



September 6, 2005, Emmett, Idaho

Pursuant to a recess taken on August 23, 2005, the Board of Commissioners of Gem County, Idaho, met in regular session this 6th day of September, 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:

September 6, 2005

Pledge of Allegiance was said.

ROAD CLOSURE FOR CROSS COUNTY TRACK MEET: A motion was made by Commissioner Sherrer to close Old Dam Road to Cobblestone Park on Friday, September 15, 2005, from 2:00 p.m. to 5:30 p.m. and September 16, 2005, from 2:00 p.m. to 7:00 p.m. for an Emmett High School cross country meet, per a request from Cross County Coach Lyn Haun. It was seconded by Commissioner Smith and carried unanimously. The notice was given to the Sheriff's Office.

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:

05-060 Application for medical expenses needed a Notice of Hearing signed.

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 sign a notice of hearing for 05-060. It was seconded by Commissioner Smith and carried unanimously.

PUBLIC HEARING - MEDNICOFF REZONE CONTINUATION: A continuation of a hearing was held and tape-recorded for Rezone #358 by Steve Mednicoff to rezone approximately 95 acres from A-2 Rural Transitional Agriculture to R-3 Rural Residential, located at 2625 North Plaza Road. A letter from Charter Family Trust and Holly Hoff and a letter from the Mednicoffs were entered into the record. A motion was made by Commissioner Pratt to close the hearing and take the matter under advisement. It was seconded by Commissioner Sherrer and carried unanimously, with Commissioner Smith abstaining because of a possible conflict of interest.

CERTIFICATE OF RESIDENCY: A motion was made by Commissioner Sherrer to approve the Certificate of Residency for tuition aid for Jeanne Wilfong to attend the Fall 2005 semester at College of Southern Idaho. It was seconded by Commissioner Smith and

carried unanimously.

PUBLIC WALK-IN AND INPUT: Jim Olson invited the Commissioners to attend a 9/11 ceremony at the Freezeout Memorial on Sunday, September 11, 2005, at 9:00 a.m. He also asked if they had made a decision about helping with the funding for the maintenance of the Legion Hall building.

Ray Bowden met with the Commissioners to talk about the operation of the Planning and Zoning Office. His major concern is that only people within 300 feet of a zoning request are sent letters concerning the request. He stated that impact agencies don't always respond. He feels the Planning & Zoning Office needs to pursue the impact agencies that do not respond. He stated that no decisions should be made until those recommendations are in. Commissioner Smith told Mr. Bowden that hundreds of requests are made for information from the impact agencies and if they choose to not send information, the Commission does not have time to pursue them. It was suggested that Mr. Bowden contact the agencies he is concerned about.

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

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

PUBLIC DEFENDER BUDGET: Public Defender Nancy Callahan met with the Commissioners concerning her budget. She stated that her case file has increased so much that she cannot continue doing her job unless she is funded an additional amount to at least hire another secretary. She went over her caseload and other figures to support her request of \$33,780. If the decision of the Commissioners is not in her favor, she announced that today would be her 30-day notice of termination of her contract.

BLACK CANYON PARTNERS PROJECT DECISION: While being tape-recorded, discussion was had concerning the application of the Black Canyon Partners Project. A summary of the approval was read with conditions in the following areas: (1) Emergency Services Facility, (2) Road Maintenance and Improvements, (3) Further Traffic Studies, (4) Anticipated Traffic Levels at Plaza and Frozen Dog Roads, (5) Street Lighting, and (6) Solid Waste Management, Water, and Sewer. A motion was made by Commissioner Sherrer to approve the Black Canyon Partners Project application, with conditions, pending completion of the written order which will be forthcoming next week. It was seconded by Commissioner Smith. During discussion it was stated that the motion included all three components—the zoning ordinance map, the zoning ordinance text amendment, and the specific plan. A roll call

vote was taken with all three Commissioners voting aye.

HISTORICAL SOCIETY: Greg Kirschel and Meg Davis from the Gem County Historical Society met with the Commissioners to request \$1,500 funding for FY2006. They gave an operational summary as to the need of the funding. A grant was used for several items last year so some of their operational money was saved. They will be adding at least one building to their historical area this next year—the "Enchanted Cottage" and maybe an adobe building. Their over 2,000 historical photos are in jeopardy because of the care they need. They have applied for a security grant. They would like to publish a bi-monthly newsletter. They will be having their "River In Time" celebration next month, celebrating the Payette River. They had over 300 students participating in their student outreach program. They expect it to increase because of the rise in gasoline prices.

The Commissioners explained that because of the timing of the budget process, there is \$1,000 in the budget for FY2006, which cannot be increased at this time. If more is requested next year, they need to get the request in at the beginning of the budget process.

MINUTES READ AND APPROVED: The minutes of July 5, 11 & 12, 18 & 19, 25 & 26, August 1 & 2, 8 & 9, 15 & 16, and 22 & 23, 2005, were reviewed. A motion was made by Commissioner Sherrer to approve the minutes of July 5, 11 & 12, 18 & 19, 25 & 26, August 1 & 2, 8 & 9, 15 & 16, and 22 & 23, 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 July 25, 2005.

FY2006 BUDGET HEARING: A public hearing was held to present the proposed FY2006 Gem County budget and to take public input. There were five members of the public, one member of the press, and eleven employees/department heads/elected officials in attendance.

Commissioner Lan Smith presented a short PowerPoint presentation showing various points in how the budget was calculated and where the numbers fall for revenues and expenses.

Commissioner Sherrer discussed the staffing of the County and personnel costs. She then went over a summary of the County Budget and opened it up for questions and comments.

Dar Olberding asked how many employees there are in the County and was told there were approximately 105 full-time and 10 part-time.

Kathy Skippen asked about the Prosecuting Attorney's budget. She asked if there is a civil attorney funded in their budget and was told there is. She stated that her concern is the length of time it takes the Prosecutor's Office to render a decision on matters. She stated that if that position is being funded and the service is not being given, the money should be spent on contracting the civil attorney position.

After no further questions were asked or comments made, Commissioner Sherrer made a motion to close the hearing and sign a resolution to adopt the budget on Monday, September 12, 2005.

It was seconded by Commissioner Smith and carried unanimously.

CLAIMS FOR THE FOLLOWING FUNDS WITH WARRANTS WRITTEN August 1 through August 31, 2005:

CURRENT EXPENSE FUND	\$ 114,128.08
ROAD & BRIDGE FUND	85,010.20
CIGARETTE TAX/BLOCK GRANT	10,245.47
DISTRICT COURT FUND	17,623.29
COUNTY FAIR FUND	2,365.30
COUNTY JUSTICE FUND	152,077.44
FAIR, GROUNDS & BUILDINGS FUND	6,517.26
III HEALTH DISTRICT FUND	6,061.33
INDIGENT	23,561.73
ENHANCED 911	2,364.18
REVALUATION FUND	12,771.99
SOLID WASTE FUND	37,348.30
NOXIOUS WEED FUND	12,697.27
WATERWAYS	8,341.77
INSURANCE POOL	5,995.51
AMBULANCE FUND	<u>12,594.54</u>
TOTAL	\$ 509,703.66

Approved: _____
Chairman

Attest: _____
Clerk