



October 6 & 7, 2003, Emmett, Idaho

Pursuant to a recess taken on September 23, 2003, the Board of Commissioners of Gem County, Idaho, met in regular session this 6th & 7th day of October, 2003, at 8:00 a.m.

Present:	Ed Mansfield	Chairman
	Sharon Pratt	Commissioner
	Michele Sherrer	Commissioner
	Susan Howard	Clerk

Whereupon the following proceedings were had, to-wit:

SPECIAL MEETING - SEPTEMBER 29, 2003, 9:00 a.m.: A motion was made by Commissioner Sherrer and seconded by Commissioner Pratt, which carried unanimously, to go into executive session under Idaho Code Idaho Code 67-2345(1)(b) concerning personnel. Those governing bodies present in the meeting were Commissioners Mansfield, Pratt, and Sherrer. A motion was made by Commissioner Sherrer, seconded by Commissioner Pratt, and carried unanimously, to come out of executive session. No decisions were made.

October 6, 2003:

Pledge of Allegiance was said.

DEPARTMENT HEADS: Dennis Pulley, Road & Bridge Supervisor, reported that the Road Department is now working their regular 8-hour day shift. They have finished working on Liberty Road in Sweet. He would like to see the 25 mph speed limit on South Washington extended to Enterprise Street and Service Avenue. Dennis discussed an item in the FY2004 budget where the total amount for a sweeper was taken out of the FY2004 budget because it was purchased with excess budget in the FY2003 budget. Only a yearly lease payment had been allotted in the FY2004 budget, so the capital equipment line item will be short for FY2004. It will be taken care of, as needed, later in the year.

Debra Lish, Planning & Zoning Administrator, reported she attended a good conference. They have a new receptionist, Susan Templeton, who is doing a good job.

Kelly Flinn, Building Official, reported they issued 29 building permits, 4 manufactured housing permits, and 6 miscellaneous permits, with \$17,176 in total fees

collected. He reported that he is now a certified building inspector, both residential and commercial.

Janelle Schnieder, Juvenile Probation Officer, reported they currently have 99 juveniles on probation, which includes 17 new petitions. There are no juveniles in detention, with one on a drug treatment program. The Children's Mental Health program has started back up for the school year.

Martin Joyce, Landfill Supervisor, reported they should have their new signs up with the emergency numbers on them. They will be having a meeting concerning the new regulations for landfills. They have been picking up a lot of trash along the roads. The Montour pick-up site has gone a whole year now without having to be open on Wednesdays.

Mark Rekow, Ambulance Director, reported collections of \$10,868.40. They had 85 transports and 27 non-transport calls. There were 5 calls to the jail. This year's total calls were 595 compared to 500 last year. They will meet tomorrow for the proposals for the new ambulance building. They have one ambulance out of service for about ten days because of a digital speedometer problem. Mark will try to get his vacation hours used up by the end of the month.

Morris Huffman, Economic Development Specialist, reported on the training he has been to. He has re-written some suggestions for the EDGE work plan. He reported on meetings he has been to. There will be a meeting on October 16 in Moscow with the Department of Commerce to present the Shadow Butte Industrial Park plan. Wednesday at 2:00 p.m. there will be an Airport Committee meeting at the Emmett City Hall.

Other discussion included the change in Medical Insurance which was changed from a \$1000 deductible to a \$2,000 deductible plan.

ELECTED OFFICIALS: Marilyn Knighton, Treasurer, reported \$26,351.35 in tax collections. They have sent notices out to people who owe 2000 taxes. The levies are certified. The tax drive should started soon. There were two counterfeit bills, a \$100 bill and a \$50 bill, which were paid to Magistrate Court. There is an investigation being done.

Craig Hoodman, reporting for Sheriff Clint Short, reported there were currently 44 inmates in the jail, which included 5 State inmates and 1 inmate from Boise County. There is \$2,800 due for September from Boise County and approximately \$6,000 from the State. There were

incarceration fees of \$9,700 ordered, with \$500 collected since the new jail opened. Judge Petrie will start writing the incarceration fees into probation orders. The Commissioners asked that the "covered trash" in transport to the landfill ordinance be policed.

EXECUTIVE SESSION: A motion was made by Commissioner Mansfield, seconded by Commissioner Pratt, and carried unanimously, to go into executive session under Idaho Code 67-2345(1)(b) concerning personnel. Those governing bodies present in the meeting were Commissioners Mansfield, Pratt, and Sherrer. A motion was made by Commissioner Pratt, seconded by Commissioner Sherrer, and carried unanimously, to come out of executive session. No decisions were made.

MILEAGE EXPENSE INCREASE: A motion was made by Commissioner Pratt, seconded by Commissioner Sherrer, and carried unanimously, to increase the mileage expense from \$.31 to \$.35 per mile.

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

- 02-088 Application needed a release of lien signed.
- 03-066 Application needed a release of lien signed.
- 03-072 Application for medical assistance.
- 03-078 Application for medical assistance needed a statutory lien signed.
- 03-079 Application for rent assistance
- 04-001 Application for medical assistance needed a statutory lien signed.
- 04-002 Application for medical assistance.
- 04-003 Application for medical assistance needed a statutory lien signed.

A motion was made by Commissioner Pratt, seconded by Commissioner Sherrer, and carried unanimously to come out of executive session.

A motion was made by Commissioner Pratt to sign a release of lien for 02-088 and 03-066, to deny 03-072 because of lack of cooperation and incomplete application, to sign a statutory lien for 03-078, to approve two month's rent and sign a statutory lien for 03-079, to sign a statutory lien for 04-001, to approve and sign a statutory lien for 04-002 with the stipulation that the applicant sign up with job service and actively try to get

employment, and sign a statutory lien for 04-003. It was seconded by Commissioner Sherrer and carried unanimously.

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

PRELIMINARY FINAL PLAT PREVIEW—QUAIL HOLLOW SUBDIVISION:

Jim Myers presented the preliminary final plat for the Quail Hollow Subdivision. He showed on the map where the piped irrigation lines would go. Roger Bennie, surveyor, also helped in answering questions about the plat.

Debra Lish asked that if the Commissioners approve the plat, that they follow the P & Z Commission recommendations.

A motion was made by Commissioner Pratt to approve the preliminary final plat for the Quail Hollow Subdivision, adopting the Technical Review Committee's conditions and the P & Z application as submitted. It was seconded by Commissioner Sherrer and carried unanimously.

EXECUTIVE SESSION: A motion was made by Commissioner Pratt, seconded by Commissioner Sherrer, and carried unanimously, to go into executive session under Idaho Code 67-2345(1)(b) concerning personnel. Those governing bodies present in the meeting were Commissioners Mansfield, Pratt, and Sherrer. A motion was made by Commissioner Pratt, seconded by Commissioner Sherrer, and carried unanimously, to come out of executive session. No decisions were made.

FINDINGS OF FACT - SOUTHERN COUNTY REZONE: A motion was made by Commissioner Sherrer, seconded by Commissioner Pratt, and carried unanimously to approve the Findings of Fact and Conclusions of Law for the rezone by Gem County to rezone from A-1, Prime Agriculture, to A-3, Rural Agriculture, properties located on the East side of Hwy 16 in Sections 21, 28, 29, 32, and 33 South to the Ada County line, and all properties located West of Hwy 16 and South of the Black Canyon Canal to the Ada County line, and all properties South of the Black Canyon Canal running West to the Payette County line, and South to the Canyon County line.

ORDINANCE NO. 2004-01 - SOUTHERN COUNTY REZONE: A motion was made by Commissioner Sherrer, seconded by Commissioner Pratt, and carried unanimously to adopt Ordinance No. 2004-01 to rezone certain properties in the Southern part of Gem County from A-1 to A-3.

EXECUTIVE SESSION: A motion was made by Commissioner Pratt, seconded by Commissioner Sherrer, and carried unanimously, to go into executive session under Idaho Code 67-2345(1)(b) concerning personnel. Those governing bodies present in the meeting were Commissioners Mansfield, Pratt, and Sherrer. A motion was made by Commissioner Pratt, seconded by Sherrer, and carried unanimously, to come out of executive session. No decisions were made.

RESIGNATION - BUILDING INSPECTOR: Commissioner Sherrer made a motion to accept the resignation of Kelly Flinn, Gem County Building Official. The motion was seconded by Commissioner Pratt and carried unanimously.

MORRIS HUFFMAN - EDGE: Morris Huffman, Economic Development Specialist, suggested that Gem County nominate someone from Gem County for the Rueben D. Miller Annual Award, an individual commitment to rural community development award. Expenses would need to be paid for that person to attend the Idaho Rural Summit Convention in Couer d'Alene when the award will be presented.

An ad for the cost of \$600 in a national magazine, Business Expansion Journal, is due tomorrow. The ad would be more beneficial if there was a specific product advertised to sell, such as land in the Shadow Butte Industrial Park. Boise County needs to be included in the ad if EDGE pays for the ad.

The first practice is scheduled for Thursday for the Shadow Butte Industrial Park presentation to the Department of Commerce in Moscow. The presentation will be a 2:00 p.m. on October 16, 2003.

A meeting needs to be set up with the City of Emmett concerning the wastewater treatment for the Shadow Butte Industrial Park. Holladay Engineering may sub-contract out the job if the City agrees to let the County attach to their sewer system, because Holladay Engineering is the City's engineer.

SHAWN CHARTERS - LEASE OF COUNTY PROPERTY: Shawn and John Charters met to ask if they could lease the property previously called the "airport property" and more recently called the Shadow Butte Industrial Park property for the last few months of the year. The people who received the bid at the beginning of the year forfeited the lease. They were given permission by the Commissioners, with the stipulation that the outer perimeter fences needed to be

repaired well enough to keep their cattle contained, to lease the property for \$10 per head per month. The Prosecutor will be asked to write up a contract.

TOM HOPPELL - ISLAND LAWN MOWER: Tom Hoppell from the Gem County Recreation District, presented a proposal for a lease purchase of a lawn mower and a broom. The total would be \$23,105, with a 60-month lease payment of \$467.41 per month or \$5375.84 per year, due at delivery. No decision was made.

The Board recessed at 5:00 p.m. to reconvene at 8:00 a.m. on October 7, 2003.

October 7, 2003

Pledge of Allegiance was said.

MARK REKOW - AMBULANCE BUILDING BID PROPOSAL: Mark Rekow, Ambulance Director, and Dave Erlebach met to open the proposals for the remodel of the EMS building. Proposals for the concrete were from PSI for \$24,500, from Idaho Concrete Construction for \$15,147, and from Baker Concrete for \$15,916. Proposals for plumbing were from Affordable Plumbing for \$9,500, from Rocky Mountain Mechanical for \$14,000, and from John's Plumbing \$41,850. Proposals for saw cutting of concrete from A-Core for \$1,180 and from Peninsula Sawing & Drilling for \$1,822. The next set of proposals will be opened on October 14, 2003, at 2:00 p.m.

PUBLIC WALK-IN AND INPUT: Cheryl Conrad from Shadow Butte Development Corporation met with the Commissioners. She presented a summary of tests done on the Boise Cascade property given to the Gem County Recreation District. There are no soil contamination problems. There is a business wanting to move from New Meadows that builds metal buildings. The loan for the BMC building to the Liberty Canyon Boy's Ranch will be signed on Friday. Discussion was had on the sewer system for the Shadow Butte Industrial Park. She thinks that the Commissioners need to get on the Emmett City Council meeting agenda with a proposal that the County enter into a contract with the City to connect the Shadow Butte Industrial Park to the City sewer system.

PROSECUTING ATTORNEY MATTERS: Prosecuting Attorney Richard Linville met to discuss legal matters. He was asked by the Board to write up a contract for John Charters to lease

County property. He will write an order for the Commissioners for the annexation of land into the Gem Fire District No. 1.

The Board recessed at 12:00 p.m. for lunch to reconvene at 1:00 p.m.

AVA PASLEY REZONE: Discussion was had on the rezone request from Ava Pasley. A motion was made by Commissioner Sherrer to deny the rezone request because the property can be used as currently zoned and there were overwhelming comments against the rezone from the neighbors on concerns with the high-water level. The motion was seconded by Commissioner Pratt and it carried unanimously.

BRYCE WALKER REZONE: Discussion was had on the rezone request from Bryce Walker. A motion was made by Commissioner Pratt to uphold the recommendation of the Planning & Zoning Commission to deny the rezone request for property owned by Bryce Walker. It was seconded by Commissioner Sherrer and carried unanimously.

EXECUTIVE SESSION: The executive session was made through a telephone conference call. A motion was made by Commissioner Pratt, seconded by Commissioner Sherrer, and carried unanimously, to go into executive session under Idaho Code 67-2345(1)(f) concerning pending litigation. Those governing bodies present in the meeting were Commissioners Mansfield, Pratt, and Sherrer. A motion was made by Commissioner Pratt, seconded by Commissioner Sherrer, and carried unanimously, to come out of executive session. No decisions were made.

The Board recessed at 5:00 p.m. to 8:00 a.m. on October 14, 2003.

**CLAIMS FOR THE FOLLOWING FUNDS WITH WARRANTS WRITTEN
September 1, 2003, to September 30, 2003:**

CURRENT EXPENSE FUND	\$ 114,187.50
ROAD & BRIDGE FUND	92,404.17
CIGARETTE TAX/BLOCK GRANT	10,916.16
DISTRICT COURT FUND	33,843.61
COUNTY FAIR FUND	1,999.44
COUNTY JUSTICE FUND	130,790.35
FAIR, GROUNDS & BUILDINGS FUND	3,454.33
III HEALTH DISTRICT FUND	6,027.00
INDIGENT	25,562.42

REVALUATION FUND	11,884.81
SOLID WASTE FUND	21,829.49
NOXIOUS WEED FUND	9,454.07
WATERWAYS	3,185.83
INSURANCE POOL	2,718.64
AMBULANCE FUND	17,557.66
BOND REDEMPTION	<u>750.00</u>
TOTAL	\$ 486,565.48

Approved: _____
Chairman

Attest: _____
Clerk