



January 24, 2000, Emmett, Idaho

Pursuant to a recess taken on January 18, 2000, the Board of Commissioners of Gem County, Idaho, met in regular session this 24th day of January, 2000, at 8:00 a.m.

Present:	Norvil R. Elliott	Chairman
	Ed Mansfield	Commissioner
	Kathy Skippen	Commissioner
	Susan K. Howard	Clerk

Whereupon the following proceedings were had, to-wit:

PLEDGE OF ALLEGIANCE WAS SAID.

MINUTES READ AND APPROVED: The minutes of January 18, 2000, were read. A motion was made to approve the minutes of January 18, 2000, as read and corrected. It was seconded and carried.

COMMISSIONER MATTERS: The County auction will be held on February 12, 2000, in the 4-H Building at the Fairgrounds. An auctioneer has not been found yet.

The Fair Board has requested some help with the cost of building restrooms in the newly remodeled 4-H building. The cost of the restrooms will be approximately \$15,000. There may be a possibility of borrowing some money from the Race Horse Association and paying them back from the County funds next year.

Road & Bridge Supervisor Dennis Pulley stated that the County does not have a pavement management plan. There is not an infrastructure or comprehensive plan in the County that includes or has included improvements and/or maintenance of Substation Road. The County does not have a capital improvement plan. The County needs to have these plans in place in order to qualify for Federal funds.

The gate needs to be put back up on the Gem Island Sports Complex because of kids coming in after hours. Road and Bridge will take care of it. The Eagle project is still in the works as far as finishing the skateboard park on the Island. Dave Erlebach will work with the scout doing the project. The Recreation Board has been putting money into the projects on the Island. None of the projects have been totally finished. The sprinkler project is coming along.

JUDY WOODIE & CLAYTON RUSSELL - FAIR BOARD: The Fair Board met to

request help with financing restrooms for the newly remodeled 4-H building. They gave a financial report on the remodeling of the 4-H building. After paying the bills for the remodel, the Fair Board would like to keep the balance of their budget to promote the Fair. Maynard Potter, Fair Board member, stated that he feels that the 80/20% (race horse/fair) use of the space of the property is opposite from what it should be in order to have a successful fair, especially with the expected growth of the County. He is working on the programs planned for the fair to encourage a larger attendance. The biggest concern is to get started on these programs and sponsorships as soon as possible. Hopefully, sponsorships and other resources will cover most of the programs, but there will be some expenses for the Fair Board, and it would be good to have a back-up fund if something falls through.

A rent fee schedule for the 4-H building was presented. They are getting quite a few phone calls with interest in renting the building. The Fair Board stated that they would probably be borrowing money from the Horse Racing Association to back the Fair, so it is not being considered for the building of the restrooms. The Commissioners need to discuss if there is money in the County budget to cover the costs. The Prosecuting Attorney will be asked if the proceeds from the County Auction can go to the Fair Board.

The Fair Board got a \$3800 grant to put into the horse barns.

Le Bois Horse Racing Association has made a verbal proposal to take over the horse racing at the Fairgrounds. They want the rights to the license. No decision has been made.

HOLLADAY ENGINEERING - CHANGE ORDER FOR REPAIR OF LETHA RIGHT BANK

LEVEE: The Change Order for the repair of the Letha right bank levee repair was signed by Chairman Elliott, through motion. The application for payment was presented.

TWO CLAIMS APPROVED: Two claims were approved through motion—one for John Todd, Attorney, on a conflict, and one for Tamara Weber for a transcription fee on a court case.

NICKI MARTIN - SPEED LIMIT ON TYLER ROAD: Nicki Martin met with the Board to request a speed limit sign on Tyler Road. After the school zone sign where 12th Street turns into Tyler Road, there are no speed limit signs. She stated that there is a lot of traffic on the road and they travel quite fast. There is a preschool and a private elementary school at the end of the road and also a trucking business. There is a lot of truck traffic on the road. Also, it is a route used often to get to the High School. The speed limit on 12th Street is 35mph. She is asking for a minimum of

30mph because it is only .3 of a mile from the school zone to the end of Tyler Road at Cascade Road. The road is only 16 feet wide and has semi-truck travel on it. The Commissioners will drive out and look at the situation and then make an ordinance for any changes.

MATT FITSCHEN - SPEED LIMIT ON GEM AVENUE: Matt Fitschen had called to get on the agenda to talk about a speed limit on Gem Avenue. No one showed up for the meeting.

LON McCONNEL - COUNTY ROAD: Lon and Alva McConnel met with the Board concerning some County roads in the Montour area. The road in question is up Johnson Creek with the exit off of Shale Rock Road. The road has never been vacated. The Bureau of Land Management said they were trespassing when McConnels worked on the road a few years ago. This road is also an age-old stock trail and is an access to some of the McConnel property. BLM is stating that the access road is now property of BLM. There needs to be some research done to see if the County ever vacated the road and what the laws are concerning the Federal people taking roads. BLM will be contacted to see what they have for documentation on ownership.

The Board recessed for lunch at 12:00pm and reconvened at 1:00pm.

WADE DISHION - CSS MISDEMEANOR PROBATION: Wade Dishion gave his quarterly report with information for the past quarter for misdemeanor probation services. They did 35 cases, with 79% being DUI offenses. They had 15 cases discharged with 14 successful and 1 not successful. For the SILD (Sheriff Inmate Labor Detail) program, there were a total of 1440 hours ordered, with 1320 completed and 120 not completed. There was \$7834.50 in court ordered payments with \$6,481.50 paid, and a balance of \$1,353.00. Treatment programs ordered were 28, with 20 completed, 2 unsuccessful, and 6 still enrolled.

CSS is still not a self-supporting program. They only have 152 cases and it needs to be at about 175. They have changed their name from Correctional Supervision Services to Comprehensive Solution Services. They now have a mobile office they take from community to community, which decreases their cost. They would like to be on the list to give a proposal for the drug testing contract for Gem County.

Wade stated they are looking to doing some community service work rather than jail time for probation violation. It would be in 8-hour increments. CSS would supervise for programs like "paint the town", raking leaves, and/or Cherry Festival. In order to handle the \$.60 per hour for workman's comp for community

service hours, it will be ordered from the courtroom and will go through the SILD program.

COMMUNITY GUARDIANS BOARD: A motion was made to appoint Glenna Welch as a member of the County Board of Community Guardians. It was seconded and carried.

DAN JENSEN REZONE DECISION: A motion was made to uphold the recommendation of the Planning and Zoning Board and deny Dan Jensen's application for rezone of County-owned property from A-2 to F because of not wanting to "spot" rezoning on commercial property. It was seconded and carried unanimously. It was later found out that the piece of property has never been offered at public auction for sale. It may only be purchased by an individual if it was not bought at a public auction.

OFFER OF COUNTY PROPERTY TO DAN JENSEN: A motion was made to offer to Dan Jensen and Modern Precast the 9-acre parcel at the end of the airport property for the sale price of \$42,500. It was seconded and carried.

JANELLE SCHNIEDER - JUVENILE PROBATION: Janelle Schnieder met with the Board to report the financial expenditures of the Block Grant program in her office during the past quarter. They have spent a little over \$11,000 this quarter. In the plans are: 40-hour training mediation program, status offender program, Bell Counseling or someone else to do substance abuse, a teen AA (Alcoholics Anonymous) and/or NA (Narcotics Anonymous) program. There is still at least \$10,000 available for use on the Island. She has \$56,000 in her building fund and wondered if there is still a plan for a conference room addition. She was told that if the jail bond passes in May, there is a possibility that the Juvenile Probation Department will be brought into the Courthouse. A decision will be made at that time. Janelle was told that the County got the grant for starting a "Big Brothers, Big Sisters" program in connection with the School District.

The Second Chance Program was discussed. The County has helped fund it in the past, but they are asking for more. The County does not plan on increasing the amount funded at this time.

The Block Program has at least \$7500 to give to upgrading the 4-H Building.

PROSECUTING ATTORNEY MATTERS: Prosecuting Attorney Doug Varie met to discuss various matters. P A Varie advised that the proceeds from the County Auction may be spent for any County expense, but the budget may need to be opened in order to spend it, as it would

be unexpected revenue.

Holladay Engineering needs a resolution signed stating the support of the Substation Road improvement and the expenses involved and the intent to apply for a Federal grant. P A Varie advises that this resolution only authorizes the Chairman to sign the application. They also need an ordinance to allow an 80 foot right-of-way for County roads when development is involved. There may already be such an ordinance in place. Doug will talk to the Planning and Zoning Department.

There needs to be a public auction for any real property owned by the County that the County wishes to sell .

P A Varie will write a resolution stating that an employee's medical insurance coverage will end the last day of the month in which they terminate.

A quiet title action needs to be done to get a deed for the Fairground property. A motion was made to direct the PA to file a quiet title action to obtain a deed for the Fairground property. It was seconded and carried.

RESOLUTION 2000-03: A motion was made to sign Resolution 2000-03 that allows the Chairman to sign the project application for the grant for the Substation Road project. It was seconded and carried unanimously.

EXECUTIVE SESSION: A motion was made to go into executive session under I.C. 67-2345(f) concerning pending litigation. Those in attendance were Commissioners Elliott, Mansfield, Skippen, Clerk Howard, and Prosecuting Attorney Doug Varie. No decisions were made. A motion was made to come out of executive session. It was seconded and carried.

On motion the Board recessed at 5:30pm to go to Sweet.

SWEET MATTERS: There was discussion on paving Gatfield Road. It is 1.8 miles with 16 homes on it. The residents feel that it really needs to be paved. When it is graded, it only takes a few days for the potholes to come back. The School bus goes up that road also. The dust is really a problem in dry weather. The Commissioners will talk to the Road and Bridge Supervisor and see if it would fit into this year's budget. Maybe it could be done in two phases.

It was asked if the State was going to widen the highway on the north side between Horseshoe Bend and the Triangle. There was a petition at one time, but the Commissioners haven't heard anything about it. If it happens, which the Commissioners don't think it will, there would be a lot more traffic on Gatfield road.

Discussion was had concerning the possibility of a North/South highway put in some day. It was stated that there was a very good possibility that it will happen.

Chairman Elliott let Lon McConnel know that BLM has no record that the County has ever vacated the Johnson Creek Road. There is a problem of maintenance because of the creek crossing over it. Lon said that the Road doesn't require much maintenance. He just wants to make sure he can always use the road for access to his property and not be trespassing on BLM land. He said that the County probably hasn't worked on that road since the 1960's.

Commissioner Skippen let everyone know that Jackass Gulch Road is being paved, but the money for the pavement is coming out of the fees paid to the landfill. A truck will be bought with those funds, also. Those monies can only be used for the improvements and expense of running the landfill.

Questions were asked about zoning ordinance changes. They were told that the Zoning Commission is considering changing the whole County to 5-acre minimum lots. The Sweet area is already zoned that way. Doing this, there may be more problems than there are now. The citizens were encouraged to attend the public hearings concerning the zoning changes.

It was stated that there will be another jail bond run with the primary elections in May. Most commented that a new jail is sorely needed.

It was asked if anything has been said about doing any more in the Montour area as far as putting in walking paths and making it more of a park with parking lots, etc. Chairman Elliott stated that he has heard a little from the Parks and Recreation people that there might be some improvements made.

It was asked about closing or opening some roads in Sweet. It was stated that the County can't do anything until a petition comes into the Commissioners and then it will be acted on. It was asked by Karen Shay why Hayes Street is not being graded to the end. The Commissioners will check into it. She stated that the road wasn't plowed for the snow very well this year. When the Road and Bridge gets their new truck, one of the older ones will be in Ola full time, so the roads should get plowed a little sooner.

Commissioner Mansfield stated that GEDA is an organization that is working on trying to get more commerce and business to come into the County. At the present time, there is not a lot of land zoned for industry. It is being talked about maybe some land along Highway 52 being rezoned industrial. Commissioner Mansfield gave an update on what the State's plans are for Highway 16 from Boise to Emmett. Everything is at least three years out. Because of the new school on 12th Street and Substation Road, the area close to that may be put on the top of the priority list.

Commissioner Minutes 01/24/2000

There was discussion on dust oil for the roads. The County does not do this because of the cost factor. Property owners can do it themselves, at their own cost. It was also stated that the County will clean cattle guards once every four years and repair any damage that County equipment may cause. Any other cleanings and repair that needs to be done will be the responsibility of the property owner.

The Commissioners will try to get some fliers out to let people know when the P & Z Board will be having their public hearings on zoning ordinance changes. They were encouraged to state their feelings, even if ten people have already said the same thing.

On motion the Board recessed at 8:00pm to January 31, 2000, at 9:00am.

Approved: _____
Chairman

Attest: _____
Clerk