

February 11, 2008, Emmett, Idaho

Pursuant to a recess taken on February 4, 2008, the Board of Commissioners of Gem County, Idaho, met in regular session this 4th day of February, 2008, at 8:00 a.m.

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

Whereupon the following proceedings were had, to-wit:

February 11, 2008

Students from the government class at Black Canyon School met with the Commissioners to discuss county government.

The Pledge of Allegiance was said.

ROAD SCHOLAR PRESENTATION: Kim Reed, Road Department Supervisor, has completed the Road Scholar Program and was presented with a Road Scholar Certification.

INDIGENT HEARING #07-061: At 10:04 a.m. a motion was made by Commissioner Pratt, seconded by Commissioner Sherrer 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, Commissioner Pratt, aye, and Commissioner Sherrer, aye.

While being tape-recorded during executive session, an indigent appeal hearing was held for 07-061. Those present were Commissioners Sherrer, Pratt and Smith, Clerk Shelly Gannon, Deputy Clerk Diane Wright and Deputy Prosecutor David Hargraves.

The case file was entered into the record as Exhibit A. The case was reviewed and it was stated that the hospital has requested a continuance.

After reconvening in regular session at 10:15 a.m. a motion was made by Commissioner Smith to deny the request for continuance on case 07-061 and take the appeal under advisement until February 19, 2008 at 2:00 p.m. It was seconded by Commissioner Pratt and carried unanimously.

INDIGENT HEARING #07-070: At 10:27 a.m. a motion was made by Commissioner Pratt, seconded by Commissioner Smith 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, Commissioner Pratt, aye, and Commissioner Sherrer, aye.

While being tape-recorded during executive session, an indigent appeal hearing was held for 07-070. Those present were Commissioners Sherrer, Pratt and Smith, Clerk Shelly Gannon, Deputy Clerk Diane Wright, Deputy Prosecutor David Hargraves and representatives from St. Lukes Regional Medical Center.

The case was reviewed. Commissioner Pratt requested to review the applicant's case file from 2001.

Items entered into the record included the case file as Exhibit A, an updated Request for Information Sheet as Exhibit B and a Freeman and Associates Asset Search as Exhibit C.

After reconvening in regular session at 10:49 a.m. a motion was made by Commissioner Pratt to continue the appeal hearing to March 17, 2008 at 10:00 a.m. It was seconded by Commissioner Smith and carried unanimously.

INDIGENT APPLICATIONS: At 11:02 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) for indigent matters with a roll call vote as follows: Commissioner Smith, aye, Commissioner Pratt, aye, and Commissioner Sherrer, aye.

07-069	Sign Notice of Statutory Lien
08-004	Involuntary Mental Hold
08-007	Medical Application
08-008	Involuntary Mental Hold

After reconvening in regular session at 11:14 a.m., Commissioner Pratt made a motion to sign a notice of statutory lien for 07-069 and approve 08-004, 08-007 and 08-008. It was seconded by Commissioner Smith and carried unanimously.

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

Commissioner Pratt was absent due to attendance at a

Western Idaho Community Partnership Advisory Board meeting.

CONSENT AGENDA: The Consent Agenda included items A. Sunset Estates Minor Subdivision, B. The Bluff Minor Subdivision, C. Plaza View Minor Subdivision, D. Appointment of Dale Reynolds to the Planning & Zoning Commission, E. Gem County Mosquito Abatement District 2007 Year End Report and 2008 Comprehensive Mosquito Surveillance and Control Plan, F. Garcia #2 Minor Subdivision Decision & Order, G. Margaret Williams Rezone Decision & Order, H. Ordinance 2008-01 Margaret Williams Rezone, I. Ratification of Resolution 2008-05 Supporting the Project Identification Submittal for the Construction of Ola Highway Overlay to the Local Highway Technical Assistance Council, J. Darnell Lane Estates Subdivision Decision & Order, K. Star Lane Estates Subdivision Decision & Order. A motion was made by Commissioner Smith to approve items D. - K. on the consent agenda. It was seconded by Commissioner Sherrer and carried unanimously.

Sunset Lane Estates Minor Subdivision was discussed, specifically discussing the use of a private lane. A motion was made by Commissioner Smith to approve Sunset Lane estates subdivision subject to written decision. It was seconded by Commissioner Sherrer and carried unanimously.

The Bluff Minor Subdivision was discussed. Acreage was verified. A motion was made by Commissioner Smith to approve The Bluff Minor Subdivision with the change that item 2d (Exhibit B) include the November 19th letter from Emmett Irrigation. It was seconded by Commissioner Sherrer and carried unanimously.

The Plaza Acres Minor Subdivision was discussed, it was stated that the plats were illegible. A motion was made by Commissioner Smith to accept the Planning & Zoning recommendation for approval of Plaza Acres pending final Decision & Order. It was seconded by Commissioner Sherrer and carried unanimously.

Commissioner Pratt rejoined the meeting.

A motion was made by Commissioner Smith to add a catering permit for Cold Mountain Creek to be used on 2/16 to the agenda. It was seconded by Commissioner Sherrer.

A motion was made by Commissioner Pratt to approve the catering permit for Cold Mountain Creek. It was seconded by Commissioner Smith and carried unanimously.

Commissioner Minutes 02-11 & 12-08

APPROVAL OF MINUTES: The minutes of January 28, 2008 were reviewed. A motion was made by Commissioner Pratt to approve the minutes of January 28, 2008 as amended. It was seconded by Commissioner Smith and carried unanimously.

The minutes of February 4, 2008 were reviewed. A motion was made by Commissioner Pratt to approve the minutes of February 4, 2008 as amended. It was seconded by Commissioner Smith and carried unanimously.

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

JOINT CITY/COUNTY MEETING: A joint City/County meeting was held. Those in attendance from the City included Mayor Butticci, Councilmen Henderson, Agenbroad, Rogers and Stout, Clerk Lawrence and Police Chief Nebeker. Those in attendance from the County included Commissioners Sherrer and Smith, Clerk Gannon, Assessor Himes, Treasurer Goins and Development Services Director Brad Hawkins-Clark. Topics discussed included reviewing contracts for the building inspector and development services staff, a joint City/County picnic and softball game, Lolo Creek Bridge (walking bridge for the Gem Island Sports Complex), power at the amphitheatre and concession stand at the Gem Island Sports Complex and the County Community Service Program. A workshop on a proposed Planning Commission will be held on Tuesday February 19th at 5:00 p.m. at City Hall.

February 12, 2008

The Pledge of Allegiance was said.

ELECTED OFFICIALS: Elected Officials met. Those in attendance were Commissioners Sherrer, Pratt and Smith, Assessor Greg Himes, Sheriff Clint Short, Clerk Shelly Gannon and Treasurer Connie Goins. Topics discussed included jail inmate phone service, new computers and camera in the jail, preparation for spring jail inspection, circuit breaker, restrictions of animals in the Courthouse, employee discounts, elections and repayment of funds borrowed by the General Fund from the Motor Vehicle Trust. The Treasurer's report was reviewed.

PUBLIC WALK-IN: No members of the public met with the Commissioners during public walk-in today.

PROSECUTING ATTORNEY MATTERS: Deputy Prosecutor, David Hargraves, met with the Commissioners to discuss Prosecuting Attorney matters.

SHERIFF VEHICLE EQUIPMENT QUOTES: Quotes for equipment for the new Sheriff's vehicles were reviewed. Quotes were received from Terry Hardin, Emmett Muffler Auto Repair, White Cloud, Gem State Communications, Commercial Tire and Bill Buckner. A motion was made by Commissioner Smith to award the installation package to Emmett Muffler for \$1580.00 per unit. It was seconded by Commissioner Pratt and carried unanimously.

DEPARTMENT HEADS: The Department Heads met to review monthly reports and department projects.

SHADOW BUTTE INDUSTRIAL PARK - INTERMOUNTAIN GAS

DISCUSSION: Representatives from Intermountain Gas met with the Commissioners to discuss additional costs incurred for work done at the Shadow Butte Industrial Park. Dewatering, mobilization and pipe costs were those discussed.

Assessor Greg Himes presented Tax Cancellations to the Commissioner. The majority of these cancellations are due inaccurate homeowners exemptions. Parcels included in the cancellations are MH00769100, MH00787100, RP00016757, RP00069400, RP00088802, RP00098000, RP00100202, RP00109400, RP00130600, RP00134400, RP00134900, RP00188906, RP00300300, RP00319403, RP00326700, RP00334300, RP00377700, RP00382800, RP00388803, RP00438916, RP00473200, RP00314100 and OCE16000010010.

The Board recessed at 5:00 p.m. to 8:00 a.m. on February 19, 2008.

CLAIMS FOR THE FOLLOWING FUNDS WITH WARRANTS WRITTEN

January 1 through January 31, 2007:

CURRENT EXPENSE FUND	\$ 444,355.35
ROAD & BRIDGE FUND	104,807.22
CIGARETTE TAX/BLOCK GRANT	5,506.61
DISTRICT COURT FUND	15,869.05
COUNTY JUSTICE FUND	312,219.29

Commissioner Minutes 02-11 & 12-08

FAIR, GROUNDS & BUILDINGS FUND	7,352.39
HEALTH DISTRICT	6,329.00
INDIGENT	42,081.24
ENHANCED 911	2,669.47
REVALUATION FUND	16,388.72
SOLID WASTE FUND	44,299.83
NOXIOUS WEED FUND	15,958.79
WATERWAYS	395.04
INSURANCE POOL	20,207.20
AMBULANCE FUND	21,765.13
JAIL BOND REDEMPTION FUND	<u>79,960.00</u>
TOTAL	\$ 1,140,164.33

Approved: _____
Chairman

Attest: _____
Clerk