



January 23 & 24, 2006, Emmett, Idaho

Pursuant to a recess taken on January 17, 2006, the Board of Commissioners of Gem County, Idaho, met in regular session this 23rd & 24th day of January, 2006, at 8:00 a.m.

Present:	Michele Sherrer	Acting Chairman
	Lan Smith	Commissioner
	Susan Howard	Clerk

Whereupon the following proceedings were had, to-wit:

January 23, 2006

CITY/COUNTY MEETING: A meeting was held with City of Emmett and Gem County officials on Tuesday, January 17, at 5:00 pm at the Emmett City Hall. Those in attendance from the City were Mayor Marilyn Lorensen, Clerk Marge Lawrence, and Councilpersons Kathy Agenbroad, Dennis White, John Rogers and Bill Butticci. Those in attendance from the County were Commissioners Pratt and Sherrer, Assessor Greg Himes, and Clerk Howard. Also in attendance were Planner Director Brad Hawkins-Clark and Building Official Brian Sullivan. Topics of discussion were County dispatch and the ILETS program from the State, water and sewer rates for Shadow Butte Industrial Park, the road easement in Apple Valley next to the Smith property, City/County shared employees, City weed control, the requirement of Contractors' License, and the status of the proposed Comprehensive Plan revisions.

Pledge of Allegiance was said.

ROAD ISSUES - DENNIS PULLEY: Dennis Pulley met with the Commissioners to discuss the impact of the moratorium on the Road and Bridge Department. They also discussed the proposed changes to Plaza Road. Dennis was asked to come up with fees for driveway inspections and permits. He needs to work closely with the Planning Director concerning the growth in the valley and the impact on the roads.

Dennis presented a copy of a 1996 platted subdivision on Mill Road that has no dedicated road right-of-ways. He will discuss it with the Planning Director and the Prosecuting Attorney's Office.

There needs to be road standards adopted by Ordinance and/or Resolution.

PLANNING & ZONING UPDATE: Planner Director Brad Hawkins-Clark met to update the Commissioners on planning and zoning issues. He is working on proposals for a remodel of the Planning and Zoning Building. A timeline has been drafted for the moratorium. He is working on several complaint situations. The Planning and Zoning Board is asking about the Commissioner's decision on the proposed CAFO Ordinance.

PROPOSED CAFO ORDINANCE: A motion was made by Commissioner Sherrer, seconded by Commissioner Smith, and carried unanimously to remand the proposed CAFO ordinance back to the Planning and Zoning Board to bring it into final ordinance format.

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:

06-021 Application for rent assistance for two months.

06-022 Application for medical expenses.

06-023 Application for heating assistance.

06-024 Application for medical expenses.

06-025 Application needed a statutory lien signed.

06-026 Application needed a statutory lien signed.

06-027 Application needed a statutory lien signed.

06-028 Application needed a statutory lien 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 Smith to approve and sign a statutory lien and applicable UCC liens for 06-021, to deny 06-022 because the applicant is not indigent, to table the decision for 06-023 to gather more information, to deny 06-024 because the County is not the last resource, and to sign statutory liens and applicable UCC liens for 06-025, 06-026, 06-027, and 06-028. It was seconded by Commissioner Sherrer and carried unanimously.

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

DEWEY ROAD EXTENSION DISCUSSION: Lance Holmstrom from LHTAC met with the Commissioners to discuss the corridor study for the proposed Dewey Road Extension. This is a 2006 project from a grant awarded for up to \$250,000, with a .0725% match for the County. The State and Local Agreement needs to be signed. The next step would be choosing a consulting engineering firm for the project either by a competitive bid or choosing one from an authorized list. This usually takes a couple of months. Mr. Holmstrom presented a copy of a Request for Consultant Services that the County could use.

A discussion was had on updating a transportation plan. LHTAC does not usually fund updates. From a draft manual on updating transportation plans, Mr. Holmstrom went over the steps that were recommended in the manual to do that. The Transportation Plan needs to be incorporated into the Comprehensive Plan.

INDIGENT APPEAL HEARING: While being tape-recorded and in executive session, an indigent appeal hearing was held for Case No. 05-076. Those in attendance were Commissioners Sherrer and Smith and Deputy Clerk Sue Spencer. The applicant was not present.

After coming out of executive session, a motion was made by Commissioner Smith, seconded by Commissioner Sherrer, and carried

unanimously to take the decision under advisement.

INDIGENT APPEAL HEARING: While being tape-recorded and in executive session, an indigent appeal hearing was held for Case No. 06-002. Those in attendance were Commissioners Sherrer and Smith, Deputy Clerk Sue Spencer, and the applicant with an interpreter.

After coming out of executive session, a motion was made by Commissioner Smith, seconded by Commissioner Sherrer, and carried unanimously to take the decision under advisement.

BOARD OF EQUALIZATION: There were no applications for the Board of Equalization.

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 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.

The Board recessed at 5:00 p.m. to 8:00 a.m. on January 24, 2006.

CITY/COUNTY MEETING: A meeting was held at 5:00 p.m. at the Emmett City Hall. Those in attendance from the City were

January 24, 2006

INDIGENT APPLICATION: 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 application:

06-023 Application for heat expense.

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 and sign a statutory lien and applicable UCC liens for 06-023. 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 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.

PROSECUTING ATTORNEY MATTERS: Assistant Prosecuting Attorney David Hargraves met with the Commissioners to discuss legal

matters.

SHADOW BUTTE INDUSTRIAL PARK UTILITY CONTRACT BID EXTENDED: A motion was made by Commissioner Smith to extend the time to February 1, 2006, for the submitting of the Contract Prequalification Documents for the utilities contract for Shadow Butte Industrial Park. It was seconded by Commissioner Sherrer and carried unanimously.

INDIGENT APPLICATION: 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 application:
05-038 Application for additional medication expense of \$115.

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 Smith to approve 05-038. It was seconded by Commissioner Sherrer and carried unanimously.

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

MINUTES READ AND APPROVED: The minutes of January 3, 9 & 10, and 17, 2006, were reviewed. A motion was made by Commissioner Sherrer to approve the minutes of January 3, 9 & 10, and 17, 2006, 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 6, 2006.

Approved: _____
Chairman

Attest: _____
Clerk