



February 8 & 9, 2010, Emmett, Idaho

Pursuant to a recess taken on February 1, 2010, the Board of Commissioners of Gem County, Idaho, met in regular session this 8th day of February, 2010, at 8:00 a.m.

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

Whereupon the following proceedings were had, to-wit:

February 8, 2010

The Pledge of Allegiance was said.

A motion was made by Commissioner Pratt to add review of Derrick Rowley's Eagle Scout project of painting the Old Butte Road Bridge located on the Gem Island Sports Complex. It was seconded by Commissioner Sherrer and carried unanimously. This was added to the agenda as it is time sensitive and was just received.

How well the project was done was discussed. Many compliments have been received regarding how much better the bridge looks.

A motion was made by Commissioner Pratt to have the Chairman sign the Eagle Scout Application for Derrick Rowley certifying the completion of his project. It was seconded by Commissioner Sherrer and carried unanimously.

PREPAID LEGAL SERVICES: James and Cynthia Day met with the Commissioners to discuss legal services Prepaid Legal Services can provide as a benefit for employees. Services include identity theft, IRS audits and other legal services. The Commissioners will discuss the services with Elected Officials and Department Heads during meetings tomorrow to determine interest.

JAIL COMMANDER: Jail Commander Jack Malkmus met with the Commissioners to discuss a contract for prescriptions for inmates. Changes in the Health and Welfare process regarding mental evaluations were discussed also.

INDIGENT HEARING 09-074: At 10:07 a.m. a motion was made by Commissioner Sherrer, 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, Commissioner Pratt, aye, and Commissioner Sherrer, aye.

Neither the applicant nor a representative from the hospital were in attendance. Deputy Clerk Leandra Rountree was sworn in. Notice of Continuance of Hearing was entered into the record as Exhibit C and a subpoena sent to the applicant was entered into the record as Exhibit D.

Regular session reconvened at 10:13 a.m.

A motion was made by Commissioner Sherrer to uphold the previous denial on case 09-074. It was seconded by Commissioner Pratt and carried unanimously.

ALCOHOLIC BEVERAGE LICENSE FOR IDAHO PIZZA COMPANY: While being recorded, Alcoholic Beverage License application for the Idaho Pizza Company was reviewed. The applicant attended the meeting, no members of the public were in attendance.

A motion was made by Commissioner Sherrer to approve alcoholic beverage license 29. It was seconded by Commissioner Pratt and carried unanimously.

INDIGENT APPLICATIONS: At 11:00 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 Smith, aye, Commissioner Sherrer, aye, and Commissioner Pratt, aye.

10-024	Notice of Statutory Liens
10-025	Notice of Statutory Liens
10-026	Notice of Statutory Liens
09-077	Order to Fix Costs from Ada County

After reconvening in regular session at 11:03 a.m. a motion was made by Commissioner Pratt to sign statutory and N1 Liens as applicable for 10-024, 10-025 and 10-026. It was seconded by Commissioner Sherrer and carried unanimously. Discussion was had regarding case 09-077, no decisions were made.

PURCHASE AND SALE AGREEMENT ON COUNTY OWNED PROPERTY

LOCATED ON RANCH ROAD: John Evans met with the Commissioners to discuss an offer received for county owned property on Ranch Road. Conditions of the offer discussed included marking the corners, perk test, easement for power and phone utilities and a letter regarding zoning for a building permit. John will return to the potential buyer with a counter offer. The discussion will be continued at 3:00 p.m. tomorrow afternoon.

County owned property on Cascade Road was discussed also. A potential buyer has expressed interest in purchasing a portion of that property.

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

CONSENT AGENDA: Items on the consent agenda included A. Quitclaim Deed Correction Clarifying Description for property located in Letha recently sold at tax deed auction, B. Local Highway Technical Assistance Council (LHTAC) 3rd Invoice Package from Keller Associates for the Ola Highway Project, C. Payroll Claims Approval.

A motion was made by Commissioner Sherrer to approve the consent agenda. It was seconded by Commissioner Pratt and carried unanimously.

APPROVAL OF MINUTES: The minutes of February 1, 2010 were reviewed. A motion was made by Commissioner Sherrer to approve the minutes of February 1, 2010 as amended. 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 initialed on the individual claim forms. It was seconded by Commissioner Pratt and carried unanimously.

MANATRON LICENSE AGREEMENT DISCUSSION: With the Assessor and Treasurer present a Manitron license agreement was discussed. The system would replace the current AS400 system which processes and stores tax assessment and tax bill information. Cost for the system and annual maintenance were discussed as well as the interest rate and payments. The Assessor will request a non-appropriation clause be added to the agreement.

The Board recessed at 5:00 p.m. to 8:00 a.m. on February 9, 2010.

JOINT CITY/COUNTY MEETING: A joint City/County meeting was held. Those in attendance from the county included Commissioners Smith, and Pratt, Deputy Clerk Leandra Rountree, and Development Services Director Brad Hawkins-Clark. Those in attendance from the city included Mayor Butticci, Clerk Lawrence, and Councilmen Rogers, Villaneuva, Henderson, and Welch. Others in attendance included Joint Planning Commission members Maria Salazar, Cheryl Conrad, and Rick Weekly.

Chapter 5 "Education" of the Comprehensive Plan was

discussed. The changes that were made to the educational profile section were reviewed. There were questions and discussions regarding the percentage of adults in our community without a high school diploma. It was clarified that these percentages were based on adults over the age of 25 and does not necessarily reflect only students who attended Emmett High School but also people who have moved into the community.

Commissioner Smith made a motion to approve Chapter 5 with the changes noted. It was seconded by Councilman Welch with a vote as follows; Councilman Villanueva, nay, Councilman Rogers, aye; Councilman Welch, aye; Councilman Henderson, nay; and Commissioner Pratt, aye, Mayor Butticci didn't vote. The Commissioners consider the motion to have passed approving Chapter 5 - Education. The City Council considers the motion to have failed and it will be added to the City Council agenda for February 23, 2010.

Other topics discussed included city road projects, the Bishop Road Bridge, and the Ola Highway overlay project.

February 9, 2010

Commissioner Sherrer was absent from the meeting due to attendance at a School District Futures meeting.

ELECTED OFFICIALS: The Elected Officials met. Those in attendance included Commissioners Smith and Pratt, Prosecutor Linville, Treasurer Goins, Clerk Gannon and Sheriff Rolland. Topics discussed included a meeting with legislators to be held next week, Prepaid Legal Services, potential topics for "lunch and learn" meetings that would be beneficial for county employees, inmate clinic use and a new inmate prescription contract, scheduling fiscal year 2011 budget meetings and bank protection for the county warrant account.

PUBLIC WALK-IN: Denise Sorenson and Chris Williams met with the Commissioners to secure the Gem Island Sports Complex for Little League. Schedules and concessions were discussed. They would like to build a small utility shed with donated materials. Changing the timing for watering the fields was discussed, Saturday morning games are delayed for the fields to dry out. Meetings for monthly updates with the Commissioners were scheduled for the first Tuesday each month at 1:30 p.m. through June.

Commissioner Sherrer rejoined the meeting during public walk-in.

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

At 11:13 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 Smith, aye, Commissioner Sherrer, aye, and Commissioner Pratt, aye.

Regular session reconvened at 11:22 p.m.

Indigent case 09-077 was discussed no decisions were made.

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

INTERLOCK FUNDS APPORTIONMENT DISCUSSION WITH JUDGE SMITH: The Judge and Commissioners discussed community organizations that interlock funds will be apportioned to. Interlock funds are dedicated funds that can be used with the oversight of the Judge and Prosecutor for alcohol use prevention.

DEPARTMENT HEADS: Department Heads met with the Commissioners to discuss status of department projects.

ADMINISTRATIVE TIME: The Commissioners worked on administrative issues.

A motion was made by Commissioner Sherrer to authorize the chairman to sign the counter offer for county owned property on Ranch Road. It was seconded by Commissioner Pratt and carried unanimously.

The counter offer was signed.

The Board recessed at 5:00 p.m. to 8:00 a.m. on February 16, 2010.

Approved: _____
Chairman

Attest: _____
Clerk