



September 24, 2007, Emmett, Idaho

Pursuant to a recess taken on September 17, 2007, the Board of Commissioners of Gem County, Idaho, met in regular session this 24th day of September, 2007, at 8:00 a.m.

Present:	Michele Sherrer	Chairman
	Lan Smith	Commissioner
	Shelly Gannon	Clerk

Whereupon the following proceedings were had, to-wit:

September 24, 2007

IDAHO ATHLETIC CLUB DISCUSSION: Jess Bass met with the Commissioners to discuss membership benefits and pricing for the Idaho Athletic Club.

DANNY & FRANCES YETT REZONE: While being tape recorded a public hearing was held to hear a rezone request by Danny and Frances Yett to rezone 40+/- acres from A-1 Prime Agriculture to A-2 Rural Transitional Agriculture located at 2670 Gem Avenue.

Dan Yett stated he and his wife are not looking to build homes at this time. They would like to refinance their mortgage and feels the value of the property would be higher with the rezone. He feels the existing public services are adequate at this time.

Brad Hawkins-Clark reviewed the decision from the Planning & Zoning Commission. He stated the rezone is within the 2007 Gem Community Comprehensive Plan amendment, falling within Priority Growth Area 2.

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

A motion was made by Commissioner Smith to accept the recommendation of the Planning & Zoning Commission and approve rezone number 07-011 as presented pending written decision. It was seconded by Commissioner Sherrer and carried unanimously.

CAPITAL IMPROVEMENT PLAN DISCUSSION/DECISION: Brad Hawkins-Clark met with the Commissioners to discuss the Capital Improvement Plan. Topics of discussion included: the formula to calculate costs, use of federal funds for improvements lowering costs to developers, reconstruction of roads and plan implementation. Commissioner Smith stated that new development needs to pay its way. The most current information will be obtained from Parametrix and the discussion with a possible decision will be continued to next Monday October 1st at 4:30 p.m.

INDIGENT APPLICATIONS: At 11:03 a.m. 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) for indigent matters with a roll call vote as follows: Commissioner Smith, aye and Commissioner Sherrer, aye.

07-052	Medical Application
07-054	Medical Application
07-056	Medical Application
07-060	Medical Application
07-061	Signature of Statutory Lien
07-062	Signature of Statutory Lien
07-063	Signature of Statutory Lien
07-064	Signature of Statutory Lien
07-065	Medical Application

After reconvening in regular session at 11:25 a.m., Commissioner Smith made a motion to deny 07-052 due to lack of cooperation, incomplete application, unable to determine indigency and residency, approve 07-054, deny 07-056 due to lack of cooperation, incomplete application, unable to determine indigency and residency, approve 07-060, sign statutory liens for 07-061, 07-062, 07-063 and 07-064, deny 07-065 because Gem County is not the obligated county. It was seconded by Commissioner Sherrer and carried unanimously.

ALCOHOLIC BEVERAGE LICENSE TRANSFER-CHERRY BOWL II: A motion was made by Commissioner Smith to move the Alcoholic Beverage License Transfer for Cherry Bowl II to tomorrow afternoon. It was seconded by Commissioner Sherrer and carried unanimously.

The Board recessed at 12:00 p.m. for lunch to reconvene at 1:15 p.m.

CONSENT AGENDA: A motion was made by Commissioner Smith to remove item B. 2007-2008 Software and Support License Agreement with Computer Arts to be reviewed by the Prosecuting Attorney. It was seconded by Commissioner Sherrer. A motion was made by Commissioner Smith to approve item A. Resolution 2007-15 Gem County Solid Waste Disposal System User Fee Increase. It was seconded by Commissioner Sherrer. Both motions carried unanimously.

REVIEW OF MINUTES: The minutes of September 17, 2007 were reviewed. A motion was made by Commissioner Smith to approve the minutes of September 17, 2007 as amended. It was seconded by Commissioner Sherrer and carried unanimously.

GLENN HARDING REZONE: While being tape recorded a public hearing was held to hear a rezone request by Glenn and Connie Harding to rezone 55+/- acres from A-1 Prime Agriculture to A-2 Rural Transitional Agriculture located at 1795 West Black Canyon Highway.

Glenn Harding stated that he and his wife are requesting the rezone to allow more flexibility with their property. The fields

are zoned agricultural and are being farmed.

Brad Hawkins-Clark reviewed the Planning & Zoning Commission recommendation. Reasons for Commissioner Wilkerson's vote against the rezone were reviewed and discussed. Brad stated that the property falls within Priority Growth Area 2.

A letter received from Jay Miles regarding irrigation water was discussed.

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

A motion was made by Commissioner Smith to accept the recommendation of the Planning & Zoning Commission and approve rezone number 07-013 for Glenn and Connie Harding pending written approval. It was seconded by Commissioner Sherrer and carried unanimously.

CLAIMS: The Commissioners reviewed the claims presented. A motion was made by Commissioner Sherrer to approve the claims as presented and signed on the individual claim forms. It was seconded by Commissioner Smith and carried unanimously.

OPEN FORUM: An open forum was held at the Letha Fire Station at 7:00 p.m. Those in attendance from the County included Commissioners Sherrer and Smith and Clerk Gannon. Topics discussed included: the Dewey Road Corridor Study, a State of the County Address to be held on Friday November 30, 2007, an update of the Shadow Butte Industrial Park, adding speed bumps on West Idaho Blvd. through Letha to slow traffic, mosquito abatement, Highway 16, County Transportation Plan, commuter-ride and vehicle inspections. It was stated that title companies no longer provide information regarding new property owners to the Letha Sewer District. The Commissioners will look into the reason that information is no longer provided.

September 25, 2007

ROAD DEPARTMENT UPDATE: Kim Reed, Road Department Supervisor, did not meet with the Commissioners due to attendance at Road Scholar training.

Commissioner Smith was absent from the meeting due to issues at the Gem Island Sports Complex.

PUBLIC WALK-IN: There were no members of the public that met with the Commissioners during public walk-in.

PROSECUTING ATTORNEY MATTERS: Deputy Prosecutors David Hargraves and Tim McNeese met with Commissioner Sherrer to discuss Prosecuting Attorney matters. Topics discussed included the Board of Guardians and rezoning Walter Knox Memorial Hospital property.

The Board recessed at 12:00 p.m. for lunch to reconvene at 1:15

p.m.

Commissioner Smith rejoined the meeting.

Deputy Prosecutor, David Hargraves, discussed a WestLaw contract with the Commissioners. A motion was made by Commissioner Smith to sign the WestLaw contract agreement. It was seconded by Commissioner Sherrer and carried unanimously.

ALCOHOLIC BEVERAGE LICENSE TRANSFER-CHERRY BOWL II: The Alcoholic Beverage License transfer for the Cherry Bowl II was continued to next week to allow an inspection of the building to be completed.

The Board recessed at 5:00 p.m. to 8:00 a.m. on October 1, 2007.

Approved: _____
Chairman

Attest: _____
Clerk