

POWER COUNTY COMMISSIONER MINUTES

The Board of Power County Commissioners met in regular session on Monday, November 13th, 2006. Present were Commissioners Ken Estep, Chairman, Vicki Meadows and Ray Zimmerman. Also present were Power County Clerk Christine Steinlicht and Power County Prosecuting Attorney Paul Laggis.

POWER COUNTY COMMISSIONER MINUTES: Moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve the Power County Commissioner Minutes for October 2nd, 16th and 30th, 2006, as presented. Carried.

POWER COUNTY PLANNING & ZONING – BUILDING CODE/LAND USE PLAN UPDATES (SOUTHEASTERN IDAHO COUNCIL OF GOVERNMENTS): Commissioner Meadows reported that the Southeast Idaho Council of Governments (SEICOG), in conjunction with the Power County Planning & Zoning Board, has conducted the first public meeting to receive input on updating the Power County Development Code and Land Use Plan. SEICOG will continue to work with the Power County Planning & Zoning Board and will keep the Commissioners advised on the progress.

POWER COUNTY – CHRISTMAS RECOGNITION: Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Estep, to give \$15.00 gift certificates from local markets to Power County employees rather than host a Christmas Party. Carried. Clerk Steinlicht will arrange to purchase half of the gift certificates from Ken's Market and the other half from Cardinal Market to be placed with employee payroll checks on December 8th, 2006.

POWER COUNTY COURTHOUSE ANNEX – FIRE EXTINGUISHERS: The Commissioners reviewed the quote submitted by Fire Services of Idaho, Inc., to install six additional fire extinguishers in the Power County Courthouse Annex. Following discussion, the Commissioners agreed that American Falls Fire Chief Pete Williams should also review the need for additional fire extinguishers in the Power County Courthouse Annex, and this matter was tabled until December 11th, 2006.

CREDIT CARD ACCOUNTS: Power County Clerk Chris Steinlicht requested additional time to gather and compile Power County's credit card account information, and the Commissioners agreed to table this matter until December 11th, 2006.

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

POWER COUNTY DEVELOPMENT AUTHORITY BOARD (PCDA) – ECONOMIC DEVELOPMENT: Power County Development Authority Board Chairman Kent Rudeen, and Board members Bill Meadows, Brett Crompton and Ben Strand appeared before the Board of Power County Commissioners to discuss economic development opportunities within Power County. Also present was PCDA Secretary Valorie Watkins.

POWER COUNTY SHERIFF – POWER COUNTY PERSONNEL MANUAL/FAMILY MEDICAL LEAVE ACT: Power County Sheriff Jim Jeffries appeared before the Commissioners to discuss the Power County Personnel Manual, and specifically the Family Medical Leave Act (FMLA). Following discussion, the Commissioners agreed that the Power County Personnel Manual strictly prohibits the use of sick leave in advance of it being earned or accrued.

POWER COUNTY LAW ENFORCEMENT – COMPUTER CONNECTIVITY: Power County Sheriff Jim Jeffries appeared before the Commissioners to discuss the law enforcement computer connectivity project. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve and execute the Law Enforcement Records Management System Software License and Maintenance Agreement between the City of American Falls, Power County and Computer Arts, Inc. Carried. Sheriff Jeffries then advised the Commissioners that trenching for computer connectivity between the Power County Courthouse and American Falls City Hall will commence the week of November 20th, 2006. Sheriff Jeffries also agreed to meet with Power County Disaster Services Director Di Jones to discuss the status of the Homeland Security Grant Application for law enforcement enhancement. This matter was tabled until November 27th, 2006.

POWER COUNTY PROBATION – WOMEN’S ADVOCATES: Power County Probation Office Supervisor Connie Shepherd appeared before the Commissioners to report that the Women’s Advocacy Group will no longer be utilizing the County’s building located next to the Power County Sheriff’s Office on Gifford Avenue. Ms. Shepherd further reported that Still Waters Addiction Services, LLC, which is a federally funded recovery support service, is seeking a place to provide Court ordered case management services for juvenile offenders with addiction issues. Following discussion, the Commissioners agreed to allow Still Waters Addiction Services, LLC, use of the Gifford Avenue facility to provide recovery support services to juveniles.

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

General	\$ 17,005.52
Ambulance	4,191.12
District Court	2,759.71
Justice	50,404.11
Indigent	1,025.09
Revaluation	565.12
Solid Waste	3,844.77

Weeds
PILT

80.01
10,280.65

IDAHO VIRTUAL ACADEMY: Julie Edwards, a State certified special education teacher from the Idaho Virtual Academy appeared before the Commissioners to discuss the Idaho Virtual Academy's obligation to assess special needs children in the American Falls community who are being home schooled and are required to have an individual education plan (IEP) to make sure that they are meeting minimum advancement requirements under the No Child Left Behind Act. Ms. Edwards has requested that she be allowed to use the Commissioner meeting room each Tuesday morning from 8:00 a.m. until 10:00 a.m. Following discussion, the Commissioners agreed to grant Ms. Edwards' request to use the Commissioner meeting room throughout the balance of the current school year.

EXECUTIVE SESSION (I.C. #67-2345): Moved by Commissioner Estep, seconded by Commissioner Zimmerman, to move into executive session pursuant to I.C. #67-2345 for the purpose of discussing issues of potential litigation. Carried.

EXECUTIVE SESSION (I.C. #67-2345): Moved by Commissioner Zimmerman, seconded by Commissioner Estep, to move into executive session pursuant to I.C. #67-2345, for the purpose of taking up indigent medical applications. Carried.

INDIGENT CASE #2006-11-I: Following a request for reconsideration, it was moved by Commissioner Zimmerman, seconded by Commissioner Meadows, to approve indigent medical application #2006-11-I. Carried.

SNOW REMOVAL CONTRACT: Following discussion, the Commissioners agreed to contact Greg Olson d/b/a Olson Excavation, to inquire whether he would provide parking area snow removal services to Power County again this year. This matter was tabled until November 27th, 2006.

POWER COUNTY COURTHOUSE EXPANSION/REMODEL – SIDEWALK DAMAGE: The Commissioners discussed the sidewalk damage that was caused by the operation of heavy equipment during the Power County Courthouse expansion and remodel project. Following discussion, the Commissioners agreed that Brenman Construction Company should be contacted to discuss how the damage will be repaired, and this matter was tabled until November 27th, 2006.

COUNTY TRAVEL VEHICLE: The Commissioners discussed the need to purchase an additional vehicle for employee travel/training, and agreed to table further discussion until November 27th, 2006.

CITY OF AMERICAN FALLS – CHIEF OF POLICE AGREEMENT (ADDENDUM): The Board of Power County Commissioners met with American Falls Mayor Amy Wynn and American Falls City Council Members Dean Weaver and Marc Beitia to review the Chief of Police Agreement previously entered in to between the City of American Falls

and Power County, which is scheduled to expire on November 15th, 2006. Also present was Power County Sheriff Jim Jeffries. Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve and execute the Temporary Law Enforcement Services Agreement Addendum to extend the Chief of Police arrangement between Power County and the City of American Falls until Monday, December 4th, 2006. Carried.

CITY OF AMERICAN FALLS – MEMORANDUM OF UNDERSTANDING (POWER COUNTY SHERIFF ASSISTANCE AGREEMENT): Following discussion, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, to approve and execute the Memorandum of Understanding authorizing and allowing the Power County Sheriff to provide administrative assistance to the City of American Falls Police Department during any absence of the American Falls Chief of Police, or when requested by the American Falls Chief of Police. Carried.

POWER COUNTY AIRPORT – ASSIGNMENT OF NON-COMMERCIAL AIRPORT HANGER LEASE (RICK FARNSWORTH D/B/A ECONOMY CASH STORES): Following discussion, it was moved by Commissioner Zimmerman, seconded by Commissioner Meadows, to approve and execute the Assignment of Non-Commercial Airport Hanger Lease from Rick Farnsworth d/b/a Economy Cash Stores to Ron Miller, Klaren Koompin and Will Rowe as presented. Carried.

POWER COUNTY PLANNING & ZONING BOARD – KERRY WARD D/B/A K.J. CATTLE (CONFINED ANIMAL FEED OPERATION APPLICATION) APPEAL: Commissioner Estep announced that it was the date and time scheduled for the appeal hearing on the Special Use Permit issued to Kerry Ward d/b/a K.J. Cattle, to develop a confined animal feeding operation for calves at 2576 Smith Road in Power County. Applicant Kerry Ward d/b/a K.J. Cattle appeared in person and Appellant Dallas Clinger appeared in person and with Counsel Richard Carlson. Upon review of the evidence and testimony previously presented to the Power County Planning & Zoning Board, and hearing arguments of counsel, it was moved by Commissioner Meadows, seconded by Commissioner Zimmerman, that this appeal be taken under advisement to allow the parties hereto to participate in the mediation process as outlined in Idaho Cod #67-6510. Carried. This matter was tabled until December 11th, 2006.

Adjourned.


KEN ESTEP, Chairman


CHRISTINE STEINLICHT, Clerk