



February 5 & 6, 2001, Emmett, Idaho

Pursuant to a recess taken on January 23, 2001, the Board of Commissioners of Gem County, Idaho, met in regular session this 5th & 6th day of February, 2001, at 8:00 a.m.

Present:	Ed Mansfield	Chairman
	Kathy Skippen	Commissioner
	Sharon Pratt	Commissioner
	Susan Howard	Clerk

Whereupon the following proceedings were had, to-wit:

February 5, 2001

Pledge of Allegiance was said.

MINUTES READ AND APPROVED: The minutes of January 22 & 23, 2001, were reviewed. A motion was made to approve the minutes of January 22 & 23, 2001, as read and corrected. It was seconded and carried.

DEPARTMENT REPORTS: Dennis Pulley, Road & Bridge Supervisor, reported receiving a letter from the City concerning the speed limit on Substation Road by Carberry Intermediate School. He wondered if the Commissioners wanted to make the County speed limit the same as the City's. The traffic ordinance will be changed.

Quinn Nuffer, Noxious Weed Supervisor, reported he will be out of the office most of the week for meetings.

Martin Joyce, Landfill Supervisor, reported their sign now reflects the Gem County ordinance instead of the Payette County Ordinance. The landfill is down 19 vehicles for the month and 1 ½ tons less than last month.

Mike Williams, Planning & Zoning Administrator, reported they were down in valuations, permits, and fees received—all attributed to the snowy weather. The findings of fact from the public hearing on the proposed changes to the P & Z ordinances will be coming to the Commissioners the first of March.

Newton Hawley, Building Official, reported that the State will be adopting the International Building Code in April, 2002. The County ordinance states that the County will use whichever code the State is using.

Janelle Schnieder, Juvenile Probation Officer, reported 68

juveniles on her case load. She had 13 new petitions this month, She has gone to training on UA testing and will go to training on methamphetamine. The substance abuse training will be at Sun Valley in April.

Mark Rekow, Ambulance Director, reported receiving \$11,677 in collections for the month. They had 62 transports. There were 651 transports for year 2000 and 625 in 1999. Grant money has been received for radio equipment. They hope to have their own radio system separate from the Sheriff's and fire department's. The extrication vehicle is being painted today. The old extrication vehicle and ambulance are still available for donation or sale.

Bruce Reuck, Maintenance Supervisor, reported that the Assessor's remodel may not get started until a week later because of carpeting. The District Courtroom remodel will be happening in March, which will address handicap and security concerns. Commissioner Skippen has talked to Rebuild Idaho and asked them for training on power conservation because of the power crunch and cost increase.

GERALD LAMBERT - BIG SKY TELECOM: Gerald Lambert from Big Sky Telecom met to discuss setting up connected websites for departments that would connect with a County website. He proposed that someone be chosen in the County to lead the project, get some specific ideas, and then he will get back with a monetary proposal. Assessor Greg Himes will be that person.

ELECTED OFFICIALS REPORTS: Greg Himes, Assessor, reported he has a new employee. Another will start in a month. There is a worker's comp claim from one of his employees. Their remodel is set back a week because of the carpet order. Circuit breaker applications, which are now called Property Tax Reduction Applications, are now being taken. He has a few property tax exemptions for the Board to sign.

Marilyn Frasier, Treasurer, reported \$204,995 in tax collections, with 14 tax deed letters going out with a deadline of an April 3 hearing scheduled. There are 136 warrants of distraint for over-due taxes.

Clint Short, Sheriff, reported \$10,395 spent for out-of-county inmates, with 13 out-of-county today. There were 84 bookings for the month. Negotiations are still being worked out for a modular jail.

CERTIFICATES OF RESIDENCY: A motion was made to approve the Certificates of Residency for Cari Hug, William Butticci, and Syd Carr who are attending the College of Southern Idaho. It was seconded and carried.

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

JANELLE SCHNIEDER - BIG BROTHERS/BIG SISTERS: Janelle Schnieder met to report on the activities of the Big Brother/Big Sisters program in Gem County. It got off to a late start because of a misunderstanding as to who was to start the program. But, after it began, it has done very well, working with twelve matches between the high school and elementary students. Janelle went over the qualifications of those students who are used in the matches. Janelle would like to continue funding the program in her budget next year.

DISCUSSION ON MOTOR VEHICLE TRUST FUND AND JUVENILE PROBATION

BUILDING FUNDS: The Board discussed problems with the overcrowding, security, and privacy issues in the P & Z/Juvenile Probation and the Motor Vehicles Departments. There are funds available in the Motor Vehicles and Juvenile Probation Departments for construction of a new building. Ideas were tossed around between the Board, Assessor, Juvenile Probation Officer, and Planning & Zoning. There will be further discussion.

JERI SANDALL - DRIVERS LICENSE FEE: Jeri Sandall met with the Board, on the advice from ITD. She feels that she will be charged double for a driver's license. She changed her name and address on her license and was charged. Now, because of a new State law, she will need to get a new license in July when she turns 21 years old. The Commissioners have no authority to change the situation. The Commissioners supplied her with her legislators names and numbers and the new law that was passed.

INDIGENT APPLICATIONS: A motion was made to go into executive session under Idaho Code 67-2345(1)(d). Deputy Clerk Sue Spencer presented the following indigent applications:

00-048 A release of lien needed to be signed because of payment of loan.

00-018 Application was made for back rent and liability insurance for an automobile.

00-019 Application for medical costs was presented for information only.

01-J12 Application for medical costs for an inmate held in Washington County was presented.

A motion was made, seconded, and carried to come out of executive session.

A motion was made to sign the release of lien for #00-048,

deny rent and approve insurance payment for #01-018, and approve #01-J12. It was seconded and carried.

ATTORNEYS MAUK & BRUGOYONE RETAINED: A motion was made to approve the Attorney Retainer Agreement between Gem County and Mauk & Brugoyne for pending litigation. It was seconded and carried unanimously.

The Board recessed to January 23, 2001, AT 8:00AM.

February 6, 2001

Pledge of Allegiance was said.

KERN RIGGS LOAN REPAYMENT: A generous payment of \$4,200 was received in December from Kern Riggs for help received by his family in the years around 1920. They received \$1395 during that time, and Mr. Riggs felt the extra \$2,800 was a fair amount to cover inflation of the dollar. A motion was made to use \$4,000 of the payment to help set up a Gem County web page and dedicate that page to Kern Riggs, and to use \$200 for a plaque commemorating the payment of the loan to be hung in the Courthouse. There was a second and it was carried unanimously.

MARK GRIGGS - IDAHOANS FOR SAFE ROADS: Mark Griggs from Idahoans for Safe Roads met to speak to the Board about the number of big trucks on Idaho roads. Idahoans for Safe Roads is against trucks on the highways getting bigger. They would like to have Gem County sign on with them to fight against bigger trucks being allowed on the highways. He feels they are unsafe because of the speed differential between trucks and automobiles, the increase of possible rollovers as the truck trailers get heavier, braking problems and steering problems as trucks get bigger, and pavement/bridge damage from heavier trucks.

Commissioner Skippen countered all of the concerns raised by Mr. Griggs. She stated that Idaho is being penalized now by some industries being kept out because they, with Oregon, have lower weight limits than all of the other surrounding states. She stated that she, personally is on the other side of Idahoans for Safe Roads on this issue.

GARY LEE, EXPANETS - PHONE SYSTEM: Gary Lee for Expanets met with the Board concerning expansion of the phone system in the Courthouse. The system purchased has a lot of room for growth. To do that, additional cards will need to be purchased to accommodate the growth. Gary will be sending a proposal for the

expansion.

VOICE MAIL SYSTEM LEASE/PURCHASE AGREEMENT SIGNED: A motion was made to sign the lease/purchase agreement with Expanets for the voice mail system purchased in March, 2000. The total purchase price was \$6,861, with a \$241.54 monthly payment until October, 2001, at which time the balance will be paid, with no interest or fee charged. It was seconded and carried unanimously.

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

DEPUTY PROSECUTING ATTORNEY TO ALSO SERVE AS CITY ATTORNEY FOR IDAHO CITY: A motion was made to authorize Deputy Prosecuting Attorney Tim Fleming to serve as City Attorney for the City of Idaho City at the same time he is serving as Deputy Prosecuting Attorney for Gem County. It was seconded and carried unanimously.

PROSECUTING ATTORNEY MATTERS: Discussion was had on whether or not to go out for a bid on a modular jail before purchasing the used one from Bonner County. The Idaho Code is not totally clear as to the answer. It will be discussed further. The purchase of a modular jail from Bonner County for \$73,000 would be contingent upon the final decision after a public hearing to open the budget to use unanticipated cash carryover not allocated.

Dick will check into the use of the building funds in the Assessor's Fund and in the Cigarette Tax Fund, and specifically what they can be used for.

The PA office was able to obtain payment to Walter Knox Memorial Hospital for Davis Drug Company who was doing the drug testing for the County. The check was mailed to the hospital today.

The PA office was asked to visit with Dennis Pulley, Road & Bridge Department, on what changes he advises on speed limits within the County.

There is some grant money that will come in the County's name, but the money needs to go to RC&D to handle the financial records. PA Dick Linville stated that the budget needs to be opened in order to send the grant money to RC&D.

EXECUTIVE SESSION: A motion was made, seconded, and carried to go into executive session under Idaho Code 67-2345(f) concerning pending litigation. No final decisions were made. A motion was made, seconded, and carried to come out of executive session.

MARGERY SMITH TO HELP WITH SANDERS' SUIT: A motion was made to

approve a contract with Attorney Margery Smith to help with the Sander's appeal, with a ceiling of \$4,000 to be paid to her.

EXECUTIVE SESSION: A motion was made, seconded, and carried to go into executive session under Idaho Code 67-2345(f) concerning probable litigation. No decisions were made. A motion was made, seconded, and carried to come out of executive session.

REVISED FINDINGS OF FACT SIGNED ON ERLING JOHANNESSEN REZONE: A motion was made to sign the revised findings of fact for the Erling Johannesen rezone, with the same date of the original signing. It was seconded and carried unanimously.

AMENDED FINDINGS OF FACT SIGNED ON THE TRAVIS MADSEN APPEAL OF A SPECIAL USE PERMIT: A motion was made to sign the amended findings of fact on the Travis Madsen appeal for a special use permit, removing Commissioner Pratt's name because of a conflict of interest, with the same date of the original signing. It was seconded and carried, with Commissioner Pratt abstaining.

CLAIMS FOR THE FOLLOWING FUNDS WITH WARRANTS WRITTEN JANUARY 1 – JANUARY 31, 2001:

CURRENT EXPENSE FUND	\$ 138,089.82
ROAD & BRIDGE FUND	152,546.96
CIGARETTE TAX/BLOCK GRANT	4,757.62
DISTRICT COURT FUND	12,640.10
COUNTY FAIR FUND	23,760.61
COUNTY JUSTICE FUND	107,652.27
FAIR, GROUNDS & BUILDINGS FUND	8,468.51
III HEALTH DISTRICT FUND	16,206.96
CHARITIES & PENSIONS FUND	57,325.37
REVALUATION FUND	7,450.02
SOLID WASTE FUND	14,193.31
TORT FUND	32,159.87
NOXIOUS WEED FUND	12,337.00
INSURANCE POOL	3,918.90
AMBULANCE FUND	<u>12,758.69</u>
TOTAL	\$ 604,266.01

The Board recessed to February 12, 2001, at 8:00am.

Approved: _____
Chairman

Attest: _____
Deputy Clerk