

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, June 14th, 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.

POWER COUNTY EXTENSION OFFICE: Power County Extension Office Supervisor Stan Gortsema appeared before the Commissioners to present his fiscal year 2005 budget request.

POWER COUNTY FAIRBOARD: Power County Fairboard Chairman Bill Schroeder appeared before the Commissioners to present the Fairboard fiscal year 2005 budget request.

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

AMBULANCE SERVICE CONTRACT: Following discussion, it was moved by Commissioner Zimmerman, seconded by Commissioner Meadows, to approve and sign the Ambulance Service Contract between Power County Ambulance District and Bully Dog Technologies as presented. Carried.

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

ELECTIONS – HOUSE BILL 560 (MAIL BALLOT PRECINCTS): The Commissioners reviewed the questionnaires that were collected at Power County Precinct #5 during the 2004 Primary Election, to ascertain whether those electors would prefer being combined with Power County Precinct #6 or be designated a mail ballot precinct pursuant to HB 560 for all future Power County Primary and General Elections. The Commissioners agreed that the overwhelming majority of electors responding to the questionnaire would prefer that Power County Precinct #5 continue to operate with a full functioning polling place and brought into compliance with the Help America Vote Act (HAVA) along with the other Power County Precincts.

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

POWER COUNTY PERSONNEL MANUAL: Following discussion, the Commissioners agreed that the Power County Personnel Manual is in need of an

amendment pertaining to education opportunities, and specifically personal benefit education courses scheduled during regular business hours. Moved by Commissioner Meadows, seconded by Commissioner Estep, to instruct Power County Prosecuting Attorney Paul Laggis to prepare and submit a proposed amendment to the Power County Personnel Manual defining the educational benefits available to County employees and detailing how and when those benefits may be used. Carried. This matter was tabled until June 28th, 2004.

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 for the purpose of taking up personnel issues. Carried.

BUILDINGS & GROUNDS: Power County Building and Maintenance Supervisor Gary Thomson appeared before the Commissioners to presented his fiscal year 2005 budget request.

MINUTES: Moved by Commissioner Zimmerman, seconded by Commissioner Meadows, to approve the Power County Commissioner Minutes for May 3rd, 10th and 27th, 2004, as presented. Carried.

ECONOMIC DEVELOPMENT – FMC SITE: Commissioner Meadows indicated that the next meeting of the Idaho Optimum Initiative (IOI) has been scheduled for July 7th, 2004, at which time representatives from Vita Nuova, LLC, will be prepared to review and discuss their marketing study on the FMC site in Eastern Power County. The representatives of Vita Nuova have agreed to meet with the Power County/American Falls public prior to that IOI meeting at the Emergency Services Building in American Falls at 9:00 a.m. The Commissioners will advise the American Falls City Council of this meeting and publish notice in the Power County Press.

TWIN FALLS COUNTY CASE #2004-001151 – IDAHO CODE #1-2218: Power County Prosecuting Attorney Paul Laggis advised the Commissioners that the Cities of Twin Falls, Buhl, Kimberly, Hansen and Filer had filed a Notice of Appeal, appealing the Fifth District Judges' Decision dated April 30th, 2004, requiring those Cities to reimburse Twin Falls County pursuant to I.C. #1-2218. Prosecutor Laggis will continue to monitor this case through the appeal process.

IDAHO DEPARTMENT OF COMMERCE – ECONOMIC DEVELOPMENT GRANT: Commissioner Meadows reported that she is scheduled to meet with Rockland City Council this evening to discuss the Idaho Department of Commerce Rural Economic Development Grant. Commissioner Meadows further reported that she and American Falls Councilman Stuart Pankratz have scheduled the joint entities meeting for June 29th, 2004, at 7:30 p.m. at the Melody Lanes & Café here in American Falls. Commissioner Estep agreed to instruct Commissioner Zimmerman to follow through with notice of the meeting to the parties as well as coordinating any necessary arrangements with Melody Lanes & Café.

DISASTER SERVICES – HIGHWAY DISTRICT EQUIPMENT: Commissioner Estep and Commissioner Meadows agreed to attend the next meeting of the Power County Highway District Board of Commissioners to discuss the County's use of Highway District equipment in the event of a declared emergency or disaster. This matter was tabled until June 28th, 2004.

VEHICLE TOW POLICY: The Commissioners instructed Power County Prosecuting Attorney Paul Laggis to include Chief Deputy Sheriff Jim Jeffries and Power County Transfer Station Supervisor Craig Heward in any and all discussions between he and City of American Falls Attorney Randy Kline dealing with a vehicle tow/impound policy. This matter was tabled until June 28th, 2004.

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

General	\$ 35,738.41
Ambulance	4,948.84
District Court	8,941.77
Justice Fund	22,949.64
Indigent	454.10
Jr. College	650.00
Revaluation	13,379.96
Solid Waste	18,210.90
Weeds	567.34
Waterways	661.89
PILT	3,542.12

AMERICAN FALLS HIGH SCHOOL – BIKE PATH/SIDEWALK: American Falls High School Educator Gary Aldous appeared before the Commissioners to discuss his efforts to get a bicycle/jogging path constructed along the South Frontage Road right-of-way from American Falls City Limits at Teton Street to the American Falls High School. At the outset, Mr. Aldous advised the Commissioners that the previous plans have been amended from a bicycle/jogging path to curb and gutter with a sidewalk. Mr. Aldous indicated that he has received a commitment from the Idaho Department of Transportation to invest \$60,000 toward this project. Mr. Aldous, working with others as a citizens group, needs a local government entity, other than a school district, to partnership with them and act as agency of record to obtain grant funding to complete the project and requested that Power County act as that lead agency; however, Three Rivers RC&D or the American Falls School District would actually prepare and submit any grant applications. Mr. Aldous assured the Commissioners that acting as agency of record would in no way financially obligate Power County. Following discussion, the Commissioners agreed to act as agency of record on any and all grant applications prepared on this project. Mr. Aldous agreed to keep the Commissioners advised of any and all progress.

DRUG COURT/COURT ASSISTANCE OFFICE FUNDING: Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to obtain an accounting from the Sixth District Trial Court Administrator detailing how the dedicated funds for drug courts and court assistance offices have been expended within the Sixth Judicial District. Carried. Clerk Steinlicht will contact Sixth District Trial Court Administrator Suzanne Johnson to obtain this information.

HARMS MEMORIAL HOSPITAL DISTRICT: Harms Memorial Hospital District Administrator Bob Brummond appeared before the Commissioners to discuss the Hospital District's plans to proceed with construction of a new clinic, and requested that Power County execute an assignment which would allow the Hospital District to revert the hospital lease to the lending institution, the Bank of Commerce, in the event they were in default of the mortgage agreement. Mr. Brummond further requested that Power County and Harms Memorial Hospital District enter into a formal written lease agreement for the property upon which their physical therapy clinic is situated. Mr. Brummond advised the Commissioners that he expects to receive the loan closing documents by the end of this month and would like the lease assignment and new lease to be completed by that time. The Commissioners indicated that Power County Prosecuting Attorney Paul Laggis would need to review the closing documents prior to any action being taken on this request. This matter was tabled until June 28th, 2004.

POWER COUNTY AIRPORT: Power County Airport Board Member Will Rowe appeared before the Commissioners to present the Airport Board's fiscal year 2005 budget request.

GOVERNMENTAL ACCOUNTING STANDARDS (GASB) – FAIRBOARD INVENTORY: Commissioner Estep reported that the Power County Fairboard is working on an inventory list and will provide a copy of the same to the Power County Clerk when completed. Clerk Steinlicht advised the Commissioners that a complete County inventory list needs to be prepared and provided to the County's independent auditor in order to comply with the GASB regulations. This matter was tabled until June 28th, 2004.

DROUGHT DISASTER DELCARATION: The Commissioners reviewed the original Order Declaring Drought Emergency issued by Acting Governor James E. Risch on May 20th, 2004. The original will be placed on file with the Power County Clerk.


COMMISSIONER AGENDA – JULY, 2004: Following a review of the calendar, the Commissioners agreed to meet on July 12th, 19th (beginning at 2:00 p.m.) and the 28th, 2004.

LOCAL IMPROVEMENT DISTRICT (L.I.D.): Robert and Darlene Hartman d/b/a Hilltop Truck Stop appeared before the Commissioners to discuss the L.I.D. water line. Also present was Mary Anderson, owner of the property previous known as Sorting Technologies. Mr. and Mrs. Hartman and Ms. Anderson feel that there are many inequities that need to be remedied so that none of the parties involved in the L.I.D. line

project are prejudiced. The Commissioners indicated that they would need time to review and research County records and Commissioner Minutes, after which the Commissioners will follow up directly with Ms. Anderson and Mr. and Mrs. Hartman.

CITY/COUNTY COOPERATIVE LAW ENFORCEMENT AGREEMENT:
Prosecuting Attorney Laggis indicated that he would prepare an Addendum to the Cooperative Agreement between Power County and the City of American Falls Re: Law Enforcement Services, wherein the City and County agree to continue to operate under the Agreement and to extend the agreement in full force and effect until June, 2008. This matter was tabled until June 28th, 2004.

Adjourned.


KEN ESTEP, Chairman


CHRISTINE STEINLICHT, Clerk