



January 3, 2006, Emmett, Idaho

Pursuant to a recess taken on December 27, 2005, the Board of Commissioners of Gem County, Idaho, met in regular session this 3rd day of January, 2006, 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:

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Pledge of Allegiance was said.

INDIGENT HEARING: During executive session and while being tape-recorded, an indigent appeal hearing was held for Indigent #05-073. Those present were Commissioners Pratt, Sherrer, and Smith, and Deputy Clerk Sue Spencer. A letter was read requesting a continuation of the hearing by the appellant in order to consider an application sent to Health and Welfare. After coming out of executive session, a motion was made by Commissioner Sherrer to continue the hearing until a decision has been made on the application sent to Health and Welfare. It was seconded by Commissioner Smith and carried unanimously.

CONCLUSIONS OF LAW FOR BLACK CANYON PARTNERS PETITION: A motion was made by Commissioner Sherrer to approve the Conclusions of Law, and Order denying the petition for Black Canyon Partners, LLC, to withdraw their property from Gem County Fire Protection District Number Two. It was seconded by Commissioner Smith and carried unanimously.

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)(f) concerning litigation. 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 Attorney David Hargraves met with the Commissioners concerning legal matters. Lisa Resinkin from Dispatch also met with them concerning the lease/purchase of the updated E-911 software. The Commissioners proclaimed it to be an imminent detriment to the public to take the time to publish for the purchase because of the publishing putting the County about two months behind the needed update. It is a sole-source provider. A motion was made by Commissioner Smith to approve the addendum submitted by Computer Arts for

records for Dispatch and to waive the advertising for the sole source provider, based on the findings that it would be detrimental to the welfare of the public because the public would not have access to records that could be critical to their well being, it would reduce the manpower that could be used for public safety issues in Dispatch, and it would delay mandated reporting to the State. It was seconded by Commissioner Sherrer and carried unanimously.

Discussion was had on the postage meter contract, on the Apple Valley subdivision easements, and other matters.

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

JANETTE DREW REZONE DISCUSSION/DECISION: While being tape-recorded discussion was had on the Janette Drew rezone Application No. 366. Commissioner Smith stated that after reviewing his concerns about the rights of way, he had no problem granting the Rezone. He made a motion to adopt the recommendation and stipulations of the Planning and Zoning Board to approve the application. It was seconded by Commissioner Sherrer and carried unanimously.

ORDINANCE NO. 2006-01: A motion was made by Commissioner Smith to adopt Ordinance No. 2006-01, rezoning a certain tract of property by Janette Drew. It was seconded by Commissioner Sherrer and carried unanimously.

ALCOHOLIC BEVERAGE LICENSE: While being tape-recorded, Commissioner Pratt presented an alcoholic beverage license that was previously approved for John and Sherri Perkins dba Triangle Restaurant. Hearing no objections, the approval stood.

MOTEL FEASIBILITY STUDY GRANT: A motion was made by Commissioner Sherrer, seconded by Commissioner Pratt, and carried unanimously to sign the U.S. Department of Agriculture grant application for a motel feasibility study in the City of Emmett or Gem County. The County is acting as the lead agency for this application.

The Board recessed at 5:00 p.m. to 8:00 a.m. on January 9, 2006.

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

CURRENT EXPENSE FUND	\$ 339,607.92
ROAD & BRIDGE FUND	67,597.11
CIGARETTE TAX/BLOCK GRANT	7,905.17
DISTRICT COURT FUND	13,883.71
COUNTY FAIR FUND	2,418.10
COUNTY JUSTICE FUND	155,373.54
FAIR, GROUNDS & BUILDINGS FUND	2,600.29
III HEALTH DISTRICT FUND	6,206.00
INDIGENT	32,196.57
JUNIOR COLLEGE TUITION FUND	650.00

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ENHANCED 911	4,097.11
REVALUATION FUND	13,638.75
SOLID WASTE FUND	32,745.58
TORT	2,015.91
NOXIOUS WEED FUND	7,745.60
WATERWAYS	210.39
INSURANCE POOL	3,028.52
AMBULANCE FUND	<u>14,335.02</u>
TOTAL	\$ 706,255.29

Approved: _____
Chairman

Attest: _____
Clerk