



November 15, 2004, Emmett, Idaho

Pursuant to a recess taken on November 9, 2004, the Board of Commissioners of Gem County, Idaho, met in regular session this 15th day of November, 2004, 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:

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Pledge of Allegiance was said.

MINUTES READ AND APPROVED: The minutes of October 18 & 19, 25 & 26, and November 1, 2004, were reviewed. A motion was made by Commissioner Sherrer to approve the minutes of October 18 & 19, 25 & 26, and November 1, 2004, as read and corrected. It was seconded by Commissioner Pratt and carried unanimously.

P & Z ADMINISTRATOR UPDATE: Debra Smith, Planning and Zoning Administrator, met to update the Commissioners on planning and zoning matters. She stated that the application period for the opening in her office closed last Friday and they will be setting appointments for interviews. Things are going well—they are just trying to get caught up.

ECONOMIC DEVELOPMENT UPDATE: Morris Huffman, Economic Development Specialist, met with the Commissioners. He reported that Horseshoe Bend has voted to opt out of participating in the Economic Development Specialist program. The old Albertson's building was put up for auction last Saturday. Albertson's has 10 days to accept the highest bid, which was \$270,000.

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

Commissioner Mansfield was not in the meeting after lunch until 1:30 p.m. because of attending a WICAP meeting.

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:

- 04-090 Application needed a release of statutory lien signed.
- 04-091 Application needed a release of statutory lien signed.
- 04-092 Application needed a release of statutory lien signed.
- 04-095 Application needed a release of statutory lien signed.
- 04-096 Application for additional medical assistance.
- 05-003 Application for medical assistance needed a statutory

lien signed.

05-004 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 releases of statutory liens for 04-090, 04-091, 04-092, and 04-095, to approve 04-096, and sign statutory liens and UCC liens for 05-003 and 05-004. It was seconded by Commissioner Sherrer and carried unanimously.

Commissioner Mansfield came back into the meeting.

INDIGENT HEARING: During executive session and being tape recorded, an appeal hearing was held for Indigent Case #04-068. Those present were Commissioners Mansfield, Pratt, and Sherrer, Clerk Howard, Prosecuting Attorney Richard Linville, Assistant Prosecutor David Hargraves, Deputy Clerk Sue Spencer, the indigent family, and Victor Moretto, Jill Lloyd, and Christy from Saint Luke's Medical Center. All those wishing to testify were sworn in by the Clerk.

After closing the hearing and coming out of executive session, a motion was made by Commissioner Pratt to continue the hearing for a period of up to 45 days or until there is ample requested information to make a decision. It was seconded by Commissioner Sherrer and carried unanimously.

INDIGENT HEARING: During executive session and being tape recorded, an appeal hearing was held for Indigent Case #04-086. Those present were Commissioners Mansfield, Pratt, and Sherrer, Clerk Howard, Prosecuting Attorney Richard Linville, and Assistant Prosecutor David Hargraves, and Deputy Clerk Sue Spencer

After closing the hearing and coming out of executive session, Commissioner Sherrer made a motion to uphold the previous denial on Indigent Case No. 04-086 based upon that the applicant is not medically indigent I.C. 31-3502(1), the applicant has discretionary income which will satisfy the amount of the providers' billing over a three-year period, additionally that the applicant has violated I.C. 31-3511 in that the applicant failed to cooperate with the County as he did not verify income, and that he stated that he had taken care of the billing. It was seconded by Commissioner Pratt and carried unanimously.

GEM ISLAND SPORTS COMPLEX BRIDGE GRANT: Shawn Charters from Sage Community Resources met with the Commissioners. She presented the Local Highway Technical Assistance Council (LHTAC) application for \$100,000 construction money for a Gem Island Sports Complex bridge to downtown Emmett. There would be a match of \$19,038.30 (\$11,313.30 in-kind) from Gem County, \$11,730.00 (all in-kind) from the City of Emmett, and \$3,620 (land donation) from Gem County Recreation District. A motion was made by Commissioner Pratt, seconded by Commissioner Sherrer and carried unanimously

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to sign the LHTAC Application for the Local Rural Highway Investment Program.

TERRY SHELDON - TJT BUILDINGS: Terry Sheldon and Lynn Walker from TJT, INC., met to ask to be allowed to set up a display of their metal buildings, with a sign advertising them, close to the corner of 12th Street and Highway 16 on Sandy Sanders property. Terry wants to expand his business and manufacture the buildings in Gem County. He first needs to generate enough sales to be able to do that.

Planning and Zoning Administrator Debra Smith stated that there has to be a special use permit issued if there is signage along the corridor of Highway 16, and the landscape ordinance needs to be followed. She went over the steps to obtain a special use permit.

LIBRARY DISTRICT PETITIONS: Marsha Werle and the Board of Trustees of the Emmett City Library met to present petitions to the Board of Commissioners to put the proposed Emmett Valley Library District on a ballot for election in February. The proposed district includes the entire County with the exception of the boundary of the Ola Free Library District. A hearing date was set for Monday, December 6, 2004, at 3:00 p.m.

The Board recessed at 5:00 p.m. to 8:00 a.m. on November 22, 2004.

Approved: _____
Chairman

Attest: _____
Clerk