



June 4 & 5, 2001, Emmett, Idaho

Pursuant to a recess taken on May 22, 2001, the Board of Commissioners of Gem County, Idaho, met in regular session this 4<sup>th</sup> & 5<sup>th</sup> day of June, 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:

June 4, 2001

**Pledge of Allegiance was said.**

**MINUTES READ AND APPROVED:** The minutes of May 21 & 22, 2001, were reviewed. A motion was made to approve the minutes of May 21 & 22, 2001, as read and corrected. It was seconded and carried.

**DEPARTMENT HEADS:** Dennis Pulley, Road & Bridge Supervisor, received a letter from Tim Fleming concerning the roads in the Eddy Heath subdivision, which ended up being splits instead of a platted subdivision. That changed the road stipulations, but there needs to be a public hearing to vacate the road rights-of-way in the subdivision. Dennis will check on a possible problem with some trees on Sandy Avenue that obstruct vision.

Mike Williams, Planning & Zoning Administrator, reported that fee collections were up \$2,255 for month of May. The Cell Tower and the Landscape Ordinance will be brought before the Commissioners today. A planned community located in a section of Ada, Boise, and Gem Counties is in the works and all three Counties are working together on it. The Commissioners and Clerk would like to use the P & Z vehicle to attend a meeting in Pocatello on June 12-14.

Janelle Schnieder, Juvenile Probation Officer, reported she had 90 juveniles on her case load with 15 committed. There were 14 new petitions for the month. She reported on meetings her office has attended. There is still no decision on new office space for Juvenile Probation.

Martin Joyce, Landfill Supervisor, reported there will be a free trash/tire day this weekend and a banner advertising it will

be hung today. There was 806 tons of trash collected for the month and there were 288 more vehicles than last month that came through the landfill.

Quinn Nuffer, Noxious Weed Supervisor, reported that the steam eradicator demonstration was cancelled and will be rescheduled. Boise, Valley, and Gem Counties are working on trying to get approval for County Weed Superintendents to certify hay. June 11 they will be in Valley County and June 12-14 in Boise County working on projects. They are presently working on the weeds on the Island.

Mark Rekow, Ambulance Director, reported that there was \$2,755 collectioned for month with 51 transports and 19 others not transported, with a 286 YTD total, which is up 16 from last year. A resolution needs to be made declaring the ambulance and extrication vehicle as excess property.

Will Cook, County Agent, reported that they have finished the market animal part of preparing for the Fair. The numbers are about the same as last year. The 4-H Program Coordinator has been going once a week to the Girls Home doing some cooking classes.

**ELECTED OFFICIALS:** Clint Short, Sheriff, reported that there were 19 inmates in custody and we can now hold 31. There was \$8550 spent last month for out-of-County inmate expenses. Everything in new modular is working well. The \$1200 city sewer hook-up fee was a misunderstanding between several people and is being taken care of. It could have been cleared up with a phone call instead of being published in the paper. Clint is willing to have trustees and/or SILD people work on the Courthouse grounds on Fridays, if there are some available.

Greg Himes, Assessor, sent out new assessment notices and has received positive comments from public. There were some new appraisals done out by County Line which upset some people. There will be some people who will sign up for Board of Equalization. He is working with Boise Cascade on some issues. The Assessor's office is behind schedule on appraisals and Greg has put in for another appraiser in his FY2002 budget. He will itemize his auction items stored at the Fairgrounds and other places.

Marilyn Frasier, Treasurer, reported that \$267,639 were collected for the month in property taxes. She is going to New Zealand for three weeks in July. The Treasurer's office is busy taking in money from property taxes. Interest rates are still down.

Susan Howard, Clerk, reported that all budgets are in except the ones the Commissioners have to do. With the other Department requests in, the numbers are about \$1,000,000 over last year's budget, and do not yet include numbers from Commissioners, Buildings & Grounds, Parks & Recreation, City-County Planning,

Health District, Tort, and a few others. The Commissioners will have a big job ahead of them balancing the budget.

Commissioners Skippen stated that the economic development grant got turned in.

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

01-041 Application for ongoing medication and for medical and dental expenses.

00-01 Application needed a release of lien signed.

01-016 Application needed a subpoena signed for a hearing.

01-038 Application for medical expenses up to time of death.

01-J30 and 01-J31 for medical expenses and medication for inmates.

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

A motion was made on 01-041 to deny medications for the month of May, 2001, because of an untimely application and no emergency existed and approve medications from June 1 through June 30, 2001, with the stipulation that the applicant receive a mental health evaluation by a doctor chosen by the County; to sign the release lien for 00-01; to sign the subpoena for 01-016; and to approve 01-038, 01-J30 and 01-J31. It was seconded and carried.

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

**Commissioner Sharon Pratt was not in attendance for part of the afternoon meeting. She attended a funeral.**

**BID OPENING—ROAD & BRIDGE PAVING:** After reading the bid notice, bids were opened for asphaltic paving for Gem County Road & Bridge Department for Sales Yard Road, Mill Road, and the Gem county RV Park. Three bids were received.

A bid was received from American Pavement Company, Inc. for \$36/ton for a total \$98,604. A 5% bid bond was in place and also proof of liability insurance.

Central Paving Co., Inc. gave a bid of \$31/ton for a total of \$84,909. A 5% bid bond was in place and proof of insurance was shown.

Idaho Sand and Gravel Co. sent a bid of \$31.65/ton for a total of 86,689.35. A 5% bid bond was in place and proof of insurance was shown.

Dennis Pulley, Road & Bridge Supervisor, stated that he would be happy with any of these three companies. A motion was made to

go with the lowest bidder, which was Central Paving Co., at \$31/ton. It was seconded and carried.

**P & Z PROPOSED CELL TOWER & LANDSCAPING ORDINANCE:** Mike Williams, Planning & Zoning Administrator, met to go over the proposed Landscaping Ordinance and Cell Tower Ordinance. A public hearing was set for July 3, 2001, at 9:00am to take comment on the new proposed Ordinances.

**BUDGET WORKSHOP:** The Commissioners spent time working on the FY2002 budget.

**Commissioner Sharon Pratt came back into the meeting.**

**MARK REKOW-EMT VEHICLES:** Mark met to let the Commissioners know that they need to make a resolution to declare that the old ambulance and extrication vehicle are surplus property. Then an ad needs to be put in the newspaper for an auction, with a minimum bid put on the vehicles. If the vehicles are sold to another government entity or taxing district, they can be sold directly to them without advertising. He will list the ambulance at \$4,950 and the extrication vehicle at \$6,500. This will be checked out with the Prosecuting Attorney.

**GARY LEE-EXPANETS PHONE MAINTENANCE PROPOSAL:** Gary Lee from Expanets met to propose a maintenance program for the County telephone system. His proposal was \$365/mo, which would include the voice mail. The rates would not change for four years, but the contract would be negotiated each year. All services would be from 8:00-5:00, Monday through Friday. If any problems happened in the evenings or on weekends, there would be an additional charge for labor. It would include all equipment and programs when they fail in any way. If the phone sets were deleted from the contract, the monthly cost would be about \$245. No decision was made.

**RALPH GURNEY REZONE FINDINGS OF FACT:** A motion was made to sign and enter into the record the Findings of Fact and Conclusions of Law for the approval of the Ralph Gurney rezone. It was seconded and carried.

**ORDINANCE 2001-08-GURNEY REZONE:** A motion was made to adopt Ordinance 2001-08 to rezone approximately 7 acres from A-3(Residential Agriculture) to B-1(Residential) at 1111 W. Central Road, belonging to Ralph Gurney. It was seconded and carried.

**The Board recessed to June 5, 2001, AT 8:00AM.**

**June 5, 2001**

**Pledge of Allegiance was said.**

**Commissioner Pratt left the meeting for a meeting at City Hall.**

**P & Z BUILDING INSULATION:** Newton Hawley, Building Inspector, met to go over the proposals for getting insulation for the Planning & Zoning building and the Auto License building. No decision was made.

**STEVE BUCK-FISCHER LEVY, ROLLING BLACKOUTS, DROUGHT DECLARATION:**

Steve Buck, Disaster Coordinator, reported that his Disaster Assistant Coordinator gave his resignation, so he is looking for someone to replace him.

There is a problem with the Smith/Tschudy Levy. It needs some repair work done on it. The Corps of Engineers did the original work on the levy. Steve is waiting to hear from them. There may be a possibility of some grant money. There is also around \$13,000 left in the County Disaster Fund that could be used.

Steve went through the process needed to make a Declaration of Local Disaster Emergency application. The numbers in Gem County show that there may be a concern. The irrigation districts are the ones that need to start the process, if it is warranted.

Steve talked about the Storm Ready Program. It requires cooperation from several entities. Weather alerts in Gem County come from dispatch, but the info seems to reach the County after the storm has already hit. Weather alert radios could be put in dispatch, schools, City Hall, and other places where they are needed. The radios are around \$40 each. There is a need for about eleven in the County, with two of those needed in County offices. There are other requirements in order for the County to be qualified as "Storm Ready."

Steve reported that Idaho Power stated that there is a possibility of rolling blackouts in Gem County. He presented a packet of information about the Load Management plan from Idaho Power and how, why, when, and what to do during a blackout.

**Commissioner Pratt came back into the meeting.**

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

**PUBLIC WALK-IN AND INPUT:** Harold Holste met with concerns over

the Veterans Service Officer charging for transporting veterans to the Vets Hospital and doctor appointments. He suggested that maybe it is time for a change of the appointment of the Service Officer. Their next VFW/American Legion meeting will be in September.

Max Long brought in some Walter Knox Medical Staff by-law changes and additions that needed the Commissioner's signature. A motion was made to sign the changes and additions to Art. 3.7, 8.2, 10, 13, 13.1.3, 13.1.4. It was seconded and carried.

**PLANNING & ZONING ORDINANCE AMENDMENTS:** A motion was made to approve the amendments as presented by the Planning and Zoning Commission to the following Zoning Ordinances: Siting for Manufactured Homes; Signs; Setbacks. The motion was seconded and carried.

A motion was made to approve the amendments as presented by the Planning and Zoning Commissioner to the Zone Use Classifications Ordinance with stipulations to: strike the words "facilities, and are now, or will in the future reach densities of development which can be served by" and changed to "and"; to change R-Residential-Transitional(RT)-Single-Family to read "1 acre minimum lot size requirement-To promote lands for the development of detached single family dwellings. These lots shall be confined to areas that will be served by either central or community water and may in the future reach densities of development which can be served by central sewage system."; to change the sentence in MR-Multi-Family Residential, "...shall be served by central water facilities, and are now, or will in the future reach densities of development which can be served by sewage facilities." to read "...shall be served by central water and by central sewage facilities." The motion was seconded and carried.

A motion was made to deny the Amendment to change to Commercial Zone along Hwy 16 between Substation and Boise Avenue. The motion was seconded and carried.

**Commissioner Kathy Skippen left the meeting to attend a Kennedy Creek Stewardship meeting. She will attend the Employee meeting in the evening for the input on the Personnel Policy Handbook.**

**PROSECUTING ATTORNEY MATTERS:** Prosecuting Attorney Dick Linville met with the Commissioners on various matters. He advised that a resolution will need to be made if the ambulance and extrication vehicle are sold to another government entity per Section 31-808(9), which also requires published advertisement.

Dick returned the tape and minutes of the Public Hearing for the vacation of the roads in Sweet. It was not done correctly the

first time, so it needs to be done again.

Long term leases may be entered into with a clause stating that if a future Board of Commissioners does not agree with it, it may be cancelled. Dick recommends not entering into long-term leases.

A Letha resident has volunteered some land for the County to put in a cul-de-sac. The property needs to be surveyed and then a warranty deed needs to be signed.

Dick advised that the Veterans Service Officer can be appointed or unappointed at the discretion of the Board of Commissioners.

**EXECUTIVE SESSION:** A motion was made, seconded, and carried to go into executive session under Idaho Code 67-2345(f) concerning pending litigation. Those governing bodies present in the meeting were Commissioners Mansfield and Pratt. No final decisions were made. A motion was made, seconded, and carried to come out of executive session.

**The Board recessed at 5:00pm to reconvene at 6:30pm.**

**EMPLOYEE MEETING—PERSONNEL POLICY HANDBOOK:** A meeting was held to take input on the proposed Personnel Policy Handbook. There were 14 employees and several elected officials in attendance, with the Commissioners (Commissioner Sharon Pratt left early to attend a GEDA meeting). Several topics of concern were discussed.

The change of the bereavement days from 5 days and nothing else, to 3 days and sick leave was discussed. Some employees felt they were getting a benefit taken away. The Commissioners stated that they were being given more and better options.

The deletion of the 2-hour doctor visit was discussed. The Commissioners stated that they felt that was part of the sick leave benefit. Several employees thought that this would create a hardship on those who have no accumulated sick leave.

The possibility of a sick leave bank was discussed for catastrophic illness and will probably be taken back to the committee to further evaluate.

It was asked why change the policy when the old policy works. The Commissioners stated that they had "inherited" the proposed policy put together several years ago by a committee of employees and elected officials, and they were finishing up the job. It also is recommended that personnel policies be reviewed regularly for updates in law changes and circumstances.

No final decisions were made during the meeting.

**The Board recessed to June 11, 2001, at 8:00am.**

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

CURRENT EXPENSE FUND .....	\$ 147,977.90
ROAD & BRIDGE FUND .....	72,645.55
CIGARETTE TAX/BLOCK GRANT .....	3,706.36
DISTRICT COURT FUND .....	31,469.68
COUNTY JUSTICE FUND .....	136,624.46
FAIR, GROUNDS & BUILDINGS FUND .....	10,499.28
III HEALTH DISTRICT FUND .....	31.54
CHARITIES & PENSIONS FUND .....	31,966.46
REVALUATION FUND .....	7,825.35
SOLID WASTE FUND .....	23,475.82
NOXIOUS WEED FUND .....	1,0543.58
WATERWAYS FUND .....	2,501.27
INSURANCE POOL .....	5,132.64
AMBULANCE FUND .....	<u>18,918.05</u>
TOTAL	\$ 503,317.94

Approved: \_\_\_\_\_  
Chairman

Attest: \_\_\_\_\_  
Clerk