

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, March 25th, 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 Petersen.

POWER COUNTY BUILDINGS & GROUNDS – CARPET CLEANER: Power County Building & Grounds Supervisor Gary Thomson appeared before the Commissioners to report that he has obtained a quote from Nevco in the amount of \$2,995 to purchase a new carpet cleaner. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve the quote to purchase a carpet cleaner, to be paid from Current Expense Buildings & Grounds Capital. Carried.

POWER COUNTY BUILDINGS & GROUNDS – 569 BANNOCK AVENUE (ADULT MISDEMEANOR PROBATION): Power County Buildings & Grounds Supervisor Gary Thomson appeared before the Commissioners to review the quote submitted by Duffer Construction in the amount of \$2,250 to construct a short barrier wall with a swing door to limit public access to the clerical/reception area and private offices at the County's building located at 569 Bannock Avenue. Following discussion, it was moved by Commissioner Funk, seconded by Commissioner Meadows, to approve the quote as presented, to be paid from the PILT Property Improvements, with the understanding that \$1,400 will be immediately advanced for the cost of materials. Carried.

POWER COUNTY BUILDINGS & GROUNDS – POWER COUNTY JUVENILE PROBATION DEPARTMENT (SECURITY ISSUES): Power County Building & Grounds Supervisor Gary Thomson appeared before the Commissioners to discuss security concerns in the Power County Juvenile Probation Department. Following discussion, Mr. Thomson agreed to obtain quotes to construct a barrier or security wall to limit public access to the clerical/reception area and private offices at the Power County Juvenile Probation Department; accordingly, further consideration of this matter was tabled until April 8th, 2013.

POWER COUNTY SNOWMOBILE BOARD: Moved by Commissioner Anderson, seconded by Commissioner Funk, to reappoint Brian Payne to serve an additional term of three (3) years on the Power County Snowmobile Board (January, 2016). Carried.

IDAHO DEPARTMENT OF JUVENILE CORRECTIONS – ANNUAL JUVENILE JUSTICE REPORT: Lennart Nivegard of the Idaho Department of Juvenile Corrections appeared before the Commissioners to present his Annual Juvenile Justice Report for Power County.

POWER COUNTY LANDFILL – IDAHO DEPARTMENT OF ENVIRONMENTAL QUALITY (FINANCIAL ASSURANCE): The Commissioners reviewed the letter to the

Idaho Department of Environmental Quality regarding financial self-insurance against landfill post-closure prepared by Power County Clerk Christine Steinlicht pursuant to I.C. #39-7417. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute the written notice of financial self-insurance to the State of Idaho Department of Environmental Quality as presented. Carried.

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

HEALTH WEST, INC. – LETTER OF SUPPORT: Following discussion it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute a letter supporting Health West's application for "New Access Point" funding, which will provide a new clinic in Chubbuck to provide low income dental services in a three county area. Upon a call for the question, the following roll call vote was taken:

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

Commissioner Anderson expressed his concern that a Chubbuck Clinic may reallocate resources from Power County's Health West clinic.

DEATON & COMPANY – FISCAL YEAR 2012 AUDIT REPORT (I.C. #31-1701): Power County Auditor Christine Steinlicht appeared before the Board of Commissioners with independent auditors Charles Clark and Brandi Young of Deaton & Company, Chartered, to present the audited financial statements and other financial information for Power County's fiscal year ending September 30th, 2012. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Anderson, to approve the Audited Financial Statements and other financial information for Power County's 2012 fiscal year as presented. 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 published in the April 3rd, 2013, edition of the Power County Press.

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 10:40 a.m.:

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

Carried. The Commissioner reconvened at 11:05 a.m., at which time it was moved by Commissioner Funk, seconded by Commissioner Meadows, 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 SHERIFF – JAIL REMODEL (ARCHITECT REPORT – WORK CHANGE ORDER): 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, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to approve and execute the following Change Order prepared by Architect Lee Dille d/b/a Design Place, PLLC:

- Change Order #004 in the amount of \$12,091

Carried.

POWER COUNTY SHERIFF – COMMUNICATIONS (TABLE MOUNTAIN & KIMPORT REPEATER UPGRADES): Power County Sheriff Jim Jeffries appeared before the Commissioners to review the proposed System Upgrade Agreement and quote from Motorola Solutions to upgrade the current operating systems at Table Mountain and Kimport repeater sites. At the outset, Sheriff Jeffries reported that he will be meeting with the Power County Communications Advisory Committee to discuss the proposed upgrades; accordingly, further consideration of this matter was tabled until April 22nd, 2013.

IDAHO DEPARTMENT OF PARKS & RECREATION – MARINE PATROL GRANT (POWER COUNTY SHERIFF): Following discussion, it was moved by Commissioner Funk, seconded by Commissioner Meadows, to authorize Power County Clerk Chris Steinlicht to adjust the Power County Sheriff's fiscal year 2013 grant expenditure lines in the Justice and Waterways Funds to correspond with the Idaho Department of Parks & Recreation's boat grant allocation. Carried.

EXECUTIVE SESSION (I.C. #67-2345)(1)(b): Moved by Commissioner Anderson, 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, Commissioner Meadows announced a "conflict of interest" and excused

herself from the executive session and the following roll call vote was taken at 11:55 a.m.:

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

Carried. The Commissioner reconvened at 1:00 p.m. in the presence of Commissioner Meadows, at which time it was moved by Commissioner Anderson, seconded by Commissioner Funk, to adjourn from executive session to take final action and make final decisions. Upon a call for the question, the following roll call vote was taken:

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

Carried.

POWER COUNTY COMMISSIONERS – PERSONNEL INVESTIGATION:

Following executive session, it was moved by Commissioner Funk, seconded by Commissioner Anderson, to instruct Power County Prosecuting Attorney Ryan Petersen, to prepare and submit a written investigation report on the alleged employee misconduct, which report is due on or before Monday, April 15th, 2013, at 9:00 a.m. Carried. Commissioner Meadows abstained due to conflict of interest.

POWER COUNTY BOARD OF EQUALIZATION (I.C. #63-501): The Board of Power County Commissioners then met as the Board of Equalization pursuant to I.C. #63-501. There being no business to come before the Board, the Power County Board of Equalization recessed until April 22nd, 2013.

FALLS IRRIGATION DISTRICT – DECLARATION OF PUBLIC ENTITIES

LANDHOLDINGS (DAVID ZIMMERMAN LEASE): Moved by Commissioner Funk, seconded by Commissioner Anderson, to approve and execute the Declaration of Public Entity's Landholdings received from Falls Irrigation District to certify and report Power County's farm property operated by Lessee David Zimmerman. 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 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 1:30 p.m.:

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

Carried. Moved by Commissioner Meadows, seconded by Commissioner Anderson, to adjourn from Executive Session at 1:45 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 #2013-021-I: Moved by Commissioner Meadows, seconded by Commissioner Funk, to deny indigent medical application #2013-021-I since applicant has other resources sufficient to pay the medical expenses incurred as provided by I.C. #31-3502(25), since applicant is not a resident of Power County as provided by I.C. #31-3502(24), since Power County is not the obligated County as provided by I.C. #31-3506(2), since the application was process as incomplete as provided by I.C. #31-3505A, and since Medicaid Eligibility Determination could not be made as provided by I.C. #31-3505E(3). 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 (MEDICARE CONTRACTING INFORMATION): Power County Ambulance District Director Di Jones appeared before the Commissioners to report that Power County's Medicare Contract, which lapsed on December 28th, 2011, has now been approved and Entrada has submitted the outstanding Medicare claims for payment. Following discussion, the Commissioners instructed Ms. Jones to submit a copy of the approval letter and a detailed list of the Medicaid claims that have been submitted for payment.

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 February 28th, 2013, 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.

POWER COUNTY DISASTER SERVICES – 2012 STATE 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:

- Memorandum of Understanding between State of Idaho Bureau of Homeland Security and Power County regarding State use of 2012 State Homeland Security Grant Program Funding on behalf of Power County.
- Idaho Bureau of Homeland Security Sub-Grant Award Document #EMW-2012-SS-00136, which includes special conditions and standard assurances.
- Certifications regarding lobbying, debarment, suspension and other responsibility matters.

Carried.

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

Current Expense	\$ 5,552.30
Ambulance District	663.17
District Court	648.62
Justice Fund	886.65
Misdemeanor Probation/Drug Court	745.00
Enhanced 911 Services	28.85
Elections	41.68
Indigent	4,395.04
Junior College	8,650.00
Solid Waste	10,360.58
Weeds	8.94
Waterways	95.79
PILT	95,179.10

FISCAL YEAR 2014 – BUDGET REQUEST HEARINGS: Following a review of the calendar, the Commissioner agreed to schedule fiscal year 2014 budget request hearings for June 3rd, 4th, 5th, 6th and 7th, 2013.

FISCAL YEAR 2014 BUDGET – PUBLIC HEARING (I.C. #63-802(A)): Pursuant to I.C. #63-802(A), it was moved by Commissioner Meadows, seconded by Commissioner Funk, to schedule Power County’s fiscal year 2014 public budget hearing for Monday, August 26th, 2013, at 5:30 o’clock p.m., in the Commissioners’ meeting room at the Power County Courthouse. Carried.

FISCAL YEAR 2014 BUDGET – CLERK’S TIMELINE: Power County Clerk Chris Steinlicht presented the Commissioners with the Clerk’s timeline to finalize Power County’s fiscal year 2014 budget.

POWER COUNTY CENTENNIAL – COINS: Moved by Commissioner Anderson, seconded by Commissioner Meadows, to give centennial coins to all full-time and permanent part-time County employees, with the understanding the Power County will


reimburse the Power County Historical Society Trust for actual cost plus sales tax. Carried.

POWER COUNTY TREASURER – TAX REFUND (PACIFICORP): Power County Treasurer Deanna Curry appeared before the Commissioners to review the Judgment issued by the Fourth District Court, wherein the Idaho State Tax Commissioners was directed to reallocate the 2008 valuation among the affected counties and issue refunds, credits and interest to PacifiCorp. Following discussion, the Commissioners, Treasurer Curry and Power County Clerk Chris Steinlicht agreed that the refund amount owned by each district within Power County should be calculated and collected by the Power County Treasurer and remitted directly to PacifiCorp. Clerk Steinlicht then reported that the affected districts will be allowed to levy property taxes sufficient to compensate for the refund.

FALLS IRRIGATION DISTRICT – AMERICAN FALLS RESERVOIR (MINIMUM FLOW STANDARDS): Terrell Sorenson of Falls Irrigation District appeared before the Commissioners to discuss the American Falls Action Plan Coalition's ("Coalition") efforts 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 and fishery protection. Also present was American Falls Mayor Marc Beitia. At the outset, Mr. Sorenson enumerated his concerns regarding the ability to reach a consensus between the Coalition and irrigators. Following discussion, the Commissioners suggested that Mayor Beitia meet directly with the American Falls-Aberdeen Ground Water Users Association and Falls Irrigation District to determine whether a consensus is feasible.

POWER COUNTY JAIL – QUARTERLY JAIL INSPECTION (I.C. #20-622): The Commissioners then conducted their quarterly inspection of the Power County Jail and related facilities as required by I.C. #20-622.

Adjourned.



VICKI MEADOWS, Chairman



CHRISTINE STEINLICHT, Clerk