



March 6 & 7, 2006, Emmett, Idaho

Pursuant to a recess taken on February 28, 2006, the Board of Commissioners of Gem County, Idaho, met in regular session this 6<sup>th</sup> & 7<sup>th</sup> day of March, 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:

**March 6, 2006**

**Pledge of Allegiance was said.**

**ELECTED OFFICIALS:** Those in attendance at the meeting were Commissioners Pratt, Sherrer, and Smith, Clerk Howard, Assessor Greg Himes, Treasurer Connie Goins, Sheriff Clint Short, and Prosecuting Attorney Timothy Fleming. Topics of discussion were tax deeded property, County vehicle use, Board of Tax Appeals, IT Committee, County job openings, Building Facility Fund, inmate phone system, Jail staff, budget process, communication between elected officials, and County official/employee reimbursement.

**DEPARTMENT HEAD REPORTS:** Dennis Pulley, Road & Bridge Supervisor, reported they started 10-hour shifts this week. They are working on a drain in front of the Syringa Hall in Sweet. He turned in a schedule for the Butte Road bridge. The bridge will be out of service for about four months from June through October, 2006. The new speed limit signs are up on Bowman Road, Bill Burns Road, and Longview Drive.

Morris Huffman, Economic Development Specialist, reported that last week he got one request for information on a building. He will be having a meeting on the feasibility study for a motel in the County. He is working on the County marketing plan.

Jake Wyant, Noxious Weed Supervisor, reported that his seasonal person will start on March 15, 2006, and he is looking for a person to work in the Montour area. He is looking for a Weed Advisory Board member. He has been and will be attending some training and association meetings.

Martin Joyce, Landfill Supervisor, will start the cleaning of the building from the fire damage last week at the landfill and then the repairs will be made. He has talked to the EMS Department about CPR training for his employees. There were 2,068 vehicles across the scales with 245.5 ton of trash.

Brad Hawkins-Clark, Planning Director, reported there will be a workshop for the Subdivision Ordinance on March 27, 2006. They have posted their job opening internally and have sent it to job service for a March 31, 2006, closing. They are scheduling the Comprehensive Plan meetings. They are working on some property clean-up matters. Brad attended a training meeting last

week concerning land use disputes that was very informative.

Janelle Schneider, Juvenile Probation Officer, reported they have 86 juveniles on their caseload. There are 19 cases pending, with 2 new petitions. There are currently 2 juveniles in detention. Janelle has gone to several meetings concerning programs for juveniles.

Mark Rekow, Ambulance Director, reported they collected \$16,247.51 last month. They had 47 transports and 22 non-transports. The new defibulator is here for the jail and they will soon train the staff. They are also helping Fire District No. 2 get some new equipment in service. He reported on the spending of some Homeland Security money. He has been working on some mutual aid agreements with other Counties. There is a basic EMT class going on.

Chuck Shambaugh, Maintenance Supervisor, reported that things are going well. The generator now has a five-second start-up time instead of a 10-second start-up time. He had bids for new air conditioning for the top floor of the Courthouse. He is working on estimates for the fire escape stairs on the west side of the Courthouse.

Brian Sullivan, Building Official, reported that he gave out 33 building permits and collected \$23,906.14 in February. He did 66 inspections and did 14 plan checks. He asked that the Commissioners accept his resignation as the building Official for Gem County, effective March 24, 2006.

Will Cook, County Extension Agent, reported that 31 kids brought in beef to weigh-in for 4-H. They have a master gardener class going. Things are going well.

The Commissioners asked that all Department Heads put together a long-range capital improvement budget for their departments.

**BLACK CANYON TRAFFIC MITIGATION STUDY:** While being tape-recorded, discussion was had on the Black Canyon Traffic Mitigation Study. Commissioner Sherrer stated that the new information is at the level she was looking for and it was admitted into the record.

Gem County Planner Director Brad Hawkins-Clark stated that the proposed method of collecting their baseline numbers is good. He wondered why the original traffic study did not include the traffic coming and going from east of the project. He had some concerns about the improvements at the intersection of Frozen Dog Road and Plaza Road and who would be required to make the improvements if needed. The plan states that Black Canyon has to do the analysis but does not specify who has to make the improvements. The Commissioners stated that Black Canyon may not be the only development that impacts that area at phase four of the project. Brad feels that a number of buildable lots with building permits need to be added to the conditions of the phases. He was shown where they are attached to the different phases. It was brought out that the County Ordinances allow the County to require any additional studies when deemed necessary.

There was discussion on the 40% trip capture in the study. Brad felt this was quite high. It was determined that the vehicle is there to require something different from the study. Regular reviews will mitigate that.

A decision was held until there could be a summarizing of the changes.

The written comments from Brad-Hawkins Clark and the new information was admitted into the record. There will be a continuation of the discussion/decision on March 14, 2006.

**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:

06-028 Application for medical expenses.

06-032 Application for medical expenses.

06-040 Application for cremation expenses.

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 deny 06-028 because of lack of cooperation, incomplete application, and inability to determine indigency or residency, to approve 06-032, and to approve 06-040. 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.**

**CONSENT AGENDA:** A motion was made by Commissioner Sherrer to approve the consent agenda, which included Resolution 2006-04 creating a Building Construction Fund, and Liquor Catering Permits for the Round-Up catering for Ducks Unlimited and for Trudie Thawley dba Idaho Houndsman Association. It was seconded by Commissioner Smith and carried unanimously.

**The Board recessed at 5:00 p.m. to 8:00 a.m. on March 7, 2006.**

**PROPERTY TAX CANCELLATION:** A motion was made by Commissioner Sherrer, seconded by Commissioner Pratt and carried unanimously to cancel property tax on MH00804300 because of a change in value due to a fire.

**JOB OPENING INTERVIEW:** During closed session an interview was held for an HR/Indigent Clerk opening.

**RECREATION DISTRICT - ISLAND MAINTENANCE AGREEMENT:** Kellie Taylor and Roseanne Daily from the Recreation District met with the Commissioners. The Recreation District's mission statement is mainly to provide programs, not to perform maintenance of parks. They asked if there would be a possibility of the County taking over the maintenance of Gem Island Sports Complex and the Recreation District paying a fee to use the Island. No decisions were made.

If the Recreation District Board has questions of the Commissioners, the questions could be e-mailed instead of a Commissioner attending the Recreation District Board meetings.

**March 7, 2006**

**HIDDEN HOLLOW ROAD ORDINANCE**: Bradley Loy met to dispute the Type B private road classification of the road he lives on, Hidden Hollow Lane. He stated that in the developer's contract, the road is supposed to be a Type B, but he feels it has never met the standards for that classification. He went over the background of his dispute, with documentation given to the Commissioners.

The Loys would like the County to reclassify the road as a Type A road so that no more development can take place until the road is upgraded to a Type B road. Material Testing and Inspection Company has signed off on the compaction requirement of the road.

**JOB OPENING INTERVIEW**: During closed session an interview was held for an HR/Indigent Clerk opening.

**WEAVER ACRES MINOR SUBDIVISION APPLICATION DISCUSSION**: Jim Weaver met with the Commissioners concerning their approved Weaver Acres Minor Subdivision application. Mr. Weaver documented the progress of the Subdivision. The asphalt that they laid on the apron of the road to widen and improve the road has not been accepted by the County Road Supervisor. They stated they were unaware that the County road needed to be improved from the centerline of the road. The Commissioners will gather more information before any decision is made.

**JOB OPENING INTERVIEW**: During closed session an interview was held for an HR/Indigent Clerk opening.

**PUBLIC WALK-IN AND INPUT**: Ed Klinker met to ask if there were plans to fertilize the lawn on Gem Island Sports Complex. He was advised that the Recreation District is doing the maintenance on the Island and he was given a name of someone to contact who is connected with the baseball fields.

**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.

**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**: Assistant Prosecuting Attorneys Richard Linville and David Hargraves met to discuss legal

matters. They will work on getting a response to the Loys concerning the classification of the private road named Hidden Hollow. A letter will also be sent to the developer.

Discussion was had on the Weaver Acres Minor Subdivision. No resolution was determined.

The Prosecuting Attorney's Office will start the process of petitioning the JAG Landfill into Fire District No. 1.

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

**MINUTES READ AND APPROVED:** The minutes of February 13 & 14, 21, and 27 & 28, 2006, were reviewed. A motion was made by Commissioner Sherrer to approve the minutes of February 13 & 14, 21, and 27 & 28, 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 March 13, 2006.**

**CLAIMS FOR THE FOLLOWING FUNDS WITH WARRANTS WRITTEN February 1 through February 28, 2006:**

CURRENT EXPENSE FUND .....	\$ 331,201.40
ROAD & BRIDGE FUND .....	206,552.58
CIGARETTE TAX/BLOCK GRANT .....	15,271.02
DISTRICT COURT FUND .....	21,551.09
COUNTY FAIR FUND .....	13,493.10
COUNTY JUSTICE FUND .....	188,747.14
FAIR, GROUNDS & BUILDINGS FUND .....	4,231.94
III HEALTH DISTRICT FUND .....	6,206.00
INDIGENT .....	33,604.46
ENHANCED 911 .....	2,161.25
REVALUATION FUND .....	14,761.32
SOLID WASTE FUND .....	36,081.74
NOXIOUS WEED FUND .....	18,900.46
WATERWAYS .....	726.80
INSURANCE POOL .....	2,088.63
AMBULANCE FUND .....	<u>136,529.67</u>
TOTAL	\$ 1,032,108.60

Approved: \_\_\_\_\_  
Chairman

Attest: \_\_\_\_\_  
Clerk