

## POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Tuesday, November 12<sup>th</sup>, 2013. Present were Commissioners Ron Funk, Chairman, Delane Anderson and Norman Wright. Also present were Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney Ryan Petersen.

POWER COUNTY ELECTED OFFICIALS – OATH OF OFFICE: Power County Clerk Christine Steinlicht administered the Oath of Office to H. Norman Wright, who was appointed by Governor C.L. “Butch” Otter to the position of Power County Commissioner, District 2, on the 22<sup>nd</sup> day of October, 2013.

COMMISSIONER AGENDA (I.C. #67-2343): Following a review of I.C. #67-2343, and good cause appearing therefore, it was moved by Commissioner Funk, seconded by Commissioner Anderson, to amend the November 12<sup>th</sup>, 2013, Commissioner Agenda to include the following items:

- Power County Guardianship Board
  - Vacancy/Appointment
- Power County Victim’s Advocate Program
  - Letter of Support (Concert Fundraiser)
- Idaho Association of Counties
  - Catastrophic Health Care Cost Program – Board Nominations

Carried.

POWER COUNTY BOARD OF CANVASSERS (I.C. #34-1205) – CONSOLIDATED ELECTION: The Board of Commissioners then met as the Power County Board of Canvassers pursuant to I.C. #34-1205. Following discussion, it was moved by Commissioner Anderson, seconded by Commissioner Wright, to approve the Election Abstract for the November 5<sup>th</sup>, 2013, consolidated election prepared and presented by Power County Clerk Christine Steinlicht. Carried. *(See attached)*.

COMMISSIONER MINTUES: Moved by Commissioner Wright, seconded by Commissioner Anderson, to approve the Power County Commissioner Minutes for September 30<sup>th</sup>, October 7<sup>th</sup> and October 21<sup>st</sup>, 2013, as presented. Carried.

POWER COUNTY CONFLICT PUBLIC DEFENDER – CONTRACT ADDENDUM: Following discussion, it was moved by Commissioner Wright, seconded by Commissioner Funk, to approve and execute the Addendum for Conflict Public Defender Services between Power County and Eliassen Law Office for the period October 1<sup>st</sup>, 2013, through September 30<sup>th</sup>, 2015, prepared by Power County Prosecuting Attorney Ryan Petersen. Carried.

COMMISSIONER APPOINTMENTS: Following discussion, it was moved by Commissioner Funk, seconded by Commissioner Wright, to adjust the Commissioner appointments to County Boards and/or Departments that each will oversee or act as liaison with during calendar year 2013 and 2014 as follows:

- Weeds/Cloud Seeding from Commissioner Wright to Funk
- Resource, Conservation & Development from Commissioner Funk to Wright
- Eastern Idaho State Fair from Commissioner Funk to Wright
- Southeast Idaho Council of Governments from Commissioner Anderson to Funk
- Veterans Services from Commissioner Wright to Anderson

Carried. Following further discussion, it was moved by Commissioner Anderson, seconded by Commissioner Wright, to transfer the following County Departments and/or boards from single Commissioner to entire board oversight during calendar years 2013 and 2014:

Planning & Zoning/Building Department  
 Power County Juvenile Probation  
 Power County Transfer Station/Landfill

Carried.

POWER COUNTY GUARDIANSHIP BOARD: Commissioner Funk reported that Becky Smith has resigned her position on the Power County Guardianship Board effective immediately, creating a vacancy on said Board. Following discussion, it was moved by Commissioner Funk, seconded by Commissioner Anderson, to appoint Daisy Hernandez to fill the vacant position on the Power County Guardianship Board (January, 2014). Carried.

EXECUTIVE SESSION (I.C. #67-2345)(1)(b): Moved by Commissioner Anderson, seconded by Commissioner Wright, 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 Commissioners agreed that Clerk Steinlicht should be excused from the executive session and the following roll call vote was taken at 9:45 o'clock a.m.:

Commissioner Funk – Aye  
 Commissioner Anderson – Aye  
 Commissioner Wright – Aye

Carried. The Commissioners reconvened in the presence of Clerk Steinlicht at 10:45 o'clock a.m., at which time it was moved by Commissioner Anderson, seconded by Commissioner Wright, 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 Funk – Aye  
 Commissioner Anderson – Aye  
 Commissioner Wright – Aye

Carried.

CITY OF AMERICAN FALLS – COOPERATIVE AGREEMENT RE: LAW ENFORCEMENT SERVICES: Power County Sheriff Jim Jeffries and Prosecuting Attorney

Ryan Petersen appeared before the Commissioners to review the Cooperative Agreement for law enforcement services between Power County and the City of American Falls. At the outset, Commissioner Wright reported that the American Falls City Council is not prepared at this time to execute any Agreement for cooperative law enforcement services beyond fiscal year 2014. Following discussion with Sheriff Jeffries and Prosecutor Petersen, it was moved by Commissioner Anderson, seconded by Commissioner Funk, to approve and execute an amended Cooperative Agreement between Power County and the City of American Falls Re: Law Enforcement Services for the period October 1<sup>st</sup>, 2013, through September 30<sup>th</sup>, 2014. Carried.

COMMUNICATIONS – KINPORT REPEATER SITE (SYRINGA WIRELESS): Power County Sheriff Jim Jeffries appeared before the Commissioners to report that he has been in negotiations with the Bannock County Sheriff's office to partner in a communications agreement with Syringa Wireless to utilize a microwave to the Master site located in Meridian, Idaho, at an annual rate significantly less than the State of Idaho's annual microwave fee. Following discussion, the Commissioners agreed to table further consideration of this matter until November 25<sup>th</sup>, 2013.

POWER COUNTY RADIO COMMUNICATIONS COMMITTEE – BOARD APPOINTMENT: Commissioner Funk reported that the resignation of Power County Commissioner Vicki Meadows and the subsequent appointment of former American Falls Council Member Norm Wright to that position has created two vacancies on the Power County Radio Advisory Committee. Following discussion, it was moved by Commissioner Funk, seconded by Commissioner Anderson, to appoint Norm Wright as the Power County Commissioners' representative to the Power County Radio Communications Advisory Committee (Jan. 2016). Carried.

POWER COUNTY URBAN RENEWAL AGENCY (URA) – TAX INCREMENT FINANCE DISTRICTS: Dan Hammond, Chairman of the Power County Urban Renewal Agency Board (URA), appeared before the Commissioners to request that the URA be increased from seven (7) to nine (9) members, which would allow for broader representation. Also present were the following individuals:

Bob Cox – Power County Urban Renewal Agency Board Member  
Vicki Meadows – Power County Urban Renewal Agency Board Member  
Kent Rudeen – Power County Urban Renewal Agency Board Member  
Bob Steinlicht – Power County Planning & Zoning/Building Administrator  
Kristen Jensen – Great Rift Business Development Director

At the outset, Commissioner Anderson reported that he has been contacted by several individuals who have expressed an interest in serving on the Power County URA. Following discussion, the Commissioners agreed that the URA should include the following entities and/or communities of interest:

- Power County
- Power County Industrial Development Corporation
- Power County Highway District

- City of American Falls
- American Falls Chamber of Commerce
- Two individual from the agricultural community
- One individual involved in the heavy industrial community
- One at-large member

Mr. Hammond then reported that the URA may be proposing that the Board of Commissioners define and identify by legal description two "urban renewal areas", one for the Magnida project (approximately 550 acres) and the other for the King's project (approximately 15-20 acres). Ms. Jensen then reported that Ed Bala of the Idaho department of Transportation has been contacted to possibly prepare a road construction plan for the King's project, which will include a cost estimate or analysis, following which boundaries could be defined. Following discussion, the Commissioners agreed that there may be significant costs associated with the two proposed projects, some of which should be fronted by the developers. Following discussion, the Commissioners agreed to table further consideration of this matter until November 25<sup>th</sup>, 2013.

POWER COUNTY VICTIMS ADVOCATE PROGRAM – LETTER OF SUPPORT (CONCERT FUNDRAISER): Power County Victims Advocate Program director Ann Wheeler appeared before the Commissioners to request that the Board of Power County Commissioners execute a letter supporting the advocates' efforts to furnish a local shelter for the ever increasing number of domestic violence and sexual assault victims in the Power County area. Mrs. Wheeler further reported that the Advocates intend to sponsor a concert/fundraiser at the American Falls High School Auditorium on February 15<sup>th</sup>, 2014. Following discussion, it was moved by Commissioner Funk, seconded by Commissioner Wright, to approve and execute the letter supporting the Power County Victims Advocates fundraising efforts as presented. Upon a call for the question, the following roll call vote was taken:

Commissioner Funk – Aye  
 Commissioner Anderson – Nay  
 Commissioner Wright – Aye

Carried.

POWER COUNTY AIRPORT – DAVE AND NORA SNOW (NON-COMMERICAL AIRPORT LEASE): Following discussion, it was moved by Commissioner Funk, seconded by Commissioner Wright, to approve and execute the Non-Commercial Airport Lease between Power County and Dave and Nora Savage, husband and wife, for the period October 1<sup>st</sup>, 2013, through December 31<sup>st</sup>, 2017, as presented. Carried.

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

IDAHO DEPARTMENT OF JUVENILE CORRECTIONS – JUVENILE JUSTICE (ANNUAL FINANCIAL REPORT): Following discussion, it was moved by Commissioner Funk, seconded by Commissioner Anderson, to approve the Idaho Department of Juvenile Corrections Annual

Financial Report for the period October 1<sup>st</sup>, 2012, through September 30<sup>th</sup>, 2013, prepared by Power County Clerk Christine Steinlicht. Carried.

POWER COUNTY SHERIFF – ENHANCED 911 (ANNUAL REVIEW): Following discussion, it was moved by Commissioner Funk, seconded by Commissioner Wright, to reauthorize the \$1.25 per line per month fee on cellular and telephone lines in Power County to fund the enhanced 911 emergency system. Carried.

US DEPARTMENT OF ENERGY – HOOPER SPRINGS TRANSMISSION PROJECT: The Commissioners reviewed the letter dated October 22<sup>nd</sup>, 2013, from the US Department of Energy regarding the Hooper Springs Transmission Project in Southeast Idaho and Northwestern Wyoming.

US DEPARTMENT OF AGRICULTURE (FOREST SERVICE) – MINIDOKA RANGER DISTRICT (TRAVEL PLAN): The Commissioners reviewed the letter dated October 22<sup>nd</sup>, 2013, from Scott C. Nannenga, Minidoka District Ranger, regarding the Minidoka Ranger District Travel Plan.

BUREAU OF LAND MANAGEMENT – CRATERS OF THE MOON (MEMORANDUM OF UNDERSTANDING AS COOPERATING AGENCIES): Following discussion, it was moved by Commissioner Anderson, seconded by Commissioner Wright, to approve and execute the Memorandum of Understanding between United States Department of the Interior, Bureau of Land Management and the Power County Board of Commissioners as Cooperating Agencies in the Craters of the Moon National Monument Plan Amended Environmental Impact Statement (EIS) process. Carried. The original will be returned to Power County Special Counsel Douglas J. Balfour.

POWER COUNTY EMPLOYEE BENEFIT PLAN – GEM PLAN (NOMINATION FORMS – AT LARGE-DISTRICT V): The Commissioners reviewed the Gem Plan Board of Trustees nomination forms for District V and At-Large positions. Following discussion, the Commissioners declined to submit nominations for either position at this time.

IDAHO ASSOCIATION OF COUNTIES – CATASTROPHIC HEALTH CARE PROGRAM (BOARD NOMINATION): The Commissioners reviewed the Catastrophic Health Care Cost Program forms for the election of Directors from IAC District V. Following discussion, the Commissioners declined to submit nominations for the position at this time.

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

Current Expense	\$ 35,852.84
Ambulance District	4,909.63
Abatement District	16,060.00
District Court	5,146.53
Justice Fund	25,684.58
Enhanced 911 Services	12,095.22

Elections	2,864.53
Indigent Services	2,677.29
Revaluation	398.74
Solid Waste	3,606.71
Weeds	676.75
Waterways	267.43
PILT	49,335.70

Moved by Commissioner Funk, seconded by Commissioner Wright, to approve the subsequent claims approval report as presented. Carried. Commissioner Anderson abstained.

Tort \$ 1,000.00

POWER COUNTY BUILDINGS & GROUNDS – DOCTOR’S CLINIC REMODEL (SOUTHEASTERN IDAHO PUBLIC HEALTH DISTRICT) – BID OPENING: Commissioner Funk announced that it was the date and time scheduled to open the sealed bids submitted to renovate the basement of the Power County Doctor’s Clinic to accommodate the Southeastern Idaho Public Health District. Following the opening of all bids by Architect Lee Dille d/b/a Design Place, PLLC, it was moved by Commissioner Wright, seconded by Commissioner Anderson, to accept the low bid submitted by BGM Builders in the amount of \$209,191, upon the condition that all documents submitted comply with requirements of Idaho law. Also present was Gary Ferguson d/b/a BGM Builders, who indicated that he will begin construction on December 1<sup>st</sup>, 2013.

POWER COUNTY SHERIFF – JAIL REMODEL (ARCHITECT REPORT): Power County Jail remodel Architect Lee Dille d/b/a Design Place, PLLC, appeared before the Commissioners to present his monthly report on the Power County law enforcement building renovation project. Also present was Power County Sheriff Jim Jeffries. Following discussion, it was moved by Commissioner Anderson, seconded by Commissioner Wright to remove the floor in the Power County Jail recreation area and install a sloped floor with a proper drainage system, and to install a threshold under the current exterior door. Carried. Following further discussion, the Commissioners instructed Mr. Dille to follow up with the appropriate vendors to get the following deficiencies corrected immediately:

- Electric sliding doors
- Heat/air vent in detention office
- Walk in freezer

POWER COUNTY BUILDING & GROUNDS – SHERIFF’S OFFICE (SPRINKLER QUOTES): Following discussion, it was moved by Commissioner Anderson, seconded by Commissioner Funk, to approve the quote submitted by Grounds Keepers Equipment and Machine in the amount of \$3,800 to install a sprinkler system at the Power County Sheriff’s Office, with the understanding that \$1,900 will be immediately advanced for the cost of materials. Carried.

EXECUTIVE SESSION (I.C. #67-2345): Moved by Commissioner Funk, seconded by Commissioner Wright, 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 3:00 o'clock p.m.:

Commissioner Funk – Aye  
Commissioner Anderson – Aye  
Commissioner Wright – Aye

Carried. Moved by Commissioner Anderson, seconded by Commissioner Funk, to adjourn from Executive Session at 3:20 o'clock p.m. to take final action and make final decisions. Upon a call for the question, the following roll call vote was taken:

Commissioner Funk – Aye  
Commissioner Anderson – Aye  
Commissioner Wright – Aye

Carried.

INDIGENT CASE #2013-106-I: Moved by Commissioner Funk, seconded by Commissioner Anderson, to deny indigent medical application #2013-106-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 defined by I.C. #31-3502(24), since the services provided were not “emergent” in nature as provided by I.C. #67-7902(1) and since the applicant failed to provide proof that applicant is lawfully present in the United States prior to the receipt of public benefits as provided by Legislative Findings and I.C. #69-7901(1). Carried.

INDIGENT CASE #2013-112-I: Moved by Commissioner Funk, seconded by Commissioner Anderson, to deny indigent medical application #2013-112-I since applicant has other resources sufficient to pay the medical expenses incurred as provided by I.C. #31-3502(25). Carried.

POWER COUNTY DISASTER SERVICES – 2012 EMPG GRANT (CLOSEOUT): Following discussion with Power County Disaster Services Director Di Jones, it was moved by Commissioner Wright, seconded by Commissioner Anderson, to approve and execute the 2012 EMPG Grant Closeout as presented. Carried.

POWER COUNTY DISASTER SERVICES – PAPS MOUNTAIN REPEATER SITE (INVENTORY): Power County Disaster Services Director Di Jones appeared before the Commissioners to submit her inventory report for the Paps Mountain Repeater Site. Following discussion, Clerk Steinlicht agreed to forward a copy to the Idaho Counties Risk Management Program to ensure that the equipment is adequately insured.

POWER COUNTY ELECTED OFFICIALS/DEPARTMENT HEADS MEETING: Present for the Power County Elected Officials/Department Heads meeting were the following individuals:

Ron Funk – Commissioner Chair

Delane Anderson – Commissioner  
Norman Wright – Commissioner  
Chris Steinlicht – Clerk  
Doug Glascock – Assessor  
Deanna Curry – Treasurer  
Jim Jeffries – Sheriff  
Ryan Petersen – Prosecuting Attorney  
Robert Steinlicht – Building Department  
Connie Shepherd – Juvenile Probation Department  
Di Jones – Ambulance/Disaster Services Director  
Curtis Munk – Weed Department Supervisor  
Craig Heward – Transfer Station/Landfill Supervisor

IDAHO ASSOCIATION OF COUNTIES – DISTRICT V MEETING: Commissioner Funk reported to the Power County Elected Officials that the Idaho Association of Counties District V meeting is scheduled for Thursday, November 21<sup>st</sup>, 2013, at 1:30 o'clock p.m. in the Commissioners meeting room at the Bannock County Courthouse, Pocatello, Idaho.

IDAHO ASSOCIATION OF COUNTIES – WEBINAR: Commissioner Funk reported to the Power County Elected Officials and Department Heads that the Idaho Association of Counties Webinar for November entitled “personnel management” is scheduled for Wednesday, November 13<sup>th</sup>, 2013, at 3:00 o'clock p.m. in the Commissioners meeting room at the Power County Courthouse.

POWER COUNTY INFORMATION SYSTEMS POLICY: Commissioner Funk reported to the Power County Elected Officials and Department Heads that Prosecutor Ryan Peterson will be providing written notice to all Power County employees regarding the “Power County Information Systems Policy”, with notification that compliance with said policy is a term and condition of employment, and that failure to abide by said policy is grounds for discipline, up to and including termination.

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

Adjourned.

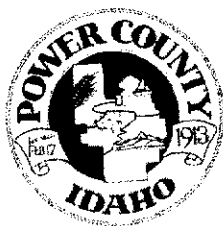


RON FUNK, Chairman

  
CHRISTINE STEINLICHT, Clerk



POWER COUNTY  
STATE OF IDAHO



Ron Funk, Chairman  
Delane Anderson  
Norman Wright

543 Bannock Avenue  
American Falls, Idaho 83211  
Phone: (208) 226-7610  
Fax: (208) 226-7612

STATE OF IDAHO            )  
  : SS  
County of Power            )

We, the Commissioners of the County and State aforesaid, acting as a Board of Canvassers of Election, do hereby state that the attached is a full and complete abstract of all votes cast within this County for the candidates and/or questions as they appeared at the election held on Tuesday the 5th day of November, 2013, for the municipal districts as shown by the records now on file in the Power County Clerk's Office.

RON FUNK, Chairman

DELANE ANDERSON, Commissioner

NORMAN WRIGHT, Commissioner

ATTEST:

CHRISTINE STEINLICHT, Clerk

E-31, Approved Secretary of State, January 2011

POWER COUNTY  
STATE OF IDAHO



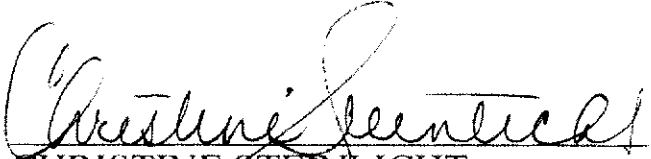
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Phone: (208) 226-7611  
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CHRISTINE STEINLICHT  
CLERK OF THE DISTRICT COURT  
EX-OFFICIO AUDITOR AND RECORDER  
[csteinlicht@co.power.id.us](mailto:csteinlicht@co.power.id.us)

STATE OF IDAHO            )  
  : SS  
County of Power            )

I, CHRISTINE STEINLICHT, County Clerk of said County and State, do hereby certify that the attached is a full, true and complete copy of the abstract of votes for the candidates therein named and/or the questions as they appeared on the election ballot on Tuesday the 5th day of November, 2013, for the municipal districts as shown by the record of the Board of Canvassers filed in my office this 12th day of November, 2013.



  
CHRISTINE STEINLICHT  
Power County Clerk

E-30, Approved Secretary of State, January 2011

**POWER COUNTY RESULTS  
NOVEMBER 5TH, 2013, ELECTION**

Precinct	CITY OF AMERICAN FALLS					
	CITY COUNCIL (VOTE FOR THREE)					
	M. Dan Hammond	Gilbert P. Hofmeister	Kurtis Ray Workman	Susan Love	Maria Rangel	Write-In
Precinct #1	89	60	59	71	57	
Precinct #2	111	83	86	75	60	
Precinct #3	104	70	84	71	68	
Precinct #7	22	22	13	14	17	
<b>CO. TOTAL</b>	<b>326</b>	<b>235</b>	<b>242</b>	<b>231</b>	<b>202</b>	<b>0</b>

Precinct	CITY OF AMERICAN FALLS	
	MAYOR	
	MARC BEITIA	WRITE-IN
Precinct #1	105	
Precinct #2	134	
Precinct #3	133	
Precinct #7	25	
<b>CO. TOTAL</b>	<b>397</b>	<b>0</b>

**POWER COUNTY RESULTS  
NOVEMBER 5TH, 2013, ELECTION**

	CITY OF ROCKLAND (4 YEAR TERM) CITY COUNCIL (VOTE FOR TWO)			
Precinct	R. Michael Parrish	Jonathan Zundel	Write-In	Write-In
Precinct #4	42	42		
Precinct #7	2	2		
<b>CO. TOTAL</b>	<b>44</b>	<b>44</b>	<b>0</b>	<b>0</b>

	CITY OF ROCKLAND (2 YEAR TERM) CITY COUNCIL (VOTE FOR TWO)			
Precinct	Joseph L. Jones	Paul Rudy Schmidt	Write-In	Write-In
Precinct #4	42	44		
Precinct #7	2	2		
<b>CO. TOTAL</b>	<b>44</b>	<b>46</b>	<b>0</b>	<b>0</b>

**POWER COUNTY RESULTS  
NOVEMBER 5TH, 2013, CONSOLIDATED ELECTION**

VOTING STATISTICS					
Precinct	Total Number of Registered Voters at Cutoff	Number Election Day Registrants	Total Number of Registered Voters	Number of Ballots Cast	% of Registered Voters That Voted
<b>CITY OF AMERICAN FALLS</b>					
Precinct #1	392	3	395	128	32.4%
Precinct #2	547	3	550	152	27.6%
Precinct #3	642	4	646	153	23.7%
Precinct #7	0		0	37	
<b>CO. TOTAL</b>	<b>1,581</b>	<b>10</b>	<b>1,591</b>	<b>470</b>	<b>29.5%</b>
Precinct	Total Number of Registered Voters at Cutoff	Number Election Day Registrants	Total Number of Registered Voters	Number of Ballots Cast	% of Registered Voters That Voted
<b>CITY OF ROCKLAND</b>					
Precinct #4	163	1	164	45	27.4%
Precinct #7	0	0	0	2	
<b>CO. TOTAL</b>	<b>163</b>	<b>1</b>	<b>164</b>	<b>47</b>	<b>28.7%</b>