

## POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, April 23<sup>rd</sup>, 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 23<sup>rd</sup>, 2012, Commissioner Agenda to include the following item:

Power County Disaster Services – Homeland Security Grants  
Quarterly Report

Carried.

POWER COUNTY DISASTER SERVICES – HOMELAND SECURITY GRANTS (QUARTERLY FINANCIAL REPORTS): Following discussion with Power County Disaster Services Director Di Jones, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve the following Homeland Security quarterly grant reports:

- 2011 EMPG Federal Financial Report (#2011-EP-00082)
- 2009 HSGP Financial Status Report (#2009-SS-T9-0014)
- 2010 HSGP Federal Financial Report (#2010-SS-T0-0088)

Carried.

THREE RIVERS RESOURCE, CONSERVATION & DEVELOPMENT (RC&D) – MULTI-COUNTY GRANT WRITER: Kent Rudeen, Chairman of the Three Rivers Resource, Conservation & Development (RC&D) Council, appeared before the Commissioners to report that Three Rivers RC&D Council is willing to establish and administer a multi-County grant writing position and questioned whether Power County would be willing to participate in a “cost share” arrangement with Bannock and Bingham Counties to help fund the part-time position. Following discussion, the Commissioners agreed to attend the luncheon meeting hosted by the Southeastern Idaho Council of Governments (SICOG) on May 16<sup>th</sup>, 2012, where the Commissioners from Power, Bannock and Bingham Counties can discuss this matter further.

POWER COUNTY FEDERAL LAND COMMITTEE – POWER COUNTY ORDINANCE #2012-04: The Commissioners reviewed proposed Power County Ordinance #2012-04, which is an ordinance establishing the Power County Federal Lands Committee to participate as a “coordinating” and/or “cooperating” agency on federal land

management issues and to advise the Commissioners as to action the County might take, in conjunction with federal agencies, for the maintenance and operation of public lands, which committee shall consist of ten (10) individuals representing each of the following interest groups, government entity and/or public officials:

- 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

Following discussion with Power County Prosecuting Attorney Randy Kline, it was moved by Commissioner Funk, seconded by Commissioner Meadows, to adopt and execute Power County Ordinance #2012-04 as presented and to appoint the following individuals to serve on the Power County Federal Lands Committee for the terms indicated:

David Bethke – "At Large" Community Member (2 Year Term)  
Kristen Jensen – American Falls City Council/Economic Development (4 Year Term)  
Brian Sprague – Hunting & Fishing (2 Year Term)  
Lee Kress – Landowner (4 Year Term)  
Troy Neu – Rock Climber (2 Year Term)  
Brian Hawthorne – Blue Ribbon ATV Coalition (4 Year Term)  
Jim Jeffries – Power County Sheriff (2 Year Term)  
Randy Kline – Power County Prosecuting Attorney (4 Year Term)  
Ron Funk – Power County Commissioner (2 Year Term)  
VACANT – Equestrian Community (4 Year Term)

Carried. The Commissioners then instructed Power County Clerk Chris Steinlicht to cause Power County Ordinance #2012-04 to be published as provided by I.C. #31-715 to complete effect and further consideration of this matter was tabled until June 11<sup>th</sup>, 2012.

POWER COUNTY CLERK – QUARTERLY FINANCIAL REPORT (I.C. #31-2306):  
Power County Clerk Christine Steinlicht appeared before the Commissioners pursuant to I.C. #31-2306 to present her quarterly financial report for the period ending March 31<sup>st</sup>, 2012. Following discussion, it was moved by Meadows, seconded by Funk, to approve the Clerk's quarterly financial report as presented. Carried.

DEATON & COMPANY – FISCAL YEAR 2011 AUDIT (I.C. #31-1701): Following discussion with Power County Auditor Chris Steinlicht, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve the Audited Financial

Statements and other financial information for Power County's 2011 fiscal year prepared by Deaton & Company and presented to the Commissioners on May 26<sup>th</sup>, 2012. Carried. Pursuant to I.C. #31-819, Clerk Steinlicht shall cause the Balance Sheet and Statement of Revenues, Expenditures and Changes in Fund Balance from said audit report to be duly published.

POWER COUNTY CLERK/TREASURER – JOINT QUARTERLY REPORT (I.C. #31-2306): Power County Clerk Chris Steinlicht and Treasurer Deanna Curry appeared before the Commissioners pursuant to I.C. #31-2306, to present their Joint Quarterly Report for the period ending March 31<sup>st</sup>, 2012. Following discussion, it was moved by Meadows, seconded by Funk, to approve the Clerk/Treasurer's Joint Quarterly Report as presented. Carried.

POWER COUNTY TREASURER – MONTHLY REPORT (I.C. #31-2113): Power County Treasurer Deanna Curry appeared before the Commissioners pursuant to I.C. #31-2113 to present her Statement of Treasurer's Cash for the period ending March 31<sup>st</sup>, 2012. Carried. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve the Treasurer's report as presented. Carried.

POWER COUNTY TREASURER – ORDER FOR CANCELLATION OF TAXES: Following discussion with Power County Treasurer Deanna Curry and Chief Deputy Assessor Mary Annen, it was moved by Commissioner Anderson, seconded by Commissioner Meadows, to approve and execute the Order for Cancellation of Taxes as presented. Carried.

POWER COUNTY TREASURER – RESOLUTION #2012-03 (PENDING ISSUE FEES): Power County Treasurer Deanna Curry appeared before the Commissioners to present proposed Resolution #2012-03, which establishes a schedule of fees for applicants in accordance with Power County's pending issue of tax deed. Following discussion with Prosecuting Attorney Randy Kline, the Commissioners agreed to publish Notice of Public Hearing and proposed Power County Resolution #2012-03 in the May 2<sup>nd</sup> and 9<sup>th</sup>, 2012, editions of the Power County Press; accordingly, further consideration of this matter was tabled until public hearing on Monday, May 18<sup>th</sup>, 2012, at 9:30 a.m.

2012 LEGISLATIVE SESSION: Legislative District #28 Senate candidate Jim Guthrie appeared before the Commissioners to discuss the 2012 Legislative Session and upcoming legislative issues pertinent to Power County. Following discussion, the Commissioners agreed that the legislation being proposed by the Idaho Association of Commerce & Industry (IACI) to exempt personal property from taxation is Power County's number one legislative concern.

POWER COUNTY SHERIFF – JAIL REMODEL: Power County Sheriff Jim Jeffries and architect Lee Dille d/b/a Design Place, PLLC, appeared before the Commissioners to report that the engineer's "feasibility" and "cost" evaluations have been prepared and that the final cost analysis does not vary from the original estimate. Mr. Dille then reported

that construction documents are being prepared and will be presented to the Sheriff and Board of Commissioners on Friday, May 18<sup>th</sup>, 2012.

POWER COUNTY SHERIFF – BUREAU OF RECLAMATION (ENHANCED PATROL AGREEMENT): Power County Sheriff Jim Jeffries appeared before the Commissioners to review the final, amended Service Contract between Power County and the Bureau of Reclamation for certain patrol services on BOR property within Power County. Following discussion, it was moved by Commissioner Anderson, seconded by Commissioner Funk, to approve and execute the Service Contract and Statement of Work, along with Power County Sheriff Jim Jeffries, as presented. Carried.

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

Current Expense	\$ 12,064.96
Ambulance District	4,464.52
District Court	2,093.14
Justice Fund	10,944.17
Misdemeanor Probation/Drug Court	1,258.00
Enhanced 911 Services	56.65
Elections	1,933.71
Indigent	11,173.50
Revaluation	1,816.90
Solid Waste	14,066.06
Weeds	435.97
Waterways	89.92
PILT	8,580.69

POWER COUNTY 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.

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 communicate with legal counsel for the public agency or 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 Funk – Aye  
Commissioner Anderson – Aye

Carried.

HARDSHIP EXEMPTION APPLICATION (I.C. #63-711): Following discussion with Power County Chief Deputy Assessor Mary Annen, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to deny the Hardship Exemption Application on Power County Parcel #RPA0992-00. Carried.

HARDSHIP EXEMPTION APPLICATION (I.C. #63-711): Power County Chief Deputy Assessor Mary Annen appeared before the Commissioners to present the Applicant's Hardship Exemption Applications on Parcel #RPB0116-01 and Parcel #MHZ0156-00. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve the Hardship Exemption Applications on Power County Parcel #RPB0116-01 and Parcel #MHZ0156-00 in the total amount of \$227.42. Carried.

There being no further business to come before the Board, the Power County Board of Equalization recessed until May 18<sup>th</sup>, 2012.

POWER COUNTY BUILDINGS & GROUNDS – GARBAGE ENCLOSURE: The Commissioners reviewed the "Requirements for Garbage Enclosures" recently established by the City of American Falls to ensure that the Sanitation Department is allowed unencumbered accessibility to refuse containers. Following discussion, the Commissioners agreed that the garbage enclosure requirements be incorporated in the Power County Jail remodel plans.

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 #2012-46-I: Moved by Commissioner Meadows, seconded by Commissioner Funk, to approve indigent medical application #2012-46-I. Carried.

INDIGENT CASE #2012-47-I: Moved by Commissioner Meadows, seconded by Commissioner Funk, to approve indigent medical application #2012-47-I as it relates to the scheduled CT scan and medical insurance coverage through Pre-existing Condition Insurance Plan (PCIP), but to deny the payment of any and all medical expenses incurred as a result of the services provided on March 21<sup>st</sup>, 2012, since the application was untimely filed as provided by I.C. #31-3505(1), and with the understanding that the indigent medical lien issued under I.C. #31-3504(4) will be recorded in Bingham County. Carried.

INDIGENT CASE #2012-45-I: Moved by Commissioner Meadows, seconded by Commissioner Funk, to deny indigent medical application #2012-45-I, since applicant has other resources sufficient to pay the medical expenses incurred as provided by I.C. #31-3502(25). Carried.

POWER COUNTY BUILDING & GROUNDS – ENERGY CONSERVATION PROGRAM (IDAHO POWER): Mike Stokes of Idaho Power appeared before the Commissioners to discuss Idaho Power's energy conservation program for business, industry, government and institutions and provided the Commissioners with information regarding the pre-approval application process. Also present was Power County Building & Maintenance supervisor Gary Thomson. Following discussion, Mr. Stokes and Mr. Thomson agreed to perform a "walk through" of the Power County Courthouse and adjacent properties to assess which projects, if any, should be submitted to Idaho Power.

POWER COUNTY AIRPORT – IDAHO COUNTIES RISK MANAGEMENT PROGRAM (ICRMP): Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Anderson, to approve and execute the General Aviation Airport Liability Application with the Idaho Counties Risk Management Program (ICRMP) for the period October 1<sup>st</sup>, 2012, through September 30<sup>th</sup>, 2013. Carried.

POWER COUNTY COMMUNITY EDUCATION PROGRAM – ADULT SPANISH GED CLASS: Power County Community Education Program Director Rudy Pena appeared before the Commissioners to report that the adult Spanish GED class has been moved from the Power County Courthouse Annex to the American Falls School District #381 Academy, which includes access to a computer lab; however, the cost to download the software to accommodate the Spanish GED class is prohibitive at this time. Mr. Pena then reported that he continues to encourage Idaho State University to incorporate Power County's Spanish GED class into its American Falls outreach program. Mr. Pena then reported that he had met with Mexican Consul Ricardo Pineda at a Bannock County Rotary meeting last week and had an opportunity to inquire whether additional resources for Power County's adult Spanish GED class are available through the Mexican Consulate in Idaho. Following discussion, Mr. Pena agreed to keep the Commissioners advised as other possible funding sources are identified.

POWER COUNTY COMMUNICATIONS – TABLE MOUNTAIN REPEATER SITE (SECURITY FENCE): The Commissioners reviewed the quote to install a security fence at the Table Mountain Repeater Site. Following discussion, the Commissioners agreed to delay construction of any security fence until a final determination has been made as to security needs and appropriate specifications.

POWER COUNTY TRANSFER STATION/LANDFILL – GROUNDWATER MONITORING (CASCADE EARTH SCIENCES): Commissioner Anderson reported that he had reviewed the report dated March 23<sup>rd</sup>, 2012, prepared by Cascade Earth Sciences summarizing the result of recent ground water monitoring conducted at the

Power County Landfill, which report summarizes that the landfill is not leaching metals into groundwater and quality remains adequate.

Adjourned.

  
VICKI MEADOWS, Chairman

  
CHRISTINE STEINLICHT, Clerk