

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, March 22nd, 2010. 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.

POWER COUNTY JUVENILE PROBATION – MORAL RECOGNITION THERAPY (MRT): Power County Juvenile Probation Office Supervisor Connie Shepherd appeared before the Commissioners to report that she will be conducting a Court ordered Moral Recognition Therapy (MRT) class for juveniles each Thursday evening beginning in June, 2010. Following discussion, the Commissioners agreed that the Power County Courthouse Annex should be available for those evening classes and suggested that Ms. Shepherd coordinate use of the conference room with the Power County Extension office.

POWER COUNTY JUVENILE PROBATION (STATISTICS REPORT): Power County's Juvenile Probation Office Supervisor Connie Shepherd appeared before the Commissioners to review statistical information on juvenile probation offenders in Power County as of March 15th, 2010.

POWER COUNTY JUVENILE PROBATION – POST TRAINING: Power County Juvenile Probation Office Supervisor Connie Shepherd appeared before the Commissioners to report that she has successfully completed the State of Idaho's POST Academy and has been certified as a probation office administrator.

POWER COUNTY INDUSTRIAL DEVELOPMENT/URBAN RENEWAL BOARD: Moved by Commissioner Meadows, seconded by Commissioner Estep, to appoint Rod Tucker to serve a term of three (3) years on the Power County Industrial Development Board (January, 2013). Carried.

POWER COUNTY GUARDIANSHIP BOARD: Commissioner Funk reported that Cheryl Permman has resigned her position on the Power County Guardianship Board effective immediately, creating a vacancy on that Board. Following discussion, it was moved by Commissioner Funk, seconded by Commissioner Meadows, to appoint John Beake to fill the vacant position on the Power County Guardianship Board (January, 2011). Carried.

POWER COUNTY WEED BOARD: Moved by Commissioner Meadows, seconded by Commissioner Funk, to reappoint Neil Norman and Jeff Stewart each to serve an additional term of two (2) years on the Power County Weed Board (January, 2012). Carried.

POWER COUNTY PLANNING & ZONING – POWER COUNTY ORDINANCE #2010-04 (CONFINED ANIMAL FEEDING OPERATION) – PUBLIC HEARING:

Commissioner Meadows announced that it was the date and time scheduled for further public hearing on proposed Power County Ordinance #2010-04, which is an ordinance amending Chapter 21 of the County Code regarding confined animal feeding operations (CAFO), and reported that the public hearing would be conducted by Power County Planning & Zoning Attorney Douglas J. Balfour. Following the opportunity for additional testimony and exhibits to be admitted, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to close public hearing on proposed Power County Ordinance #2010-04. Carried. Following further discussion, it was moved by Commissioner Funk, seconded by Commissioner Estep, to remand this matter back to the Power County Planning & Zoning Board with a recommendation that further consideration be given to the concerns presented at the public hearings, and that the following individuals be included in future discussions by the Planning & Zoning Board:

Dan Hammond
Greg Anderson
Neil Poulson

Carried.

POWER COUNTY PLANNING & ZONING – UTILITY TRANSMISSION CORRIDOR (CHINOOK TRANS-CANADA):

Power County Planning & Zoning Attorney Douglas J. Balfour appeared before the Commissioners to report that Chinook Trans-Canada is commencing the process of establishing a utility transmission corridor through the State of Idaho and Power County, which brings the number of utility transmission companies looking to establish utility corridors through Power County to four; however, the multiple companies have not yet been willing to coordinate a suitable route. Mr. Balfour then reported that he has arranged a meeting between Power County and the Bureau of Land Management for Monday, April 12th, 2010, at 11:30 a.m. Mr. Balfour indicated that he will be coordinating a joint meeting for the Bureau of Land Management to meet with the Idaho Congressional Delegation, the Office of the Idaho Governor, Power County's Legislative District #27 representatives, the Power and Cassia County Task Force groups and the Boards of Power and Cassia County Commissioners within the next several weeks.

FORSGREN ASSOCIATES, INC. – U.S. DEPARTMENT OF ENERGY (EFFICIENCY AND CONSERVATION BLOCK GRANTS):

Commissioner Meadows reported that she, Power County Clerk Chris Steinlicht and Power County Extension Agent Stan Gortsema have been in contact with Brent Crowther at Forsgren & Associates regarding Power County's application to the U.S. Department of Energy's Energy Efficiency and Conservation Block Grant (EECBG), which has been selected, in whole or in part, for funding. Commissioner Meadows further reported that Mr. Crowther will be providing Power County with the particulars and an estimated timeline for completion.

DEATON & COMPANY – FISCAL YEAR 2009 AUDIT REPORT (I.C. #31-1701): Independent Auditors Charles Clark and Brandi Young of Deaton & Company, Chartered, appeared before the Commissioners pursuant to I.C. #31-1701 to present the audited financial statements and other financial information for Power County's fiscal year ending September 30th, 2009. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to approve the Audited Financial Statements and other financial information for Power County's 2009 fiscal year as presented. Carried. Pursuant to I.C. #31-819, Clerk Steinlicht shall cause to be published the Balance Sheet and Statement of Revenues, Expenditures and Changes in Fund Balance from said annual audit report.

DEATON & COMPANY – INDEPENDENT AUDITOR'S REPORT (LETTER OF UNDERSTANDING): Independent Auditors Charles Clark and Brandi Young of Deaton & Company, Chartered, appeared before the Commissioners to review the letter of understanding dated September 19th, 2007, to provide independent auditor services to Power County for fiscal years 2007, 2008 and 2009. Following discussion, Mr. Clark agreed to submit a letter of renewal for fiscal years 2010, 2011 and 2012, and this matter was tabled until April 26th, 2010.

FALLS IRRIGATION DISTRICT – DECLARATION OF PUBLIC ENTITIES LANDHOLDINGS (DAVID ZIMMERMAN LEASE): Moved by Commissioner Meadows, seconded by Commissioner Estep, to approve and execute the Declaration of Public Entity's Landholdings received from Falls Irrigation District to certify and report Power County's land that is operated by Lessee David Zimmerman. Carried.

POWER COUNTY DISASTER SERVICES – HOMELAND SECURITY GRANTS (EQUIPMENT PURCHASES): The Commissioners reviewed the letter from Ken Fagnet of the Idaho Bureau of Homeland Security dated March 16th, 2010, setting forth Power County's two options for streamlining equipment purchases and fund tracking under the Homeland Security Grant program. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to approve option #1 to continue with the current acquisition and tracking process. Carried.

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

General Fund	\$ 26,070.68
Ambulance District	4,511.89
District Court	2,351.35
Justice Fund	6,798.02
Misdemeanor Probation	2,012.00
Enhanced 911 Services	175.91
Indigent Services	7,055.49
Junior College	7,300.00
Revaluation	7,585.00
Tort	30,027.50

Weeds	563.21
Waterways	59.03
PILT	273.57

POWER COUNTY BOARD OF EQUALIZATION (I.C. #63-501): The Board of Power County Commissioners then met as the Board of Equalization pursuant to I.C. #63-501. There being no business to come before the Board, the Power County Board of Equalization recessed until April 26th, 2010. Carried.

POWER COUNTY LANDFILL – CASCADE EARTH SCIENCES (GROUNDWATER MONITORING): Dan Brunner and Bernard Kronschnabel of Cascade Earth Sciences appeared before the Commissioners to discuss renewal of the Contract for groundwater monitoring services at the Power County Landfill, which expired on December 31st, 2009. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to approve and execute the Work Authorization Contract between Power County and Cascade Earth Sciences for the period January 1st, 2010, through December 31st, 2015, as presented. Carried.

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, to consider records that are exempt from disclosure under Chapter 3, Title 9, Idaho Code, specifically indigent 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 #2010-17-I: Moved by Commissioner Meadows, seconded by Commissioner Estep, to approve indigent application #2010-17-I. Carried.

INDIGENT CASE #2010-18-I: Moved by Commissioner Meadows, seconded by Commissioner Estep, to deny indigent medical application #2010-18-I, since the Idaho State Catastrophic Board has determined that pursuant to I.C. #69-7901(1), applicants who are illegally residing in United States will not be considered eligible for indigent medical assistance. Carried.

LANCE FUNK D/B/A PLEASANT VALLEY AVIATION – AIRPORT LEASE: Following discussion with Power County Prosecuting Attorney Randy Kline, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to approve and execute the Commercial Airport Hanger Lease between Lance Funk d/b/a Pleasant Valley Aviation and Power County for the period January 1st, 2010, through January 1st, 2012. Carried.

DAVE SAVAGE D/B/A SAVAGE AIR – AIRPORT LEASE: Following discussion with Power County Prosecuting Attorney Randy Kline, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute the Airport Hanger Lease, Addendum and Non-Commercial Airport Hanger Lease between Dave Savage d/b/a Savage Air and Power County for the period January 1st, 2010, through January 1st, 2012. Carried.

POWER COUNTY TRANSFER STATION/LANDFILL – SOLID WASTE DISPOSAL FEES: Power County Transfer Station/Landfill Supervisor Craig Heward appeared before the Commissioners with Power County Treasurer Bobbie Mauch and Treasurer Appointee Deanna Curry to discuss commercial solid waste disposal fees, which are applied annually on tax bills. Mr. Heward reported that he is in the process of investigating the possibility of Idaho Disposal Systems (IDS) placing cardboard recycling bins at strategic locations throughout the City to help alleviate incremental increases to County businesses for waste cardboard. Following discussion, the Commissioners agreed that any recycling bins should be placed prior to recalculating commercial fees based on current waste and this matter was tabled until May 10th, 2010.

POWER COUNTY TRANSFER STATION/LANDFILL – IDAHO DISPOSAL SYSTEMS (SCRAP METAL ADDENDUM): Following discussion with Power County Prosecuting Attorney Randy Kline, the Commissioners agreed that any Addendum to the current solid waste disposal agreement between Power County and Idaho Disposal Services regarding the disposal of scrap metal, may also need to include provisions for cardboard recycling bins, and the Commissioner agreed to table further consideration of this matter until May 10th, 2010.

POWER COUNTY TREASURER – DELINQUENT REAL PROPERTY TAXES: Power County Treasurer Bobbie Mauch and Treasurer Appointee Deanna Curry appeared before the Commissioners to review delinquent real property taxes owing, but which have not exceeded the three (3) year statutory limit for tax deeding. Following discussion, Power County Prosecuting Attorney Randy Kline agreed to issue a written response to the tax payment protest on Power County Parcel #RPD0355-01.

POWER COUNTY TREASURER – MONTHLY REPORT (I.C. #31-2113): Power County Treasurer Bobbie Mauch and Treasurer Appointee Deanna Curry appeared before the Commissioners pursuant to I.C. #31-2113 to present the Statement of Treasurer's Cash for the month ending February 28th, 2010.

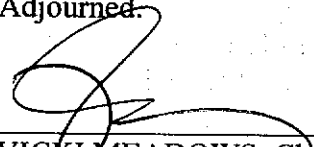
POWER COUNTY SHERIFF – JAIL REPAIRS (WINDOWS): Power County Sheriff Jim Jeffries appeared before the Commissioner to discuss the damaged and inefficient windows that need replaced in the jail area of the Power County Sheriff's office. Commissioner Meadows reported that the jail window project was not selected for funding under the U.S. Department of Energy's Energy Efficiency and Conservation Block Grant (EECBG). Following discussion, the Commissioners authorized Power County Sheriff Jim Jeffries to arrange for the windows to be repaired and/or replaced as soon as possible at County expense.

POWER COUNTY SHERIFF – TABLE MOUNTAIN COMMUNICATION PLAN (WHISPER MOUNTAIN CONTRACTOR AGREEMENT): Power County Sheriff Jim Jeffries appeared before the Commissioners to present a copy of the proposed Independent Contractor Agreement between Power County and Whisper Mountain Professional Services, Inc., for a communications plan to be prepared for the Table Mountain communication project. Following discussion with Power County Prosecuting Attorney Randy Kline, the Commissioners agreed to table further consideration of this matter until April 12th, 2010.

POWER COUNTY SHERIFF – IDAHO DEPARTMENT OF PARKS & RECREATION (BOAT GRANT AGREEMENT): Power County Sheriff Jim Jeffries appeared before the Commissioners to present the proposed Agreement between Idaho Department of Parks & Recreation and Power County for the marine patrol grant. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to approve and execute the Boat Safety Grant Agreement as presented. Carried.

POWER COUNTY SHERIFF – QUARTERLY JAIL INSPECTIONS (I.C. #20-622): The Commissioners then conducted their quarterly inspection of the Power County Jail facilities as required by I.C. #20-622.

Adjourned.



VICKI MEADOWS, Chairman



CHRISTINE STEINLICHT, Clerk