – MIKE MILLWARD D/B/A M&S DEVELOPMENT (BUCKAROO ESTATES) – APPEAL: The Commissioners reviewed the Notices of Appeal from the Findings of Fact and Conclusions of Law entered by the Power County Planning & Zoning Board on the application of Mike Millward d/b/a M&S Development, LLC, to rezone approximately 120 acres located in Section 17, Township 6 South, Range 33 E.B.M., from agricultural to rural residential to allow for the future sale and construction of individual home sites to be known as "Buckaroo Estates", which

appeals have been filed by the City of Pocatello and the Shoshone-Bannock Tribes. Clerk Steinlicht reported that the appeal hearing has been scheduled before the Board of Power County Commissioners on Monday, February 25th, 2008, at 3:00 p.m. Commissioner Meadows reported that she will be out of the area on that date, but could be available by telephone. Following discussion with Power County Prosecuting Attorney Paul Laggis, the Commissioners agreed to follow through with the appeal hearing as scheduled and allow Commissioner Meadows to appear by telephone; and, further, to table any Commissioner deliberations until Commissioner Meadows returns.

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

General Fund	\$ 16,402.23
Ambulance	6,282.04
Mosquito Abatement	18,440.00
District Court	5,325.30
Justice Fund	30,095.48
Indigent	1,155.01
Revaluation	16,375.00
Solid Waste	16,807.34
Weeds	833.47
Waterways	25.92
PILT	464.93

EXECUTIVE SESSION (I.C. #67-2345): Moved by Commissioner Meadows, 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 #2008-06-I: Moved by Commissioner Meadows, seconded by Commissioner Estep, to deny indigent medical application #2008-06-I, since applicant has other resources sufficient to pay the medical expenses incurred. Carried.

DOCTORS CLINIC – LEASE AGREEMENT: The Commissioners reviewed the Doctors Clinic Lease Agreement between Dr. Dean Williams and Power County, which is scheduled to terminate on May 31st, 2008. Following discussion, the Commissioners agreed that certain provisions of the lease may need to be renegotiated and instructed Power County Prosecuting Attorney Paul Laggis to prepare a proposed Lease Agreement for the Commissioners’ review. This matter was tabled until March 10th, 2008.

POWER COUNTY PLANNING & ZONING - JUB ENGINEERS, INC.
(COMMUNITY PLANNING): Cindy Gooch and Alan Giesbrecht of JUB Engineers, Inc., appeared before the Commissioners to discuss Community Planning within Power County and the City of American Falls. Also present was Power County Building Administrator Robert Steinlicht and Susan Lorenz of Southeast Idaho Council of Governments (SEICOG).

Adjourned.



VICKI MEADOWS, Chairman



CHRISTINE STEINLICHT, Clerk