



February 28 & March 1, 2022, Emmett, Idaho

Pursuant to a recess taken on February 22, 2022, the Board of Commissioners of Gem County, Idaho, met in regular session this 28th day of February 2022, at 8:30 a.m.

Present:	Mark Rekow	Chairman
	Bryan Elliott	Commissioner
	Bill Butticci	Commissioner
	Sarah Story	Deputy Clerk

Whereupon the following proceedings were had, to-wit:

February 28, 2022

REVIEW AND APPROVAL OF AGENDA: The Commissioners reviewed the agenda. A motion was made by Commissioner Butticci to approve the agenda as presented. It was seconded by Commissioner Rekow and carried unanimously.

EXECUTIVE SESSION- ACQUISITION OF REAL PROPERTY: At 9:04 a.m. a motion was made by Commissioner Rekow, seconded by Commissioner Elliott and carried unanimously to go into executive session under Idaho Code 74-206(1)(c) for matters of real estate with a roll call vote as follows: Commissioner Butticci, Commissioner Elliott, aye and Commissioner Rekow, aye.

Regular session reconvened at 9:23 a.m.

A motion was made by Commissioner Elliott to schedule an Executive Session for ARPA funding for real estate acquisition for next week. It was seconded by Commissioner Rekow and carried unanimously.

LANDFILL SCALE SYSTEM ARPA FUNDING REQUEST: Landfill Supervisor Martin Joyce is asking for ARPA funding for an intercom system, a card reader and stop & go lights for the scale at the landfill. This discussion will be continued later today for Martin to get the necessary quotes.

CONSENT AGENDA: A. Request for tax and/or fee cancellation for Assessor's parcel RPE40200500040, B. Thomas Minor Subdivision Findings, Conclusions, Conditions, Order, C. Letter of response to Charles and Rhonda Vesper regarding building permit impact fees, D. Agreement between Idaho Parks and Recreation and Gem

County for Recreation Boating Safety Grant and E. Cooperative Law Enforcement operating plan & financial plan between Gem County Sheriff's Office and USDA, Forest Service, Boise National Forest.

A motion was made by Commissioner Elliott to approve items A-E as presented. It was seconded by Commissioner Rekow and carried unanimously.

EXPENSE CLAIMS APPROVAL: The claims presented were reviewed. Commissioner Rekow made a motion to sign the claims as presented and as initialed on the individual claim forms as well as the Indigent claims. It was seconded by Commissioner Butticci and carried unanimously.

MINUTES: The minutes for February 22, 2022 were reviewed. A motion was made by Commissioner Rekow to approve the minutes for February 22, 2022 as amended. It was seconded by Commissioner Elliott and carried unanimously.

PUBLIC WALK-IN: There were no members of the public present.

ANNUAL JUVENILE JUSTICE REPORT: Joe Langan who is the District Liaison with Juvenile Corrections with the State of Idaho met with the Commissioners to review the annual Juvenile Justice report. He reviewed the amount of youth arrests. Juvenile Probation Supervisor Shannon Carter talked about the most common types of charges. Joe also talked about the probation & diversion programs, the average age, race and gender of a youth offender, community service, restitution and the re-offense rates. Shannon advised that this report does not include pending cases. Joe spoke on funding, how the funds are distributed between counties and how the funds can be spent, including electronic monitoring in lieu of incarceration. He also provided a handbook that is given to affected families which is titled "Understanding How the Juvenile Justice System Works In Idaho".

ELECTRONIC MONITORING SERVICE AND CONTRACT DISCUSSION: Juvenile Probation Supervisor Shannon Carter talked about monitoring juveniles with electronic monitoring and possibly having smart phone tracking options. She advised that detention costs are \$210.00 a day and that electronic monitoring is \$8.00 a day. She talked about the budget, available funds and possible restitution orders. Deputy Prosecuting Attorney Tahja Jensen talked about restitution orders for electronic monitoring and the process for that.

REPAIR AND MAINTENANCE AT 11300 OLA SCHOOL ROAD: Road and Bridge

Supervisor Neal Capps advised that they received one quote which was from Ridgeline Home Solutions, LLC in the amount of \$4908.00 for renovations to the property at 11300 Ola School Road. He advised that this quote does not include materials which would be approximately \$2000.00. He stated that the funds are available in the Road Department budget.

A motion was made by Commissioner Butticci to move forward with the repairs at our rental property at 11300 Ola School Road with Ridgeline Home Solutions, LLC with a total labor cost of \$4908.00. It was seconded by Commissioner Elliott and carried unanimously.

INDIGENT APPLICATIONS: There were no applications to review.

The Commissioners recessed at 12:00 p.m. for lunch to reconvene at 1:30 p.m.

WHITE OWL RANCH PRELIMINARY PLAT PUBLIC HEARING: While being recorded, the Commissioners held a public hearing for the White Owl Ranch preliminary plat request. This meeting was held virtually via Zoom. Those present were Development Services Director Jennifer Kharrl, Associate Planner Michelle Baron, Deputy Prosecuting Attorney Tahja Jensen, Road and Bridge Supervisor Neal Capps, Amy Rosa from Sawtooth Land Surveying, LLC and applicant Dustin Simpson. Commissioner Rekow read the notice of public hearing. Those wishing to testify were sworn in.

There were no indications of conflict from the Commissioners. There were no other declarations pertaining to this meeting such as site reviews or conversations outside of this hearing.

Development Services Director Jennifer Kharrl asked to have the packet of information be added into record which includes the application, Zoning Commission recommendation, staff report, draft Zoning Commission minutes, impact agency letters and letters of concerns from the public.

A motion was made by Commissioner Butticci to add the packet as described by Jennifer Kharrl. It was seconded by Commissioner Elliott and carried unanimously.

Jennifer advised that the applicant, Sawtooth Land Surveying, LLC, on property owned by White Owl Ranch LLC, has applied for a Standard Subdivision Permit (Preliminary Plat) application to construct a residential subdivision on approximately 53.94 acres of land. The applicant proposes to create 5 single-family building Lots. The property is zoned A-2, Rural Transitional Agriculture. She advised that all new lots would access an existing private road. She also advised that

staff recommended an approval with an added condition of an engineered storm drainage plan since there would not be any construction drawings. There was discussion on the conditions.

In favor, Amy Rosa from Sawtooth Surveying advised that conditions 1-8 have been addressed for the preliminary plat. Property owner Dustin Simpson advised that their intention is to have 5 lots so a group of their friends can be neighbors.

Road and Bridge Supervisor Neal Capps talked about access, that they would be using the existing road structure and that this would be a private lane. He advised that they are requesting the applicant to pay for the approach to Sales Yard Road. Jennifer advised that a Road Maintenance Agreement will be required and she talked about easements. Neal talked about road conditions for Sales Yard Road.

A motion was made by Commissioner Butticci to close the public hearing. It was seconded by Commissioner Elliott and carried unanimously.

The Commissioners all agreed that the requirements have been met.

A motion was made by Commissioner Elliott to approve the Preliminary Subdivision plat for White Owl Ranch Subdivision off Kings Lane Township 06N, R02W, Section 23 for Parcel RP06N02W234200 as presented. It was seconded by Commissioner Butticci and carried unanimously.

GEM COUNTY WEED CONTROL REQUEST TO DISSOLVE PARTNERSHIP WITH UPPER PAYETTE COOPERATIVE WEED MANAGEMENT AREA (UPPER CWMA):

Noxious Weed Supervisor Larry Shippy is asking to dissolve the partnership with Upper Payette Cooperative Weed Management Area (Upper CWMA) due to Gem County assisting Boise County & Valley County on their projects, but the help not being reciprocated for the last couple of years. He talked about the cost to Gem County, the wear and tear on ATV's and that it is not cost effective to continue this partnership. He spoke of projects within Gem County that need to be addressed. He advised that they can opt-out or suspend the agreement without any penalties. The Commissioner would like to review the agreement prior to making a decision.

REQUEST FOR TRANSFER OF SMALL TRAILER FROM NOXIOUS WEED

DEPARTMENT TO ROAD DEPARTMENT: Noxious Weed Supervisor Larry Shippy would like to transfer a small trailer to the Road Department which the spray equipment has been removed from.

A motion was made by Commissioner Butticci to transfer the small trailer, license A9220, to the Gem County Road and Bridge. It was seconded by Commissioner Elliott and carried unanimously.

FEE INCREASE FOR LABOR AND SERVICES PROVIDED TO THE BUREAU OF LAND MANAGEMENT (BLM), UNITED STATES FOREST SERVICE (USFS) AND IDAHO TRANSPORTATION DEPARTMENT (ITD): Noxious Weed Supervisor Larry Shippy is asking for a fee increase for labor and services provided to the BLM, USFS and ITD due to rise in cost for herbicides, fuel and labor. He will gather information from other counties to see where our fees need to be and will submit it to the Commissioners for review. There was discussion on the process for a public hearing.

PROSECUTING ATTORNEY MATTERS: This will be moved to the agenda for tomorrow at 10:00 a.m.

ARMSTRONG STEEL PURCHASE ORDER, TERMS AND CONDITIONS, WARRANTY AND ERECTOR REFERRAL AGREEMENT FOR FAIRGROUNDS GRANDSTAND CANOPY: Commissioner Butticci is waiting on bids for the erection of the canopy. This this will be moved to a later date.

LANDFILL SCALE SYSTEM ARPA FUNDING REQUEST: Landfill Supervisor Martin Joyce provided the Commissioners with a quote from Total Scale Service Inc. in the amount of \$10,441.70 for a stop & go system for the scales. He advised that the Landfill may not have good enough internet service for a card reader at this time.

A motion was made by Commissioner Butticci to allocate \$15,000 of ARPA funds for the Gem County scale system at the landfill in order to limit contact with the public due to COVID concerns. It was seconded by Commissioner Elliott and carried unanimously.

The Board recessed at 5:00 p.m. to 8:30 a.m. on March 1, 2022.

March 1, 2022

ADMINISTRATIVE TIME: The Commissioners worked on various administrative items.

TOUR OF NOXIOUS WEE FACILITY: The Commissioner went on a tour of the Noxious Weed Facility.

PROSECUTING ATTORNEY MATTERS: Deputy Prosecuting Attorney Tahja Jensen spoke on various county legal matters.

EXECUTIVE SESSION- ACQUISITION OF REAL PROPERTY: At 10:31 a.m. a motion was made by Commissioner Rekow, seconded by Commissioner Elliott and carried unanimously to go into executive session under Idaho Code 74-206(1)(b) for matters of real estate with a roll call vote as follows: Commissioner Butticci, Commissioner

Elliott, aye and Commissioner Rekow, aye.
Regular session reconvened at 11:04 a.m.

ADMINISTRATIVE TIME: The Commissioners worked on various administrative items.

The Commissioners recessed at 12:00 p.m. for lunch to reconvene at 1:30 p.m.

ADMINISTRATIVE TIME: The Commissioners worked on various administrative items.

The Board recessed at 5:00 p.m. to 8:30 a.m. on March 7, 2022.

Approved: _____
Chairman

Attest: _____
Clerk