

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, March 9th, 2009. Present were Commissioners Vicki Meadows, Ken Estep and Ron Funk. Also present was Power County Clerk Christine Steinlicht.

POWER COUNTY DRUG COURT – POLYGRAPH CERTIFICATION: Power County Magistrate Judge Paul Laggis appeared before the Commissioners to discuss his previous request for Power County to share in the cost of equipment and training for American Falls Police Department Officer Dave Chavez to receive polygraph certification, which request was granted by the American Falls City Council and the Board of Power County Commissioners at their joint meeting held April 2nd, 2008. Judge Laggis reported that the polygraph certification course was full and, therefore, Mr. Chavez was not able to register or attend as planned. Following discussion, the Commissioner and Judge Laggis agreed that the Power County funds set aside to assist with the cost of equipment and training should be released for other uses.

MINUTES: Moved by Commissioner Estep, seconded by Commissioner Funk, to approve the Power County Commissioner Minutes for February 9th and 23rd, 2009, as presented. Carried.

POWER COUNTY FAIRBOARD: Moved by Commissioner Meadows, seconded by Commissioner Estep, to appoint Brett Leyshon to fill the vacancy on the Power County Fairboard, which vacancy occurred upon the death of R. D. Kutler (January, 2012). Carried.

POWER COUNTY GUARDIANSHIP BOARD: Moved by Commissioner Funk, seconded by Commissioner Estep, to reappoint Judy Wallace to serve an additional two (2) year term on the Power County Guardianship Board (January, 2011), and to appoint Jeff Barnes to fill the vacancy on the Power County Guardianship Board, which vacancy occurred upon the resignation of Gwen Kress (January 2011). Carried.

EXECUTIVE SESSION (I.C. #67-2345): Moved by Commissioner Estep, seconded by Commissioner Funk, to move into the 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.

POWER COUNTY COURTHOUSE: Power County Clerk Chris Steinlicht reported that the repairs to the Courthouse's leaking roof have been made under warranty.

HARMS MEMORIAL HOSPITAL – CT GRANT (LETTER OF SUPPORT): Following discussion, it was moved by Commissioner Estep, seconded by Commissioner Meadows, to execute the letter supporting Harms Memorial Hospital's application to obtain a grant to purchase a CT Scanner. Carried.

POWER COUNTY PLANNING & ZONING – ABATEMENT OF DANGEROUS BUILDINGS (ORDINANCE #2009-02): Commissioner Meadows announced that it was the date and time scheduled for public hearing on proposed Power County Ordinance #2009-02, which is an ordinance adopting the Uniform Building Code for the abatement of dangerous buildings. Also present was Power County Planning & Zoning Attorney Douglas J. Balfour, who offered the following exhibits:

Exhibit "1" – Affidavit of Publication that the Notice of Public Hearing and proposed Ordinance #2009-02 were duly published in the February 18th and 25th, 2009, editions of the Power County Press.

There being no further testimony or evidence presented, it was moved by Commissioner Estep, seconded by Commissioner Funk, to close public hearing and schedule further deliberation on proposed Power County Ordinance #2009-02 for Monday, March 23rd, 2009, at 4:30 p.m. Carried.

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

POWER COUNTY PLANNING & ZONING – URBAN RENEWAL DESIGNATION (RESOLUTION #2009-03): Commissioner Meadows announced that it was the date and time scheduled for public hearing on proposed Power County Resolution #2009-03, which is a resolution designating an urban renewal area comprising the heavy industrial zones within Power County. Also present was Power County Planning & Zoning Attorney Douglas J. Balfour, who offered the following exhibits:

Exhibit "1" – Affidavit of Publication that the Notice of Public Hearing and proposed Resolution #2009-03 were duly published in the February 18th and 25th, 2009, editions of the Power County Press.

There being no further testimony or evidence presented, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to approve and adopt Power County Resolution #2009-03 as published and close public hearing. Carried. Mr. Balfour indicated that an Urban Renewal Agency Board will now need to be put in place and the Commissioners agreed to table further consideration of this matter until March 23rd, 2009.

POWER COUNTY WATERWAYS – AMERICAN FALLS RESERVOIR WEST RAMP BOAT DOCK (ORDINANCE #2009-03): Power County Prosecuting Attorney F. Randall Kline appeared before the Commissioners to present a copy of proposed Power County Ordinance #2009-03, which is an ordinance to regulate and control the use and enjoyment of the public west side boat dock at the American Falls Reservoir and to provide penalties for the violation of such regulations. Following discussion, the Commissioners agreed to publish proposed Power County Ordinance #2009-03 in the April 1st and 8th, 2009, editions of the Power County Press and schedule public hearing on said Ordinance for Monday, April 13th, 2009, at 11:00 a.m., and this matter was tabled until that time.

CRYSTAL SUMMIT PARKING LOT (MEMORANDUMS OF UNDERSTANDING): Following discussion with Power County Prosecuting Attorney F. Randall Kline, the Commissioners agreed to table further discussion and consideration of the proposed Challenge and Cost Share Agreement between Power County and the U.S. Forest Service and/or Pocatello Pathfinders Snowmobile Club until April 27th, 2009.

POWER COUNTY PROSECUTING ATTORNEY – JUVENILE DIVERSION PROGRAM: Power County Prosecuting Attorney F. Randall Kline appeared before the Commissioners to report that he has appointed a seven member Juvenile Diversion Board and will be meeting with the American Falls School District Board of Trustees in April to review future procedure for the prosecution of minor/first time juvenile offenders. The Commissioner agreed to table further consideration of this matter until April 27th, 2009.

GIFFORD DUPLEX PROPERTY – RENTAL: Following discussion with Power County Prosecuting Attorney F. Randall Kline regarding the County's duplex rental property at 508 Gifford, the Commissioners agreed to table further consideration of this matter until March 23rd, 2009.

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 under Chapter 3, Title 9, Idaho Code, specifically indigent medical applications. 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 #2009-11-I: Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Funk, to deny indigent medical application #2009-11-I, since applicant has other resources sufficient to pay the medical expenses incurred. Carried.

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

General Fund	\$ 16,737.55
Ambulance District	3,873.67
Mosquito Abatement District	16,558.33
District Court	4,962.78
Justice Fund	17,242.58
Indigent	4,838.50
Solid Waste	22,938.52
Tort	335.80
Weeds	3,285.04
Waterways	478.26
PILT	3,944.87

POWER COUNTY SHERIFF – JAIL MEDICAL: Following discussion with Power County Sheriff Jim Jeffries, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to execute the Independent Contract Agreement for medical and mental health services at the Power County Jail between Power County and Badger Medical, P.A. Carried.

POWER COUNTY SHERIFF – BUREAU OF RECLAMATION (SERVICE CONTRACT): Following discussion with Power County Sheriff Jim Jeffries, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to execute Service Contract #09PC140015 between Power County and the Bureau of Reclamation for patrol services on Bureau of Reclamation property during the period May 9th, 2009, through November 30th, 2011. Carried.

POWER COUNTY SHERIFF – CAPITAL REPLENISHMENT ACCOUNT (JUSTICE FUND): Following discussion with Power County Sheriff Jim Jeffries, it was moved by Commissioner Estep, seconded by Commissioner Funk, to authorize Power County Sheriff to purchase the following items from the Justice Fund's Capital Replenishment Account:

Two Tazer Cameras -- \$822.00
Life Lock Alcohol Testing Device -- \$1,359.90
Mobile Crime Lab Trailer -- \$625.00

Carried.

THREE RIVERS RESOURCE, CONSERVATION & DEVELOPMENT – WILDLAND FIRE INTERFACE AREAS: Richard Wolf and Paula Jones of Three Rivers RC&D appeared before the Commissioners to discuss implementing building codes on new structures with Power County's wildland fire interface areas. Also present were representatives from the following districts:

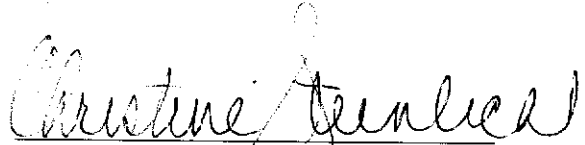
American Falls Rural Fire District
Rockland Rural Fire District
Eastern Power County Fire District
Shoshone Bannock Tribes Fire Department

Also present were Power County Sheriff Jim Jeffries and Power County Building Administrator Robert Steinlicht.

Adjourned.



VICKI MEADOWS, Chairman



CHRISTINE STEINLICHT, Clerk