

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, September 24th, 2007. Present were Commissioners Vicki Meadows, Chairman, Ken Estep and Ron Funk. Also present was Power County Clerk Christine Steinlicht.

POWER COUNTY JUVENILE PROBATION – JUVENILE DETENTION: Power County Probation Office Supervisor Connie Shepherd and Juvenile Probation Officer Chuck Miser appeared before the Commissioners to report that the Juvenile Detention Facility Agreements currently in place between Power County and the District Six Juvenile Detention Facility in Pocatello and Mini-Cassia Detention Center in Rupert are insufficient to accommodate the increasing juvenile detention needs of Power County. Following a review of I.C. #20-517(2), the Commissioners agreed to enter into negotiations with other Counties for the purpose of securing additional juvenile detention options. The Commissioners further agreed to investigate the options available for possible “in home detention” via ankle monitoring devices with GPS and communication capabilities. This matter was tabled until October 10th, 2007.

POWER COUNTY JUVENILE PROBATION – STATEWIDE JUVENILE PROBATION STANDARDS: Power County Juvenile Probation Office Supervisor Connie Shepherd appeared before the Commissioners to report that the Idaho Supreme Court will be adopting Statewide Juvenile Probation Standards to monitor juvenile probation offices throughout the State, which will include onsite inspections. Ms. Shepherd further reported that the Idaho Supreme Court will be requiring Juvenile Probation Officers to obtain certification to administer “Global Appraisal of Individual Needs-Quick” (GAIN-Q) assessments, which will be used to identify various life problems in adolescents for making referral and placement decisions. Ms. Shepherd agreed to keep the Commissioners informed as these standards and assessments are being implemented in Power County.

POWER COUNTY JUVENILE PROBATION – IDAHO JUVENILE OFFENDERS SYSTEM (IJOS): Power County Juvenile Probation Officer Supervisor Connie Shepherd appeared before the Commissioners to report that the Statewide Idaho Juvenile Offenders System (IJOS) will be fully installed in Power County before the end of the month; after which she and Juvenile Probation Officer Chuck Miser can begin entering Power County’s juvenile probation data into the Statewide program.

POWER COUNTY JUVENILE PROBATION – PARENT/YOUTH PROGRAMS: Power County Juvenile Probation Office Supervisor Connie Shepherd appeared before the Commissioners to report that a Spanish session of the Parent Project is scheduled to begin in January, 2008. Following discussion, the Commissioners agreed that two additional Parent Project facilitators will need to be trained and requested that Ms. Shepherd arrange for two Power County individuals to attend the next available training

session in January, 2008. Ms. Shepherd reported that she and Juvenile Probation officer Chuck Miser are currently facilitating "Our Girls" and "Just Guys" sessions at the William Thomas Middle School on a daily basis.

DISASTER SERVICES – HOMELAND SECURITY GRANTS: Power County Disaster Services Director Di Jones appeared before the Commissioners to review the Interoperable Emergency Communication Plan for Power County dated August 3rd, 2007, which was prepared at the request of the Idaho Department of Homeland Security by Whisper Mountain. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to approve and execute the Power County Interoperable Emergency Communication Plan as presented. Carried. The Commissioners then reviewed the quote submitted by White Cloud Communications to participate as a vendor in the Interoperable Connectivity Project on Kimport Peak; however, the Commissioners agreed that Clark Radio has already been awarded the bid on the Kimport 700 MHz project. Ms. Jones then reported that Kimport site preparation has been complete, equipment purchases have been made, and installation will begin this week and will be completed within the next couple of months, after which the Power County Sheriff's dispatch console will be immediately upgraded. Ms. Jones then reported that the balance of Homeland Security Grant funds not expended on the Kimport Peak project will be carried over and available to Power County for other communication enhancement projects. The Commissioners then reviewed the Idaho State Bureau of Homeland Security's award document for the 2007 Pre-Disaster Mitigation (PDM) Planning Grant that must be used to develop a FEMA approved "All Hazards Mitigation Plan" for Power County; and following discussion, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to approve and execute the Idaho State Bureau of Homeland Security Planning Grant Agreement #EMS-2007-PC-0004 in the amount of \$48,000. Carried.

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

AMBULANCE RUNS: Power County Ambulance District Director Di Jones appeared before the Commissioners to report that approximately 420 ambulance runs have been made by the Power County Ambulance District since January 1st, 2007.

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

Commissioner Meadows – Aye
Commissioner Estep – Aye
Commissioner Funk Aye

Carried.

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

POWER COUNTY PLANNING & ZONING – REZONE ORDINANCE #2007-03: Commissioner Meadows announced that it was the date and time scheduled to conduct the third and final reading of proposed Power County Ordinance #2007-03, which is an ordinance amending the Official Zoning Map of Power County to reflect that a parcel of land located in Section 10, Township 7 South, Range 31 E.B.M., be rezoned with a classification of rural residential. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Funk, to approve and adopt Power County Ordinance #2007-03. Upon a call for the question, the following roll call vote was taken:

Commissioner Meadows – Aye
Commissioner Estep – Aye
Commissioner Funk – Aye

Carried. Clerk Steinlicht will cause Power County Ordinance #2007-03 to be properly published in the Power County Press.

UNITED WAY OF IDAHO: Paul Malek and Margaret Ganyo of the United Way of Idaho appeared before the Commissioners to request that Power County employees be allowed to participate as United Way contributors via payroll deduction. Following discussion, the Commissioners agreed that this matter should be tabled until the next meeting of the Power County Elected Officials on November 12th, 2007, at 10:00 a.m.

POWER COUNTY SHERIFF/BUREAU OF LAND MANAGEMENT (BLM) – COMMUNITY ASSISTANCE GRANT: Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Funk, to approve and execute the Amendment of Request for Application/Modification of Assistance Agreement #DLA030414 between Power County Sheriff's Office and the Bureau of Land Management (BLM) to provide funding in the amount of \$10,000 for fire prevention and education programs within Power County. Carried.

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

POWER COUNTY TREASURER – MONTHLY REPORT (I.C. #31-2113): Power County Treasurer Bobbie Mauch appeared before the Commissioners pursuant to I.C. #31-2113 to present the Statement of Treasurer's Cash for the month ending August 31st, 2007.

POWER COUNTY TREASURER – DELINQUENT PERSONAL PROPERTY TAXES (AMERICAN AIR – WARRANT OF DISTRAINT): Power County Treasurer Bobbie Mauch appeared before the Commissioners to discuss the Warrant of Distraint reissued for the collection of personal property taxes owed by American Air on Parcel #RPD0872-15A. Also present was Power County Sheriff Jim Jeffries and Civil Deputy Gaylene Cardona. Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to instruct Power County Treasurer Bobbie Mauch to immediately prepare for Commissioner approval an itemized list of the personal property to be seized and sold, along with the standard letter of instruction to the Power County Sheriff. Carried. This matter was tabled until October 10th, 2007.

EXECUTIVE SESSION (I.C. #67-2345): Moved by Commissioner Funk, seconded by Commissioner Meadows, to move into executive session pursuant to I.C. #67-2345 to consider records that are exempt from disclosure as provided in Chapter 3, Title 9, Idaho Code. Upon a call for the question, the following roll call vote was taken:

Commissioner Meadows – Aye
Commissioner Estep – Aye
Commissioner Funk – Aye

Carried.

INDIGENT CASE #2007-06-I: Upon a request for reconsideration, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to approve indigent medical application #2007-06-I. Carried.

POWER COUNTY WEED DEPARTMENT – FEDERAL COURT SUBPOENA: Power County Weed Department Supervisor Curtis Munk appeared before the Commissioners to discuss the federal subpoena received by Power County in the civil case of Timm Adams, et al. vs. United States of America, which subpoena was issued by the U.S. District Court for the District of Idaho to permit the inspection and copying of all documents relating to Power County's use or application of certain herbicides or pesticides from 1998 through 2004. Mr. Munk reported that the requested information will be supplied to the U.S. District Court on or before the October 3rd, 2007, deadline.

POWER COUNTY WEED DEPARTMENT – BUREAU OF LAND MANAGEMENT (BLM) GRANT: Power County Weed Department Supervisor Curtis Munk appeared before the Commissioners to discuss the Bureau of Land Management (BLM) Assistance Grant for noxious weed control on BLM property within Power County. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to approve and execute the Cooperative Assistance Grant Agreement #ID910-1020-JD-WEED-411C between Power County and the Bureau of Land Management in the amount of \$15,000 for noxious weed control on public lands. Carried.

CITY OF ROCKLAND – ROCKLAND DUMPSTER SITE: Rockland Mayor Dan Ralphs appeared before the Commissioners to discuss Power County' Rockland

Dumpster Site, which is situated on property owned by the City of Rockland. Mayor Ralphs requested that Direct Communications be allowed ingress and egress through the Rockland Dumpster site to construct and maintain a cellular telephone tower, which will be placed on a slope just above the Rockland Dumpster Site. Also present was Power County Transfer Station and Landfill Supervisor Craig Heward. Following discussion, the Commissioners agreed to allow Direct Communications unrestricted access through the Rockland Dumpster Site for construction and maintenance of the cellular telephone tower. Mr. Heward agreed to make a key available to Direct Communications for after hour access.

POWER COUNTY TRANSFER STATION/LANDFILL - DEMOLITION PIT: The Commissioners contacted Stan Harmon d/b/a M.S.C. Industrial Services, Inc., to discuss the Demolition Pit Agreement, which Mr. Harmon indicated has been signed and will be returned to the Power County Clerk within the next several days. Mr. Harmon further reported that construction of the landfill demolition pit will begin this weekend.

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

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| General Fund | \$ 31,598.13 |
| Ambulance | 5,296.30 |
| District Court | 9,282.92 |
| Justice Fund | 28,052.39 |
| Indigent | 10,986.18 |
| Revaluation | 3,512.39 |
| Solid Waste | 44,105.31 |
| Weeds | 12,379.40 |
| Waterways | 2,079.53 |
| PILT | 10,436.49 |

DROUGHT DISASTER DECLARATION: Norman Wright of the Power County Farm Service Agency, appeared before the Commissioners to discuss the drought conditions within Power County, which have been sufficient in nature to qualify for Federal drought disaster relief. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to Petition the Honorable Governor C.L. "Butch" Otter to request that the U.S. Secretary of Agriculture declare Power County, Idaho, to be a drought disaster area and eligible for any assistance relating thereto. Carried.

CITY OF AMERICAN FALLS - JOINT QUARTERLY MEETING: The Commissioners and City Council then conducted their joint quarterly meeting. Present from the City of American Falls were the following:

Norman Wright - City Council President
 Dan Hammond - City Council Member
 Kristen Jensen - City Council Member
 Robin Herndon - City Clerk

CITY OF AMERICAN FALLS – COOPERATIVE AGREEMENT RE: LAW ENFORCEMENT SERVICES: Power County Sheriff Jim Jeffries appeared at the Joint meeting to discuss the Cooperative Agreement between Power County and the City of American Falls for Law Enforcement Services, which expires on September 30th, 2008. Following discussion, Sheriff Jeffries agreed to meet with Police Chief Brandon Wilkinson to review and discuss any changes or amendments that will need to be made to the Agreement.

CITY OF AMERICAN FALLS – WEATHER SENSOR (WILLOW BAY MARINA): The Commissioners and City Council then reviewed the letters from Pocatello attorney Charles Johnson dated June 21st and September 17th, 2007, regarding the placement of a weather sensor at the Willow Bay Marina. Following discussion, the Commissioners agreed that the City of American Falls is the governmental entity with authority over the placement of any and all structures at the Willow Bay Marina.

POWER COUNTY HISTORICAL SOCIETY – MUSEUM COMMITTEE (JOINT RESOLUTION): The Commissioners and City Council discussed the Power County Historical Society Board's request for Power County and the City of American Falls to execute a joint resolution establishing a five (5) member Power County Historical Society/Museum Board. Following discussion, the Commissioners and City Council agreed to refer this matter to Power County Prosecuting Attorney Paul Laggis and City Attorney Randy Kline to prepare the appropriate resolution.

IDAHO DEPARTMENT OF TRANSPORTATION – I-86, EXIT 40 INTERCHANGE: Following discussion, the Commissioners and City Council agreed that they would like meet again with Ed Bala of the Idaho Department of Transportation to discuss the options for the I-86, Exit 40, interchange upgrade. The Commissioners agreed to schedule the follow up meeting for Friday, October 12th, 2007, at 10:00 a.m. and this matter was tabled until that time.

Adjourned.



VICKI MEADOWS, Chairman



CHRISTINE STEINLICHT, Clerk