

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, May 11th, 2009. Present were Commissioners Vicki Meadows, Chairman, Ken Estep and Ron Funk. Also present were Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney F. Randall Kline.

EXECUTIVE SESSION (I.C. #67-2345): At the request of Power County's special counsel Sam Angell of the firm Anderson, Nelson, Hall & Smith, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to move into executive session pursuant to I.C. #67-2345 to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation or controversies not yet being litigated but imminently likely to be litigated. Upon a call for the question, the following roll call vote was taken:

Commissioner Meadows – Aye
Commissioner Estep – Aye
Commissioner Funk – Aye

Carried.

COMMISSIONER MINUTES: Following discussion with Power County's special counsel Sam Angell of the firm Anderson, Nelson, Hall & Smith, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to approve the Power County Commissioners Minutes for April 6th, 13th, 15th and 27th, 2009, as presented. Carried.

DISASTER SERVICES – HOMELAND SECURITY GRANTS: Following discussion with Power County Disaster Services Director Di Jones, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to approve and execute the Idaho Bureau of Homeland Security Grant Award Document #2006-GE-TG-0030, as amended, for the 2006 Homeland Security Grant Program, in the amount of \$112,180.69. Carried.

IDAHO COMMUNITY FOUNDATION – IFFT TREE GRANT: Power County Clerk Chris Steinlicht reported that \$3,935.82 remains in trust on the Idaho Community Foundation's Ifft grant for tree planting and transplanting projects. Following discussion, the Commissioners agreed to table further consideration of this matter until June 8th, 2009.

POWER COUNTY SHERIFF – BUILDING USE ORDINANCE (FAIRGROUNDS): Power County Sheriff Jim Jeffries appeared before the Commissioners to discuss public use of the Community Building at the Power County Fairgrounds, and the need for Power County to adopt a building use ordinance. The Commissioners contacted Jim McNall of

the Idaho Counties Risk Management Program (ICRMP) by telephone, and Mr. McNall agreed to meet with Sheriff Jeffries, Power County Fairboard members, Prosecuting Attorney Randy Kline and the Commissioners on Friday, May 22nd, 2009, at 9:00 a.m. to discuss this matter further.

POWER COUNTY SHERIFF – FEE RESOLUTION: Power County Sheriff Jim Jeffries appeared before the Commissioners to discuss updating the Sheriff's Office fee schedule to include burn permits, VIN inspections, applicant fingerprint cards and criminal record checks. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to refer this matter to Power County Prosecutor Randy Kline to prepare an appropriate fee resolution for the Commissioners consideration. Carried. This matter was tabled until June 8th, 2009.

POWER COUNTY BUILDING & GROUNDS – PARKING LOTS: Power County Sheriff Jim Jeffries appeared before the Commissioners to report that certain areas of the Sheriff's Office parking lot need repaired or repaved. The Commissioners contacted Building & Grounds supervisor Gary Thomsen by telephone to discuss other parking areas that may need attention. Mr. Thomsen will inspect the parking areas and report back to the Commissioners on Tuesday, May 26th, 2009, at 9:00 a.m.

GERALD FEHRINGER YOUTH CENTER – ANNUAL REPORT: Gerald Fehringer Youth Center Board members Robert Schreiber and Bobbie Mauch appeared before the Commissioners to present their annual report. The Youth Center is now in its 30th year and looking to increase hours and expand programs. Mr. Schreiber and Mrs. Mauch expressed their appreciation for Power County's continued support.

POWER COUNTY EXTENSION/WEED DEPARTMENTS – SHARED EMPLOYEE: Power County Extension Agent Stan Gortsema and Weed Department Supervisor Curtis Munk appeared before the Commissioner to announce that their shared employee will be retiring on June 19th, 2009. Following discussion, the Commissioners agreed to discuss options for filling the position and/or restructuring those Departments during the fiscal year 2010 budget process.

GATEWAY WEST TRANSMISSION LINES: Following discussion, the Commissioners agreed to schedule a meeting with Cassia and Oneida County Commissioners to discuss the proposed Gateway West Transmission Line project on Wednesday, May 20th, 2009, 2:30 p.m. at the Power County Courthouse.

JUNIOR COLLEGE – CERTIFICATE OF RESIDENCY: Moved by Commissioner Estep, seconded by Commissioner Funk, to approve the certificate of residency presented by the College of Southern Idaho. Carried.

PLANNING & ZONING – ABATEMENT OF DANGEROUS BUILDINGS (ORDINANCE #2009-02): Following discussion, the Commissioners agreed to execute Power County Ordinance #2009-02, as corrected, to conform verbatim with the Ordinance as published in the February 18th and 25th, 2009, editions of the Power County

Press and adopted by the Board of Commissioners following public hearing on March 23rd, 2009. Pursuant to I.C. 31-715, Power County Clerk Chris Steinlicht shall cause the corrected ordinance to be published and recorded.

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.

POWER COUNTY ASSESSOR – CIRCUIT BREAKER APPLICATIONS (I.C. #63-706): Power County Deputy Assessor Becky Smith appeared before the Board pursuant to I.C. #63-706 to present the applications for circuit breaker exemptions. Following discussion, it was moved by Commissioner Funk, seconded by Commissioner Estep, to approve the circuit breaker applications as presented by the Power County Assessor. Carried.

There being no further business to come before the Board, the Power County Board of Equalization recessed until June 22nd, 2009.

IDAHO DEPARTMENT OF PARKS & RECREATION – BOAT GRANT: Following discussion with Charles Clark and Brandi Young at Deaton & Company, Power County's independent auditors, it was moved by Commissioner Estep, seconded by Commissioner Funk, to adjust the Power County Sheriff's fiscal year 2009 Grant expenditure lines in the Justice and Waterways Funds to correspond with the Idaho Department of Parks & Recreation's boat grant allocation. Carried.

DUPLEX RENTAL PROPERTY (506-508 GIFFORD): Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Funk, to approve and execute the Lease Agreement between Power County and Elizabeth A. Steen to rent the premises located at 508 Gifford Street, American Falls, Idaho, for the period May 15th, 2009, through December 31st, 2009. Carried.

POWER COUNTY WATERWAYS – WEST BOAT DOCK USE (ORDINANCE #2009-03): Commissioner Meadows announced that it was the date and time scheduled for final public hearing on proposed Power County Ordinance #2009-03, which is an ordinance to regulate and control the use and enjoyment of the public west side boat dock at the American Falls Reservoir. There being no public objection, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to approve and adopt Power County Ordinance #2009-03, as published and close public hearing. Carried. Pursuant to I.C. #31-715, Power County Clerk Chris Steinlicht shall cause said ordinance to be published and recorded.

CRYSTAL SUMMIT PARKING LOT – MEMORANDUM OF UNDERSTANDING (U. S. FOREST SERVICE/POCATELLO PATHFINDERS): Commissioners reviewed the Memorandum of Understanding between Power County and Pocatello Pathfinders Snowmobile Board for long-term use and maintenance of the Crystal Summit parking lot located in the Mink Creek area of Power County, which was prepared by Power County

Prosecuting Attorney Randy Kline. Following discussion, the Commissioners agreed to provide a copy to the Pocatello Pathfinders for their review and approval, and this matter was tabled until June 8th, 2009.

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

General Fund	\$ 10,857.70
Ambulance District	10,257.53
Mosquito Abatement District	16,558.33
District Court	5,541.11
Justice Fund	21,064.25
Indigent Fund	1,343.64
Solid Waste	20,464.76
Weeds	519.66
Waterways	5,438.16
PILT	422.41

EXECUTIVE SESSION (I.C. #67-2345): Moved by Commissioner Funk, seconded by Commissioner Meadows, to move into executive session pursuant to I.C. #67-2345, to consider records that are exempt from disclosure pursuant to 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 #2009-22-I: Moved by Commissioner Meadows, seconded by Commissioner Funk, to approve indigent application #2009-22-I. Carried.

INDIGENT CASE #2009-02-I: Moved by Commissioner Meadows, seconded by Commissioner Funk, to grant applicant's request for reconsideration and approve payment on indigent medical application #2009-22-I. Carried.

POWER COUNTY TREASURER – ORDER FOR CANCELLATION OF TAXES: Moved by Commissioner Estep, seconded by Commissioner Meadows, to approve the Orders for Cancellation of Taxes presented by the Power County Treasurer in the amount of \$1,189.68 and \$1,895.72. Carried.


POWER COUNTY INVESTMENT COMMITTEE – DEPOSITORY ACCOUNTS: The Power County Board of Commissioners and Treasurer then met as the Power County Investment Committee pursuant to Power County Resolution #2007-02A, to review the proposals for services submitted by the following federally insured banks/depositories:

U.S. Bank
Zion's Bank
The Bank of Commerce


Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to accept the proposal submitted by The Bank of Commerce for depository and accounts services. Carried.

POWER COUNTY JUSTICE FUND – FISCAL YEAR 2010 BUDGET PROJECTIONS: Power County Magistrate Judge Paul Laggis and Power County Prosecuting Attorney Randy Kline appeared before the Commissioners with Power County Probation Office Supervisor Connie Shepherd and Power County Sheriff Jim Jeffries to discuss fiscal year 2010 budget projections for the Power County Justice Fund.

Adjourned



VICKI MEADOWS, Chairman



CHRISTINE STENLICHT, Clerk