



September 1, 2009, Emmett, Idaho

Pursuant to a recess taken on August 25, 2009, the Board of Commissioners of Gem County, Idaho, met in regular session this 1st day of September, 2009, at 8:00 a.m.

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

Whereupon the following proceedings were had, to-wit:

September 1, 2009

The Pledge of Allegiance was said.

A motion was made by Commissioner Sherrer to add Local Rural Highway Investment Program 2008 Project Documentation Summary to the consent agenda as item E. It was received today and is due before the next meeting. It was seconded by Commissioner Pratt and carried unanimously.

ROAD DEPARTMENT UPDATE: Road Department Supervisor Kim Reed met with the Commissioners to discuss status of projects in the road department.

DESIGN REVIEW DISCUSSION: Development Services Director Brad Hawkins-Clark and Code Enforcement Officer Mark Heath met with the Commissioners to discuss design review for the City of Emmett and portions of Gem County. The Design Review Manual for City of Emmett and Gem County was discussed. Pictures of building related standards were reviewed. Those standards included neighborhood commercial standards, general commercial and mixed planned development guiding principles, architecturally prominent entrances, rooflines and awnings. Brad stated that site standards would be reviewed by Development Services staff rather than the Design Review Committee. Site standards include parking, pedestrian walkways. Additional pedestrian amenities for buildings 24,000 square feet or larger including sitting space, pathway lighting and weather protection were discussed. Discussion was had regarding how much impact these standards would have on businesses. The Commissioners are ready to move forward focusing on the Area of Impact, not the entire county at this point.

Design review will be added to the next City/County meeting.

Brad Hawkins-Clark discussed timelines and extensions that have been granted for the Black Canyon Planned Community.

Mark Heath discussed a code enforcement citation that had been issued regarding recreational vehicles being lived in without permits. Reasons for the case being unsuccessful in court were discussed.

PUBLIC WALK-IN: Devin Reed met with the Commissioners looking for a way to resolve issues he is having working with the Sheriff regarding his vehicle being towed. He discussed a federal regulation he had looked into. He said he was arrested in the city by a county officer and his vehicle was towed without consent from the Albertson's parking lot. He has talked with the Sheriff and the Prosecutor, and also attended a City Council meeting and was told the Commissioners were a step up from the Sheriff so he should talk with them. The Commissioners told Devin they are able to discuss issues with the Sheriff but that the Sheriff is not accountable to the Commissioners. The Commissioners will further discuss non consent towing. They referred Mr. Reed to talk with the Sheriff and the owner of the towing company.

Representatives with Corporate Technologies met with the Commissioners to discuss a proposal they had provided for monitoring county computers to determine usage and replacement needs. The Commissioners scheduled time during the September 15th meeting to discuss the proposal.

Representatives with Cricket met with the Commissioners to discuss cell phones for first responders. The Commissioners stated there is not funding for cell phones. The Cricket representatives will talk with the Sheriff's Department.

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

Commissioner Sherrer was absent from the meeting in order to attend funeral services for Payette County Assessor Bob McKenzie.

CONSENT AGENDA: The consent agenda included items A. State of Idaho Department of Health and Welfare Subgrant for Gem County Emergency Management Ambulance and Equipment

Purchase, B. Idaho Community Development Block Grant Request for Funds #2 for the Ola Community Center, C. 2000-09 Independent Audit Agreement with Folke CPAs, D. Idaho Transportation Department Title VI of the Civil Rights Act of 1964 Program Grant Pre-Award Assurance Checklist and E. Local Rural Highway Investment Program 2008 Project Documentation Summary.

Item A was modified to reflect Gem County Emergency Medical Service rather than Gem County Emergency Management.

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

The independent audit agreement was discussed including the benefits of changing auditors periodically as well as costs of the bids that were received. A motion was made Commissioner Pratt to approve the audit agreement with Folke CPAs for fiscal year 2008-2009. It was seconded by Commissioner Smith and carried unanimously.

INDIGENT APPLICATIONS: At 2:09 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 Smith, aye, and Commissioner Smith, aye.

06-050	Release of Statutory Lien
07-069	Release of Statutory Lien
07-074	Release of Statutory Lien
09-066	Medical Application
09-067	Medical Application
09-068	Medical Application
09-069	Notice of Statutory Lien
09-070	Notice of Statutory Lien
09-071	Notice of Statutory Lien

After reconvening in regular session at 2:29 p.m., Commissioner Pratt made a motion to sign Release of Lien for 06-050 and 07-069; deny 09-066 because the applicant is not medically indigent and the county is not the last resource; deny 09-067 because the applicant is not medically indigent and the county is not the last resource; approve 09-068; sign Notice of Statutory Lien and N1 Lien as applicable for 09-069, 09-070 and 09-071. It was seconded by Commissioner Smith and carried unanimously. Case 07-074 has information pending, no action was taken.

APPROVAL OF MINUTES: The minutes of August 24 & 25, 2009 were reviewed. A motion was made by Commissioner Pratt to approve the minutes of August 24 & 25, 2009 as amended. It was seconded by Commissioner Smith and carried unanimously.

APPROVAL OF MINUTES: The minutes of August 10 & 11, 2009 were reviewed. A motion was made by Commissioner Pratt to approve the minutes of August 10 & 11, 2009 as amended. It was seconded by Commissioner Smith and carried unanimously.

WEED ENFORCMENT DISCUSSION: Weed Department Supervisor Jake Wyant, Development Services Director Brad Hawkins-Clark, Code Enforcement Officer Mark Heath, Deputy Prosecutor David Hargraves and Rick Welch from Fire District #1 met with the Commissioners to discuss enforcement of weed issues. Development Services, the Weed Department and Commissioners receive complaints regarding weeds, the complaints aren't always noxious weeds but are nuisance and fire danger complaints as well. The Weed Control and Public Nuisance chapters of Gem County code were reviewed. Weeds as a fire hazard and publications for public education of hazard prevention were discussed. Revision of the weed control sections of county code and an online tracking method for weed complaints were also discussed.

EMERGENCY MEDICAL SERVICE BILLING FOR JAIL INMATES

DISCUSSION: Emergency Medical Service Director Mark Rekow met with the Commissioners to discuss billing for services provided for the jail inmates. Currently EMS doesn't bill the Sheriff's Department for services provided to inmates. They do attempt to bill private insurance if there is any. It was decided that costs of services for inmates will be tracked but will not billed to the Sheriff's office. Supplies will be discussed at a future meeting.

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

Approved: _____
Chairman

Attest: _____
Clerk