



August 7, 2000, Emmett, Idaho

Pursuant to a recess taken on July 24, 2000, the Board of Commissioners of Gem County, Idaho, met in regular session this 7th day of August, 2000, at 8:00 a.m.

Present:	Norvil R. Elliott	Chairman
	Ed Mansfield	Acting Chairman
	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 July 24, 2000, were reviewed. A motion was made to approve the minutes of July 24, 2000, as read and corrected. It was seconded and carried.

COMMISSIONER MATTERS: Commissioner Skippen reported that there has been a citizen complaint concerning a dead tree on the Courthouse grounds. Jerry Bigalow's tree service was contacted to remove the tree.

ANNA MARIE NEWELL SPECIAL USE PERMIT: A motion was made to approve the special use permit for Anna Marie Newell to operate a gravel pit on the property at 10700 N. Highway 52, Horseshoe Bend, Idaho, with a restriction against using the Lindsey/Newell lane to haul gravel on, and all stipulations required by the Planning and Zoning Board, which are: operating hours of the crusher to be 8:00am to 6:00pm, 5 days a week with no hauling on Sundays; applicant must comply with all Idaho Department of Lands, D.E.Q., and Health and Welfare requirements for dust control and other environmental issues; the permit is non-transferable and subject to twelve month review. It was seconded and carried.

NANCY CALLAHAN - PUBLIC DEFENDER: Nancy Callahan met with the Board to discuss her request to handle the conflicts for Gem County. She would agree to do this for \$12,000 for the year. There has been another offer to do the County conflicts for the same amount. Nancy will present a contract proposal to the Board.

OTIS BABCOCK REZONE: A motion was made to approve the rezone

request from Otis Babcock to rezone 10 acres at 2601 E. Main St. from A3(residential agriculture) to C-1(Commercial) with the stipulation that it can only be used for the current use, which is storage sheds. Motion died for lack of a second.

DEPARTMENT HEAD REPORTS: Mike Williams, Planning & Zoning Administrator, reported that there are two administrative split

requests resulting from the new P & Z ordinance amendments. He has a map showing the flood plain in Sweet. He is meeting with the Fire Districts to work at incorporating their rules on driveways into the P & Z Ordinances.

Newton Hawley, Building Official, reported that the P & Z vehicle is pretty well worn out. He reported that everything is going pretty well in his department. He said he is trying to be punctual with his inspections.

Martin Joyce, Landfill Supervisor, reported the Montour site is up 152 customers for the month compared to last year. Valley County has never gotten back to anyone about their citizens dropping garbage at Ola. The bee problem is not as bad at the landfill.

Quinn Nuffer, Noxious Weed Supervisor, reported that they had a booth at the Fair giving info on noxious weeds. They are spraying for yellow star thistle and will be hitting the puncture vine next week. He was told that there is a solid carpet of puncture vine on parts of the Island. He has gotten some complaints on fire hazards. He may have to give out some citations and charge citizens for removal of weeds as fire hazards. The amount of expense is then put on their taxes.

Mark Rekow, Ambulance Supervisor, reported collections of \$7849.44 for July, with 56 transported plus 42 other calls. YTD there have been 383 transports. Gem County can piggyback off of Ada County for a new ambulance. He will meet later with the Commissioners with the specs on the vehicle.

Bruce Reuck, Maintenance Supervisor, stated that he is working on the safety issues brought up by the State inspector. The lawn has been treated for billbugs. He is still working on the clock. He was told that the dead tree will be removed.

ELECTED OFFICIAL REPORTS: Clint Short, Sheriff, had some concerns with his budget line item for fuel. He feels that the cut on that line item will not leave enough funds for next year. Out-of-county costs for July were \$10,090. There were 93 inmates booked and 7 juveniles. There have been some problems in Sweet with some of the Fire Department volunteers speeding.

Greg Himes, Assessor, asked about adjusting some line items on his budget. He went over the two tax appeals that are going to

the State Tax Appeal Board. Greg will be defending one case and the Commissioners and Prosecuting Attorney will be defending the other.

NEW AMBULANCE BID: A motion was made to allow the Ambulance Department to piggyback a new ambulance on Ada County's bid. It was seconded and carried.

INDIGENT APPLICATIONS: Deputy Clerk Sue Spencer presented the following indigent applications:

00-025 Application needed an assignment of 89% to the CAT Board signed. It was done through motion.

00-065 Application lien was signed through motion.

00-J36 Application for an inmate was approved through motion.

ALERT CELLULAR: Tom Weekes from Alert Cellular met to discuss a consolidation of cellular phone plans. He will bring back some proposals next week.

JAY JENSEN - ICRMP INSURANCE: Jay Jensen from Jensen-Leavitt Insurance met to go over some possible policy changes for the ICRMP liability coverage for the County. There are options in three areas—liability limits, uninsured motorists, and collision.

IRRIGATION DITCH TO BE FILLED ON COUNTY PROPERTY: A motion was made to have Jay Jensen contract with someone to fill in the irrigation ditch on the County property on Highway 52 near Star Lane after getting permission letters from the adjoining property owners. The cost of filling in the ditch is to be taken out of the closing costs when the property sells. It was seconded and carried.

RON VAUGHN - MOSQUITO SPRAYING: Ron Vaughn met to discuss some complaints to the Commissioners about mosquito spraying. Peter Dill has complained that he has been sprayed three times and this is jeopardizing his organic farming status. He feels the Mosquito Board is not doing what they stated they would and he will possibly be taking legal action. The Mosquito Board has a letter from Mr. Dill where he has approved the type of chemical being used and a copy of the letter from the Mosquito Board letting him know that they would increase altitude and cut off the spray when going over his property. The Mosquito District has their own insurance and it would cover any liability loss incurred by the District.

THE BOARD RECESSED FOR LUNCH AT 12:00 P.M. AND RECONVENED AT 1:00 P.M.

LOT LINE ADJUSTMENTS MADE ON 7TH STREET: A motion was made to approve the lot line adjustments between 785 and 787 E. 7th Street asked for by Hopkins Mortgage Fund. It was seconded and carried.

INDIGENT HEARING: Chairman Elliott opened the hearing. It was tape recorded and was a closed hearing. Those present were Commissioners Elliott, Mansfield, and Skippen, Clerk Howard, Deputy Clerk Sue Spencer, Deputy Prosecutor Dick Linville, and indigent applicant #00-031. Appellant St. Alphonsus Medical Center was not present. A motion was made to close the hearing with the decision taken under advisement. It was seconded and carried.

ST. ALPHONSUS MEDICAL CENTER INDIGENT APPEAL: A motion was made to deny the appeal by St. Alphonsus Medical Center on Indigent Application #00-031 because of no added information. It was seconded and carried.

ALAN RANSTROM/FRED A. MORETON & CO. - PROPERTY & LIABILITY INS.:

Mr. Ranstrom met to ask permission to send the County a proposal for liability insurance. Discussion was had on whether the County would be willing to leave ICRMP, who carries the County's present liability insurance. It was decided that the Board would seriously consider a proposal from Fred A. Moreton & Company.

Mr. Ranstrom also stated that they have a staff member who works with public entities and health insurance.

FY 2000 TENTATIVE BUDGET APPROVED: A motion was made to approve the FY 2000 tentative budget, to be published in the Messenger Index on August 16, 2000, and a public hearing to be held on September 5, 2000. It was seconded and carried.

RICK WELCH - GEDA: Rick Welch and Sharon Vawter met to give an update on GEDA. They presented a financial report. The Commissioners let them know that \$2000 was budgeted for GEDA in the FY 2001 County budget. They said they really appreciated the support from the County. An idea suggested was to have someone from the County (maybe P & Z Supervisor) to be able to give an hour a day or so to help with the GEDA organization and be a contact person. They presented a list of current and possible new projects.

ALL VALLEY INS. - MEDICAL INS PROPOSALS: Pete and Stan Clements from All Valley Ins. met with proposals for health insurance from Primary Health and Blue Shield. The Primary Health Preferred Provider plan the County is currently with is a lot less premium rate than the Blue Shield traditional rate. A decision was tabled.

EXECUTIVE SESSION: A motion was made to go into executive session under Idaho Code 67-2345(b) concerning personnel. Those present were Commissioners Elliott, Mansfield, and Skippen, Clerk Howard, Prosecuting Attorney Doug Varie, and Noxious Weed Supervisor Quinn Nuffer. No decisions were made. A motion was made to come out of executive session. It was seconded and carried.

PROSECUTING ATTORNEY MATTERS: The Prosecuting Attorney met on various concerns.

There would be no problem legally if the County funded an activity to honor long-time County employees.

Medical costs for inmates cannot be added to Court fees, but may possibly be charged directly to the inmate. Doug will check on it.

Having an employee living in the County's modular home does not void the warranty contract.

TONY & LINDA HACKETT REZONE: A motion was made to uphold the recommendation of the P & Z Commission and deny the rezone request from Tony and Linda Hackett to rezone thirty-three acres

at 6025 Little Freezeout Rd. from Zone A(General Agriculture) to Zone A-2(Suburban Agriculture). It was seconded and carried with Chairman Elliot abstaining.

On motion the Board recessed to August 14, 2000, at 8:00am.

CLAIMS FOR THE FOLLOWING FUNDS WITH WARRANTS WRITTEN JULY 1 - JULY 31, 2000:

CURRENT EXPENSE FUND	\$ 9,690.14
ROAD & BRIDGE FUND	152,513.47
CIGARETTE TAX/BLOCK GRANT	4,756.16
DISTRICT COURT FUND	16,372.22
COUNTY FAIR FUND	11,757.16
COUNTY JUSTICE FUND	108,108.63
FAIR, GROUNDS & BUILDINGS FUND	3,191.08
III HEALTH DISTRICT FUND	5,970.25

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CHARITIES & PENSIONS FUND	52,792.76
REVALUATION FUND	3,416.35
SOLID WASTE FUND	13,757.57
TORT FUND.....	13,059.00
NOXIOUS WEED FUND	11,708.72
WATERWAYS FUND	11,113.90
INSURANCE POOL	6,745.86
AMBULANCE FUND	<u>10,209.00</u>
TOTAL	\$520,162.27

Approved: _____
Chairman

Attest: _____
Clerk