



February 9 & 10, 2009, Emmett, Idaho

Pursuant to a recess taken on February 2, 2009, the Board of Commissioners of Gem County, Idaho, met in regular session this 9th day of February, 2009, at 8:00 a.m.

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

Whereupon the following proceedings were had, to-wit:

February 9, 2009

WILDLIFE CONSERVATION STRATEGY FOR BOISE NATIONAL FOREST:

John Erickson met with the Commissioners to discuss a draft Environmental Impact Statement ensuring wildlife conservation. He discussed wildlife conservation strategy as well as forest and vegetation management.

AJ Church from Senator Crapo's office met with the Commissioners. Discussed the stimulus package stating the vote is expected to pass tomorrow morning. The State will receive some funding through the package. The Mosquito Abatement lawsuit, before the 6th Circuit on March 10, 2009, was discussed.

Commissioner Sherrer was absent from the meeting due to attendance at a Sage Community Resources Elderly Opportunity Agency Board Meeting.

RED ZONE FIRE DISTRICT PROGRAM: This meeting will be held tomorrow morning.

INDIGENT HEARING #09-006: At 10:23 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 Pratt, aye, and Commissioner Smith, aye.

Diane Wright, Deputy Clerk, was sworn in. A request was received to continue the hearing.

After reconvening in regular session a motion was made by Commissioner Pratt to continue the hearing per Saint Luke's request to March 23rd at 10:00 a.m. It was seconded by Commissioner Smith and carried unanimously.

A motion was made by Commissioner Pratt to add Payroll Claims Approval to the consent agenda. It was seconded by Commissioner Smith and carried unanimously.

INDIGENT APPLICATIONS: At 11:05 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 Pratt, aye, and Commissioner Smith, aye.

09-006 Notice of Continuance
09-021 Medical Application
09-029 Non-Medical Application
09-030 Notice of Lien
09-031 Non-Medical Application
09-032 Non-Medical Application
09-033 Notice of Lien

After reconvening in regular session at 11:38 a.m., Commissioner Pratt made a motion to sign Notice of Continuance for 09-006; deny 09-021 because the county is not the last resource; approve 09-029; sign Notice of Lien for 09-030 and 09-033; deny 09-031 because the applicant isn't indigent and the county is not the last resource; approve 09-032. It was seconded by Commissioner Smith with discussion. It was clarified that the approval for 09-029 is for \$650.00. The motion carried unanimously.

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

Commissioner Sherrer rejoined the meeting.

CONSENT AGENDA: The Consent Agenda included items A. Gem County Mosquito Abatement 2008 Year End Report, B. Gem County Mosquito Abatement 2009 Comp Plan, C. Gem County/City of Emmett agreement for Development Services Department Staff, D. Local Federal-Aid Project request for Ola Highway Rehabilitation and E. Intent to Use Allocation for the FY2008 Juvenile Accountability Block Grant Program, F. Offer, Counter Offers and Acceptance of Sale of 42 acres at the Shadow Butte Industrial Park, G. February Payroll Claims Approval. A motion was made by Commissioner Sherrer to approve items A. - G. on the consent agenda. It was seconded by Commissioner Pratt and carried unanimously.

CLAIMS: The claims presented were reviewed. A motion was made by Commissioner Sherrer to approve the claims as

approved on individual claim forms. It was seconded by Commissioner Pratt and carried unanimously.

MIICOR - AS400 LEASE OPTIONS: This discussion will be held at a future meeting.

The Board recessed at 5:00 p.m. to 8:00 a.m. on February 10, 2009.

JOINT CITY/COUNTY MEETING: A joint City/County meeting was held. Those in attendance from the county included Commissioners Smith, Sherrer and Pratt, Treasurer Connie Goins, and Deputy Clerk Leandra Rountree. Those in attendance from the city included Mayor Butticci, Clerk Lawrence and Councilmen Rogers and Henderson. Topics discussed included: the city stimulus packet, projects at the park, the sale of 42 acres at the Industrial Park, the new archway and rock at the Gem Island Sports Complex, the IAC Conference the Commissioners attended, election consolidation and possible sites for a Park and Ride lot.

February 10, 2009

RED ZONE FIRE DISTRICT PROGRAM: Wade Brown met with the Commissioners to discuss the Red Zone Fire District Program which is a process of identifying fire hazards in wild land areas.

ELECTED OFFICIALS: The Elected Officials met. Those in attendance included Commissioners Smith, Sherrer and Pratt, Sheriff Rolland, Assessor Himes, Clerk Gannon, Treasurer Goins, and Deputy Clerk Leandra Rountree.

Topics discussed included the sale of 42 acres at the Shadow Butte Industrial Park, IAC Conference, the budget discussion meeting scheduled next week, and the jail medical, pharmacy and doctor expenses.

PUBLIC WALK-IN: Larry Goodsell met with the Commissioners to discuss the CAFO located on Terry Jones property located at 9288 Silverleaf Extention. Larry has spoken to Hillary at the Department of Agriculture and provided a list of things Gem County isn't doing regarding the CAFO. The list included information that is required to be included in a CAFO ordinance. Commissioner Smith stated that several violations to zoning ordinance have been found as stated in a memo from Development Services Director Brad Hawkins-Clark. Larry stated that he is within 500' of the CAFO and he listed other neighbors that are within 1000' feet.

Al Dimmick met with the Commissioners to discuss

formation of a regional Orchard Review Board in Washington, Canyon, Gem and Payette Counties. Currently Gem and Payette Counties have active county boards. Funding for a regional board as well as a Memorandum of Understanding with adjacent counties regarding pest control along county borders was discussed. The Commissioners were not in favor of forming a regional board.

Morris Huffman met with the Commissioners to discuss a news release regarding the sale of 42 acres at the Shadow Butte Industrial Park.

At 10:51 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 possible litigation matters with a roll call vote as follows: Commissioner Sherrer, aye, Commissioner Pratt, aye, and Commissioner Smith, aye.

Regular session reconvened at 11:09 a.m.

PROSECUTING ATTORNEY MATTERS: Prosecutor Dick Linville and Deputy Prosecutor Tim McNeese met with the Commissioners to discuss Prosecuting Attorney matters. Topics discussed included Public Defender contract, Timber Butte Minor Subdivision remand, city approval of the minor subdivision application for Walter Knox, Eldon Smith Rezone and environmental authorities for CAFOs.

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

DEPARTMENT HEADS: The Commissioners met with the Department Heads. Those in attendance included Commissioners Smith, Sherrer and Pratt; Clerk Gannon; EMS Director, Mark Rekow; Maintenance Supervisor, Chuck Shambaugh; Weed Supervisor, Jake Wyant; Landfill Supervisor, Martin Joyce; Road Department Supervisor, Kim Reed; Development Service Director, Brad Hawkins-Clark and Disaster Services Director, Anita Taylor. Topics discussed included revenue shortfalls and budget spending, sale of the 42 acre parcel at the Shadow Butte Industrial Park, incident command, full scale disaster drill scheduled in April.

EMERGENCY MANAGEMENT BRIEFING: Disaster Services Director Anita Taylor met with the Commissioners to provide Local Emergency Planning Committee meeting updates.

CHAMBER OF COMMERCE SIGN DEDICATION: The Commissioners attended the Welcome to Gem County sign dedication.

Commissioners Minutes 02-09 & 10-09

The Board recessed at 5:00 p.m. to 8:00 a.m. on February 17, 2009.

Approved: _____
Chairman

Attest: _____
Clerk