

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, April 9th, 2012. 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.

COMMISSIONER AGENDA (I.C. #67-2345): Following a review of I.C. #67-2343, and good cause appearing therefore, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to amend the April 9th, 2012, Commissioner Agenda to include the following items:

- Power County Airport – Lance Funk d/b/a Pleasant Valley Aviation
Commercial Airport Lease
- Bureau of Reclamation – Snake River Access Closure
Freedom of Information Act Request
- City of American Falls – Power County Fair (August 6-10, 2012) Garbage Pickup
Release of Liability and Indemnity Agreement

Carried.

POWER COUNTY AIRPORT – LANCE FUNK D/B/A PLEASANT VALLEY AVIATION (COMMERCIAL AIRPORT LEASE): Power County Prosecuting Attorney Randy Kline appeared before the Commissioners to report that he has received a request from the attorneys for Lance Funk d/b/a Pleasant Valley Aviation to amend the proposed Commercial Airport Lease. Following discussion, the Commissioners agreed to table further consideration of this matter until May 18th, 2012.

BUREAU OF RECLAMATION – SNAKE RIVER ACCESS CLOSURE (FREEDOM OF INFORMATION ACT REQUEST): Pursuant to the Freedom of Information Act (FOIA), it was moved by Commissioner Meadows, seconded by Commissioner Anderson, to approve and execute the written request to the Bureau of Land Management for all records related to the proposed closure of federal lands along the upper Snake River downstream of the American Falls Dam. Carried.

CITY OF AMERICAN FALLS – POWER COUNTY FAIRGROUNDS GARBAGE PICKUP (RELEASE OF LIABILITY AND INDEMNITY AGREEMENT): Power County Fairgrounds caretaker Brian Morris appeared before the Commissioners to report that, as a courtesy and without charge, the City of American Falls has agreed to place five 300 gallon garbage cans at the Power County Fairgrounds during fair week (August 6th – 10th, 2012) and will dump each can daily in exchange for Power County issuing a signed "Release of Liability and Indemnity Agreement". Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Anderson, to approve and execute the Release of Liability and Indemnity Agreement to the City of American Falls as presented. Carried.

POWER COUNTY TREASURER – TAX DEEDED PARCELS (PUBLIC AUCTION): The Board of Commissioners then attended a public auction conducted by Power County Treasurer Deanna Curry on the following Parcels:

Parcel #RPD1382-00
Cold Creek Road
Minimum Bid: \$486.44
Purchaser: Pep LLC, an Idaho Limited Liability Company
Purchase Price: \$4,686.44

Parcel #RPD1383-00
Cold Creek Road
Minimum Bid: \$505.66
Purchaser: Pep LLC, an Idaho Limited Liability Company
Purchase Price: \$5,505.66

Following public auction, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute the Quit Claim Deeds prepared and presented by Power County Treasurer Deanna Curry. Carried.

BUREAU OF RECLAMATION – POWER COUNTY FEDERAL LAND COMMITTEE (POWER COUNTY ORDINANCE #2012-04): Commissioner Funk reported that he had contacted several individuals from the various interests groups and entities to discuss appointments to the Power County Federal Land Committee. Following discussion, the Commissioners instructed Prosecuting Attorney Randy Kline to prepare an ordinance establishing the “Power County Federal Lands Committee”, to participate as a “coordinating” and/or “cooperating” agency on federal land management issues and will include one representative from each of the following interest groups:

- Landowner
- Rock climber
- Hunting and fishing
- Blue Ribbon ATV Coalition
- Power County Sheriff
- Power County Prosecuting Attorney
- Power County Commissioner
- American Falls City Council/Economic Development
- “At-Large” Community Member
- Equestrian Community

Accordingly, further consideration of this matter was tabled until April 23rd, 2012.

POWER COUNTY GUARDIANSHIP BOARD: Moved by Commissioner Funk, seconded by Commissioner Anderson, to reappoint Denise Ralphs to serve a term of two (2) years, and to

appoint Annette Colton to serve a term of two (2) years on the Power County Guardianship Board (January, 2014). Carried.

POWER COUNTY WATERWAYS BOARD: Moved by Commissioner Meadows, seconded by Commissioner Funk, to reappoint Allen Phillips and Robert Williams each to serve an additional term of three (3) years on the Power County Waterways Board (January, 2015). Carried.

TABLE MOUNTAIN REPEATER SITE: Commissioner Funk reported that Paul Clark of Clark Wireless will be visiting the Table Mountain Repeater Site on Tuesday, April 10th, 2012, to ensure that the new 1,000 gallon propane tank has been delivered and to map out a plan for a security fence. Following discussion, the Commissioners agreed that any fence should include gates that adequately allow for vehicle access, propane refueling, etc.

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

VECTOR DISEASE CONTROL INTERNATIONAL, INC.—PROFESSIONAL SERVICES AGREEMENT: The Commissioners then reviewed the proposed Mosquito Control Professional Service Agreement Extension presented by Vector Disease Control International for the term January 1st, 2013, through December 31st, 2015. Following discussion, the Commissioners agreed to refer this matter to Power County Prosecuting Attorney Randy Kline for his review; accordingly, further consideration of this matter was tabled until May 18th, 2012.

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

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

POWER COUNTY JUVENILE PROBATION DEPARTMENT – JUVENILE ACCOUNTABILITY GRANT (INTENT TO ALLOCATE): Following discussion with Power County Juvenile Probation Office Supervisor Connie Shepherd, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute the Juvenile Accountability Block Grant Program's "Intent To Use Allocation" in the amount of \$4,500, which will allow the Power County Juvenile Probation Department to operate a Parent Project Program during fiscal year 2013. Carried.

POWER COUNTY AIRPORT – ROAD SIGNS/SECURITY GATE: Commissioner Anderson reported on security and safety issues at the Power County Airport, specifically the ongoing incidents of non-authorized heavy equipment and motor vehicles making their way onto the airport runways, causing damage to the asphalt. Following discussion, the Commissioners agreed to contact Idaho Department of Transportation Board member Dwight Horsch to request that the State of Idaho assist Power County by placing appropriate signs on the State Highway

on/off ramp and by-pass to clearly mark the proper direction of travel and restrict access to the Power County Airport. Commissioner Anderson then agreed to review options to construct a security access gate to protect airport runways and further consideration of this matter was tabled until May 18th, 2012.

DEATON & COMPANY – FISCAL YEAR 2011 AUDIT REPORT (I.C. #31-1701) – POWER COUNTY TREASURER (TAX ANTICIPATION ACCOUNT): Commissioner Anderson reported that Power County Treasurer Deanna Curry had met with Power County’s independent auditors at Deaton & Company to resolve the exceptions listed on the FY 2011 audit with regards to Power County’s Tax Anticipation Account. Commissioner Anderson reported that, effective June 30th, 2012, Treasurer Curry will include the Treasurer’s Tax Anticipation Account on her “Statement of Cash”, along with copies of the applicable property tax system report and bank statement, which will be balanced quarterly to the Power County Clerk’s “Tax Anticipation Trust”, via Auditor Certificates, Journal Entries or Warrants as may be applicable.

POWER COUNTY ELECTED OFFICIALS/DEPARTMENT HEADS: Present for the Elected Officials/Department Heads meeting were:

- Vicki Meadows – Commissioner Chairman
- Ron Funk – Commissioner
- Delane Anderson – Commissioner
- Christine Steinlicht – Clerk
- Douglas Glascock – Assessor
- Deanna Curry – Treasurer
- Randy Kline – Prosecuting Attorney
- Jim Jeffries – Sheriff
- Mark Rose – Coroner
- Connie Shepherd – Juvenile Probation
- Robert Steinlicht – Building Department
- Di Jones – Ambulance District/Disaster Services
- Craig Heward – Transfer Station/Landfill
- Curtis Munk – Weed Department

2012 LEGISLATIVE SESSION – IDAHO DEPARTMENT OF COMMERCE & INDUSTRY (IACI) (PERSONAL PROPERTY EXEMPTION): The following individuals met with the Power County elected officials and department heads to discuss the Idaho Association of Commerce & Industry’s draft legislation for the elimination of personal property taxes, which IACI intends to pursue during the 2013 Legislative sessions:

- City of American Falls
- Norm Wright, Council Member
- Kristen Jensen, Council Member

- American Falls School District #381
- Dallas Clinger, Trustee
- Ron Bolinger, Superintendent

Arbon Elementary School District #383
Cheri Evans, Clerk

Highway District
Wade Povey, Commissioner Chair
Bob Wetzel, Commissioner

Power County Hospital District
Dallas Clinger, Administrator

At the outset, Dr. Ron Bolinger, American Falls School District #381 Superintendent, presented a worksheet estimating the impact of personal property exemption on Counties within IAC District V. Following discussion, the Commissioners and other officials present agreed to coordinate efforts within Power County and with each District's respective State Association to educate legislative candidates regarding the adverse impact to those areas of the State with large concentrations of personal property value, like Power County.

POWER COUNTY CELLULAR TELEPHONE PLAN – VERIZON (SURPLUS EQUIPMENT): Power County Clerk Chris Steinlicht reported to the Power County elected officials and department heads that the County's new Verizon cellular telephone plan has been fully implemented and the new, upgraded equipment delivered to each office and/or department. Following discussion, it was moved by Commissioner Funk, seconded by Commissioner Anderson, to declare Power county's used cellular telephones as surplus County property with a value of less than \$250, and to donate said cellular telephones to Verizon's "Cell Phones for Soldiers" recycling program. Carried.

STATE INSURANCE FUND (WORKERS COMPENSATION) – SAFETY POLICY/INSPECTIONS: The Power County elected officials and department heads then discussed the State Insurance Fund's recommendation that Power County adopt a safety policy that includes inspections and follow up action. Following discussion, the Commissioners agreed that each elected official and/or department head should implement a plan that addresses the safety concerns unique to their individual office/department, which will be reviewed by the Commissioners on an annual basis in conjunction with the County's budget request hearings.

POWER COUNTY CLERK – FISCAL YEAR 2013 BUDGET (REQUEST WORKSHEETS): Power County Clerk & Budget Officer Chris Steinlicht then provided each Power County elected official and department head, as required by I.C. #31-1602, with written notification of their duty to file an itemized estimate showing both probable revenue and requested expenditures required by their respective office/department for the period October 1st, 2012, through September 30th, 2013 (Fiscal Year 2013), together with a explanatory statement and justification for the requests, with said budget officer on or before May 11th, 2012.

POWER COUNTY DISASTER SERVICES – 2011 HOMELAND SECURITY GRANT PROGRAM: Following discussion with Power County Disaster Services Director Di Jones, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and

execute the following Idaho Bureau of Homeland Security Grant Program Sub-Grant Award Document #EMW-2011-SS-0018 in the amount of \$33,009.96 as presented. Carried.

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

DEATON & COMPANY – FISCAL YEAR 2011 AUDIT REPORT (I.C. #31-1701) – ENTRADA, INC. (AMBULANCE BILLING SERVICES – ACCOUNTS RECEIVABLE WRITE-OFF POLICY): Power County Ambulance District Supervisor Di Jones appeared before the Commissioners to discuss the exceptions listed by Power County's independent auditors at Deaton & Company on the FY 2011 audit with regards to the Ambulance District's accounts receivable "write-off" policy. Following discussion, the Commissioners agreed that, effective immediately, Power County's ambulance billing service, Entrada, Inc., should submit their monthly accounts receivable reports directly to the Power County Ambulance District Board for the Commissioners' consideration and approval.

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

POWER COUNTY SHERIFF – BUREAU OF RECLAMATION (ENHANCED PATROL AGREEMENT): Power County Sheriff Jim Jeffries appeared before the Commissioners to review the Service Contract between Power County and the Bureau of Reclamation for certain patrol services on BOR property within Power County, which has been amended to address most of Sheriff Jeffries's concerns. Following discussion, the Commissioners and Sheriff Jeffries agreed that since certain issues and concerns remain unresolved, negotiations and discussions between BOR and Sheriff Jeffries will continue; accordingly, further consideration of this matter was tabled until April 23rd, 2012.

POWER COUNTY RURAL ADDRESS SYSTEM (IDAHO ENHANCED 911) – FORT HALL INDIAN RESERVATION: Power County Sheriff Jim Jeffries appeared before the Commissioners to present a copy of the letter dated March 26th, 2012, from the Idaho Emergency Communications Commission to the Fort Hall Business Council regarding the Shoshone-Bannock Tribe's proposed E-911 system, which does not interface with Power County's current E-911 system and may ultimately be detrimental to the health, safety and welfare of many non-tribal residents living within the common boundaries of Power County and the Fort Hall Indian Reservation. Following discussion, the Commissioners and Sheriff Jeffries agreed that, while the IECC's letter does recognize that the Fort Hall Business Council is taking action to correct many address deficiencies, the IECC also strongly urges the Tribes to work closely with Power County to ensure that exceptional emergency response services are available to all. Following further discussion, the Commissioners agreed that Sheriff Jeffries should follow up directly with the IECC regarding the letter dated March 26th, 2012, and address Power County's ongoing concerns with an integrated E-911 system.

POWER COUNTY SHERIFF – IDAHO STATE POLICE (NICS ACT RECORD IMPROVEMENT PROGRAM GRANT): Power County Sheriff Jim Jeffries appeared before the Commissioners to report that the Power County Sheriff's Office has been awarded an Idaho State Police NICS Record Improvement Grant in the amount of \$49,997 to cover the cost of a 500 PPI livescan with palm print capability and related interface to the State Criminal History Repository, and may also cover a fingerprint card printer, mug shot capture software and interface, and jail or records management interface. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve the Memorandum of Agreement between the Idaho State Police and the Power County Sheriff's Office accepting the conditions of the Idaho State Police NICS Record Improvement Grant and authorize Power County Sheriff Jim Jeffries to execute the same on behalf of Power County. Carried.

POWER COUNTY BUILDING & GROUNDS – 528 GIFFORD: Gary Thomson appeared before the Commissioners by telephone to discuss removal of the structure situated upon Power County Parcel #RPA1021-00 a/k/a 528 Gifford. Following discussion, the Commissioners agreed to extend the final removal date to May 31st, 2012; accordingly, further discussion of this matter was tabled until June 11th, 2012.

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

Current Expense	\$ 38,606.13
Ambulance District	2,739.41
Abatement District	16,060.00
District Court	3,678.88
Justice Fund	49,750.60
Misdemeanor Probation/Drug Court	4,012.78
Enhanced 911 Services	1,804.19
Elections	6,239.04
Indigent Services	16,248.22
Solid Waste	7,825.78
Weeds	158.23
Waterways	401.83
PILT	36,487.23

BOARD OF EQUALIZATION (I.C. #63-501): The Board of Commissioners then met as the Power County Board of Equalization pursuant to I.C. #63-501. Also present was Power County Chief Deputy Assessor Mary Annen.

HARDSHIP EXEMPTION APPLICATION (I.C. #63-711): Applicant appeared before the Board pursuant to I.C. #63-711 to present his Application for Hardship Exemption on Power County Parcel #RPA0992-00. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Anderson, to take this matter under advisement until April 23rd, 2012, at 1:30 p.m.

There being no further business to come before the Board, the Power County Board of Equalization recessed until April 23rd, 2012.

IDEACOM ECSI – POWER COUNTY TELEPHONE SYSTEM: Steve Ryan of IdeaCom ECSI appeared before the Commissioners to discuss Power County’s Interstate Private Line Transport Pricing Plan with Qwest Corporation d/b/a CenturyLink. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Anderson, to approve and execute the Interstate Private Line Transport Services Pricing Plan Acknowledge as presented. Carried.

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 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 #2012-44-I: Moved by Commissioner Meadows, seconded by Commissioner Anderson, to deny indigent medical application #2012-44-I, since the application was not filed in a timely manner as provided by I.C. #31-3505(2), since applicant is not a citizens of the United State according to I.C. #69-7901(1) and the State of Idaho’s legislative findings that it shall be public policy to require applicants to provide proof that they are lawfully present in the United States prior to receiving benefits, and since applicant has other resources sufficient to pay the medical expenses incurred as provided by I.C. #31-3502(25). Carried.

COMMISSIONER MINUTES: Moved by Commissioner Anderson, seconded by Commissioner Funk, to approve Commissioner Minutes for March 12th, 15th, 19th and 26th, 2012, as presented. Carried.

POWER COUNTY PLANNING & ZONING – MOUNTAIN STATES TRANSMISSION INTERTIE UTILITY CORRIDOR (ORDINANCE #2012-03): Commissioner Funk reported that the Power County Planning & Zoning Board has requested that the Board of Commissioners adopt an ordinance establishing an allowable route for a utility transmission corridor through Power County for the Mountain States Transmission Intertie (MSTI) Project, and presented the Commissioners with a draft ordinance for their review. Following discussion, it was moved by Commissioner Anderson, seconded by Commissioner Funk, to approve and execute Power County Ordinance #2012-03 as presented. Carried. Clerk Steinlicht will cause Power County Ordinance #2012-02 to be published as provided by I.C. #31-0715 to complete effect.

BUREAU OF RECLAMATION – SNAKE RIVER ACCES (LAND MANAGEMENT): Robert “Hap” Boyer, National Resource Manager for the Upper Snake River Field Office of the Bureau of Reclamation appeared before the Commissioners to report that the Bureau of Reclamation has completed a survey of the Snake River areas that will be studied and inventoried in a methodical,

step-by-step manner, without closure or restricting public access in any way. The Commissioners then advised Mr. Boyer of Power County's intent to establish the "Power County Federal Lands Committee" to participate as a "coordinating" and/or "cooperating" agency on federal land management issues; accordingly Mr. Boyer agreed to participate with the Power County Federal Lands Committee and to keep them and the Board of Commissioners advised as the study and inventory proceed.

DEATON & COMPANY – FISCAL YEAR 2011 AUDIT REPORT (I.C. #31-1701) – POWER COUNTY CLERK (GOVERNMENTAL ACCOUNTING STANDARDS): Power County Clerk Chris Steinlicht appeared before the Commissioners to discuss the exception listed by Power County's independent auditors at Deaton & Company on the FY 2011 audit regarding new Governmental Accounting Standards. At the outset, Clerk Steinlicht reported that Power County's FY 2011 actual "Ending Fund Balance" a/k/a Power County's FY 2012 "Beginning Fund Balance", has now been properly designated, as requested, to one of the following categories:

- Minimum or Accumulated Fund Balance – I.C. #31-1605(A)
- Create/Increase Fund Balance (New District/Fund or increase thereto)
- Contingency (Unforeseen Emergency) – I.C. #31-1605
- Budgeted Roll-over – Accumulated for Equipment/Projects/Bills
- Unassigned

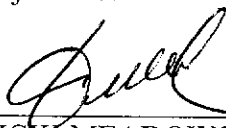
POWER COUNTY CLERK – FISCAL YEAR 2013 BUDGET (PUBLIC HEARING (I.C. #63-802(A): Power County Clerk Chris Steinlicht appeared before the Commissioners to discuss Power County's Fiscal Year 2013 Public Budget Hearing. Following discussion, and pursuant to I.C. #63-802(A), the Commissioners agreed to conduct their Fiscal Year 2013 Public Budget Hearing on Monday, August 27th, 2012, at 5:30 p.m., in the Commissioners' meeting room at the Power County Courthouse.

POWER COUNTY CLERK – FISCAL YEAR 2013 BUDGET (REQUEST HEARINGS): Following a review of the calendar, the Commissioners agreed to schedule Fiscal Year 2013 budget request hearings for June 4th, 5th, 6th, 7th and 8th, 2012.

POWER COUNTY CLERK – FISCAL YEAR 2013 BUDGET (CLERK'S TIME-LINE): Power County Clerk Chris Steinlicht presented the Commissioners with the Clerk's timeline to finalize Power County's Fiscal Year 2013 Budget.

POWER COUNTY COMMISSIONERS – MAY AGENDA: Following a review of the calendar, the Commissioners agreed to conduct their regular meetings for May, 2012, on Friday the 18th and Tuesday the 29th.

Adjourned.


VICKI MEADOWS, Chairman


CHRISTINE STEINLICHT, Clerk