



February 13 & 14, 2006, Emmett, Idaho

Pursuant to a recess taken on February 6, 2006, the Board of Commissioners of Gem County, Idaho, met in regular session this 13th & 14th day of February, 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:

February 13, 2006

Pledge of Allegiance was said.

ELECTED OFFICIALS: The elected officials met at the EMS Building. Those in attendance were Commissioners Pratt, Sherrer, and Smith, Clerk Howard, Assessor Greg Himes, Treasurer Connie Goins, and Sheriff Clint Short. Discussion was had on matters of the County.

Sheriff Short reported that they currently had 53 inmates in the jail, the jail needs to get a defibulator, the jail inspection went well, and he is still working on the inmate phone system.

Treasurer Goins reported there are a possible 19 parcels for tax deed proceedings, there are currently five NSF checks they are working with, and that the County owns two tax deeded properties.

PROPERTY TAX CANCELLATIONS: Assessor Greg Himes met with the Commissioners requesting property tax cancellations for parcels because of corrections made in the Assessor's Office. A motion was made by Commissioner Sherrer, seconded by Commissioner Smith, and carried unanimously to cancel taxes for Parcels OC00440902, RP00384002, MH758400, RP00266019, RP00266018, and OC00490917.

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:

- 06-026 Application for medical expenses.
- 06-027 Application for medical expenses.
- 06-030 Application for medical expenses needed a statutory lien signed.
- 06-033 Application for medications.
- 06-034 Application for medical expenses 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 Sherrer to deny 06-026

because the County is not the last resource, to approve 06-027, to sign a statutory lien and applicable UCC liens for 06-030, to approve for one month of prescriptions, ask for a second opinion and sign a statutory lien and applicable UCC lien for 06-33, to sign a statutory lien and applicable UCC liens for 06-034. It was seconded by Commissioner Smith and carried unanimously.

OLA TIMBER RANGE LOT DECISION/SALE: John Erickson from the Forest Service, met to update the Commissioners on several projects. One is the Ola Grade Sanitation Project that is a timber sale near Ola. It is a 390-acre sale for thinning and cleaning up for commercial sale in order to get it back to historical condition. It will be of economic benefit for local producers, and will shift the species back to Ponderosa Pine.

Pine Creek and Tripod Meadow Livestock Allotment is another project. It is being analyzed now to see if it meets the qualifications for a project. They think it meets the Forest Service Plan and other criteria. A decision should be made by the end of the summer.

The final project is the Emmett Ranger District ACS and WARS Priority Watersheds. This may be a controversial project. It concerns improving watersheds in the forest that are affected by recreation and the roads. They are proposing to have hardened campsites and direct access for camping and recreation sites. They want to address the road densities that will require closing some of roads. They may be changing usage of some of the roads to make them ATVs accessible only.

September 30 is the target date for these projects. The Forest Service is asking for comments from the public and from the County.

DEPARTMENT HEAD REPORTS: Dennis Pulley, Road & Bridge Supervisor, reported they have been fixing a lot of washouts on the roads. They have been replacing some culverts. Dennis met with the State Inspector for replacement of the Butte Road bridge, which will be started in March. It was brought out that the State is responsible for all stop signs on State highways and also the stop ahead signs that are sometimes placed before getting to the stop signs.

Morris Huffman, Economic Development Specialist, reported on the Conference he attended in Anaheim, California. The marketing plan needs to be worked on. An ATV group wants to meet with the Commissioners. Morris is still working on answers to the motel feasibility study. The co-generation plant and the mill are planning to start construction in March.

Martin Joyce, Landfill Supervisor, reported there were 2,055 vehicles across the scale last month. There was 570.98 tons of trash, with 261.71 tons taken to Clay Peak with 27 trips. They had a Health Department inspection that went well. We are the only transfer station that has been certified by the Health Department in the State. It has been very muddy at the landfill.

The fee collector employee is doing well. The new co-generation plant is willing to take all wood that the landfill receives.

Brad Hawkins-Clark, Planning Director, stated that he has been giving presentations at the local civic clubs where he talks

about his new position and the land use moratorium. They are working a lot on the subdivision ordinance. They have a couple of rezones and a special use permit on their agenda for the P & Z hearing tonight. Brad has bids for a small remodel on their building. There are a lot of comprehensive plan committee meetings going on. Brad had a good meeting with the Flood Control Manager from Idaho Department of Water Resources. He will be going to a two-day training next week. He has revised the job description for the Planning & Administrator/Code Enforcer position in his office and it will be going to Job Service.

Janelle Schneider, Juvenile Probation Officer, gave her written report to the Commissioners. The conference she went to in Las Vegas ended up not being a lot of help to her.

Mark Rekow, Ambulance Director, reported they received \$21,866.68 in collections for the month of January. They had 66 transports and 22 non-transport calls. They have received a new repeater purchased with money from Homeland Security. They attended night diving training over the weekend. He discussed the request they received to transport a person to Twin Falls for a mental hold, which was resolved without the use of the Ambulance.

Chuck Shambaugh, Maintenance Supervisor, discussed the change of the power to the generator. He will work with Assessor Greg Himes. He is getting bids for a new air conditioning system for the top floor of the Courthouse. He is still working on the fire escape stairs on the west side of the building. A dryer from the old jail in the basement of the Courthouse has been disconnected and will be sold.

Will Cook, County Extension Agent, reported that his building has been repaired where a truck ran into it. Their new 4-H Assistant is doing a good job. They have 17 signed up for the Master Gardener program and will be using some of the trees on the Courthouse grounds as a project for the class. They are going to be doing some after school projects through the Extension Office.

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

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

PUBLIC HEARING - HALONE REZONE: A public hearing was held, while being tape-recorded, for a rezone request by Josh and Esther Halone to rezone approximately 5.09 +/- acres from A-2 Rural Transitional Agriculture to R-3 Rural Residential. The property is located at 1111 West Idaho Boulevard.

Chairman Pratt entered the Notice of Hearing and the Certificate of Mailing to the file.

Terri Barrus, representing the Halones, explained that the Halones would like to split off a flag parcel for another building lot. She explained the access. She stated that it is an original parcel.

Brad Hawkins-Clark, stated that the P & Z Board had a split vote for a recommended approval, with some concerns about the

agricultural land around the area, especially a cattle operation. The vast majority of the lots within a half-mile ring around the property are less than five acres.

Commissioner Smith asked about the feedlot that borders the parcel. It was stated that the feedlot is not currently being used as such, with no plans to re-open it.

Commissioner Sherrer asked if the rezone complies with all aspects of the Comprehensive Plan. She was told that it did with the land use chapter of the Comprehensive Plan.

Commissioner Smith stated that this request was pre land use moratorium. He stated that there were no comments from the Road Department or from the School District.

A motion was made by Commissioner Sherrer to close the public hearing. It was seconded by Commissioner Smith and carried unanimously. The public hearing was closed.

A motion was made by Commissioner Sherrer, seconded by Commissioner Smith, and carried unanimously to take the decision under advisement, with a discussion/decision on February 27, 2006, at 1:15 p.m.

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.

HISTORIC BRIDGE - JERRY FLATZ: Jerry Flatz from LHTAC met concerning the Lolo Creek Bridge. The historic bridge is going to be replaced and they advertised for any entity that would like to use the bridge. The City of Emmett would like the bridge, but the cost to ship it was going to be \$30,000. The project grant is now going to pay for the moving of the bridge, with a local match that the City of Emmett/Recreation District is willing to pay. Jerry needs a memorandum of agreement from Gem County that the bridge will be maintained and a plaque needs to be put on the bridge that states it is the original Lolo Creek bridge. No decision was made.

The Board recessed at 5:00 p.m. to 8:00 a.m. on February 14, 2006.

CITY/COUNTY MEETING: A City/County meeting was held February 13, 2006, at 5:00 p.m. at the Emmett City Hall. Those from the City in attendance were Mayor Marilyn Lorenzen, Clerk Marge Lawrence, and Councilmen Tony Villanueva, John Rogers, Dennis White, Michael Stout, Bill Butticci, and Kathy Agenbroad.

Topics of discussion were the sewer and/or water system for Shadow Butte Industrial Park, possible highway grants for safe schools for sidewalks, etc., ILETS, EMS/LEPC communications, the Planner contract, the weed contract, and the Comp Plan.

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WALTER KNOX MEMORIAL HOSPITAL - INDIGENT APPLICATIONS: Max Long and Becky Malaxecharria from Walter Knox Memorial Hospital met with the Commissioners concerning the filing of third party indigent applications. Discussion was had on the role of the Hospital and the role of the County.

SHERIFF'S POSSE WEBSITE: Assessor Greg Himes and Sheriff's Posse members Bill Conger and Vance Hardin met to ask that a page be added to the County Website for the Sheriff's Posse. They gave a presentation as to what the Posse does and the number of hours put in and miles incurred. No decision was made.

PROSECUTING ATTORNEY BUDGET: Dick Linville let the Commissioners know that the BYRN Victim Witness grants are no longer feasible for Gem County. The most that they can get is about \$7,000 for FY2007, which grant takes considerable time to apply for and to become eligible for. He is asking that the County consider other means to fully fund the Victim Witness program for FY2007.

PROSECUTING ATTORNEY MATTERS: Assistant Prosecuting Attorney David Hargraves met with the Commissioners concerning legal matters. He is working on several requests from the Commissioners and the Bishop Road bridge contract is still being reviewed. He is meeting on Friday concerning the Subdivision Ordinance.

A land use topic was discussed, along with a code enforcement issue. Commissioners asked about other items that the Prosecutor's Office is still working on. Discussion was had about debris being dumped into the floodway near the north end of Substation Road, which is of concern to Idaho Department of Water Resources and Army Corps of Engineers.

The Prosecutor's Office was asked to review the Lolo Bridge contract.

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

MINUTES READ AND APPROVED: The minutes of January 23 & 24 and February 6, 2006, were reviewed. A motion was made by Commissioner Sherrer to approve the minutes of January 23 & 24 and February 6, 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 21, 2006

Approved: _____
Chairman

Attest: _____
Clerk