



September 11 & 12, 2023, Emmett, Idaho

Pursuant to a recess taken on September 5, 2023, the Board of Commissioners of Gem County, Idaho, met in regular session this 11th day of September, 2023, at 8:30 a.m.

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

Whereupon the following proceedings were had, to-wit:

September 11, 2023

REVIEW AND APPROVAL OF AGENDA: The Commissioners reviewed the agenda. A motion was made by Commissioner Rekow to approve the agenda for Monday, September 11th and Tuesday, September 12th, 2023 as presented. It was seconded by Commissioner Butticci and carried unanimously.

PROSECUTING ATTORNEY MATTERS: Deputy Prosecutor Tahja Jensen met with the Commissioners to discuss legal matters. Tahja discussed the "no animals" sign on the front of the Courthouse. She stated that the language was not compliant with ADA standards. Commissioner Butticci asked Tahja to forward the correct language for the signs to the Commissioners and they will be sure signs are made. Tahja discussed the Human Resources training session that she attended the previous week. She expressed the need for Gem County to create a Human Resources position and the alternative of hiring an independent contractor. Tahja talked about standardizing the hiring process and instituting performance evaluations for employees. Tahja discussed the Anderson Reserve variance request that is on the agenda for the afternoon. She also gave the Commissioners a heads-up about residents that are having issues with mosquito spraying.

EXECUTIVE SESSION PER IDAHO CODE 74-206(1)(F) - PENDING LITIGATION MATTERS: No executive session was required.

ROAD AND BRIDGE DEPARTMENT BUILDING RE-ROOFING PROPOSALS: Building and Grounds Supervisor Chuck Shambaugh reviewed the

bids received for re-roofing the Road and Bridge Department building. Witt Collins of the Garland Company discussed the bid details including sealer. The bid was higher than anticipated so additional funding to cover the \$1900 overage will be found in the road department budget.

A motion was made by Commissioner Butticci to move forward with the bid for the Road and Bridge building with \$95,733 for the reroofing and an additional \$4,169 for additional painting. Commissioner Butticci amended the motion to include that \$1,900 will be found from another line item in the budget. It was seconded by Commissioner Rekow and carried unanimously.

QUOTES FOR PAINTING THE EMERGENCY MEDICAL SERVICES BUILDING:

Building and Grounds Supervisor Chuck Shambaugh reviewed three bids received for painting the Emergency Medical Services Building. One bid from BB's Painting, LLC was substantially lower than the others at \$7,300. It was also stated that they can work within our time frame. This item will be tabled until 2:30 this afternoon to determine where the money is available in the budget.

CONSENT AGENDA: A. Century Link Communications DBA Lumen Technologies Master Service Agreement for E911 Wireline Renewal B. Payroll Claims Approval for 9/7/2023 C. Special Events Application for the Island Sports Complex for Calvary Christian Academy Football Season D. Geographic Information System Mapping Service Subscription Agreement for Idaho Transportation Department with Fee Waiver Request E. Geographic Information System Mapping Service Subscription Agreement for Regional Geographic Services Inc. F. G&E Construction LLC Contract Proposal for Road Mix/Asphalt for Sales Yard Road.

A motion was made by Commissioner Rekow to approve the Consent agenda for Monday, September 11th, 2023 items A. through F. as presented. It was seconded by Commissioner Butticci and carried unanimously.

GEM COUNTY FIRE DISTRICT #2 BUDGET/LEVY L2 EXTENSION REQUEST:

The Fire District is requesting an extension for submitting the L2 request. The district secretary is new and wasn't aware of the process. She is asking for a 7 day extension.

A motion was made by Commissioner Rekow to grant a seven day extension for the Fire District #2 Budget Levy L2 request. It was seconded by Commissioner Butticci and carried unanimously.

GEM COUNTY CLERK LEVY L2 EXTENSION REQUEST(S): Clerk Shelly Tilton is asking for an extension for all of the Levying

agencies due to late receipt of information from the state that is needed to complete the process.

A motion was made by Commissioner Rekow to allow the County Clerk a seven day extension for all levy funding requests. It was seconded by Commissioner Butticci and carried unanimously.

EXPENSE CLAIMS APPROVAL: The claims presented were reviewed.

A motion was made by Commissioner Rekow to approved the claims as presented and as initialed on the individual claim forms. It was seconded by Commissioner Butticci and carried unanimously.

PUBLIC WALK-IN: Bud Owens and Danielle Strollo were present to discuss their issues regarding camping and the special use permit and liquor license waiver at Anderson Reserve. Deputy Prosecutor Tahja Jensen referred them to address Development Services regarding the special use permit and suggested they come to the meeting this afternoon to address the liquor license waiver. No other members of the public were present.

DEPARTMENT HEADS: Department Heads met with the Commissioners.

Commissioner Butticci informed department heads that the County is considering initiating a safety committee for employees and would like to include a member from every department on the committee. He stated that the new budget for 2024 is approved and will begin October 1. He mentioned that we will be having a Christmas party this year at Willow Grove and hopes there will be good participation. Commissioner Rekow reminded everyone of the Annual Emmett Harvest Festival on Friday & Saturday September 29th and 30th. Commissioner Butticci advised that the Commissioners will be out for a conference on September 25th & 26th, so please get any requests in early. Weed Control Supervisor Larry Shippy discussed filling a part time position and the early completion of the new building addition. Information Technology Director Corbin Vickery discussed the power outage last week, stating that the Sheriff's server was down briefly after power was restored but there were no lasting negative affects or damage. Corbin also discussed filling a new fulltime position, cleaning up the old servers and using them for backup, and expanding the Island network. Commissioner Butticci asked about the panic buttons. Corbin said that the panic buttons and the mail server upgrade will need to wait for the Fire Wall configurations to be completed. The Commissioners also asked about the ticketing system for addressing IT issues. Corbin confirmed that it has been effective and plans to expand it to show repair updates. Extension Supervisor Rebecca Mills discussed the 4H program, the increase of fair exhibit entries

this year, record book judging and awards that will be issued in November. Rebecca explained a new event called Around the Year in 90 Minutes intended to educate new and existing members of the 4H Club about the yearly schedule and what to expect. She hopes that it will help avoid confusion and frustration. Rebecca discussed issues during the fair with early locked gates that caused traffic and parking issues. She stated that she is currently planning to recertify volunteers and using that opportunity to clarify volunteer responsibilities, get feedback and foster relationships with staff. Rebecca reported that 3 livestock judging teams from Gem County placed 2nd in state fair and they will have the opportunity to go to the National judging contest in Denver Colorado. The extension office had planned to have the fair building repainted but the bids were too high. They plan to clean the building and do what they can to improve the appearance within the budget. Rebecca discussed the repair of a broken window that was handled by the fair board. Commissioner Butticci suggested going through Chuck for repairs. She also asked if there was a smoking policy around the fair grounds. Deputy Prosecutor Tahja Jenson advised that County resolution 2015-05 restricts smoking in and around county buildings. Commissioner Butticci asked Rebecca to work with Chuck to have signs posted. Building and Grounds Supervisor Chuck Shambaugh stated that they are having the carpets cleaned and finishing the insulation of the Courthouse attic. It will be completed in October and they will work with the court's schedule. Disaster Services Manager Jeff Ulmer is having an active shooter exercise at the Local Emergency Planning Committee (LEPC) meeting. He will have an exercise with Emergency Operations Center (EOC) that is meant to insure that communication during emergencies is functioning properly. The Great Idaho Shake out exercise will be in October with online education. Jeff discussed extra money from a 2022 Sheriff Grant and how it will be spent. He will apply for the Homeland Security grant when it is released in a couple of weeks. Jeff discussed emergency communications for Ola and High Valley. He is working with IT Director Corbin Vickery on a temporary solution for emergency communication in that area. Commissioner Butticci said that there are grants available for communication towers. Commissioner Rekow advised Jeff to get more information from the Idaho Regional Optical Network (IRON). Jeff discussed plans for future exercises addressing vandalism and terrorism as it relates to dams in our area.

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

VARIANCE/EXCEPTION REQUEST FOR ANDERSON RESERVE ALCOHOL BEVERAGE

LICENSE: Paul Anderson of Anderson Reserve is requesting a variance/exception to Idaho Code regarding his alcohol beverage license. Idaho Code 23-913 disallows a licensee to be within 300 feet of a church or school. Paul stated that they received their liquor license and haven't had any issues in the last two years. The floor plan was updated to include the Cigar Silo and Bar that was newly built close to the restaurant at approximately 180 to 320 feet from the church depending on how it is measured, which he feels is not clearly defined.

Mike Buck, Senior Pastor of the Calvary Church near the restaurant, said that they haven't had any issues with the restaurant serving alcohol near them. They feel confident that the Andersons, if there were an issue, would handle the situation.

Danielle Stollo, an Associate Attorney with Givens Pursley LLP, stated that if there is an issue with business operations there shouldn't be an expansion of use while there is a complaint for violating the Special Use permit.

Commissioner Rekow said that the matter is difficult for him, he sees both sides of the issue. Commissioner Butticci proposed limiting the use of the building on Sundays. Paul Anderson said that Sundays are their busiest day of operation. If there needs to be a limit set, he asked that it be during church hours. Bud Owens stated that he is concerned about the noise issue for his house. Commissioner Butticci is concerned about future use, if relationships are no longer civil. Mike Buck stated that limiting the hours of alcohol service at the Cigar Silo Bar from 10 a.m. to 1:00 p.m. would prevent any issues with the church. The church currently has no plans for evening services. Samantha Anderson confirmed that these limitations would apply to the Cigar Silo and Bar only.

A motion was made by Commissioner Rekow to grant a variance (and to) to restrict sales from 10:00 a.m. to 1:00 p.m. on Sundays. It was seconded by Commissioner Butticci and carried unanimously.

QUOTES FOR PAINTING THE EMERGENCY MEDICAL SERVICES BUILDING: As

discussed earlier in the day, the painting of the EMS Building was readdressed to determine where the money might be available in the budget. Fire District #1 Chief Mike Welch has the money available in his budget.

A motion was made by Commissioner Rekow to award the painting bid for the EMS building to BB's painting LLC for \$7,300. It was seconded by Commissioner Butticci and carried unanimously.

REVIEW AND APPROVAL OF MINUTES: The minutes for September 5, 2023 were reviewed.

A motion was made by Commissioner Rekow to approve the minutes for Tuesday, September 5th, 2023 as amended. It was seconded by Commissioner Butticci and carried unanimously.

ADMINISTRATIVE TIME: The Commissioners worked on administrative matters.

The Board recessed at 5:00 p.m. to 8:30 a.m. on September 12, 2023.

September 12, 2023

ADMINISTRATIVE TIME: Commissioner Butticci and Commissioner Rekow worked on administrative matters.

The Board recessed at 5:00 p.m. to 8:30 a.m. on September 18, 2023.

Approved: _____
Chairman

Attest: _____
Clerk