

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, August 9th, 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.

HARMS MEMORIAL HOSPITAL DISTRICT – RURAL HEALTH CARE ACCESS PROGRAM GRANT (LETTER OF SUPPORT): Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to issue a letter supporting Harms Memorial Hospital District's grant application to the Rural Health Care Access Program to obtain educational funding for medical providers. Carried.

COMMISSIONER MINUTES: Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to approve the Power County Commissioner Minutes for July 6th, 12th and 26th, 2010, as presented. Carried.

POWER COUNTY COURTHOUSE SECURITY – EVACUATION PLAN: Power County Sheriff Deputy/Bailiff Brian Morris appeared before the Commissioners to report that he has conducted several evacuation exercises involving Courthouse employees and the public and presented the Commissioners with a proposal to add an interior doorway on the second floor of the Courthouse to enhance the emergency evacuation process. Following discussion, the Commissioners instructed Deputy Morris to obtain a cost estimate for the project and this matter was tabled until August 23rd, 2010.

ENHANCED 911 FEES – ANNUAL RENEWAL: Moved by Commissioner Estep, seconded by Commissioner Meadows, to continue the \$1.25 per line fee on cellular and telephone lines in Power County to fund the enhanced 911 emergency system. Carried.

POWER COUNTY ADULT MISDEMEANOR PROBATION – SERVICES AGREEMENT: Power County Magistrate Judge Paul Laggis appeared before the Commissioners to discuss the meeting between the Commissioners, Judge Laggis and Nancy Cladis d/b/a Power County Probation Office held August 5th, 2010, to review and negotiate a contract for misdemeanor probation services in Power County during fiscal year 2011. Commissioner Funk reported that the fiscal year 2011 contract is being prepared by the attorney for Ms. Cladis, and the Commissioners agreed to table further discussion of this matter until September 13th, 2010.

IDAHO DEPARTMENT OF COMMERCE – IDAHO RURAL ECONOMIC DEVELOPMENT PROFESSIONAL PROGRAM GRANT (GREAT RIFT BUSINESS DEVELOPMENT): The Commissioners reviewed the Memorandum of Understanding between the Idaho Department of Commerce and Power County regarding the Idaho Rural Economic Development Professional Program Grant in the amount of \$30,000.

Following discussion with Kristen Jensen of Great Rift Business Development, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to approve and execute the Memorandum of Understanding as presented. Carried.

POWER/CASSIA SNOWMOBILE ADVISORY BOARD: Following telephone discussion with the Board of Cassia County Commissioners, it was moved by Commissioner Meadows, seconded Commissioner Estep, to approve the amended Power/Cassia Snowmobile Advisory Board By-Laws as presented. Carried.

JUNIOR COLLEGE – CERTIFICATES OF RESIDENCY: Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to approve the Certificates of Residency as submitted by the College of Southern Idaho. Carried.

POWER COUNTY AIRPORT – SECURITY GATE: Power County Airport Board member Brian Fahye appeared before the Commissioners to review the Airport Board's recent request for financial assistance to install a security gate near the airport. Following discussion, the Commissioners agreed that since the proposed gate would be located across a County roadway, Mr. Fahye should contact the Power County Highway District Board.

POWER COUNTY AIRPORT – FUEL SYSTEM: Power County Airport Board member Brian Fahye appeared before the Commissioners to request financial assistance from Power County to install a "for profit" refill fuel system at the Airport. Following discussion, Commissioner Funk agreed to attend the next meeting of the Power County Airport Board to discuss this matter further.

POWER COUNTY DISASTER SERVICES – HOMELAND SECURITY GRANT PROGRAMS: Following discussion, it was moved by Commissioner Funk, seconded by Commissioner Meadows, to approve and execute the following documents:

- 2007 Homeland Security Grant Program Extension Document #2007-GE-T7-0014
- 2010 Emergency Management Program Grant Award and Assurances

Carried.

POWER COUNTY DISASTER SERVICES – WHISPER MOUNTAIN PROFESSIONAL SERVICES, INC. (INDEPENDENT CONTRACTOR AGREEMENT): Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to approve and execute the Independent Contractor Agreement between Power County and Whisper Mountain Professional Services, Inc., to assess the status of the current Power County Emergency Management Program against the National Incident Management System and Department of Homeland Security requirements, and to then develop a five year roadmap to serve as a basis for future State Homeland Security Program Grant allocations. Carried.

POWER COUNTY AMBULANCE DISTRICT: Moved by Commissioner Estep, seconded by Commissioner Funk, to recess as Power County Board of Commissioners and reconvene as Power County Ambulance District Board. Carried.

ENTRADA, LLC D/B/A ENTRADA MEDICAL BILLING – BILLING SERVICES AGREEMENT: Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to approve and execute the Billing Services Agreement between Power County Ambulance District and Entrada Medical Billing and Coding, Inc., for the period October 1st, 2010, through September 30th, 2011, as presented. Carried.

Moved by Commissioner Funk, seconded by Commissioner Estep, to recess as Power County Ambulance District Board and reconvene as Power County Board of Commissioners. Carried.

CITY OF AMERICAN FALLS – JOINT QUARTERLY MEETING: Power County Clerk Chris Steinlicht reported that the next joint quarterly meeting with the City of American Falls has been scheduled for Wednesday, August 18th, 2010, at 6:00 p.m. at the American Falls City Council Chambers. County Clerk Steinlicht and City Clerk Robyn Herndon will coordinate an agenda.

SHOSHONE-BANNOCK TRIBES (WASTE MANAGEMENT ACT – PERMIT REGULATIONS) – POWER COUNTY RESOLUTION #2010-15: Following discussion with Power County Planning & Zoning Attorney Douglas J. Balfour, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to approve and execute Power County Resolution #2010-15, authorizing comments to The Shoshone-Bannock Tribes' proposed Waste Management Act Permit Regulations and authorizing Attorney Balfour to review any and all proposed comments submitted by the interested parties and to join in on those comments as appropriate. Carried.

TAX CANCELLATION REQUEST (I.C. #63-1302): Power County Treasurer Deanna Curry and Chief Deputy Treasurer Carol Whitnah appeared before the Commissioners to review the Tax Cancellation Request on Power County Parcel #OCY0071-00 in the amount of \$106.00 which represents all penalty and interest owing. Following telephone discussion with applicant, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to cancel interest and penalties owing on Parcel #OCY0071-00 in the amount of \$53.00. Carried.

SOUTHEASTERN DISTRICT HEALTH DEPARTMENT – QUARTERLY REPORT: Sandy Sorrell of the Southeastern District Health Department appeared before the Commissioners to present the Power County Quarterly Report for the period ending June 30th, 2010.

UTILITY TRANSMISSION CORRIDOR – MEMORANDUM OF UNDERSTANDING – BUREAU OF LAND MANAGEMENT (CUMULATIVE IMPACT ANALYSIS): The Commissioners contacted the Board of Cassia County Commissioners by telephone to

review the proposed Memorandum of Understanding to retain Douglas J. Balfour, Chartered, to provide legal advice and representation jointly to Power and Cassia Counties concerning the numerous proposed utility transmission projects. Also present were Power County Citizens Task Force members Gary Gehring, Larry Bethke and Bill Funk. Following discussion, the Power and Cassia County Commissioners agreed that the MOU should be amended to address several areas of concern and this matter was tabled until August 23rd, 2010. The Commissioners then reviewed Cassia, Power and Twin Falls Counties' joint letter to Walt George at the Bureau of Land Management requesting that a Cumulative Impact Analysis (CIA) be prepared on the proposed utility corridors, which could provide a useful analysis of the cumulative impacts of past, present and future projects. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to execute the joint letter as presented. Carried.

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

Current Expense (General)	\$ 34,444.17
Ambulance District	3,563.51
Mosquito Abatement District	16,060.00
District Court	6,139.45
Justice Fund	20,032.88
Misdemeanor Probation/Drug Court	2,831.35
Enhanced 911 Services	1,149.87
Indigent Services	1,592.32
Revaluation	139.24
Solid Waste	20,146.32
Weeds	1,971.05
Waterways	917.90
PILT	4,889.46

POWER COUNTY COMMUNICATIONS – PAPS MOUNTAIN REPEATER SITE (RAYMOND SCHERER EASEMENT): Power County Highway District Commissioners Gilbert Hofmeister, Wade Povey and Bob Wetzal appeared before the Commissioners with Highway District Supervisor Don Haskin to review the Paps Mountain Easement between Power County and Raymond Scherer, which is scheduled to expire September 30th, 2010. Also present was Lynn Scherer, who reported that he has participated in several discussions regarding the current Easement; however, he and the Scherer family, at this point, will neither engage in further negotiations to extend the current lease nor entertain an option to purchase. Following discussion, the Commissioners instructed Prosecuting Attorney Kline to submit a written proposal to Mr. Scherer for a long term lease and this matter was tabled until August 23rd, 2010, at 4:00 p.m.

SOUTHERN IDAHO SOLID WASTE DISTRICT: Terry Schultz of Southern Idaho Solid Waste District appeared before the Commissioners to introduce Dave Lore, who

will be replacing Mr. Schultz effective October 1st, 2010. Also present was Power County Transfer Station Supervisor Craig Heward.

POWER COUNTY TRANSFER STATION/LANDFILL – WOOD CHIPS: Power County Transfer Station and Landfill Supervisor Craig Heward appeared before the Commissioners to discuss the nearly 4,000 yards of excess wood chips available for purchase at the Power County Landfill. Following discussion, the Commissioners agreed that Mr. Heward should attempt to contact potential buyers to purchase the excess wood chips, possibly at a reduced rate if the chips could be loaded at the buyers' expenses.

EXECUTIVE SESSION (I.C. #67-2345): Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Funk, to move into executive session pursuant to I.C. #67-2345 to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against a public officer, employee, staff member or individual agent. Upon a call for the question, the following roll call vote was taken:

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

Carried.

POWER COUNTY ASSESSOR – CAPITAL PURCHASE: Power County Assessor Douglas Glascock appeared before the Commissioners to request that he be allowed to purchase a digital copier/scanner/printer for large plats, maps and records of survey. Following discussion, the Commissioners suggested that Assessor Glascock obtain quotes and this matter was tabled until August 23rd, 2010.

ALCOHOL BEVERAGE LICENSE: Commissioner Meadows announced that it was the date and time scheduled to consider an additional alcohol beverage license. There being no public objection, it was moved by Commissioner Estep, seconded by Commissioner Funk, to approve the following 2010-2011 Alcohol Beverage License:

#17. Claudia J. Walters d/b/a Pocatello Speedway, Inc., for the sale of bottled or canned beer to be consumed on the premises.

Carried.

EXECUTIVE SESSION (I.C. #67-2345): 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.

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 under 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 #2010-30-I: Moved by Commissioner Meadows, seconded by Commissioner Funk, to approve indigent medical application #2010-30-I. Carried.

INDIGENT CASE #2010-31-I: Moved by Commissioner Meadows, seconded by Commissioner Funk, to approve indigent medical application #2010-31-I. Carried.

Adjourned.


VICKI MEADOWS, Chairman


CHRISTINE STEINLICHT, Clerk