

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, March 22, 2004. Present were Commissioners Ken Estep, Chairman, Vicki L. Meadows and Ray Zimmerman. Also present were Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney Paul Laggis.

AMERICAN FALLS LITTLE LEAGUE ASSOCIATION: American Falls Little League Association President Randy Jensen and City of American Falls Recreation Director Jason Hess appeared before the Commissioners to request that Power County contribute toward the purchase of backstops at the Lee Street soccer fields in order that they may also be used as baseball playing fields. Mr. Jensen estimates that the material to construct the two backstops will cost approximately \$16,000, with the labor to be donated. The Commissioners questioned whether the City of American Falls or School District #381 would be contributing toward this project. Mr. Hess indicated that the American Falls Mayor has instructed all City Departments to hold back this year's budget by 10%; however, he intends to meet with the City Council to request additional funding for this project. Mr. Jensen likewise indicated that he would discuss this funding issue with School District #381 Administrators. The Commissioners agreed that they would be willing to match City funding and this matter was tabled until April 12th, 2004.

SOUTHEASTERN DISTRICT HEALTH DEPARTMENT: Craig Madsen and Shannon Johnson of the Southeastern District Health Department appeared before the Commissioners to present the District's Quarterly Report. Mr. Madsen then advised the Commissioners of the Health Department's policy regarding restaurant inspections. Ms. Johnson then advised the Commissioners that the Southeastern District Health Department has been instructed to send clients directly to Rockland Pharmacy to pick up birth control prescriptions, and Ms. Johnson fears that this action will preclude some females from obtaining birth control. The Commissioners agreed to discuss this matter with Legislative District #27 Senator Denton Darrington at their next joint meeting.

CLERK'S ANNUAL FINANCIAL REPORT: Following discussion, it was moved by Commissioner Zimmerman, seconded by Commissioner Meadows, to approve the Clerk's Annual Financial Report for fiscal year 2003 as presented by Power County Clerk Christine Steinlicht. Carried.

POWER COUNTY FAIRGROUNDS: Commissioner Estep reported that the Power County Fairboard is working on an inventory of Fairground property and will provide Power County Commissioners and Clerk with a copy when completed. Prosecuting Attorney Paul Laggis advised the Commissioners that he had reviewed the contracts being used by the Power County Fairboard for rental of the premises, which do require the renter to provide proof of liability insurance; however, he indicated that the Fairboard should require the renter to sign a "Release of Liability" as well. Commissioner Estep indicated that he would discuss this matter with the Fairboard at their next regular meeting. This matter was tabled until April 12th, 2004.

500 POCATELLO AVENUE – RENOVATION: Commissioner Meadows reported that she had discussed the renovation progress with Gary Ferguson d/b/a BGM Builders, and specifically the truss structure reinforcement. Mr. Ferguson has now had the opportunity to crawl up into the rafters and feels that the truss reinforcement project will be much more extensive than originally anticipated. Commissioner Estep reported that previous discussions with Architect Ken Douglass and the Roof Truss Analysis prepared by Eagle Engineering would conflict with Mr. Ferguson's assessment. The Commissioners agreed to investigate this issue further and this matter was tabled until April 12th, 2004.

POWER COUNTY HISTORICAL SOCIETY – MUSEUM: Power County Historical Society Chairman Max Newlin appeared before the Commissioners to discuss renovation of the museum portion of the 500 Pocatello Avenue Building. At the outset, the Commissioners advised Mr. Newlin that no further renovations would be considered until the roof repairs and truss reinforcements have been completed. Mr. Newlin advised that the Power County Historical Society is reworking their by-laws to allow them to accept donated items to display and store at the new museum. Mr. Newlin then advised the Commissioners of the problems associated with maintaining the integrity of fabric and paper when a full service kitchen is located in the same premises, and recommended that any kitchen at the 500 Pocatello Avenue building be designated as a "warming" only kitchen. Following further discussion, the Commissioners and Mr. Newlin agreed that construction of a museum workroom and storage area should take precedence over the display areas.

HERD DISTRICT/OPEN RANGE ORDINANCE: Power County Deputy Sheriff Jackie Morris appeared before the Commissioners to discuss the problems associated with stray horses and cattle trespassing and causing property damage because of their owner's failure to properly corral or fence the animals. Following a review of Idaho Code #25-2407 and #25-2408, the Commissioners instructed Prosecuting Attorney to investigate the possibility of adopting a more restrictive County ordinance. This matter was tabled until April 12th, 2004.

SHOSHONE-BANNOCK TRIBES – ECONOMIC DEVELOPMENT: Commissioner Estep reported on his most recent meeting with the Idaho Optimum Initiative (IOI) Committee and his separate meeting with Richard Tremblay from the U. S. Department of Justice regarding potential economic development opportunities at the FMC site in Eastern Power County. Following discussion, the Commissioners agreed that the Power County elected officials and Shoshone-Bannock Tribal Council should jointly tour the FMC site in conjunction with their next joint meeting. Commissioner Estep will contact the Shoshone-Bannock Tribal Council and Paul Yochum at FMC to arrange a tour.

TRAVEL/MILEAGE REIMBURSEMENT: Clerk Steinlicht reported that the State of Idaho recently increased employee mileage reimbursement to 37.5 cents per mile. Following discussion, the Commissioners agreed to address this issue during the fiscal year 2005 budget process.

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

General	\$ 10,990.23
Ambulance	755.97
District Court	2,977.98
Justice Fund	9,047.96
Indigent	4,401.73
Revaluation	30.74
Solid Waste	1,339.95
Weeds	73.32
Waterways	4,176.64
PILT	5,252.81

POWER COUNTY PERSONNEL MANUAL – INTRODUCTORY EMPLOYMENT

PERIOD: Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to amend Section VI of the Power County Personnel Manual to increase the length of the introductory employment period to one (1) full calendar year. Carried. Clerk Steinlicht will advise the Power County employees of this amendment.

APPLICATIONS FOR EMPLOYMENT: The Commissioners reviewed the Memorandum and Release Agreement prepared by Power County Prosecuting Attorney Paul Laggis, which authorizes Power County to obtain complete personnel history, comprehensive multi-state criminal history and/or a driver history report of any and all applicants who apply for a position with Power County. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to include the Memorandum and Release Agreement to the Power County Employment Application. Carried.

ELECTIONS – HB 560 (MAIL BALLOT PRECINCT): The Commissioners reviewed the memorandum received by Clerk Steinlicht from the Idaho Secretary of State's Office regarding H.B. 560, which authorizes the establishment of mail ballot voting precincts for voting precincts with fewer than 125 registered voters. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to establish Power County Precinct #5 as a mail ballot precinct for the 2004 General Election to be held November 2nd, 2004, contingent upon H.B. 580 becoming law by April 1st, 2004. The Commissioners instructed Clerk Steinlicht to include a questionnaire with the Power County Precinct #5 Primary Election ballots to ascertain whether those electors would prefer being combined with Power County Precinct #6 or remain a mail ballot precinct for all future Power County Primary and General elections.

ECONOMIC DEVELOPMENT – EASTERN POWER COUNTY: The Commissioners discussed economic development opportunities within the common boundaries of Power County and the City of Pocatello. Also present for this discussion were Power County Assessor Doug Glascock and Power County Treasurer Bobbie Mauch. The Commissioners discussed the issues that should be addressed by Power County and the

City of Pocatello prior to entering into an agreement for development of the property by use of tax increment financing. Power County Prosecuting Attorney Paul Laggis will send a letter to City of Pocatello Dean Tramner to inquire about the status of economic development of the Pocatello Airport property. This matter was tabled until April 12th, 2004.

ORDER FOR CANCELLATION OF TAXES: Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve the Order for Cancellation of Taxes as presented by Power County Treasurer Bobbie Mauch. Carried.

INDIGENT CASE #2002-09-I: Moved by Commissioner Estep, seconded by Commissioner Zimmerman, to approve the Subordination of Medically Indigent Lien in Power County Indigent Case #2002-09-I, prepared by American Title Insurance Company. Carried.

FARM LEASE – ROBERT ZIMMERMAN: Commissioner Zimmerman reported that the Farm Lease Agreement between Power County and Robert Zimmerman will expire on November 1st, 2004. Commissioner Zimmerman then excuse himself from any negotiations or vote to renew the Farm Lease given his family relationship with Robert Zimmerman. Clerk Steinlicht will provide copies of the Zimmerman Lease Agreement currently in effect to Commissioner Estep, Commissioner Meadows and Prosecuting Attorney Laggis. This matter was tabled until Monday, April 12th, 2004.

PLANNING & ZONING – CONFINED ANIMAL FEEDING OPERATION (CAFO) ORDINANCE: Commissioner Estep reported that the Power County Planning & Zoning Board has requested a specific, itemized list of the amendments that the Power County Commissioners are requesting to the proposed confined animal feeding operation (CAFO) ordinance. Following discussion, the Commissioners agreed to table this matter until April 12th, 2004.

POWER COUNTY ASSESSOR – MARKET VALUE: Power County Assessor Doug Glascock appeared before the Commissioners to present the 2004 Annual Report of Industrial Property prepared and presented by J. R. Simplot Company. J. R. Simplot Company has claimed \$2,201,775 in exempt valuation pursuant to the property tax exemption authorized by Idaho Code #63-3029B.

JAIL INSPECTION: The Commissioners then conducted their quarterly jail inspection of the Power County Jail.

Adjourned.


KEN ESTEP, Chairman


CHRISTINE STEINLICHT, Clerk