



August 1, 2023, Emmett, Idaho

Pursuant to a recess taken on July 25, 2023, the Board of Commissioners of Gem County, Idaho, met in regular session this 1st day of August, 2023, at 8:30 a.m.

Present:	Bill Butticci	Chairman
	Kirk Wille	Commissioner
	Mark Rekow	Commissioner
	Laure McCann	Deputy Clerk

Whereupon the following proceedings were had, to-wit:

August 1, 2023

REVIEW AND APPROVAL OF AGENDA: The Commissioners reviewed the agenda. A motion was made by Commissioner Rekow to approve the agenda for August 1, 2023 as presented. It was seconded by Commissioner Wille and carried unanimously.

PROSECUTING ATTORNEY MATTERS: Deputy Prosecutor Tahja Jensen met with the Commissioners to discuss legal matters, including Public Defense and Landfill fees.

EXECUTIVE SESSION PER IDAHO CODE 74-206(1) (F) - PENDING

LITIGATION MATTERS: At 9:00 a.m. a motion was made by Commissioner Rekow, seconded by Commissioner Wille and carried unanimously to go into executive session under Idaho Code 74-206(1)(f) for Pending Litigation Matters with a roll call vote as follows: Commissioner Rekow, aye, Commissioner Wille, aye, Commissioner Butticci, aye.

Regular session reconvened at 9:06 a.m.

EXECUTIVE SESSION PER IDAHO CODE 74-206(1) (D) - MATTER EXEMPT FROM DISCLOSURE:

At 9:07 a.m. a motion was made by Commissioner Rekow, seconded by Commissioner Wille and carried unanimously to go into executive session under Idaho Code 74-206(1)(d) for Matters Exempt from Disclosure with a roll call vote as follows: Commissioner Rekow, aye, Commissioner Wille, aye Commissioner Butticci, aye.

Regular session reconvened at 9:23 a.m.

ELEVATOR SERVICE CONTRACTS DISCUSSION: Building Maintenance Supervisor Chuck Shambaugh discussed the elevator maintenance contract and the expenses attached to it. He reviewed three proposals for the maintenance contract. He stated that the current contract requires 30 day notice of cancellation.

There was no action taken on this item.

CONSENT AGENDA: A. Certificate of Residency for Junior College Tuition for Trace Tucker and Hailey Greenaway B. Computer Arts/Harris Master Agreement of Software and Support C. Appointment of Valerie Lawrence and Becky Thompsen to the Board of Community Guardians D. Letter of Support for 12th Street and Substation Road Intersection Safety Upgrade.

A motion was made by Commissioner Rekow to approve items A. through D. on the consent agenda as presented. It was seconded by Commissioner Wille and carried unanimously.

REVIEW AND APPROVAL OF MINUTES: A motion was made by Commissioner Rekow to approve the minutes for July 17 & 18, 2023 as amended. It was seconded by Commissioner Wille and carried unanimously.

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

ROAD DEPARTMENT UPDATE: Road and Bridge Supervisor Neal Capps updated the Commissioners (via telephone). He stated that he has been busy with Ola Fire. He reviewed several road repair projects and their different states of repair. Commissioner Butticci asked Neal to look at a mailbox pole that was removed improperly at the fairgrounds. Neal discussed other work being completed at the fairgrounds to prepare for the fair this week. Neal also discussed the pavement marking bids that were requested. He only received one response that was very high, he may rebid. Commissioner Rekow asked if Neal had contacted the concerned citizen regarding the one way street at Lower Bluff. Neal stated that Law enforcement and EMS did not support the one way street but suggested a reduced speed limit of 25 mph.

PUBLIC DEFENSE CONTRACT: Public Defenders Jay Kiiha and Tom Monaghan (via telephone) stated that they cannot continue with the current Public Defense Contract with Gem County because of budget concerns. The last day of the contract will be September 30, 2023. Deputy Prosecutor Tahja Jensen asked that Commissioner Wille be briefed on all current projects with a list of contacts and phone numbers. After the call ended, Tahja suggested options to the contract until the State of Idaho takes over services next summer.

A motion was made by Commissioner Butticci to authorize Commissioner Wille to be the point of contact and to move forward with posting the RFP. It was seconded by Commissioner Rekow and carried unanimously.

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

Commissioner Butticci was absent from the meeting for the remainder of the afternoon.

IMPACT FEE DISCUSSION: Colin McAweeney of TischlerBise Galena made a presentation on impact fees in Idaho. He reviewed when impact fees can be collected, what they can be used for and how they should be managed. There was discussion regarding changes to the plan, flexibility and annual review. In attendance were; Sheriff Donnie Wunder, Deputy Clerk Leandra Rountree, Development Services Planning Director Jennifer Kharrl, Planning & Building Assistant Justin Vanderbilt, Disaster Services Manager Jeff Ulmer, Road and Bridge Supervisor Neal Capps, EMS Lead Paramedic Len McCaulou, Fire District #1 Chief Mike Welch, City of Emmett Public Works Clint Seamons, Chief Deputy Prosecuting Attorney Tahja Jensen.

INDIGENT APPLICATION - EXECUTIVE SESSION PER IDAHO CODE 74-

206(1) (D): At 3:23 p.m. a motion was made by Commissioner Rekow, seconded by Commissioner Wille and carried unanimously to go into executive session under Idaho Code 74-206(1) (d) for Matters Exempt from Disclosure with a roll call vote as follows: Commissioner Rekow, aye, Commissioner Wille, aye.

Regular session reconvened at 3:29 p.m.

A motion was made by Commissioner Rekow to approve County Case #24-001 with an update to the documents to show that he was a resident of Gem County and an obligation of Gem County. It was seconded by Commissioner Wille and carried unanimously.

WEED DEPARTMENT EXISTING BUILDING UPDATING BID: Weed Control Supervisor Larry Shippy presented a change order to a current bid for the Gem County Weed Control existing office. The bid included electrical, doors, windows, casings and flooring.

A motion was made by Commissioner Rekow to approve the Riteway Builders, LLC bid for \$7,133.48 to come out of the Weed department budget. It was seconded by Commissioner Wille and carried unanimously.

SOLID WASTE FEE DISCUSSION AND IDENTIFICATION PROCESS FOR IN COUNTY AND OUT OF COUNTY RESIDENTS: Landfill Supervisor Martin

Joyce presented scenario's for Solid Waste price increases for residents. Assessor Hollie Ann Strang reviewed what charges are in place in other Idaho Counties and went into more detail on each proposed scenario. This review has also prompted an audit of the landfill by the Assessor's office. Assessor Strang also spoke about a sticker program to identify residents. Commissioner Wille and Commissioner Rekow agreed with Assessor Strang and Martin that Fee Option scenario 2 was the best option to distribute the increase fairly among residents.

No action was taken on this item.

DEVELOPMENT SERVICES FARNWORTH ESTATES MINOR SUBDIVISION:

Development Services Director Jennifer Kharrrl discussed the Farnworth Estates Minor Subdivision request to split off a 1 acre lot from a 41 acre parcel. She has no concerns regarding this application and Jennifer confirmed that Road and Bridge Supervisor Neal Capps had no issues.

A motion was made by Commissioner Rekow to approve the Farnworth Estates Minor subdivision as presented. It was seconded by Commissioner Wille and carried unanimously.

The Board recessed at 5:00 p.m. to 8:30 a.m. on August 7, 2023.

Approved: _____
Chairman

Attest: _____
Clerk