



April 21 & 22, 2008, Emmett, Idaho

Pursuant to a recess taken on April 15, 2008, the Board of Commissioners of Gem County, Idaho, met in regular session this 21st day of April, 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:

**April 21, 2008**

The Pledge of Allegiance was said.

**TAX DEED PUBLIC HEARING:** While being recorded, a tax deed public hearing was held. Treasurer Connie Goins reviewed the tax deed process and the parcels the county will acquire on tax deed. Those parcels include RP00088000 Marvin E. Lappin which is a house on a piece of land located at 617 S. Commercial, and RP00183201 WW Wilton Estate which is a triangle piece of property located in Letha .116 acres in size, the address is unknown.

A motion was made by Commissioner Smith to order the tax collector to issue a tax deed on properties RP00088000 and RP00183201. It was seconded by Commissioner Pratt and carried unanimously.

**INDIGENT HEARING 07-074:** At 10:09 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(1)(d) for indigent matters with a roll call vote as follows: Commissioner Smith, aye, Commissioner Sherrer, aye, and Commissioner Pratt, aye.

Those in attendance included Deputy Clerk Diane Wright. A continuation of the hearing was requested pending notice of responsibility to fix costs.

Regular session reconvened at 10:34 a.m.

A motion was made by Commissioner Pratt to uphold previous denial of case 07-074. It was seconded by Commissioner Smith. Discussion was had regarding making a decision according to Idaho Code versus case law and documentation required from indigent applicants. Basic points

Commissioner Minutes 04-21 & 22-08

of discussion will be included in the decision. The motion carried unanimously.

**BLM LAND MANAGEMENT PROGRAM**: Representatives from the Bureau of Land Management met with the Commissioners to provide information regarding Resource Management Plans. Resource Management Plans identify lands that are open or available for certain uses. Scoping and timing of the plans were discussed. Local development plans including the Zoning and Subdivision Ordinances as well as the Comprehensive Plan were discussed. Holding a public scoping meeting was discussed. Information was provided regarding fire management, grazing permit renewal, sage grouse, off-road vehicle use and Cascade land sales.

**INDIGENT APPLICATIONS**: At 11:41 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(1)(d) for indigent matters with a roll call vote as follows: Commissioner Pratt, aye, Commissioner Smith, aye, and Commissioner Sherrer, aye.

08-010 Medical Application

After reconvening in regular session at 11:43 a.m., Commissioner Pratt made a motion to deny 08-010 because of untimely application, failure to cooperate, the application was incomplete, unable to determine indigency, and the county is not the last resource. 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.**

**CONSENT AGENDA**: The Consent Agenda included items A. Resolution 2008-07 Transfer of Property to the Gem County Recreation District, B. Permission for the 4-H Club to demonstrate aerospace projects at the Gem Island Sports Complex on Youth Appreciation Day, C. Shadow Butte Industrial Park Purchase and Sale Agreement for David Aparicio, D. Certificate of Residency for Cassandra Nielsen.

A motion was made by Commissioner Smith to approve items B., C. and D. on the consent agenda and remove item A. for discussion. It was seconded by Commissioner Pratt and carried unanimously.

Discussion on Resolution 2008-07 included that it would provide access to the greenbelt rather than the Gem County

## Commissioner Minutes 04-21 & 22-08

Sports Complex and that the property would need to revert back to the county in the case that it isn't being used for the intended purpose. A motion was made by Commissioner Smith to revise the resolution to stipulate that the property be used to provide access to the greenbelt or it would revert back to the county. It was seconded by Commissioner Pratt and carried unanimously.

**APPROVAL OF MINUTES:** The minutes of April 14 & 15, 2008 were reviewed. A motion was made by Commissioner Pratt to approve the minutes of April 14 & 15, 2008 as amended. It was seconded by Commissioner Sherrer and carried with Commissioner Smith abstaining.

**SAGE COMMUNITY RESOURCES QUARTERLY UPDATE:** Pat Engel with Sage Community Resources met with the Commissioners to discuss programs Sage is involved in and grants that have been received. Gem County community priorities were reviewed.

**TAXING DISTRICT REGULAR AND/OR DELINQUENT FEE COLLECTION DISCUSSION:** This discussion was re-scheduled for a future meeting.

**WOODY BIOMASS PARTNERSHIP UPDATE:** Morris Huffman met with the Commissioners to provide an update of the Woody Biomass Partnership program.

*The Commissioners signed the final plat, mitigation agreement and temporary license agreement for the Jennifer Minor Subdivision.*

**ASPHALT CONTRACT AND WESTERN STATES EQUIPMENT LEASING DISCUSSION:** Doug Edens with Western States Equipment met with the Commissioners to review equipment leasing. Contract rates were discussed.

A motion to accept the proposal of Western States Equipment to piggyback off the former bid for the lease purchase of a 140M All Wheel Drive Motor Grader for an annual payment of \$19,217 for 5 years or 3,500 hours, a 950H Wheel Loader for an annual payment of \$15,872 for 5 years or 3,500 hours and 140H-00 Motor Grader for an annual payment of \$18,161 for 5 years or 5000 hours for a total of \$53,350 annual payment. It was seconded by Commissioner Smith and carried unanimously.

Kim Reed, Road Department Supervisor, discussed the contract for asphalt with the Commissioners. It will be

added to the consent agenda next week.

**WESTERN IDAHO COMMUNITY ACTION PARTNERSHIP PROGRAM UPDATE AND BUDGET DISCUSSION:**

Karin Hoffer with the Western Idaho Community Action Partnership Program met with the Commissioners to provide a program update. A 2% increase in budgeted donations from the county was requested. Funding for chore service for the elderly has been cut. Karin was referred to the community service coordinator, Cheryl Pendergrass, for assistance with lawn mowing, outdoor window washing etc.

**BOISE VALLEY ECONOMIC DEVELOPMENT BUDGET DISCUSSION:** Paul Hiller with the Boise Valley Economic Partnership presented the Commissioners with a 2007 Annual Report and 2008 Project Report. The sale of 42 acres of the Shadow Butte Industrial Park was discussed.

**The Board recessed at 5:00 p.m. to 8:00 a.m. on April 22, 2008.**

**April 22, 2008**

The Pledge of Allegiance was said.

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

*At 8:57 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)(b) for personnel matters with a roll call vote as follows: Commissioner Smith, aye, Commissioner Sherrer, aye, and Commissioner Pratt, aye.*

*Regular session reconvened at 9:18 a.m.*

**PUBLIC WALK-IN:** Robert Langdon with Office Experts met with the Commissioners to discuss what Office Experts is able to provide by way of office supplies. Pricing, ordering, inventory and loyalty card discounts were discussed.

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

**ELECTED OFFICIALS LUNCHEON:** The Elected Officials met for

Commissioner Minutes 04-21 & 22-08

lunch at Blue Ribbon Bakery.

**ICRMP PERSONNEL/SUPERVISORY DISCUSSION:** Department Heads, Elected Officials and Jim McNall with ICRMP met to review a recently concluded personnel lawsuit the county was involved in. Federal disability laws as well as county procedures were reviewed.

**The Board recessed at 5:00 p.m. to 8:00 a.m. on April 28, 2008.**

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

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