



April 1, 2008, Emmett, Idaho

Pursuant to a recess taken on March 25, 2008, the Board of Commissioners of Gem County, Idaho, met in regular session this 1st day of April, 2008, at 8:00 a.m.

Present:	Michele Sherrer	Chairman
	Sharon Pratt	Commissioner
	Shelly Gannon	Clerk

Whereupon the following proceedings were had, to-wit:

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Commissioner Smith was absent from the meeting.

The Pledge of Allegiance was said.

**ROAD DEPARTMENT UPDATE:** Road Department Supervisor, Kim Reed, met with the Commissioners to discuss Road Department matters.

**PLANNING & ZONING UPDATE:** Development Services Director, Brad Hawkins-Clark, met with the Commissioners to discuss Planning & Zoning matters.

**PUBLIC WALK-IN:** Kyle Vickery discussed an Eagle Scout project with the Commissioners. He will be painting the volleyball and basketball poles and garbage cans and putting wire around the trees at the Gem Island Sports Complex. He summarized the project, discussed cost and obtained approval from the Commissioners.

*At 10:20 a.m. a motion was made by Commissioner Sherrer, seconded by Commissioner Pratt and carried unanimously to go into executive session under Idaho Code 67-2345(1)(b) for personnel with a roll call vote as follows: Commissioner Pratt, aye, and Commissioner Sherrer, aye.*

Regular session reconvened at 10:22 a.m.

**INDIGENT APPLICATIONS:** At 10:22 a.m. a motion was made by Commissioner Sherrer, seconded by Commissioner Pratt 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 Pratt, aye, and Commissioner Sherrer, aye.

08-009 Medical Application

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After reconvening in regular session at 10:26 a.m., Commissioner Pratt made a motion to deny 08-009 due to lack of cooperation and that it doesn't appear that the applicant is medically indigent. It was seconded by Commissioner Sherrer and carried unanimously.

**PROSECUTING ATTORNEY MATTERS:** Deputy Prosecutors, David Hargraves and Tim McNeese, met with the Commissioners to discuss Prosecuting Attorney matters.

*At 10:40 a.m. a motion was made by Commissioner Sherrer, seconded by Commissioner Pratt and carried unanimously to go into executive session under Idaho Code 67-2345(1)(f) for potential litigation with a roll call vote as follows: Commissioner Pratt, aye, and Commissioner Sherrer, aye.*

*Regular session reconvened at 11:00 a.m.*

**DARNELL LANE ESTATES:** *At 11:05 a.m. a motion was made by Commissioner Sherrer, seconded by Commissioner Pratt and carried unanimously to go into executive session under Idaho Code 67-2345(1)(f) for potential litigation with a roll call vote as follows: Commissioner Pratt, aye, and Commissioner Sherrer, aye.*

*Regular session reconvened at 11:45 a.m.*

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

**GOVERNORS SELECT TASK FORCE ON HEALTH CARE CONFERENCE CALL:** Commissioner Sherrer attended a conference call regarding the Governor's Select Task Force on Health Care.

**JOHNSON CREEK ROAD VALIDATION DISCUSSION/DECISION:** With Commissioner Smith attending via telephone, the Commissioners met to discuss validation of Johnson Creek Road. Commissioner Pratt clarified some dates inaccurately stated in a transcript of the March 10, 2008 hearing. The Commissioners reviewed and discussed information received during the public hearing process. Commissioner Sherrer stated that pursuant to Idaho Code 40-2083 the Commissioners, through the record and discussion of the road validation proceedings, have determined validation of Johnson Creek Road to be in the public's best interest.

A motion was made by Commissioner Pratt, having read and agree with the proposed draft decision, to move to adopt it as written and it becomes the final decision of the Board of County Commissioners. It was seconded by Commissioner Smith and carried unanimously.

David Hargraves, deputy prosecutor, stated that the

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proposed decision being referred to is dated April 1<sup>st</sup>.

**APPROVAL OF MINUTES:** The minutes of March 24 & 25, 2008 were reviewed. A motion was made by Commissioner Sherrer to approve the minutes of March 24 & 25, 2008 as amended. It was seconded by Commissioner Pratt and carried unanimously.

**SHADOW BUTTE INDUSTRIAL PARK PURCHASE AND SALE AGREEMENT:** David Aparicio with Ideal Demolition met with the Commissioners to discuss purchasing a lot in the Shadow Butte Industrial Park. The purchase and sale agreement was reviewed.

The Board recessed at 5:00 p.m. to 8:00 a.m. on April 7, 2008.

**CLAIMS FOR THE FOLLOWING FUNDS WITH WARRANTS WRITTEN**  
**March 1 through March 31, 2008:**

CURRENT EXPENSE FUND	\$ 147,380.30
ROAD & BRIDGE FUND	123,534.31
CIGARETTE TAX/BLOCK GRANT	6,058.89
DISTRICT COURT FUND	9,917.80
COUNTY JUSTICE FUND	189,244.23
FAIR, GROUNDS & BUILDINGS FUND	5,877.11
HEALTH DISTRICT	6,329.00
INDIGENT	19,263.33
JUNIOR COLLEGE TUITION	2,650.00
ENHANCED 911	6,824.13
REVALUATION FUND	16,024.65
SOLID WASTE FUND	30,389.86
TORT	1,000.00
NOXIOUS WEED FUND	10,221.58
SNOWMOBILE	1,005.20
WATERWAYS	2,542.60
INSURANCE POOL	128.13
AMBULANCE FUND	18,953.12
TOTAL	\$ 597,354.24

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

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