



March 28, 2011, Emmett, Idaho

Pursuant to a recess taken on March 22, 2011, the Board of Commissioners of Gem County, Idaho, met in regular session this 28th day of March, 2011, at 8:00 a.m.

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

Whereupon the following proceedings were had, to-wit:

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The Pledge of Allegiance was said.

**SWEET FIRE STATION ENVIRONMENTAL REVIEW AND USDA RBEG:**

Shawn Charters met with the Commissioners to discuss the Environmental Review for the Sweet Fire Station site.

A motion was made by Commissioner Sherrer to have the Chairman sign the Combined Public Notice Finding of No Significant Impact on the Environment and Notice of Intent to Request for Release of Funds and the Environmental Assessment. It was seconded by Commissioner Smith and carried unanimously.

The combined public notice will be posted today and allow for public comment.

A motion was made by Commissioner Sherrer to have the Chairman sign the Gem County Rural Business Enterprise Grant letter requesting a change in the scope of work. It was seconded by Commissioner Smith and carried unanimously.

**WARRANT OF DISTRAINT FEE DISCUSSION & FEE ADJUSTMENT**

**AUTHORIZATION:** Treasurer Connie Goins met with the Commissioners to discuss increasing the fees for Warrants of Distraint. She stated that the current \$10.00 fee doesn't cover costs. Other counties have discussed increasing the fee. Connie suggested a fee of \$25.00, she will provide a breakdown of the costs. She said she has mixed feelings about the fees; those who will incur these costs are having a difficult time paying their taxes already. However, she doesn't feel general taxpayers should cover those costs.

**INDIGENT HEARING 11-017:** At 10:06 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 Sherrer, aye, and Commissioner Pratt, aye.

Neither the applicant nor representatives from the hospital were in attendance. Deputy Clerk Diane Wright was sworn in.

Regular session reconvened at 10:09 a.m.

A motion was made by Commissioner Smith to continue the hearing at the request of the hospital to May 2, 2011 at 3:00 p.m. It was seconded by Commissioner Pratt and carried unanimously.

**INDIGENT APPLICATIONS:** At 11:08 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 Pratt, aye, and Commissioner Smith, aye.

11-030	Notice of Hearing
11-042	Medical Application
11-043	Medical Application
11-044	Medical Application
11-045	Medical Application
11-046	Medical Application
11-047	Medical Application
11-065	Notice of Liens

After reconvening in regular session at 11:46 a.m. a motion was made by Commissioner Sherrer to sign notice of hearing on 11-030, deny 11-042 no emergency exists, not medically necessary, incomplete application, failure to interview, failure to cooperate, and untimely filed; deny 11-043 not the obligated county, not Idaho resident, inability to determine indigency, incomplete application, failure to interview, and failure to cooperate; table 11-044 for additional information; deny 11-045 not medically indigent and not the last resource; deny 11-046 not medically indigent, not the last resource, and failure to cooperate; hold 11-047 pending medical records & letter of medical necessity from surgeon; and sign statutory & N1

liens as applicable on 11-065. It was seconded by Commissioner Smith and carried unanimously.

**CONSENT AGENDA:** Items on the consent agenda included A. Appointment of Pamela Arellano to the Design Review Board, B. Appointment of Shari Poplin to the Design Review Board, C. Certificate of Residency for Kara Jenkins and Melissa Johnson, D. Catering Permit for Gem Lounge for April 2, 2011 at the Gem County Fairgrounds for Jeff & Tiffany Dunn, E. 2010 State Homeland Security Sub-Grant Award Document, F. Memorandum of Understanding regarding State use of 2010 State Homeland Security Grant Program Funding on behalf of Gem County, G. Idaho Department of Parks and Recreation Agreement, and H. Property Tax Cancellation for Parcel Number PP02056500.

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

**EXECUTIVE SESSION IDAHO CODE SECTION 67-2345(F) POTENTIAL LITIGATION - LOUCKS SPECIAL USE PERMIT APPLICATION:** At 2:01 p.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)(f) for potential litigation with a roll call vote as follows: Commissioner Sherrer, aye, Commissioner Pratt, aye, and Commissioner Smith, aye.

Regular session reconvened at 3:05 p.m.

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

**SWEET OPEN FORUM:** An open forum was held in Sweet. Those in attendance were Commissioners Smith, Sherrer, and Pratt, Deputy Clerk Leandra Rountree, and several members from the public. Topics discussed included snow removal, budget issues, addressing, road signs, publishing of legal notices, Development Services responsibilities, and the Subdivision Ordinance. Other topics included the Sweet-Ola Highway construction and rose bushes along Sweet Ola Highway where Brownlee-Liberty Road joins the highway.

**The Board recessed at 5:00 p.m. to 8:00 a.m. on April 04,**

**2011.**

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

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