



September 27 & 28, 2010, Emmett, Idaho

Pursuant to a recess taken on September 20, 2010, the Board of Commissioners of Gem County, Idaho, met in regular session this 27th day of September, 2010, at 8:00 a.m.

Present:	Lan Smith	Chairman
	Michele Sherrer	Commissioner
	Sharon Pratt	Commissioner
	Leandra Rountree	Deputy Clerk

Whereupon the following proceedings were had, to-wit:

**September 27, 2010**

The Pledge of Allegiance was said.

*A motion was made by Commissioner Sherrer to add the 2010 Pre-Disaster Mitigation Planning Grant application to the consent agenda as item E. due to the fact it needs a time sensitive response. It was seconded by Commissioner Pratt and carried unanimously.*

**DESIGNATION OF POLLING PLACES:** After reviewing the designated polling places a motion was made by Commissioner Pratt to approve the polling places for the General Election as submitted by the Clerk. It was seconded by Commissioner Sherrer and carried unanimously.

**DESIGN REVIEW ORDINANCE MOTION CLARIFICATION:** Planning Director, Brad Hawkins-Clark and Deputy Prosecuting Attorney, Tim McNeese met with the Commissioners to discuss the Design Review Ordinance motion. Brad feels the original motion sounded like the manual should be approved but not as an ordinance. After discussion a motion was made by Commissioner Sherrer to reference the August 9<sup>th</sup> motion and clarify that the Design Review Manual is intended to be adopted and implemented as an ordinance and is not solely intended to act as a guideline. The mandatory language in the Manual is to be interpreted as ordinance and the non-mandatory language in the Manual is to serve as a guideline for design review. It was seconded by Commissioner Pratt and carried unanimously.

**OUTSIDE AUDIT DISCUSSION/DECISION:** After discussing the two proposals for an outside auditor, the Commissioner's have requested a third bid.

*A motion was made by Commissioner Sherrer to authorize the Chairman to sign the 2<sup>nd</sup> amended complaint for quiet title regarding the fairground property. It was seconded by Commissioner Pratt and carried unanimously.*

**ALCOHOL BEVERAGE LICENSE FOR TOM'S CABIN:** While being tape recorded an application for an alcohol beverage license for Tom's Cabin was reviewed. A motion was made by Commissioner Pratt to approve alcohol beverage license number 31 for Lillie Payne doing business as Tom's Cabin Bar and Cafe. It was seconded by Commissioner Sherrer and carried unanimously.

**INDIGENT APPLICATIONS:** At 11:07 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 Smith, aye, Commissioner Pratt, aye, and Commissioner Sherrer, aye.

05-021	Release of Lien
10-080	Non-Medical Application
10-081	Notice of Lien
10-082	Non-Medical Application
10-083	Notice of Lien

After reconvening in regular session at 11:21 a.m. a motion was made by Commissioner Sherrer to sign release of lien on 05-021, deny 10-080 because the applicant is not indigent, no emergency exists, and the county is not the last resource; sign statutory and N1 liens as applicable on 10-081 and 10-083; and approve 10-082. It was seconded by Commissioner Pratt and carried unanimously.

**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. Certificate of Residency for Jessica Logan, Diana Roman, Darin Crisp, Garrett McCullough, Jake Brotherson, Symone Calderon, and Kristina Angelo, B. Idaho Capital Crimes Defense Fund Board Election Nominations, C. Renewal of

Intermountain Hospital contract for 2010/2011, D. Ola Community Center Request for Funds #13, and E. 2010 Pre-Disaster Mitigation Planning Grant.

A motion was made by Commissioner Pratt to approve items A., B., C., D., and E. on the consent agenda. It was seconded by Commissioner Sherrer and carried unanimously.

**MINUTES:** The minutes of September 20, 2010 were reviewed. A motion was made by Commissioner Sherrer to approve the minutes of September 20, 2010 as presented. It was seconded by Commissioner Pratt and carried unanimously.

The minutes of September 7, 2010 were reviewed. A motion was made by Commissioner Sherrer to approve the minutes of September 7, 2010 as amended. It was seconded by Commissioner Pratt and carried unanimously.

**CLAIMS:** The claims presented were reviewed. A motion was made by Commissioner Pratt to approve the claims as initialed on the individual claim forms. It was seconded by Commissioner Sherrer and carried unanimously.

**MICHELLE BARRON INTERVIEW FOR ZONING COMMISSION:** Michelle Barron met with the Commissioners for an interview for the Zoning Commission.

**The Board recessed at 5:00 p.m. to 8:00 a.m. on September 28, 2010.**

**September 28, 2010**

**Commissioner Smith was absent from the meeting due to attendance at a Southwest District Health meeting.**

**ELECTED OFFICIALS:** Those in attendance included Commissioners Sherrer and Pratt, Clerk Gannon, Sheriff Rolland, Prosecutor Linville, Assessor Himes and Treasurer Goins.

Topics discussed included elections, voter identification requirements, absentee voting, new Manatron tax system, Board of Tax Appeals, upcoming tax drive, legislation for repeal of auctioneers licenses, updating the county personnel policy, State of the County presentation. Elected officials reviewed information that was presented at the IAC Conference last week. Commissioner Sherrer was elected as the Idaho Association of Counties Representative for the National Association of

Counties (NACO). Prosecutor Linville stated the phase in of healthcare legislation should be discussed at the NACO meeting as well as removing counties from the healthcare process.

**PUBLIC WALK-IN:** Larry Goodsell met with the Commissioners to discuss the Confined Animal Feeding Operation. He has questions regarding the neighboring lagoon and concerns about the aquifer. The Commissioners suggested Larry contact the individual who is running the operation.

Tracie Reed met with the Commissioners to discuss parking issues for a go-kart track at Youth Appreciation Day.

**PROSECUTING ATTORNEY:** Prosecuting Attorney, Dick Linville and Deputy Prosecuting Attorney, Tim McNeese met with the Commissioners to discuss legal matters. A property exchange was discussed. Dick stated that an appraisal will have to be done on both properties. Water and sewer restrictions for the property were also discussed. The odd lot property off of Plaza Road was also discussed.

**Commissioner Smith returned to the meeting.**

**DEPARTMENT HEADS:** Rikki Wilson, Janelle Schneider, Brad Hawkins-Clark, Martin Joyce, Mark Rekow, Anita Taylor, Jake Wyant, Kim Reed, and Chuck Shambaugh met with the Commissioners to discuss matters relating to their departments. The personnel policy was discussed. Sick time, donation of sick time, vacation time, and holiday time were all discussed. Other topics discussed included lunch and learn meetings. The first one is scheduled for October 18<sup>th</sup> at 12:00 covering personal finance.

**ADMINISTRATIVE TIME:** The Commissioner's worked on administrative issues.

**The Board recessed at 5:00 p.m. to 8:00 a.m. on October 4, 2010.**

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

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

