



July 21 & 22, 2008, Emmett, Idaho

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

July 21, 2008

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.

TIM WALKER REZONE: A public hearing was held to hear a rezone request by Timothy and Sylvia Walker to rezone 39 +/- acres from A-1 Prime Agriculture to A-2 Rural Transitional Agriculture located on E. Idaho Blvd.

Tim Walker discussed the request to rezone two parcels of property.

Brad Hawkins-Clark reviewed the application and the Planning & Zoning Commission recommendation. Agency comments were discussed. Discrepancy in the acreage of the property was discussed.

A motion was made by Commissioner Smith to close the public hearing on the rezone. It was seconded by Commissioner Pratt and carried unanimously. A motion was made by Commissioner Smith to accept the Planning & Zoning Commission's recommendation of rezone #08-001 as presented with the provision to direct staff to ensure that the rezone applies to the Walker property only. It was seconded by Commissioner Pratt and carried unanimously.

INDIGENT APPLICATIONS: At 11:28 a.m. a motion was made by Commissioner Pratt, seconded by Commissioner Sherrer 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 Sherrer, aye, Commissioner Pratt, aye, and Commissioner Smith, aye.

08-030 Medical Application
08-034 Medical Application
08-042 Notice of Statutory Lien

After reconvening in regular session at 11:16 a.m., Commissioner Pratt made a motion to deny 08-030 because the county is not the last resource, the applicant is not indigent and lack of cooperation, deny 08-034 because the applicant is not indigent and the county is not the last resource and sign Notice of Statutory Lien for 08-042. 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. Finance Documents for Road Department Equipment and B. Mitigation Agreement Mike Bright/Carol MacGregor. A motion was made by Commissioner Smith to remove item A. for review by legal counsel and remove item B. for discussion. It was seconded by Commissioner Pratt and carried unanimously.

After discussion of the bond amount of the mitigation agreement a motion was made by Commissioner Pratt to direct staff to amend the agreement to require a \$20,000 bond. It was seconded by Commissioner Smith and carried unanimously.

A motion was made by Commissioner Smith to send the finance documents for the road department equipment to the Prosecutor's Office for review. It was seconded by Commissioner Pratt and carried unanimously.

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

At 2:02 p.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)(f) for litigation matters with a roll call vote as follows: Commissioner Sherrer, aye, Commissioner Pratt, aye, and Commissioner Smith, aye.

Regular session reconvened at 2:42 p.m.

At 2:42 p.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 Sherrer, aye, Commissioner Pratt, aye, and Commissioner Smith, aye.

Regular session reconvened at 2:54 p.m.

EMMETT IRRIGATION DISCUSSION: Representatives from Emmett Irrigation met with the Commissioners to discuss labor and equipment costs incurred by the Gem County Road Department to assist in repairing the canal break on July 11th.

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

July 22, 2008

BUDGET WORKSHOP: The Commissioners worked on the FY 2009 Budget.

PUBLIC WALK-IN: Steven Heinrich met with the Commissioners to discuss his Eagle Scout Project. He plans to place distance markers along the walking path at the Gem Island Sports Complex.

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

BUDGET WORKSHOP: The Commissioners continued to work on the FY 2009 budget.

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

Approved: _____
Chairman

Attest: _____
Clerk