



January 8, 2007, Emmett, Idaho

Pursuant to a recess taken on January 2, 2006, the Board of Commissioners of Gem County, Idaho, met in regular session this 8th day of January, 2007, at 8:00 a.m.

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| Present: | Michele Sherrer | Chairman |
| | Sharon Pratt | Commissioner |
| | Lan Smith | Commissioner |
| | Shelly Gannon | Clerk |

Whereupon the following proceedings were had, to-wit:

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Pledge of Allegiance was said.

SWEARING IN OF NEWLY ELECTED OFFICIALS: Newly Elected Officials took their Oaths of Office in the hallway of the Courthouse.

Commissioner Smith made a motion to nominate Commissioner Sherrer as Chairman of the Board of County Commissioners. It was seconded by Commissioner Pratt and carried unanimously.

ELECTED OFFICIALS: A meeting was held with the Elected Officials. Those in attendance were Commissioners Pratt, Sherrer, and Smith, Clerk Shelly Gannon, Assessor Greg Himes, Treasurer Connie Goins, and Coroner John Buck. Topics of discussion were: December tax collections, Geographic Information System license, request for public information, road easements and right of ways, toxicology studies, gun issues, Coroner training, Legislative conference, purchase of property, Industrial Park, and Planning & Zoning code enforcement officer.

DEWEY ROAD STEERING COMMITTEE: The Commissioners attended a meeting regarding Dewey Road. A Traffic Analysis, Environmental Scan, Background Report and Structure, Drainage & Irrigation were among the items reviewed.

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 Smith to add an Extrication Agreement as item C. to the Consent Agenda. It was seconded by Commissioner Pratt and carried unanimously. A motion was made by Commissioner Smith to approve the consent agenda, which included: A. Liquor Catering Permit for Tik's Tavern, B. County Engineering & Surveying Services Agreement, and to remove item C. for review during office time tomorrow afternoon. It was seconded by Commissioner Pratt and carried unanimously.

DEPARTMENT HEADS: Morris Huffman, Economic Development Specialist, provided his monthly report.

Brad Hawkins-Clark, Planning Director, stated that the Stormwater Ordinance has been removed from the agenda for the Planning & Zoning meeting this evening. He reported that building fees are down by half. A special meeting will be held regarding a Planned Unit Development for the Meadows at Sand Hollow.

Jake Wyant, Noxious Weed Supervisor, reported that he is working on a CWMA grant. He is also working on GPS mapping. He discussed possible bio-control.

Mark Rekow, Ambulance Director, reported there was \$15,149.23 in collections last month. They had 63 transports and 21 non-transport, with 722 year-to-date. He discussed an ITD grant for extrication equipment. He reported that an Intermediate EMT class will begin tonight.

Anita Taylor, Emergency Management Coordinator, discussed the Whisper Mountain emergency plan proposal. She has sent 80 invitations for an agri-terrorism meeting. Grant money is being requested for a hazmat trailer. She will be attending a Homeland Security meeting next week and the Treasure Valley Flood Response meeting on the 24th. Radios are being installed in the command trailer.

Chuck Shambaugh, Maintenance Supervisor, reported on a gas leak at the Courthouse last week. He is interviewing for an open position, background checks and drug testing will be done.

Kim Reed, Road & Bridge Supervisor, discussed widening Star Lane as well as drainage for various roads. Encroachment issues and the need for a county ordinance for mailboxes was discussed. State bids have been completed for vehicle purchases.

Martin Joyce, Landfill Supervisor, reported on Montour and Ola inspections. There were 1,988 vehicles across the scales. They took in \$3,348 in fees and paid \$2,607 to Clay Peak for transfer.

PUBLIC HEARING - ROCKIN B RANCH MINOR SUB PLAT: While being tape-recorded, a public hearing was had to hear a continued request for a minor subdivision application by Terry Bennett for Rockin B Ranch. The application is proposing to create 4 building lots.

Shane Bengoechea stated that he believes some lots cannot be counted in the 10 dwelling units per current zoning laws.

Commissioner Smith pointed out that the conditions required from the previous public hearing have not been provided.

Shane Bengoechea stated that without hearing the presentation the conditions cannot be put together.

A motion was made by Commissioner Smith to close the hearing and put it on the consent agenda for January 22nd directing staff and applicant to get together to formulate the conditions that are needed for this subdivision to be approved. It was seconded by Commissioner Pratt and carried unanimously.

A letter from Shane Bengoechea to David Hargraves, Gem County Prosecutor's Office dated January 3, 2007 was entered into the record as Exhibit A.

The Board recessed at 5:00 p.m. to 8:00 a.m. on January 9, 2007.

CITY/COUNTY MEETING: A City/County meeting was held at the Emmett City Hall at 5:00p.m. on Monday, January 8, 2007. Those in attendance from the City of Emmett were Mayor Marilyn Lorenzen, Councilmen Dennis White, Mike Stout, John Rogers and Kathy Agenbroad and Clerk Marge Lawrence. Those in attendance from Gem County were Commissioners Sharon Pratt, Michele Sherrer, and Lan Smith, and Clerk Shelly Gannon. Topics of discussion included Comprehensive Plan meeting, water treatment agreement, airport plans, Substation Bridge, City 2007 vacation schedule, public meeting regarding Dewey Road, Butte Road Bridge, the Island Bridge, purchase of property, Southwest District Health Pandemic meeting, Wastewater Treatment Plant update and Goodman Oil meeting.

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CLAIMS: A motion was made by Commissioner Pratt to approve claims as approved and signed. It was seconded by Commissioner Smith and carried unanimously.

INDIGENT APPLICATIONS: At 9:00 a.m., a motion was made by Commissioner Pratt, seconded by Commissioner Smith, and carried unanimously to go into executive session under Idaho Code 67-2345(1)(d) with a roll call vote as follows: Commissioner Pratt, aye; Commissioner Sherrer, aye, Commissioner Smith, aye. Deputy Clerk Tiffani Sulgrove presented the following indigent application:

06-080 Decision and Order for Withdrawal of Hearing

06-092 Medical Application

07-001 Sign lien for Medical Application

After reconvening in regular session at 9:06 a.m., a motion was made by Commissioner Smith to sign the Decision and Order for Withdrawal of Hearing for 06-080, to deny 06-092 because the County is not the last resource and application is not complete, to sign lien for medical application for 07-001. It was seconded by Commissioner Sherrer and carried unanimously.

PUBLIC WALK-IN: Dale Atkinson met with the Commissioners regarding maintenance of the Atkinson Jet systems. He was referred to Southwest District Health Department and State Legislators as he has concerns with state statutes.

Ed and Norma Yoneda met with the Commissioners regarding the Good Sam RV association. The Commissioners will talk with the Fair Board regarding a location for their RV club to meet.

PROSECUTING ATTORNEY MATTERS: Prosecuting Attorney David Hargraves met with the Commissioners concerning legal matters. Topics of discussion included Right of Ways, Industrial Park, and conditions for Rockin B Ranch.

At 11:16 a.m., a motion was made by Commissioner Smith, seconded by Commissioner Pratt, and carried unanimously to go into executive session under Idaho Code 67-2345 (c) concerning the possible acquiring of interest in real property and (f)

litigation with a roll call vote as follows: Commissioner Pratt, aye; Commissioner Sherrer, aye; Commissioner Smith, aye. Regular session reconvened at 11:31 a.m.

MOSQUITO ABATEMENT - PAYETTE COUNTY COMMISSIONERS: Payette County Commissioner Mark Shigeta met with the Commissioners to discuss sharing Gem County's Mosquito Abatement District services. Both counties share the same mosquito issues and watershed. The costs would be spread between both counties. The counties would work together on Board appointments and budget approval. Commissioner Shigeta will work with the Mosquito Abatement Board further.

EXTRICATION AGREEMENT DISCUSSION: Discussion was had and revisions made to the Extrication Agreement.

STORMWATER ORDINANCE DISCUSSION: Brad Hawkins-Clark, Planning Director, and David Hargraves, Deputy Prosecuting Attorney met with the Commissioners to discuss a Stormwater Ordinance for the County.

The Board recessed at 5:00 p.m. to 8:00 a.m. January 15, 2007

CLAIMS FOR THE FOLLOWING FUNDS WITH WARRANTS WRITTEN December 1 through December 30, 2006:

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|--------------------------------|---------------|
| CURRENT EXPENSE FUND | \$ 181,029.71 |
| ROAD & BRIDGE FUND | 75,057.40 |
| CIGARETTE TAX/BLOCK GRANT | 9,927.36 |
| DISTRICT COURT FUND | 12,993.54 |
| COUNTY JUSTICE FUND | 163,301.89 |
| FAIR, GROUNDS & BUILDINGS FUND | 5,332.79 |
| HEALTH DISTRICT | 6,250.00 |
| INDIGENT | 24,606.79 |
| JUNIOR COLLEGE TUITION | 3,850.00 |
| ENHANCED 911 | 1,241.09 |
| REVALUATION FUND | 13,786.25 |
| SOLID WASTE FUND | 31,306.62 |
| NOXIOUS WEED FUND | 8,099.21 |
| WATERWAYS | 452.23 |
| INSURANCE POOL | 55.00 |
| AMBULANCE FUND | 14,569.34 |
| TOTAL | \$ 551,859.22 |

Approved: _____
Chairman

Attest: _____
Clerk