

**POWER COUNTY COMMISSIONER MINUTES**

The Board of Power County Commissioners met in regular session on Monday, January 28<sup>th</sup>, 2013. Present were Commissioners Vicki Meadows, Chairman, Ron Funk and Delane Anderson. Also present were Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney Ryan C. Petersen.

**POWER COUNTY PROSECUTING ATTORNEY – FISCAL YEAR 2013 BUDGET (POWER COUNTY RESOLUTION #2013-05):** Commissioner Meadows announced that it was the date and time scheduled for consideration of proposed Power County Resolution #2013-05, which is a resolution to open the fiscal year 2013 budget to reallocate the Power County Prosecuting Attorney’s salary items. At the outset, Power County Prosecuting Attorney Ryan Petersen presented the Commissioners with written confirmation of his refusal to accept \$13,667 in salary budgeted for the elected Prosecutor. There being no public objection, it was moved by Commissioner Anderson, seconded by Commissioner Funk, to approve and execute Power County Resolution #2013-05, and authorize the Power County Clerk to open the fiscal year 2013 budget to adjust the Prosecuting Attorney’s expenditure lines as follows:

Salaries – Officer (08-03-401-00)	\$ 37,313
Salaries – Deputy Prosecutor (08-03-402-00)	\$ 45,000
Salaries – Secretarial (08-03-406-00)	\$ 8,580
Salaries – Part-time (08-03-406-01)	<u>\$ 662</u>
<b>TOTAL:</b>	<b><u>\$ 91,554</u></b>

Carried.

**POWER COUNTY PLANNING & ZONING – POWER COUNTY ORDINANCE #2013-01 (RURAL RESIDENTIAL 3):** Power County Planning & Zoning Administrator Robert Steinlicht appeared before the Commissioners to present proposed Power County Ordinance #2013-01, to create a new zoning classification within Power County entitled “Rural Residential 3”. Following discussion with Power County Prosecuting Attorney Ryan Petersen, the Commissioners agreed to refer this matter to the Power County Planning & Zoning Board with a request that a formal public hearing be conducted prior to consideration by the Board of Power County Commissioners.

**POWER COUNTY PLANNING & ZONING – POWER COUNTY ORDINANCE #2013-02 (CONDITIONAL ZONING DEVELOPMENT AGREEMENT):** Power County Planning & Zoning Administrator Robert Steinlicht appeared before the Commissioners to present proposed Power County Ordinance #2013-02, relating to the executing of Conditional Zoning Development Agreements. Following discussion with Power County Prosecuting Attorney Ryan Petersen, the Commissioners agreed to refer this matter to the Power County Planning & Zoning Board with a request that a formal

public hearing be conducted prior to consideration by the Board of Power County Commissioners.

POWER COUNTY WEED BOARD: Moved by Commissioner Meadows, seconded by Commissioner Anderson, to reappoint Burt Fehringer, Bill Schatz, Richard Call and Danielle Gunn each to serve an additional term of two (2) years on the Power County Weed Board (January, 2015). Carried.

POWER COUNTY INDUSTRIAL DEVELOPMENT/URBAN RENEWAL BOARD: Moved by Commissioner Meadows, seconded by Commissioner Funk, to reappoint Dan Hammond to serve an additional term of three (3) years on the Power County Industrial Development/Urban Renewal Board (January, 2016). Carried.

AMERICAN FALLS CHAMBER OF COMMERCE – 2013 MEMBERSHIP RENEWAL: Moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute the 2013 Application for Membership Renewal with the American Falls Chamber of Commerce. Carried.

IDAHO DEPARTMENT OF TRANSPORTATION – MEMORANDUM OF UNDERSTANDING: Power County Assessor Douglas Glascock and Sheriff Jim Jeffries appeared before the Commissioners to review the proposed Memorandum of Understanding between the Idaho Department of Transportation and Power County regarding joint responsibilities and operational requirements for the issuance of driver's licenses, permits, identification cards, vehicle registration and titles at the County Sheriff and Assessor offices. Following discussion, the Commissioners, Assessor and Sheriff agreed to take this matter under advisement until after the Idaho Association of Counties' Mid-Winter Conference scheduled for February 4<sup>th</sup> – 8<sup>th</sup>, 2013, to allow the Sheriff and Assessor Associations to address several areas of concern; accordingly, further discussion of this matter was tabled until February 11<sup>th</sup>, 2013.

POWER COUNTY SHERIFF – INMATE TELEPHONE (TELMATE CONTRACT): Power County Sheriff Jim Jeffries appeared before the Commissioners to review the inmate telephone contract between Power County and Telmate for the operation of inmate electronic communications equipment and systems at the Power County Jail. Following discussion with Power County Prosecuting Attorney Ryan Petersen, the Commissioners agreed to table further consideration of this matter until February 11<sup>th</sup>, 2013.

POWER COUNTY SHERIFF – JAIL REMODEL (ARCHITECT REPORT): Power County Sheriff Jim Jeffries appeared before the Commissioners with Architect Lee Dille d/b/a Design Place, PLLC, to present the Architect's monthly report on the Power County law enforcement building renovation project. Following discussion, the Commissioners suggested that Sheriff Jeffries, Mr. Dille and Prosecuting Attorney Ryan Petersen meet directly with Contractor Gary Ferguson d/b/a BGM Builders to determine a definitive date for the jail hardware to be delivered, and further discussion of this matter was tabled until February 11<sup>th</sup>, 2013, at 11:00 a.m.

POWER COUNTY SHERIFF – JAIL REMODEL (UNITED FIRE GROUP – SURETY BONDS): Following discussion with Power County Sheriff Jim Jeffries and Architect Lee Dille d/b/a Design Place, PLLC, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute the “General Form Status Inquiry” submitted by United Fire Group, Bond #54191058, regarding the Power County law enforcement renovation project. Carried.

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

ENTRADA, INC. – AMBULANCE DISTRICT BILLINGS (ACCOUNTS RECEIVABLE REPORT): Following a review of the accounts receivable report provided by Entrada, Inc., for the ambulance billing period ending December 31<sup>st</sup>, 2012, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve the report as presented, including any adjustments or refunds. Carried.

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

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

Current Expense	\$ 9,367.59
Ambulance District	2,564.53
District Court	1,414.87
Justice Fund	9,337.02
Misdemeanor Probation/Drug Court	386.43
Enhanced 911 Services	17,970.44
Elections	120.28
Indigent	3,762.87
Junior College	500.00
Solid Waste	447.92
Weeds	91.00
Waterways	36.67
PILT	41,063.88

BOARD OF EQUALIZATION (I.C. #63-801): The Board of Power County Commissioners then met as a Board of Equalization pursuant to I.C. #63-801.

POWER COUNTY ASSESSOR – MISSED PROPERTY ROLL (I.C. #63-533(2)): There being no requests or applications for equalization as provided by I.C. #63-533(2), it was moved by Commissioner Anderson, seconded by Commissioner Funk, to approve the Power County Assessor’s Missed Property Roll as presented. Carried.

FINAL OCCUPANCY ROLL (I.C. #63-317, #63-501(2)): There being no requests or applications for equalization as provided by I.C. #63-317, #63-501(2), it was moved by Commissioner Anderson, seconded by Commissioner Funk, to approve the Power County Assessor's Final Occupancy Roll as presented. Carried.

REQUEST FOR CANCELLATION OF TAXES (I.C. #63-1302): Power County Assessor Douglas Glascock appeared before the Commissioners with applicant to request that his 2012 taxes be adjusted and/or cancelled due to erroneous assessment on Power County Parcel #RPC0243-00. Following discussion, the Commissioners agreed that applicant should address 2013 valuation issues directly with Assessor Glascock or before the Power County Board of Equalization at the appropriate time in June, 2013.

There being no further business to come before the Board, the Power County Board of Equalization recessed until Monday, February 25<sup>th</sup>, 2013.

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 pursuant to Chapter 3, Title 9, Idaho Code, specifically indigent medical applications. Upon a call for the question, the following roll call vote was taken at 2:30 p.m.:

Commissioner Meadows – Aye  
Commissioner Funk – Aye  
Commissioner Anderson – Aye

Carried. Moved by Commissioner Meadows, seconded by Commissioner Funk, to adjourn from Executive Session at 3:00 p.m. to take final action and make final decisions. 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 #2013-04-I: Moved by Commissioner Meadows, seconded by Commissioner Anderson, to deny indigent medical application #2013-04-I, since applicant has other resources sufficient to pay the medical expenses incurred as provided by I.C. #31-3502(25). Carried.

INDIGENT CASE #2012-151-I: Moved by Commissioner Meadows, seconded by Commissioner Anderson, to deny indigent medical application #2012-151-I, since

applicant has other resources sufficient to pay the medical expenses incurred as provided by I.C. #31-3502(25). Carried.

INDIGENT CASE #2012-113-I: Moved by Commissioner Meadows, seconded by Commissioner Anderson, to continue PCIP medical insurance coverage for an additional six (6) month period under indigent medical application #2012-113-I. Carried.

EXECUTIVE SESSION (I.C. #67-2345)(1)(b): Moved by Commissioner Meadows, seconded by Commissioner Funk, to move into executive session pursuant to I.C. #67-2345(1)(b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee or staff member. Upon a call for the question, the following roll call vote was taken at 2:45 p.m.:

Commissioner Meadows – Aye  
Commissioner Funk – Aye  
Commissioner Anderson – Aye

Carried. The Commissioner reconvened at 3:05 p.m., at which time it was moved by Commissioner Meadows, seconded by Commissioner Funk, to adjourn from executive session with the understanding that no decisions, determinations, actions, votes or final dispositions need be recorded as a result of this executive session. Upon a call for the question, the following roll call vote was taken:

Commissioner Meadows – Aye  
Commissioner Funk – Aye  
Commissioner Anderson – Aye

Carried.

POWER COUNTY CLERK/AUDITOR – ANNUAL FINANCIAL REPORT (I.C. #31-2307): Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and accept the Power County Clerk's Annual Financial Report as presented to the Board of Commissioners on January 14<sup>th</sup>, 2013. Carried.

POWER COUNTY CLERK – QUARTERLY FINANCIAL REPORT (I.C. #31-1611): Power County Clerk Christine Steinlicht appeared before the Commissioners pursuant to I.C. #31-1611, to present her Quarterly Financial Report for the period ending December 31<sup>st</sup>, 2012. Moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and accept the Power County Clerk's Quarterly Financial Report as presented. Carried.

POWER COUNTY CLERK/TREASURER – JOINT QUARTERLY REPORT (I.C. #31-2306): Power County Clerk Christine Steinlicht and Chief Deputy Treasurer Teri Kendall appeared before the Commissioners pursuant to I.C. #31-2306, to present their Joint Quarterly Report for the period ending December 31<sup>st</sup>, 2012. Moved by

Commissioner Meadows, seconded by Commissioner Funk, to approve and accept the Power County Clerk/Treasurer's Joint Quarterly Report as presented. Carried.

POWER COUNTY TREASURER – MONTHLY REPORT (I.C. #31-2113): Power County Chief Deputy Treasurer Teri Kendall appeared before the Commissioners pursuant to I.C. #31-2113, to present her Statement of Treasurer's Cash for the month ending December 31<sup>st</sup>, 2012. Moved by Commissioner Meadows, seconded by Commissioner Anderson, to approve and accept the Power County Treasurer's Report as presented. Carried.

POWER COUNTY TREASURER – ORDER FOR CANCELLATION OF TAXES: Following discussion with Power County Chief Deputy Treasurer Teri Kendall, it was moved by Commissioner Anderson, seconded by Commissioner Funk, to approve the Order for Cancellation of Taxes in the amount of \$524.41 as presented. Carried.

POWER COUNTY TREASURER – PUBLIC ADMINISTRATOR (SALE OF VEHICLE): Power County Chief Deputy Treasurer Teri Kendall appeared before the Commissioners to report that, in the Treasurer's capacity as Public Administrator as provided by I.C. #31-2102(2), the following vehicle has been sold for \$250:

1983 Ford Ranger – VIN #1FTBR10A3DUB31340

Following discussion with Power County Prosecuting Attorney Ryan Petersen, the Commissioner agreed to table further discussion of this matter until February 11<sup>th</sup>, 2013.

WOMEN AND VICTIM ADVOCACY PROGRAM: American Falls Mayor Marc Beitia and former Power County Women's Advocate Ann Wheeler appeared before the Commissioners to discuss re-establishing a women and victim advocacy program in Power County. Mayor Beitia reported that the program is in need of office space and a stable, secure emergency shelter, and questioned whether Power County would be willing to partner with the City of American Falls in its effort to obtain grant funding via the Idaho Council on Domestic Violence. Following discussion, Power County Prosecuting Attorney Ryan Petersen suggested the he coordinate with the City of American Falls and Mrs. Wheeler to develop a long-term solution to address Power County's urgent need for a domestic violence and victim assistance program; accordingly, further consideration of this matter was tabled until February 11<sup>th</sup>, 2013.

CITY OF AMERICAN FALLS – AMERICAN FALLS RESERVOIR (MINIMUM FLOW STANDARDS): American Falls Mayor Marc Beitia appeared before the Commissioners to report that he and the City Council have been meeting directly with the Idaho Department of Fish & Game and the Idaho Department of Environmental Quality to reach a consensus for the sharing of water reserves by upstream Snake River Reservoirs in order to maintain a level in the American Falls Reservoir sufficient to sustain high water quality standards, as well as fishing habitat and opportunities in Power County on a year round basis. Mayor Beitia requested that Power County consider participating in the "American Falls Action Plan Coalition", a broad-based group that

shares a common interest in protecting and perpetuating the world-class trout fisheries in the American Falls Reservoir and the Snake River below the dam. Following discussion, the Commissioners agreed to table further consideration of this matter until February 11<sup>th</sup>, 2013.

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


Vicki Meadows, Commissioner Chair  
Ron Funk, Commissioner  
Delane Anderson, Commissioner  
Christine Steinlicht, Clerk  
Douglas Glascock, Assessor  
Jim Jeffries, Sheriff  
Ryan Petersen, Prosecuting Attorney  
Mark Rose, Coroner

IDAHO ASSOCIATION OF COUNTIES – DISTRICT V ELECTED OFFICIALS MEETING: Commissioner Meadows reported to the Idaho Association of Counties has scheduled its District V meeting on Thursday, January 31<sup>st</sup>, 2013, at 11:00 a.m. at the Bannock County Courthouse and encouraged all Power County elected officials to attend and participate in the discussion regarding potential personal property tax legislation.

IDAHO ASSOCIATION OF COUNTIES – 2013 MID-WINTER CONFERENCE: The Power County Elected Officials then discussed the tentative agenda for the Idaho Association of Counties Mid-Winter Conference scheduled for February 4<sup>th</sup> through 8<sup>th</sup>, 2013, in Boise. Following discussion, the Power County elected officials agreed that Power County will be opposing the Idaho Association of Commerce & Industry's proposed legislation to fully eliminate the taxation of personal and operating property in Idaho, beyond the \$100,000 exemption.

POWER COUNTY SHERIFF – POWER COUNTY PERSONNEL MANUAL (SECTION VIII(C)(2)(B)): Power County Sheriff Jim Jeffries appeared before the Power County Elected Officials 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 and elected officials agreed to review the current policy and further consideration of this matter was tabled until February 11<sup>th</sup>, 2013.

Adjourned.

  
VICKI MEADOWS, Chairman

  
CHRISTINE STEINLICHT, Clerk