



February 22, 2005, Emmett, Idaho

Pursuant to a recess taken on February 15, 2005, the Board of Commissioners of Gem County, Idaho, met in regular session this 22<sup>nd</sup> day February, 2005, at 8:00 a.m.

Present:	Sharon Pratt	Chairman
	Michele Sherrer	Commissioner
	Lan Smith	Commissioner
	Susan Howard	Clerk

Whereupon the following proceedings were had, to-wit:

February 22, 2005

Pledge of Allegiance was said.

RV HOST CONTRACT SIGNED: A motion was made by Commissioner Sherrer to sign the RV Host contract with Raymond Franklin. It was seconded by Commissioner Smith and carried unanimously.

HERR EASEMENT CONTRACT ADDENDUM SIGNED: A motion was made by Commissioner Smith to sign the permanent easement contract addendum from Rodney H. Herr and Marcia H. Herr for a permanent easement for slope stability and maintenance located west of the centerline of Squaw Creek for the Butte Road bridge. It was seconded by Commissioner Sherrer and carried unanimously.

CH2M HILL - DEWEY ROAD: Bob Bruce and Steve Alters from CH2M Hill, an engineering company, met to discuss the proposed Dewey Road extension to Interstate 84. They asked what the Commissioners would like to see done and then they let the Commissioners know what their options were and what the process would be to get the project done. The first step would be to do an environmental screening. That would show any fatal flaws in any route chosen. The application for a grant for a corridor study is now at LHTAC. BLM is not excited about a road going through and would like to see the bulk of the road go through private land instead of BLM land. Once the grant is received, bids will be put out for the corridor study. They offered to do a more formal presentation of the process for the Gem County, Payette County, and Canyon County Commissioners together.

PUBLIC WALK-IN AND INPUT: Kelly Taylor and Tim Woehler from the Gem County Youth Baseball and Softball Association met with the Commissioners to present a proposal for building dugouts on the fields at Gem Island Sports Complex. They would also like to put up temporary netting between the fields to protect observers from foul balls. They will do the dugouts in stages, beginning with pouring the cement slabs. Later they will put fencing around them and roofs on. There is salvage material that can be used from the old fields on Twelfth Street. Tom Hoppell will be asked about where the irrigation lines lay. The Commissioners gave

their approval and support.

**EXECUTIVE SESSION:** A motion was made by Commissioner Sherrer, seconded by Commissioner Smith, 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 Pratt, Sherrer, and Smith. No final decisions were made. A motion was made by Commissioner Sherrer, seconded by Commissioner Smith, and carried unanimously to come out of executive session.

**PROSECUTING ATTORNEY MATTERS:** Deputy Prosecuting Attorneys Richard Linville and David Hargraves met with the Commissioners concerning legal matters.

Richard Linville stated they would like to continue applying for a grant they have previously received to help with the Victim Witness Coordinator expenses. A motion by Commissioner Sherrer to sign the grant and the assurances for the grant to be submitted the end of the month. It was seconded by Commissioner Smith and carried unanimously.

David Hargraves stated he is working on the corporation status of the County.

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

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

05-017 Application for medical expenses.

05-022 Application for rent, power, and water expenses.

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

A motion was made by Commissioner Sherrer to approve 05-017 and to deny 05-022 because no emergency exists. It was seconded by Commissioner Smith and carried unanimously.

**QUINN NUFFER REZONE DECISION:** Discussion was had on the Quinn Nuffer rezone request. No decisions were made.

**CLAIMS:** The claims presented were reviewed. A motion was made by Commissioner Sherrer to pay the claims as presented and noted in the Claims Report Form. It was seconded by Commissioner Smith and carried unanimously.

**SHADOW BUTTE INDUSTRIAL PARK UPDATE:** A proposal was received from Qwest for telecommunication service to the site, which would come to approximately \$13,000. The question is whether DSL or broadband is the best way to go.

There needs to be coordination with the gas and the electrical companies. Intermountain Gas is working on a bid. Application is being made to Idaho Power, and a proposal is being worked on from them.

A new sign will be put up on Shadow Butte Industrial Park project land west of Phase I, close to where the sign is now. The sign is completed and ready to pick up. Holladay Engineering will do the designing of the permanent Park signage. They will wait until other bids come in to see how much money will be left that could be spent on the signage.

Army Corps of Engineers, DEQ, EDA, and ITD updates were discussed. The sales agreements are still being worked on. A title search needs to be ordered for the final plat.

**IDAHO POWER APPROVED FOR PRE-ENGINEERING COSTS:** A motion was made by Commissioner Pratt to approve Idaho Power to do the pre-engineering to determine work with a cost of \$3,456. It was seconded by Commissioner Sherrer and carried unanimously.

**MINUTES READ AND APPROVED:** The minutes of February 1, February 7, and February 14 & 15, 2005, were reviewed. A motion was made by Commissioner Sherrer to approve the minutes of February 1, February 7, and February 14 & 15, 2005, as read and corrected. It was seconded by Commissioner Smith and carried unanimously.

**The Board recessed at 5:00 p.m. to 8:00 a.m. on February 28, 2005.**

**PUBLIC HEARING - COMPREHENSIVE PLAN MAP AMENDMENT:** On February 22, 2005, at 6:15 p.m. a joint Emmett City/Gem County public hearing was held for a Comprehensive Plan Map Amendment proposed by Gary Shipley to amend the designation of property located at 2719 W. Highway 52 from Suburban Agriculture to Mixed Planned Development. The hearing was tape-recorded.

Gary Shipley presented his proposal stating that he had addressed all of the concerns presented by the Planning and Zoning Commission and he asked for approval from the County Commissioners. He explained to Mayor Marilyn Lorenzen that he may be able to partner with the County for high speed internet when it is delivered to Shadow Butte Industrial Park, which is across the State Highway from his property.

Brian Sullivan, Emmett City Planning and Zoning Administrator, stated he had no comment on the application, but when the rezone is applied for, he would like to comment.

A letter to Matt Ward, Idaho Transportation Department, from Gary Shipley, concerning Gary Shipley's rezone request was read into the record.

Councilman Dennis White made a comment concerning a statement in the letter to Matt Ward from Gary Shipley that stated Gary Shipley could use the same slow speed off lane on Highway 52 to access his property that will be used to access Shadow Butte Industrial Park. Dennis stated that the lane would not help the Shipley property access because it was on the south side of the Highway and the lane is on the north side.

The hearing was closed and a motion was made by Commissioner Sherrer that the County take the matter under advisement. It was seconded by Commissioner Smith and carried unanimously by the Commissioners. No decision was made at that time by the City Council.

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

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