



October 10, 2000, Emmett, Idaho

Pursuant to a recess taken on October 2, 2000, the Board of Commissioners of Gem County, Idaho, met in regular session this 10th day of October, 2000, at 8:00 a.m.

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| 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 October 2 & 3, 2000, were reviewed. A motion was made to approve the minutes of October 2 & 3, 2000, as read and corrected. It was seconded and carried.

CLAIMS: The claims presented were reviewed. A motion was made to approve the claims presented. It was seconded and carried.

NEWTON HAWLEY, BUILDING OFFICIAL: Newton Hawley, Building Official, met to discuss a request for training for an individual from Washington state. In the request, there is no compensation to the County. There is no space available in the P & Z Office while training and there would be no job opening in Gem County after the training is over. The person has a bad back and the County may be liable for any accident while on the job. Boise City may have a job opening for him after he is trained, so the Commissioners felt that maybe he should apply for training in Ada County.

Newton asked if he could be allowed to drive his County vehicle to and from work. As this would need to be added as "fringe benefits" in his wages, it was denied.

PUBLIC HEARING - PAWLIK REZONE: The public hearing was tape recorded. Chairman Elliott read the notice of public hearing for the rezone of approximately 15 acres belonging to Ludwik Pawlik from A-3 to B-1. A letter from the Gem Soil Conservation District concerning the ground water contamination and their recommendations to avoid that. A letter was read from Southwest

District Health, stating they had no objections to the rezone. Mike Williams, P & Z Administrator, read the P & Z administrative report.

Doug Bergey, surveyor, presented his new survey of the Pawlick land. It was stated that the reported 15 acres is actually approximately 12.7 acres, and only the 1.7 with the Ludwik's home on is the part that is being rezoned.

Dean Charters, representing Last Chance Ditch Company stated that they are concerned with keeping their right-of-ways to maintain their ditches.

Bill Martin, requested that if the land is split up that the irrigation ditches be tiled. There are two laterals and one drain ditch.

Ludwik Pawlik objected to having to tile the ditches. He stated that the Last Chance Ditch Company has already trespassed on his property and he does not want any more restrictions on his property.

Chairman Elliott read the findings of facts from the P & Z Commission. They recommended approval of the zone change.

There are only 1.7 acres that would be B-1 and the other two 5-acre parcels would be left at A-3.

The public input was closed. A motion was made to approve the rezone with the stipulation that the ditch easements would be put on the recorded survey. It was seconded and approved.

ORDINANCE 2000-12 - COMMISSIONER MEETINGS: The Commissioners signed the approved Ordinance 2000-12 providing for Commissioner meetings on the first four Mondays and Tuesdays of each month, excluding holidays.

WADE DISHION - DRUG TESTING PROPOSAL: Wade Dishion from CSS (Comprehensive Solution Services) met to give a proposal for the drug testing contract for the County. He went over the services they would provide and the things they would require from the County. They would provide some training for employees and for department heads. All pre-employment testing would be done in Meridian. All monthly regular testing would be done out of their mobile unit which would come on site.

The cost is \$35/test. That includes training, reports, etc. Alcohol breath testing is mandatory according to Idaho Code for DOT and that cost would be \$20/test. The contract will start on November 1, 2000, through September 30, 2001. Wade will return for the signing of the contract.

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

00-030 Assignment for the CAT Fund of 67.9% was signed through

motion.

01-001 Application for a deceased husband's cremation was approved through motion.

01-J01 Application for medications for an inmate while housed at Washington County Jail was approved through motion.

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

CARMEN NICHOLS - LIBRARY SUMMER READING PROGRAM: Carmen Nichols, Marsha Werle, and Dave Evans met on behalf of the Emmett City Library requesting funding for help to extend the summer reading program for children who live in the County and do not have library cards.

Janelle Schnieder, Juvenile Probation Officer, stated that she is totally in favor of supporting this program through her department.

The Commissioners asked the library staff to check into what the cost would be to support the reading program and to extend the library privileges for those County children who complete the reading program. The decision needs to be made by the first of December for the library to order materials for the summer reading program.

WILL COOK - U OF I EXTENSION BUDGET: Will Cook, County Extension Agent, left the contract between Gem County Extension Office and the University of Idaho to be signed. It was done so through motion.

RUSS MANWARING/TOM HOPPELL - GEM ISLAND GRANT CONTRACT STIPULATES MAINTENANCE REQUIRED AND RECREATIONAL ACTIVITY USE ONLY: Tom Hoppell and Russ Manwaring met to present the project agreements for the State Trust for Outdoor Recreation Enhancement and Recreation Energy Conservation Pathways and the State & Local Project Agreement for the Gem Island Sports Complex, both with Idaho Department of Parks and Recreation. They were signed through motion. The stipulation involved in these grants is that the Gem Island Sports Complex has to be maintained and can be used for recreational activities only.

ALCOHOLIC BEVERAGE LICENSE TRANSFER: A motion was made to approve the transfer of the alcoholic beverage license for the sale of bottled or canned beer to be consumed on the premises and wine by the drink, from Agustin Contreras dba El Gallo Giro Mexican Restaurant to Emiliano Galligos dba El Rey Coliman Mexican Restaurant. It was seconded and carried.

PROSECUTING ATTORNEY MATTERS: Discussion was had on the things that need to be done with the petition signed by the Sweet Township citizens to vacate certain roads and alleys within the Sweet Township. The notice needs to be posted for 30 days. If there are any objections, there will need to be a public hearing. Doug suggested serving a notice to all those who did not sign the petition.

If fences, etc., are built in a County right-of-way, the County would not be liable for any accident caused by the fence being there.

The County needs to come up with an official deed to the Fairgrounds. Doug will check into it.

A bid, similar to last year's, needs to be put out for County fuel.

Commissioner Mansfield received a \$1000 grant check from Wal-Mart for work on the Island. The check is made out to Gem County.

It will be put into the budget during the upcoming public hearing to adjust the budget for the Enhanced 911 money and Court Facility money.

On motion the Board recessed to October 16, 2000, at 8:00am.

Approved: _____
Chairman

Attest: _____
Clerk