



February 6, 2006, Emmett, Idaho

Pursuant to a recess taken on January 24, 2006, the Board of Commissioners of Gem County, Idaho, met in regular session this 6th day of February, 2006, at 8:00 a.m.

Present:	Sharon Pratt	Chairman
	Michele Sherrer	Commissioner
	Lan Smith	Commissioner
	Sue Spencer	Deputy Clerk

Whereupon the following proceedings were had, to-wit:

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Pledge of Allegiance was said.

COLLEGE OF SOUTHERN IDAHO RESIDENCY: Certificate of residency for Barbara J Morris and Ivy J Snow for the spring semester for the College of Southern Idaho were presented. Commissioner Sherrer made a motion to approve, seconded by Commissioner Smith and carried unanimously.

CATERING PERMIT: Catering Permit requested by Tik's Tavern for the Gem County Republican Party on February 11, 2006 was presented. Commissioner Sherrer made a motion to approve, seconded by Commissioner Smith and carried unanimously.

DEQ - WATER QUALITY: Tom Neace presented an overview of what DEQ does in maintaining the quality of ground water, with other agencies involved. Water quality, quantity and ground water are monitored by various agencies. Nitrate contaminations are grouped by the percentages found, group 1 and group 2. Group 1 has higher contamination and Group 2 is a lower contaminant. The purpose of the presentation was awareness of beginning to control contaminants now, before it becomes a larger problem. Idaho Code 39-126 authorizes cities and counties to act on the water concerns.

PROSECUTING ATTORNEY MATTERS: David Hargraves and Richard Linville met to discuss various legal matters. Industrial Park will be meeting to discuss changes of wording and some things that do not apply now and will be presented to Economic Development Administration before pre-qualifying bids. David has been reviewing the personnel employee handbook. 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).

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:

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05-038 Additional medical
06-010 Release Lien
06-016 Release Lien
06-020 Application for medical
06-024 Hearing requested
06-025 Application for medical
06-029 Rent assistance
06-031 Rent assistance
06-032 Sign statutory lien

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 additional medical, 05-038; release statutory lien, 06-010 and 06-016; deny 06-020 because of incomplete application, no cooperation and no health care provider; deny medical, failed to cooperate, unknown provider and application incomplete; sign a notice of hearing, 06-024; deny medical for lack of indigency, filed untimely and did not provide documents, 06-025; deny rent as no emergency exists, 06-029; deny rent as no emergency exists and County is not the last resource for 06-031; 06-032 sign statutory lien. It was seconded by Commissioner Smith and carried unanimously.

The Board recessed for lunch at 11:30 a.m. and reconvened at 1:00 p.m.

NUTRIENT PATHOGEN STUDY - SOUTHWEST DIST HEALTH: Commissioner Smith not present. Present are David Loper, Environmental Health Director, Brian Crawford, Land Development Supervisor, Jeff Thomas, Southwest District Health Representative, Brad Hawkins-Clark, Gem County Planning Director, Newton States, SW Health District Board of Directors for Gem County, Terrie Barrus, interested realtor. Discussion and presentation concerning water resources, septic systems. Brochures are available for water concerns, septic systems and subdivisions. Impact of waste water needs to be approved before going forward with the development to ensure not to impact neighboring properties. Commissioner Smith present.

It was suggested occupancy of home not take place until the septic system is inspected and signed off as completed.

STATE/LOCAL AGREEMENT SIGNED: A motion was made by Commissioner Sherrer, seconded by Commissioner Smith, and carried unanimously to sign the State/Local Agreement for the Corridor Plan, Key No. 09981 for the proposed Dewey Road extension.

INDIGENT APPEAL HEARING: 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). Hearing on case #05-073 indigent matter. A motion was made by Commissioner Sherrer to come out of executive session, seconded by Commissioner Smith, and carried unanimously. Commissioner Pratt stated decision would be taken under advisement.

SPLITS - JUDITH FRUTIGER: Judith Frutiger met to discuss ability

to sell some of her property and obtain building permits. She can no longer do the work required taking care of dairy cows. Judith can not depend on neighbors to do the work. She is requesting a guarantee to have building permits when she sells any acreage of five acre parcels. It has been surveyed in five acre lots previously. Commissioner Pratt stated the moratorium will not be in place for a great length of time. Her property zoning is A-2, five acre lots. Judith has seen this happen in other areas and does not want her building permits taken away from her. Commissioner Sherrer stated that legal building permits will be available in the County when the moratorium is lifted.

MOSQUITO ABATEMENT PLAN APPROVAL: Commissioner Pratt has not had an opportunity to read the plan and asked that Jason get a copy signed by the Board of Trustees. A decision will be made later.

BRIDGE TO GEM ISLAND SPORTS COMPLEX: Tom Hoppel, Marilyn Lorenzen, Shawn Charter, Cheryl Conrad and Russ Manwaring met to discuss the bridge for the Island. The plan indicates the steps needed to proceed. \$10,000 is to be paid to Holladay Engineering that is not included in this grant. Russ Manwaring stated NRCS has agreed to do the topographic survey if they can meet with John Bloom. Army Corps of Engineers will be involved to ensure nothing is restricted due to the construction. The purpose of the meeting is to receive Commissioner approval. Bids need to be advertised for total construction. Total project can not exceed \$100,000. Approaches are not included in the bid. Certificate of engineering approval is needed. Motion made by Commissioner Smith to accept project plan as presented, seconded by Commissioner Sherrer, and carried unanimously. Motion was made by Commissioner Smith to pay \$10,000 to Holladay Engineering to be paid in FY 2007 to proceed with the project, seconded by Commissioner Sherrer, and carried unanimously.

GRANT FOR EMERGENCY MANAGEMENT: Steve Buck met to receive approval and sign application for a grant to Idaho Bureau of Homeland Security concerning emergency management. Acting Chairman Sherrer made a motion to sign the grant, seconded by Commissioner Smith, and carried unanimously.

The Board recessed at 5:00 p.m. to reconvene at 8:00 a.m. on February 13, 2006

CLAIMS FOR THE FOLLOWING FUNDS WITH WARRANTS WRITTEN January 1 through January 31, 2006:

CURRENT EXPENSE FUND	\$ 185,807.48
ROAD & BRIDGE FUND	110,787.73
CIGARETTE TAX/BLOCK GRANT	6,560.41
DISTRICT COURT FUND	16,952.91
COUNTY FAIR FUND	2,445.09
COUNTY JUSTICE FUND	208,812.06
FAIR, GROUNDS & BUILDINGS FUND	2,817.53
III HEALTH DISTRICT FUND	12,412.00
INDIGENT	38,758.76

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ENHANCED 911	20,036.75
REVALUATION FUND	14,469.39
SOLID WASTE FUND	26,719.96
NOXIOUS WEED FUND	8,843.52
INSURANCE POOL	6,756.17
AMBULANCE FUND	<u>17,225.00</u>
BOND REDEMPTION	48,380.00
TOTAL	\$ 727,784.76

Approved: _____
Chairman

Attest: _____
Clerk