



September 25, 2000, Emmett, Idaho

Pursuant to a recess taken on September 18, 2000, the Board of Commissioners of Gem County, Idaho, met in regular session this 25th day of September, 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 September 18, 2000, were reviewed. A motion was made to approve the minutes of September 18, 2000, as read and corrected. It was seconded and carried.

COMMISSIONER MATTERS: A motion was made to lower the speed limit on W. Central Rd. from the intersection of Highway 52 to Gem Avenue to 45mph. It was seconded and carried.

Discussion was had on how the extra day for Commissioners will be spent. The two options considered are having another agenda day together or a separate office day for each commissioner.

Quinn Nuffer, Noxious Weed Supervisor, met with a problem concerning a property owner who quitclaimed property to another party on the last day they were ordered to respond to a letter from Quinn to reduce a fire hazard on the property. He will check with the Prosecuting Attorney to see what he should do.

A motion was made, seconded and carried to sign a Request for Assignment against Melvin D. Timmons for collection of an ambulance bill.

EXECUTIVE SESSION: A motion was made to go into executive session under Idaho Code 67-2345(b) concerning personnel. It was seconded and carried. Those present in the meeting were Commissioners Elliott, Mansfield, and Skippen, and Clerk Howard. The topic discussed was an office job opening in the Road & Bridge Department. No decisions were made. A motion was made, seconded, and carried to come out of executive session.

EXECUTIVE SESSION: A motion was made to go into executive session under Idaho Code 67-2345(f) concerning pending litigation. It was seconded and carried. Those present in the meeting were Commissioners Elliott, Mansfield, and Skippen, Clerk Howard, Maury Sanders, Sandy Sanders, Malcohm McGregor from Southwest District Health, and Gary Lee and John Barnes, engineers. The topic discussed was the proposed Applewood Subdivision. No decisions were made. A motion was made, seconded, and carried to come out of executive session.

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

00-060 Application for additional medical expenses was approved through motion.

00-065 Application for medical expenses was denied, through motion, because of lack of information provided and noncompliance.

00-067 Application for medical expenses was approved through motion.

00-075 An application lien was signed through motion.

00-J43, 00-J44, 00-J45, 00-J46, 00-J47 Applications for medical expenses for inmates housed in Weiser were approved through motion.

NEWTON HAWLEY - OLA FIRE DEPARTMENT: Newton Hawley, Building Official, met concerning the building of a fire station in Ola. They were issued a building permit, but the fee was waived.

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

EASEMENT ON ZAMZOW PROPERTY: Lou Gorono, Attorney, met to discuss an opinion from the Deputy Prosecuting Attorney, Dick Linville, on the County waiving an easement they had on some property owned by Rick Zamzow. Zamzow wants to sell a conservation easement to the USDA so his land will be protected as natural wetlands. A meeting will be had with Gorono, Linville, Zamzow, and the Commissioners next week.

JENSEN/LEAVITT INSURANCE CO - ICRMP LIABILITY INSURANCE POLICY: Sandy Harlan from Jensen/Leavitt met to discuss the options on the proposal from ICRMP for the County's liability insurance. One was a liability limit, which was accepted. The other was the uninsured/underinsured motorists.

DAVE EBERNESS - ROUND-UP BAR: Dave Eberness, the owner of the Round-up Bar, walked in and met with the Commissioners to request

that the County allow the sale of liquor on Sundays. He was told he would have to be put on the agenda a week ahead of time so there could be public input.

ICRMP LIABILITY INSURANCE PROPOSAL ACCEPTED: A motion was made to accept the proposal from ICRMP for the County's liability insurance and to go with the additional coverage on uninsured/underinsured motorists. It was seconded and carried.

NEW COMMISSIONER HOURS: A motion was made to change the Commissioner hours to be 8:00am to 5:00pm every first through fourth Monday and Tuesday, excluding holidays. It was seconded and carried, with Chairman Elliott voting nay.

PROSECUTING ATTORNEY MATTERS: Prosecuting Attorney Doug Varie met concerning various matters.

He will work up a speed limit ordinance for Letha and W. Idaho.

Discussion was had on whether or not other taxing districts can use the fuel contract made with a company by the County. PA Varie stated that unless the contract states as such, no one else may use it but the County.

PA Varie was asked to draw up a dispatch use contract between the City and the County.

PA Varie stated that the Zamzow easement release had been turned over to Deputy Prosecuting Attorney Linville, and Dick will be meeting next week them and the Commissioners concerning his advise.

PA Varie will give a written response as to serving liquor on Sunday.

An ordinance will be made to increase the Commissioner hours from one day a week to two days a week.

PA Varie presented a contract for the rental of their office space. A motion was made to sign the rental agreement for the Prosecuting Attorney office for \$766/month from October 1, 2000, through September 30, 2001. It was seconded and carried.

EXECUTIVE SESSION: A motion was made, seconded, and carried to go into executive session under Idaho Code 67-2345(12) concerning pending litigation. Those present in the meeting were Commissioners Elliott, Mansfield, and Skippen, Clerk Howard and Prosecuting Attorney Doug Varie. The topic discussed was the proposed Applewood Subdivision. No decisions were made. A motion was made, seconded, and carried to come out of executive session.

THE BOARD RECESSED AT 5:30PM TO MEET AT THE LETHA SCHOOL AT

7:00PM.

LETHA MATTERS: Commissioner Elliott let the citizens know that the speed limit will be changed to 30mph on Idaho Blvd. going through Letha.

It was asked why the meeting in Letha was not published in the paper. It was stated that it is on the regular agenda, which is usually e-mailed or faxed to the newspaper on Friday. The paper doesn't come out until the following Wednesday, which is after the Commissioners' meeting. Anyone with an e-mail address was invited to be on the Clerk's list to receive the agenda each Friday.

Discussion was had concerning property with splits with Mike Williams, P & Z Administrator. Some citizens feel that in the past there have been a lot of decisions made that have not conformed to the ordinances. Mike Williams stated that, hopefully, things will get better now that the responsibility of the P & Z Office has been split between a zoning administrator and a building official.

A question was asked about the waste water ditch mentioned in the minutes on County property that the Commissioners were planning on filling. They were cautioned that they could get sued if it damaged someone's property. It was stated that the decision was made with legal advise.

Further discussion was had on the speed limits on County roads. On any unmarked County road, the speed limit is 55mph, which is set in Idaho Code.

It was asked if some of the State surplus money could be gotten as a grant to help with the Letha Sewer problem. It was stated that citizens need to call their legislators to lobby for the money.

The two grants received for the Island were discussed. Tom Hoppell stated that one of the grants can legally be used as matching funds on the other grant.

It was asked if the County is willing to help get the Letha School as a community park/community center. It was stated that the County couldn't come up with any funding, but could maybe support in other ways.

It was stated that the County should not give money to GEDA and support the Chamber of Commerce instead. The Commissioners stated that they feel GEDA is a viable group that can help get more business to come into Gem County and that the P & Z office will be the contact point for GEDA.

Discussion was had on a property in the Letha Township that has problems with an access. There may be a possibility of opening up an alleyway to alleviate the problem.

Commissioner Minutes 09/25/2000

On motion the Board recessed to October 2, 2000, at 8:00am.

Approved: _____
Chairman

Attest: _____
Clerk