

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, January 14th, 2013. Present were Commissioners Vicki Meadows, Chairman, Ron Funk and Delane Anderson. Also present was Power County Clerk Christine Steinlicht.

POWER COUNTY ELECTED OFFICIALS – OATH OF OFFICE: Power County Commissioner Vicki Meadows administered the Oath of Office to the following duly elected Power County officials:

Ron Funk – Commissioner District #1
Delane Anderson – Commissioner District #3
Jim Jeffries – Sheriff
Ryan C. Petersen – Prosecuting Attorney

The Board of Power County Commissioners reconvened at 9:05 a.m. Present were Commissioners Vicki Meadows, Ron Funk and Delane Anderson. Also present were Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney Ryan C. Petersen.

COMMISSIONER CHAIRMAN: Moved by Commissioner Funk, seconded by Commissioner Anderson, to reappoint Commissioner Vicki Meadows to serve as chairman of the Power County Board of Commission until January, 2015. Carried.

COMMISSIONER AGENDA (I.C. #67-2343): Following a review of I.C. #67-2343, and good cause appearing therefore, it was moved by Commissioner Meadows, seconded by Commissioner Anderson, to amend the January 14th, 2013, Commissioner Agenda to include the following items:

Power County Prosecuting Attorney
Prosecuting Attorney vs. Board of Commissioners
Power County Case #CV-2011-248 and Case #CV-2011-279

Power County Sheriff – Marine Patrol Program
Idaho Department of Parks & Recreation (Boat Grant)

Carried

POWER COUNTY AIRPORT – COURTESY CAR: The Commissioners discussed the need to make a “courtesy car” available for pilots to use while grounded at the Power County Airport. The Commissioners also discussed the recent e-mail notice from Idaho Counties Risk Management Program that any such vehicle would be fully covered for property damage and liability under Power County’s ICRMP policy. Commissioner Anderson then reported that Troy Brazelton d/b/a ABC Auto is willing to donate a

vehicle to Power County for this purpose. Following discussion, the Commissioners agreed to table further consideration of this matter until March 11th, 2013.

POWER COUNTY GUARDIANSHIP BOARD: Moved by Commissioner Funk, seconded by Commissioner Meadows, to reappoint Jon Beake, Sutton Reese, Elna Neu and Donna Thornton each to serve an additional term of two (2) years on the Power County Guardianship Board (January, 2015). Carried.

POWER COUNTY PLANNING & ZONING BOARD: Moved by Commissioner Funk, seconded by Commissioner Anderson, to reappoint Jim Fitzgerald to serve an additional term of three (3) years on the Power County Planning & Zoning Board (January, 2016). Carried.

POWER COUNTY FAIRBOARD: Moved by Commissioner Meadows, seconded by Commissioner Anderson, to reappoint Edith Kopp and Nancy Fitch each to serve an additional term of three (3) years on the Power County Fairboard (January, 2016). Carried.

POWER COUNTY AIRPORT BOARD: Moved by Commissioner Anderson, seconded by Commissioner Funk, to reappoint Klaren Koopin and Will Rowe each to serve an additional term of three (3) years on the Power County Airport Board (January, 2016). Carried.

POWER COUNTY HISTORICAL SOCIETY/MUSEUM BOARD: Moved by Commissioner Anderson, seconded by Commissioner Meadows, to reappoint Marjorie Glascock and Doris Garrison each to serve an additional term of three (3) years on the Power County Historical Society/Museum Board (January, 2016). Carried.

POWER COUNTY HISTORIC PRESRVATION BOARD: Moved by Commissioner Anderson, seconded by Commissioner Meadows to reappoint Doris Garrison to serve an additional term of three (3) years on the Power County Historic Preservation Board (January, 2016). Carried.

POCATELLO REGIONAL TRANSIT – SENIOR CITIZENS BUS (RURAL TRANSPORTATION LETTERS OF SUPPORT): Moved by Commissioner Anderson, seconded by Commissioner Meadows, to approve and execute letters pledging continued support for Senior Citizen public transit services provided by Pocatello Regional Transit in the amount of \$3,200 for fiscal year 2013 and \$3,200 for fiscal year 2014, provided that funds are available. Carried.

POWER COUNTY PROSECUTING ATTORNEY – PROSECUTING ATTORNEY VS. BOARD OF COMMISSIONERS (POWER COUNTY CASE #CV-2011-248 AND CASE #CV-2011-279): Power County Prosecuting Attorney Ryan Petersen appeared before the Commissioners to report that, in his capacity as the newly elected Prosecuting Attorney in and for Power County, he has entered into a stipulation with Meyers Law Office to request that the Court dismiss the Motion for Contempt and vacate the hearing

scheduled hearing set for January 16th, 2013, in Power County Case #CV-2011-248 and Case #CV-2011-279.

POWER COUNTY PROSECUTING ATTORNEY – DEPUTY PROSECUTING ATTORNEY: Power County Prosecuting Attorney Ryan Petersen appeared before the Commissioners to request that, in order to more effectively manage work load and expand services, the Board of Power Commissioners authorize him to fill the position of Deputy Prosecuting Attorney. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to authorize Power County Prosecuting Attorney Ryan Petersen to fill the position of Deputy Prosecuting Attorney within current budget constraints, said position to be funded via the Prosecutor’s Secretarial Salary budget (08-03-406-00). Carried.

POWER COUNTY PROSECUTING ATTORNEY – FISCAL YEAR 2013 BUDGET (POWER COUNTY RESOLUTION #2013-05): Power County Prosecuting Attorney Ryan Petersen appeared before the Commissioners to officially and formally announce his refusal to accept the full salary allocated for his position by the Board of Power County Commissioners in the Fiscal Year 2013 budget, and requested that the current budget be opened to transfer his excess salary, as well as a portion of the Prosecutor’s Secretarial Salary, to properly fund the position of Deputy Prosecutor. Power County Clerk Chris Steinlicht then presented the Commissioners and Prosecutor Petersen with proposed Power County Resolution #2013-05, which is a resolution to open Power County’s Fiscal Year 2013 budget to accomplish the Prosecutor’s request and to adjust expenditure lines as follows:

Salaries – Officer (08-03-401-00)	\$37,313	(\$20,903 decrease)
Salaries – Deputy Prosecutor (08-03-402-00)	\$45,000	(\$45,000 increase)
Salaries – Secretarial (08-03-406-00)	\$ 8,580	(\$23,258 decrease)
Salaries – Part-time (08-03-406-01)	\$ 661	(\$839 decrease)
TOTAL	\$91,554	

TOTAL INCREASES (\$45,000) = TOTAL DECREASES (\$45,000)

Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to publish Notice of Public Hearing and proposed Power County Resolution #2013-05 in the January 16th and 23rd, 2013, editions of the Power County Press, with public hearing scheduled for Monday, January 28th, 2013, at 9:00 a.m. Carried.

BUREAU OF LAND MANAGEMENT – GATEWAY WEST UTILITY TRANSMISSION CORRIDOR (COOPERATING AGENCIES): Following discussion with Power County Planning & Zoning Board Chairman Jim Fitzgerald and attorney of record for the cooperating agencies of Power and Cassia Counties, Douglas J. Balfour, it was moved by Commissioner Anderson, seconded by Commissioner Meadows, to

approve and execute the following letters to the Bureau of Land Management regarding the Gateway West Transmission Line Project:

- Re: WECC Separation
- Re: Administrative Final EIS

Carried.

POWER COUNTY TRANSFER STATION & LANDFILL – ENVIROUSA (SOLID WASTE DISPOSAL CONTRACT): Following discussion with Power County Transfer Station & Landfill Supervisor Craig Heward and Jay Markle of EnviroUSA, it was moved by Commissioner Funk, seconded by Commissioner Anderson, to authorize EnviroUSA to dump any and all recycling bins on an “as needed” basis, at the additional rate of \$110 per haul. Carried.

POWER COUNTY SHERIFF – BUREAU OF LAND MANAGEMENT (CONTRACT AMENDMENT): Following discussion with Power County Sheriff Jim Jeffries, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute the Modification of Contract #L11PX00970 between Power County and the Bureau of Land Management for patrol services on BLM property within Power County. Carried.

POWER COUNTY SHERIFF – ENHANCED 911 AGREEMENT: Following discussion with Power County Sheriff Jim Jeffries, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute the Services Agreement between Motorola Solutions and Power County in the amount of \$17,829.36, for technician services at the County’s Enhanced 911 Dispatch Center for the period November 1st, 2012, through October 31st, 2013. Carried.

POWER COUNTY SHERIFF – COPIER LEASE (YOST BUSINESS SYSTEMS): Following discussion with Power County Sheriff Jim Jeffries, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute the 60-month Lease Agreement between Power County and Yost Business Systems for a Kyocera 3050CI color copier at the Power County Sheriff’s office. Carried.

POWER COUNTY SHERIFF – INMATE HOUSING (SHARE PROGRAM): Power County Sheriff Jim Jeffries appeared before the Commissioners to report that pursuant to Court Order, Power County will be required to pay inmate housing fees for Power County prisoners participating in the SHARE Program through the Bannock County Sheriff’s office. Following discussion, the Commissioners agreed to pay the SHARE Program billings from the Sheriff’s current adult detention budget, and will address budget deficiencies if and when necessary.

POWER COUNTY SHERIFF – INMATE TELEPHONE (TELMATE CONTRACT): Power County Sheriff Jim Jeffries appeared before the Commissioners to present a copy of the proposed “Inmate Telecommunication Location Agreement” between Power

County and Telmate, LLC. Following discussion, the Commissioners and Sheriff Jeffries agreed to refer this matter to Power County Prosecuting Attorney Ryan Petersen for his consideration, and further discussion of this matter was tabled until January 28th, 2013.

POWER COUNTY SHERIFF – COURTHOUSE SECURITY (SOUND SYSTEM):
Following discussion with Power County Sheriff Jeffries, it was moved by Commissioner Meadows, seconded by Commissioner Anderson, to authorize Power County Clerk Chris Steinlicht to utilize reserve contingency salary for Power County Sheriff deputies to perform “after hours” over-time work to maintain the Power County Courthouse sound system. Carried.

POWER COUNTY SHERIFF – POWER COUNTY PERSONNEL MANUAL (SECTION VIII(C)(2)(B): Power County Sheriff Jim Jeffries appeared before the Commissioners to review Section VIII(C)(2)(b) of the Power County Personnel Manual regarding sick leave benefits, and specifically the benefit provided to employees in the event of an illness to immediate family members. Following discussion, the Commissioners agreed to table further discussion of this matter until January 28th, 2013.

POWER COUNTY SHERIFF – IDAHO DEPARTMENT OF TRANSPORTATION (MEMORANDUM OF UNDERSTANDING – EMPHASIS PATROL GRANT):
Following discussion with Power County Sheriff Jim Jeffries, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute the Memorandum of Understanding between the Power County Sheriff and the Idaho Department of Transportation to provide assistance for traffic enforcement mobilizations during specified safety periods, at special events or within corridor enforcement areas. Carried.

POWER COUNTY BUILDING & GROUNDS – SNOW REMOVAL CONTRACT (SHERIFF’S OFFICE): Following discussion with Power County Sheriff Jim Jeffries, the Commissioners agreed that Power County’s current contract with ABC Snow Removal includes all parking areas adjacent to the Power County Sheriff’s office.

POWER COUNTY COMMISSIONERS – NOTICE OF MEETINGS (I.C. #67-2343(1):
Following a review of I.C. #67-2343(1), it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve the Notice of Commissioner Meetings for 2013 prepared by Power County Clerk Christine Steinlicht, and to post said Notice in a prominent place at the Power County Courthouse and on the Power County Website. Carried.

POWER COUNTY CLERK – FISCAL YEAR 2012 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 2012 Annual Report. The Commissioners agreed that they would need additional time to review the report and this matter was tabled until January 28th, 2013.

POWER COUNTY CLERK – FISCAL YEAR 2012 AUDIT (PARKS & RECREATION FUNDS): Following discussion with Power County Clerk Christine Steinlicht, it was moved by Commissioner Meadows, seconded by Commissioner Anderson, to approve and execute the Request for Retention of County Vessel Funds from Power County Fiscal Year 2012 in the amount of \$200.78 for the specific purpose of making necessary repairs to the American Falls Reservoir’s West area boat ramp during Fiscal Year 2013. Carried. Clerk Steinlicht will submit the request to the Idaho Department of Parks & Recreation.

2013 CONSOLIDATED ELECTIONS – DESIGNATION OF POLLING PLACES (I.C. #34-302): Following discussion with Power County Clerk Christine Steinlicht, and a review of I.C. #34-302, it was moved by Commissioner Funk, seconded by Commissioner Meadows, to designate the following Power County Precinct Polling Places for the 2013 Consolidated Elections:

- Power County Precinct #1 – Power County EMS Building
560 N. Oregon Trail, American Falls
- Power County Precinct #2 – American Falls Public Library
308 Roosevelt, American Falls
- Power County Precinct #3 – Power County Courthouse Annex
500 Pocatello Avenue, American Falls
- Power County Precinct #4 – Rockland City Hall
135 S. Main Street, Rockland
- Power County Precinct #5 – Arbon School
4405 Arbon Valley Highway, Arbon
- Power County Precinct #6 – Pocatello Municipal Airport
Airport Terminal, Pocatello
- Power County Precinct #7 – Power County Courthouse
(Absentee) 543 Bannock Avenue, American Falls

Carried.

COMMISSIONER MINUTES: Moved by Commissioner Funk, seconded by Commissioner Anderson, to approve the Commissioner Minutes for December 3rd, 11th and 17th, 2012, as presented. Carried.

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

IDAHO ASSOCIATION OF COUNTIES – WEBINARS: Power County Clerk Christine Steinlicht reported that the next Idaho Association of Counties webinar, entitled “Courthouse Relationships” is on the 23rd of January, 2013, at 10:00 a.m. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Anderson, to sign up for the remaining seminars. Carried.

POWER COUNTY SHERIFF – IDAHO DEPARTMENT OF PARKS & RECREATION (BOAT GRANT): Power County Marine Patrol Deputy Robert Williams appeared before the Commissioners by speaker telephone to report that Power County may qualify for funding under an Idaho Department of Parks & Recreation grant to purchase a new jet boat. Deputy Williams further reported that matching funds for the grant would be limited to the trade-in value of Power County's 2007 ThunderJet Maxim. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute a letter of support to accompany the grant application. Carried.

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

Current Expense	\$ 63,243.35
Ambulance District	5,295.39
Abatement District	16,060.00
District Court	2,605.02
Justice Fund	69,099.12
Enhanced 911 Services	2,375.34
Elections	3,185.57
Indigent Services	7,818.92
Solid Waste	20,619.02
Weeds	689.45
Waterways	61.78
PILT	11,798.59

POWER COUNTY PLANNING & ZONING – RURAL RESIDENTIAL DISTRICT (POWER COUNTY ORDINANCE #2013-01): Power County Planning & Zoning Administrator Robert Steinlicht appeared before the Commissioners to present the Power County Planning & Zoning Board's proposed Power County Ordinance #2013-01, which is an ordinance creating a Rural Residential 3 District. Following discussion, the Commissioners agreed to refer this matter to Power County Prosecuting Attorney Ryan Petersen and further consideration of this matter was tabled until January 28th, 2013, at 9:30 o'clock a.m.

POWER COUNTY BUILDINGS & GROUNDS – SOUTHEAST IDAHO PUBLIC HEALTH DISTRICT: Southeast Idaho Public Health District Board Member Ken Estep and Executive Director Maggie Mann accompanied the Board of Commissioners on a "walk through" of the Power County facility, located in the basement of the Doctors Clinic, to discuss possible upgrades and renovations. Following discussion, the Commissioners suggested that the Health District Board prepare a plan, including a cost estimate, for remodel/repairs and further consideration of this matter was tabled until April 8th, 2013.

POWER COUNTY COMMUNITY EDUCATION PROGRAM – ADULT SPANISH GED CLASS: Power County Community Education Program Director Rudy Pena appeared before the Commissioners to discuss the future goals and objectives for the

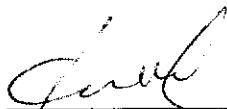
Power County Adult Spanish GED program. At the outset, Mr. Pena reported that he has secured "pro-bono" legal assistance through the Idaho Bar Association to establish a private, non-profit corporation to administer Power County's Community Education Trust for continued and long-term operation of the adult Spanish GED program, with a focus on the following objectives:

- Coordinating with area businesses and potential employers for placement of graduates
- Emphasizing "English as a second Language" curriculum
- Incorporating cultural and artistic activities for families of students
- Providing child care services, including extracurricular and physical education activities

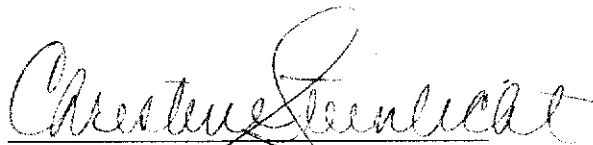
Following further discussion with Mr. Pena, the Commissioners agreed that the primary instructor or a substitute instructor as the case may be, should be paid \$250 for each weekly session rather than the flat \$1,000 per month fee paid only to the primary instructor.

COMMISSIONER APPOINTMENTS: The Commissioners then agreed on which County Departments and boards each would oversee or act as liaison with during calendar years 2013 and 2014.

Adjourned.



VICKI MEADOWS, Chairman



CHRISTINE STEINLICHT, Clerk