

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, July 11th, 2011. Present were Commissioners Vicki Meadows, Chairman, Ron Funk and Delane Anderson. Also present were Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney F. Randall Kline.

POWER COUNTY BUILDING & GROUNDS – 528 GIFFORD AVENUE: Power County Prosecuting Attorney Randy Kline appeared before the Commissioners to discuss Power County's property located at 528 Gifford Avenue. Following a review of I.C. #31-808, the Commissioners and Prosecutor Kline agreed that the building situated on the real property located at 528 Gifford could be offered for sale at public auction, and that detailed specifications for removal of the structure should be prepared and published along with the notice of public auction. Prosecuting Attorney Kline agreed to prepare proposed specifications for the Commissioners review and this matter was tabled until July 25th, 2011.

FORT HALL INDIAN RESERVATION – JURISDICTION ISSUES (LAW ENFORCEMENT): Power County Prosecuting Attorney Randy Kline appeared before the Commissioners to discuss law enforcement and other jurisdictional issues within the common boundaries of the Fort Hall Indian Reservation and Power County. Following discussion, the Commissioners agreed to carefully monitor any and all Legislative attempts to amend existing law to allow enforcement officers of federally recognized Indian Tribes to enforce State Law.

GERALD FEHRINGER YOUTH CENTER – LEASE AGREEMENT: Following discussion with Power County Prosecuting Attorney Randy Kline, it was moved by Commissioner Meadows, seconded by Commissioner Anderson, to approve and execute the Lease Agreement between Power County and American Falls Youth Ministry, Inc. d/b/a Gerald Fehringer Youth Center as presented for the period October 1st, 2011, through September 30th, 2012. Carried.

AMERICAN FALLS RURAL FIRE DISTRICT – EXTRICATION AGREEMENT: Following discussion with Power County Prosecuting Attorney Randy Kline, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute the Agreement for Extrication Services between Power County and the American Falls Rural Fire District for extrication services during the period October 1st, 2011, through September 30th, 2012. Carried.

POWER COUNTY SHERIFF – JAIL MODIFICATION/REMODEL: Power County Sheriff Jim Jeffries appeared before the Commissioners to present a plan to modify and remodel specific areas of the Power County Jail facility in order to meet compliance with Idaho Jail Standards, along with a quote from BGM Builders in the amount of \$65,305.00. Following discussion, the Commissioners agreed that an architect may need

to be consulted prior to proceeding further and this matter was tabled until August 29th, 2011.

POWER COUNTY SHERIFF – TELMATE INMATE MANAGEMENT CORPORATION (TELECOMMUNICATIONS SYSTEM): Robert Foringer of Telmate Inmate Management Corporation appeared before the Commissioners with Power County Sheriff Jim Jeffries and Deputy Brad Ostler, to present a proposal to install a fully automated Kiosk for inmate management, at no cost to Power County, capable of relieving a number of different administrative burdens including:

- Visitation scheduling and telephone/video communications
- Inmate commissary balancing/auditing (debit MasterCard program)
- Security Control

Mr. Foringer then reported that Telmate will offer Power County a 35% commission on gross revenue of inmate telephone calls and voice mail. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to authorize Power County Sheriff Jim Jeffries to proceed with the implementation of a Telmate Inmate Management System as proposed, with one fully automated Kiosk. Carried.

CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS – PIONEER DAY ACTIVITIES (BICYCLE RACE/FUN RUN): Boyd Rowe of the Church of Jesus Christ of Latter Day Saints appeared before the Commissioners to present copies of the proposed routes for fun runs and bicycle races to be held in eastern Power County on Saturday, July 23rd, 2011, in conjunction with Pioneer Day activities. Mr. Rowe also presented copies of the trespass permits issued to the LDS Church by the Shoshone-Bannock Tribes and the J.R. Simplot Company, as well as a Certificate of Liability Insurance for all 2011 Pioneer Day activities. Also present was Power County Sheriff Jim Jeffries who agreed to provide safety officers at the appropriate State highway off-ramps. Following discussion, the Commissioners suggested that Mr. Boyd also contact the Power County Highway District to discuss their schedule for road maintenance on July 23rd, 2011.

POWER COUNTY TRANSFER STATION/LANDFILL – EQUIPMENT PURCHASE: Following discussion with Power County Transfer Station & Landfill Supervisor Craig Heward, the Commissioner agreed to table further consideration of this matter until July 25th, 2011.

POWER COUNTY TRANSFER STATION & LANDFILL – SOUTHERN IDAHO REGIONAL SOLID WASTE DISTRICT (DISPOSAL CONTRACT): Josh Bartlome and Stephanie Thompson from Southern Idaho Regional Solid Waste District appeared before the Commissioners with Power County Transfer Station & Landfill Supervisor Craig Heward to review their Contract with Power County, which is scheduled to expire on September 30th, 2011. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to contract with Southern Idaho Solid Waste, a regional solid waste disposal district existing pursuant to I.C. #31-4901, et. seq.,

for an additional five (5) year period beginning October 1st, 2011. Carried. Mr. Bartlome reported that the Southern Idaho Regional Solid Waste District Board will refer this matter to legal counsel for the preparation of a proposed Contract for the Commissioners review and this matter was tabled until August 22nd, 2011.

POWER COUNTY BUILDING & GROUNDS – PARKING LOTS/SIDEWALK REPAIRS: The Commissioners reviewed the estimates obtained from L&A Concrete and BGM Builders, Inc., to repair damage to the sidewalk and driveway approach on County property adjacent to the Power County Courthouse. Following discussion, it was moved by Commissioner Anderson, seconded by Commissioner Funk, to accept the quote submitted by BGM Builders, Inc., in the amount of \$1,168. Carried. Following further discussion, the Commissioners agreed to obtain additional quotes for parking lot repairs and this matter was tabled until August 29th, 2011.

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

ALCOHOL BEVERAGE LICENSES (I.C. #23-903): Commissioner Meadows announced that it was the date and time scheduled for consideration of a number of 2011-2012 alcohol beverage licenses. There being no public objection, it was moved by Commissioner Funk, seconded by Commissioner Anderson, to approve the following alcohol beverage licenses:

- #1A. Stan or Floreen Thyberg d/b/a Idaho Unlimited for the sale of bottled or canned beer to be consumed on the premises.
- #2A. George and Shirley Udy d/b/a Mr. Petrol's Pantry for the sale of bottled or canned beer not to be consumed on the premises.
- #3. Angela D. Davis d/b/a The Silver Horseshoe Bar, LLC, for the sale of draught and bottled or canned beer to be consumed on the premises and retail wine.
- #3A. Fay LaRay Correll d/b/a Willow Bay Café for the sale of draught, bottled or canned beer to be consumed on the premises and not to be consumed on the premises.
- #4. Vernessa Rupe d/b/a Rupe's Rockland Café for the sale of bottled or canned beer to be consumed on the premises and not to be consumed on the premises and retail wine.
- #5. Tonna Edmo – AE Sales LLC d/b/a Jet Stop for sale of bottled or canned beer not to be consumed on the premises.

Carried.

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

Current Expense	\$ 15,924.14
Ambulance District	2,895.78
Abatement District	16,060.00
District Court	3,581.36
Justice Fund	17,888.35
Misdemeanor Probation/Drug Court	1,839.00
Enhanced 911 Services	1,635.55
Indigent Services	1,386.59
Revaluation	192.75
Solid Waste	27,939.74
Weeds	17,995.79
Waterways	1,264.26
PILT	3,527.07

POWER COUNTY MISDEMEANOR PROBATION – MISDEMEANOR PROBATION SERVICES AGREEMENT (FISCAL YEAR 2012): Nancy Cladis of Power County Adult Misdemeanor Probation, Inc., appeared before the Commissioners by speaker telephone to discuss renewal of the Misdemeanor Probation Services Agreement for fiscal year 2012. Following discussion, the Commissioners agreed to table further consideration of this matter until August 8th, 2011.

POWER COUNTY MISDEMEANOR PROBATION – BUILDING USE AGREEMENT (528 GIFFORD): Nancy Cladis of Power County Adult Misdemeanor Probation, Inc., appeared before the Commissioners by speaker telephone to discuss their occupancy of Power County's property at 528 Gifford Avenue. Following discussion, the Commissioners and Ms. Cladis agreed that moving Power County Misdemeanor Probation Services to Power County's facility at 569 Bannock Avenue (formerly Idaho Department of Health & Welfare), should be accomplished as soon as possible.

POWER COUNTY BOARD OF EQUALIZATION (I.C. #63-501): The Commissioners then met as the Power County Board of Equalization pursuant to I.C. #63-501. Also present were Power County Assessor Doug Glascock and Power County's independent contract appraiser Richard Hartley.

Applicant Jeremiah Miller appeared before the Board of Equalization to dispute the Power County Assessor's value on Parcel #RPA2005-18. Following a review of the application, testimony and exhibits presented, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to set market value of Parcel #RPA2005-18 at \$225,000 (\$30,000 for land/\$195,000 buildings). Upon a request for a roll call vote, the following vote was taken:

Commissioner Meadows – Aye
Commissioner Funk – Aye

Commissioner Anderson – Nay

Carried.

Applicant Koompin Bros., LLC, appeared before the Commissioners through representative partner Kenneth Koompin to dispute the Power County Assessor's value on Parcel #RPD1101-05. Following a review of the application, testimony and exhibits presented, it was moved by Commissioner Funk, seconded by Commissioner Meadows, to sustain the Power County Assessor's value on Power County Parcel #RPD1101-05. Carried.

Applicant Jodie Lemon appeared before the Commissioners to dispute the Power County Assessor's values on the following Parcels:

#RPC0386-04
#RPA0218-00
#RPA0679-00
#MHZ0004-01
#MHZ0438-03
#MHZ0230-00

Following a review of the application with attachments, testimony and exhibits presented, it was;

Moved by Commissioner Funk, seconded by Commissioner Anderson, to set market value of Parcel #RPC0386-04 at \$335,000 (\$30,000 land/\$305,000 buildings). Carried.

Moved by Commissioner Meadows, seconded by Commissioner Funk, to sustain the Power County Assessor's value on Parcel #RPA0218-00. Carried.

Moved by Commissioner Anderson, seconded by Commissioner Meadows, to set market value of Parcel #RPA0679-00 at \$67,500 (\$14,040 land/\$53,460 buildings). Carried.

Moved by Commissioner Meadows, seconded by Commissioner Anderson, to sustain the Power County Assessor's value on Parcel #MHZ0004-01. Carried.

Moved by Commissioner Meadows, seconded by Commissioner Anderson, to sustain the Power County Assessor's value on Parcel #MHZ0438-03. Carried.

Moved by Commissioner Meadows, seconded by Commissioner Anderson, to sustain the Power County Assessor's value on Parcel #MHZ0230-00. Carried.

Applicant Morris E. Lehman appeared before the Commissioners to dispute the Power County Assessor's values on the following Parcels:

#RPD0369-07

#RPD0353-01
#RPD0355-01
#RPD0355-02

Following a review of the applications, testimony and exhibits presented, it was moved by Commissioner Anderson, seconded by Commissioner Funk, to sustain the Power County Assessor's value on Parcel #RPD0369-07. Carried.

Moved by Commissioner Anderson, seconded by Commissioner Funk, to sustain the Power County Assessor's value on Parcel #RPD0353-01. Carried.

Moved by Commissioner Anderson, seconded by Commissioner Funk, to sustain the Power County Assessor's value on Parcel #RPD0355-01. Carried.

Moved by Commissioner Anderson, seconded by Commissioner Funk, to sustain the Power County Assessor's value on Parcel #RPD0355-02. Carried.

Applicant Daren R. Crockett failed to appear either in person or by telephone to dispute the Power County Assessor's value on Parcel #RPA1157-00; accordingly, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to sustain the Power County Assessor's value on Parcel #RPA1157-00. Carried.

Applicant Mark A. Porter failed to appear either in person or by telephone to dispute the Power County Assessor's value on Parcel #RPC0166-00; accordingly, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to sustain the Power County Assessor's value on Power County Parcel #RPC0166-00. Carried.

Power County Deputy Assessor Donna Thornton then appeared before the Commissioners to present the Assessor's report of Rural Subdivisions within Power County that have been allowed to maintain agricultural tax value pursuant to I.C. #63-602(k) until the initial improvement of building or infrastructure is commenced. Following discussion, it was moved by Commissioner Funk, seconded by Commissioner Anderson, to approve and accept the Rural Subdivision/Agricultural Tax Value report as presented. Carried.

There being no further business to come before the Board of Equalization, it was moved by Commissioner Meadows, seconded by Commissioner Anderson, to adjourn the Power County Board of Equalization and to sustain all remaining market values set by Power County Assessor Douglas Glascock for the 2011 tax year. Carried.

EXECUTIVE SESSION (I.C. #67-2345): Moved by Commissioner Meadows, seconded by Commissioner Anderson, 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 Funk – Aye
Commissioner Anderson – Aye

Carried.

INDIGENT CASE #2011-29-I: Moved by Commissioner Meadows, seconded by Commissioner Funk, to deny indigent medical application #2011-29-I, since the proposed treatment does not meet the definition of “medically necessary” as defined in I.C. #31-3502(18). Carried.

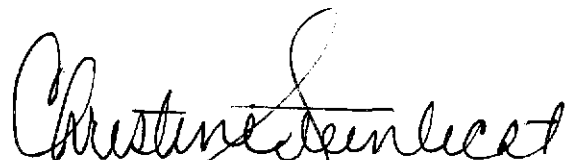
EASTERN POWER COUNTY FIRE DISTRICT – WILDLAND URBAN INTERFACE FIRE CODE: Eastern Power County Fire District Board member Paul Westwood appeared before the Commissioners to discuss the Eastern Power County Fire District’s proposed Wildland Urban Interface Fire Code. At the outset, Power County Prosecuting Attorney Randy Kline reported that I.C. #31-1417 grants the sole authority and duty to establish and enforce fire codes to individual fire protection districts; accordingly, the Commissioners agreed to remove this matter as an agenda item and suggested that the Eastern Power County Fire District Board proceed with fire code enforcement as they and their constituents deem appropriate.

POWER COUNTY WEED DEPARTMENT – BUILDING IMPROVEMENTS: Power County Weed Department Supervisor Curtis Munk appeared before the Commissioners to present quotes from Quality Overhead Door and Western Wholesale Supply, Inc., to replace windows and doors at the Power County Weed Control shop. Following discussion, it was moved by Commissioner Anderson, seconded by Commissioner Funk, to approve and accept the quote submitted by Quality Overhead Door Company in the amount of \$3,310 to install new windows, doors and overhead doors at Power County Weed Control shop. Carried.

FISCAL YEAR 2012 BUDGET – WORK SESSION: The Board of Commissioners and Power County Clerk Chris Steinlicht then conducted a fiscal year 2012 budget work session. Following discussion, the Commissioners agreed to table further consideration of this matter until July 22nd, 2011.

Adjourned.


VICKI MEADOWS, Chairman


CHRISTINE STEINLICHT, Clerk