

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, December 13th, 2010. Present were Commissioners Vicki Meadows, Chairman, Ken Estep and Ron Funk. Also present were Power County Clerk Christine Steinlicht, Power County Prosecuting Attorney Randy Kline and Commissioner-Elect Delane Anderson.

COMMISSIONER AGENDA (I.C. #67-2343): Following a review of I.C. #67-2343, and good cause appearing therefore, it was moved by Commissioner Estep, seconded by Commissioner Funk, to amend the December 13th, 2010, Commissioner Agenda to include the following items:

Power County Cooperative Extension System (University of Idaho)
Fiscal Year 2010 Budget Certification
Power County Mental Health – Joyce Carson Contract
Power County Courthouse Security – Camera System

Carried.

POWER COUNTY COOPERATIVE EXTENSION SYSTEM (UNIVERSITY OF IDAHO) – FISCAL YEAR 2010 BUDGET CERTIFICATION: Moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and certify the fiscal year 2011 budget for the University of Idaho's Power County Cooperative Extension System as presented. Carried.

POWER COUNTY DISTRICT COURT – MENTAL HEALTH PROTECTIVE HOLDS: Following discussion with Power County Prosecuting Attorney Randy Kline, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to approve and execute the Psychological Consultation Contract between Power County and Joyce E. Carson, LCPC, for the period December 13th, 2010, thru September 30th, 2011. Carried.

LANCE FUNK D/B/A PLEASANT VALLEY AVIATION – 2010 PROPERTY TAXES: Power County Treasurer Deanna Curry and Power County Chief Deputy Assessor Mary Annen appeared before the Commissioners to review the 2010 property taxes owing on Power County Parcel #RPD0872-15. At the outset, Deputy Assessor Annen requested that 2010 taxing owing on said parcel be cancelled due to reassessment by the Power County Assessor. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to cancel the 2010 taxes owing on Power County Parcel #RPD0872-15 in the amount of \$3,211.36, with the understanding that the reassessed taxable value of said parcel will be placed on Power County's Subsequent Roll for levy and collection, and will be delinquent if not paid in full by the June 20th, 2011, deadline. Carried.

LANCE FUNK D/B/A PLEASANT VALLEY AVIATION – 2009 PROPERTY TAXES: At the request of Power County Prosecuting Attorney Randy Kline, the Commissioners agreed to schedule a meeting with Lance Funk d/b/a Pleasant Valley

Aviation on Monday, December 27th, 2010, at 9:00 a.m. and this matter was tabled until that time.

POWER COUNTY COMMUNICATIONS – PAPS MOUNTAIN REPEATER SITE (LYNN SCHERER AND MARK SCHERER EASEMENT): Power County Prosecuting Attorney Randy Kline reported that he has secured all of the required signatures on the Paps Mountain Access & Easement Agreement, except the signatures of Lynn Scherer and Mark Scherer. Following discussion, the Commissioners agreed to schedule a meeting with Lynn Scherer and Mark Scherer on Monday, December 27th, 2010, at 9:15 a.m., and this matter was tabled until that time.

SHOSHONE-BANNOCK TRIBES – MINORITY COMMUNICATION BOARD: Commissioners reviewed the letter dated November 17th, 2010, from the Shoshone-Bannock Tribes inviting Power County to designate an individual to serve on the Tribe's Minority Communications Board. Following discussion, the Commissioners agreed to review options for appointment and this matter was tabled until January 10th, 2011.

POWER COUNTY BUILDING & GROUNDS – 528 GIFFORD AVENUE (PROBATION OFFICE): Following discussion with Power County Building & Grounds supervisor Gary Thomson, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to authorize Mr. Thomson to obtain quotes for the replacement of the outdoor steps at Power County's property located at 528 Gifford and to proceed with whichever proposal he deems appropriate. Carried.

SOUTHEASTERN DISTRICT HEALTH DEPARTMENT – MEMORANDUM OF UNDERSTANDING (SHOSHONE-BANNOCK TRIBES): Ed Marugg and Steve Pew of the Southeastern District Health Department appeared before the Commissioners to review the proposed Memorandum of Understanding drafted by the Shoshone-Bannock Tribes to develop and maintain a cooperative approach to subsurface sewage disposal regulation for non-Indian owned fee lands located within common the boundaries of the Fort Hall Indian Reservation and the Southeastern District Health Department. Mr. Marugg reported that the Department intends to reject the proposed Memorandum of Understanding as presented; however, Mr. Marugg agreed to keep the Board of Power County Commissioners apprised if further regulation action is taken by the Shoshone-Bannock Tribes. Following discussion, the Commissioners agreed to include this matter as a topic for discussion with Idaho Governor Butch Otter at the "Capitol for a Day" session scheduled at the American Falls Library on Monday, December 20th, 2010.

POWER COUNTY TREASURER – MONTHLY REPORT (I.C. #31-2113): Power County Treasurer Deanna Curry appeared before the Commissioners to present her Statement of Treasurer's Cash for the month ending November 30th, 2010. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to approve the Treasurer's Report as presented. Carried.

POWER COUNTY TREASURER – POWER COUNTY RESOLUTION #2010-19 (QUITCLAIM DEED): Following discussion with Power County Treasurer Deanna

Curry and Power County Prosecuting Attorney Randy Kline, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to approve and execute Power County Resolution #2010-19 and the accompanying Quitclaim Deed, authorizing the transfer and sale of Power County Parcel #RPD0349-00 to Jerry and Cenia Wageman. Carried.

POWER COUNTY TREASURER – ORDER FOR CANCELLATION OF TAXES:

Following discussion with Power County Treasurer Deanna Curry, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to approve the Order for Cancellation of Taxes in the amount of \$15,228.02 as presented. Carried.

POWER COUNTY INVESTMENT COMMITTEE: Power County Treasurer Deanna Curry and the Board of Commissioners then met as the Power County Investment Committee pursuant to Power County Resolution #2007-02. At the outset, Treasurer Curry reported that the Certificate of Deposit with Ireland Bank in the amount of \$250,000, which matured on December 2nd, 2010, has not yet been re-invested, since higher rates were available at Bank of Commerce. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Funk, to authorize Power County Treasurer Deanna Curry to re-invest the Certificate of Deposit with the Bank of Commerce for a period of twelve months. Carried.

POWER COUNTY INDUSTRIAL DEVELOPMENT BOARD: Moved by Commissioner Meadows, seconded by Commissioner Estep, to reappoint Kent Rudeen to serve an additional term of three (3) years on the Power County Industrial Development Board (January, 2014). Carried.

POWER COUNTY FAIRBOARD: Moved by Commissioner Meadows, seconded by Commissioner Estep, to reappoint Lynn Hunter and Roger Whitnah each to serve an additional term of three (3) years on the Power County Fairboard (January, 2014). Carried.

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

VECTOR DISEASE CONTROL, INC. – ANNUAL REPORT: Tim Bennett of Vector Disease Control, Inc., appeared before the Commissioners to present his 2010 Year End Mosquito Surveillance and Control Report for Power County.

Moved by Commissioner Meadows, seconded by Commissioner Funk, to recess as Power County Mosquito Abatement District Board and reconvene as Power County Board of Commissioners. Carried.

POWER COUNTY CLERK – FISCAL YEAR 2010 ANNUAL FINANCIAL REPORT (I.C. #31-2307): Power County Clerk Christine Steinlicht appeared before the

Commissioners pursuant to I.C. #31-2307 to present a copy of the Clerk's Fiscal Year 2010 Annual Report. The Commissioners agreed that they would need additional time to review the report and this matter was tabled until December 27th, 2010.

POWER COUNTY EMPLOYEE MEDICAL BENEFIT PLAN – 2010 COBRA PAYMENTS TRANSFER: Following discussion with Power County Clerk Christine Steinlicht, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to transfer \$13,253.78 to the Power County Employee Benefit Trust to cover the costs of COBRA benefits paid out October 1st, 2009, through December 31st, 2010, as follows:

General Fund Transfer	\$ 8,917.62
Justice Fund Transfer	3,427.08
District Court Fund Transfer	909.08

Carried.

POWER COUNTY TRANSFER STATION/LANDFILL – CASCADE EARTH SCIENCES (ENVIRONMENTAL PROTECTION AGENCY): Commissioner Estep reported that George Spinner of Cascade Earth Sciences will be scheduling an appointment with the Board to review CES's quote to assist Power County with any and all testing and reporting required by the EPA for the possible emission of noxious contaminants at the Power County Landfill; accordingly, this matter was tabled until January 10th, 2011.

JUNIOR COLLEGE – CERTIFICATE OF RESIDENCY: Moved by Commissioner Meadows, seconded by Commissioner Estep, to approve the Certificate of Residency as submitted by the College of Southern Idaho. Carried.

POWER COUNTY COMMUNICATIONS – TABLE MOUNTAIN REPEATER SITE: The following individuals appeared before the Commissioners to review the Table Mountain Repeater Site Project:

Jim Jeffries – Power County Sheriff
Kevin Ostler – Power County Deputy Sheriff
Max Sprague – Power County Deputy Sheriff
Di Jones – Power County Disaster Services Director
Ken Fagnet – Idaho Bureau of Homeland Security
Bob Wetzal – Power County Highway District Commissioner
Don Haskin – Power County Highway District Supervisor
Steve Lusk – Power County Highway District Supervisor
Paul Clark – Clark Radio

Following discussion, the Commissioners agreed that at some point a proper survey should be prepared to determine the exact location of the service road and right-of-way in order for Power County to obtain an express or permanent easement to the repeater site. Following further discussion, it was moved by Commissioner Estep, seconded by

Commissioner Meadows, to approve and accept the equipment quote submitted by Clark Radio in the amount of \$349,000 to complete the Table Mountain Repeater Site project, be paid as follows:

- First, from any 2008/2009 Homeland Security Grant Funds currently available to Power County for this project.
- Second, from 2010 Homeland Security Grant Funds, which will be available to Power County prior to April 15th, 2010.
- The balance from Power County PILT funds designated for this project.

Carried. Following discussion, the Commissioners agreed that future use of the repeater by other agencies and/or entities may be provided on a "user fee" or "in-kind" basis.

POWER COUNTY PLANNING & ZONING – RIDGELINE ENERGY (SPECIAL USE PERMIT): Jay Williams, Kevin Harper and Randy Gardner of Ridgeline Energy appeared before the Commissioners with Idaho Power Company representatives Lisa Loomis, Donovan Walker and Bill Findlay to discuss Ridgeline's wind turbine energy project and the Special Use Permit issued by the Power County Planning & Zoning Board on October 6th, 2010. Also present were Power County Building Administrator Robert Steinlicht and Great Rift Business Development Director Kristen Jensen. Following discussion, Commissioner Meadows announced that all design details should be discussed with and approved by the Power County Planning & Zoning Board rather than the Board of Power County Commissioners and suggested that Mr. Williams and Idaho Power meet directly with the Power County Building Department to discuss those unresolved issues.

GERALD FEHRINGER YOUTH CENTER – SIGNS: Robert Schreiber, Jennifer Rupp and Mary Annen of the Gerald Fehringer Youth Center appeared before the Commissioners to discuss placing a larger outdoor sign at the Power County Courthouse Annex to clearly and publicly identify the location and hours of operation for the Youth Center. Following discussion, the Commissioners agreed to review options for signs and this matter was tabled until January 10th, 2010.

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

General Fund (Current Expense)	\$ 31,317.90
Ambulance District	2,708.28
Mosquito Abatement District	16,060.00
District Court Fund	7,934.02
Justice Fund	27,288.54
Misdemeanor Probation/Drug Court	1,326.00
Enhanced 911 Services	2,844.28
Elections	45.45
Indigent Services	32,834.24
Solid Waste	22,502.11

Tort	1,765.00
Weeds	5,116.08
Waterways	273.27
PILT	2,244.74

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 exempt from disclosure under Chapter 3, Title 9, Idaho Code, specifically indigent medical applications, with the understanding that Commissioner-Elect Anderson may remain present during the session. 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 #2011-08-I: Moved by Commissioner Meadows, seconded by Commissioner Estep, to approve Indigent Case #2011-08-I. Carried.

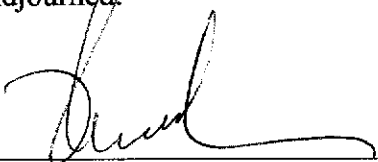
INDIGENT CASE #2011-06-I: Moved by Commissioner Meadows, seconded by Commissioner Estep, to deny Indigent Case #2011-06-I, since applicant has other resources sufficient to pay the medical expenses incurred. Carried.

INDIGENT CASE #2011-09-I: Moved by Commissioner Estep, seconded by Commissioner Funk, to approve Indigent Case #2011-09-I. Carried.

AMERICAN FALLS CHAMBER OF COMMERCE: Following discussion with Donna Thornton of the American Falls Chamber of Commerce, it was moved by Commissioner Estep, seconded by Commissioner Funk, to resume Power County’s membership with the American Falls Chamber of Commerce. Carried.

POWER COUNTY COURTHOUSE – SECURITY SYSTEM: Following discussion with Power County Deputy Sheriff Max Sprague, it was moved by Commissioner Estep, seconded by Commissioner Funk, to authorize Deputy Sprague to upgrade the connectors on the Power County Courthouse security surveillance system to ensure that updated cameras and equipment will properly interface with the current system. Carried.

Adjourned



 VICKI MEADOWS, Chairman



 CHRISTINE STEINLICHT, Clerk