



February 07, 2011, Emmett, Idaho

Pursuant to a recess taken on February 01, 2011, the Board of Commissioners of Gem County, Idaho, met in regular session this 7th day of February, 2011, at 8:00 a.m.

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

Whereupon the following proceedings were had, to-wit:

February 07, 2011

The pledge of allegiance was said.

A motion was made by Commissioner Pratt to add the letter of support of application of the Woody Biomass Utilization to the RAC to the consent agenda as item E. due to timeliness of the application. It was seconded by Commissioner Sherrer and carried unanimously.

CHAMBER UPDATE: Dian Streeby met with the Commissioners to provide an update on the Chamber of Commerce. Topics discussed included Chamber Days with the legislators, a job bill, the Idaho Chamber Alliance, urban renewal, business retention, and the Cherry Festival.

DESIGN REVIEW FEE SCHEDULE: While being tape recorded a public hearing was held for the purpose of establishing a fee schedule for design review fees. Commissioner Pratt read the public hearing publication into the record. Planning Director Brad Hawkins-Clark reviewed the proposed fees and explained how they came up with the fees. He also described the areas that will be affected and stated that this is for Commercial building, not residential.

Melvin Hale questioned if these fees were doubling up on services.

Commissioner Pratt explained that it takes extra staff time to review the criteria for the Design Review Ordinance and that is what these fees are for.

Mr. Hale questioned if this will bring more businesses to Emmett and if it is a good time to add more fees.

Commissioner Pratt stated that the ordinance should help maintain some continuity and common look of businesses.

Commissioner Smith stated that the Design Review Ordinance protects the existing business and should help retain a common look of the community. He also explained that these fees are to cover staff time for the ordinance and not be passed on to other taxpayers in the community.

Commissioner Sherrer explained that the hope is to create a more uniform and pleasant business environment.

Planning Director Brad Hawkins-Clark explained the purpose of the Design Review Board and how it will work.

The public hearing was closed at 9:30 a.m.

Commissioner Sherrer made a motion to approve the design review application fees schedule as proposed as they are looking to directly cover the direct costs that will be associated with these applications. It was seconded by Commissioner Smith and carried unanimously.

STAR LANE ESTATES TIME EXTENSION REQUEST: Doug Poedy met with the Commissioners to discuss a two year time extension request for Star Lane Estates Minor Subdivision. Commissioner Pratt read his letter for request into the record. Doug stated that he has already received two time extensions.

The current condition of the economy was discussed.

Commissioner Smith made a motion to approve the two year extension with the same conditions that were approved on the Mednicoff application. That would require the applicant provide an update after one year. It was seconded by Commissioner Sherrer with discussion. Motion carried unanimously.

CONSENT AGENDA: Items on the consent agenda included A. Certificate of Residency for Chelsi Gott, Ian Pittman, Anthony Stevens, Korbon McCall, Keith Wall, and McKenna Mattingly, B. Appointment of Laurie Boston to the Mosquito Abatement Board, C. Lower Payette River Historic Byway Letter of Support, D. January Payroll Claims Approval, and E. Letter of Support of Application of the Woody Biomass Utilization to the RAC.

A motion was made by Commissioner Sherrer to approve items A. through E. It was seconded by Commissioner Pratt and carried unanimously.

MINUTES: The minutes of January 18, 2011 were reviewed. A motion was made by Commissioner Sherrer to approve the

minutes of January 18, 2011 as amended. It was seconded by Commissioner Smith and carried unanimously.

At 10:24 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 litigation matters with a roll call vote as follows: Commissioner Sherrer, aye, Commissioner Smith, aye, and Commissioner Pratt, aye.

Regular session reconvened at 11:19 a.m.

INDIGENT APPLICATIONS: At 11:19 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 Sherrer, aye, Commissioner Smith, aye, and Commissioner Pratt, aye.

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| 06-009 | Release of Lien |
| 11-008 | Release of Lien |
| 11-010 | Release of Lien |
| 11-013 | Release of Lien |
| 11-012 | Notice of Hearing |
| 11-016 | Notice of Hearing |
| 11-017 | Notice of Hearing |
| 11-019 | Notice of Hearing |
| 11-027 | Medical Application |
| 11-035 | Notice of Lien |
| 11-036 | Notice of Lien |
| 11-037 | Notice of Lien |
| 11-038 | Notice of Lien |
| 11-039 | Notice of Lien |

After reconvening in regular session at 11:22 a.m. a motion was made by Commissioner Smith to sign release of lien on 06-009, 11-008, 11-010, and 11-013, sign notice of hearing on 11-012, 11-016, 11-017, and 11-019, approve 11-027 as per medical review recommendation, and sign statutory and N1 liens as applicable on 11-035, 11-036, 11-037, 11-038, and 11-039. It was seconded by Commissioner Sherrer and carried unanimously.

The Board recessed at 11:30 a.m. to 8:00 a.m. on February 14, 2011.

Approved: _____
Chairman

Attest: _____
Clerk