



October 19 & 20, 2020, Emmett, Idaho

Pursuant to a recess taken on October 13, 2020, the Board of Commissioners of Gem County, Idaho, met in regular session this 19th day of October 2020, at 8:30 a.m.

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

Whereupon the following proceedings were had, to-wit:

The Pledge of Allegiance was said.

October 19, 2020

REVIEW AND APPROVAL OF AGENDA: The Commissioners reviewed the agenda.

A motion was made by Commissioner Rekow to approve the agenda for October 19 & 20, 2020. It was seconded by Commissioner Butticci and carried unanimously.

ADMINISTRATIVE TIME: The Commissioners worked on administrative matters.

PUBLIC DEFENSE COMMISSION ANNUAL REPORT AND RULE REVIEW: Public Defender Mark Coontz talked about their current case load, type of cases and the expectation of higher numbers in the next year. He also talked about the Proposed Rule public hearing. Other topics that were discussed included the proposed rule system, challenges with a "1-type" fits all approach and rule changes. He also talked about concerns on funding with the smaller counties on some of the proposed rules as well as how the proposed changes could affect the budgetary decisions made by the Board of Commissioners. Deputy Prosecuting Attorney Tahja Jensen talked about Indigent analysis and Prosecutor interference. Mark talked about a committee to vet applicants for hiring a Public Defender in-house or via contract. He also advised that his office is good regarding his technology needs. Tahja expressed some concerns regarding some of the proposed rules. There was also discussion about the proposed budgeting process with the Public Defence Commission (PDC) and the

challenges that it could cause.

HAWKER ESTATES FINAL PLAT: Development Services Director Jennifer Kharrl met with the Commissioners to review the Hawker Estates final plat. She advised that all conditions have been met. Road and Bridge Supervisor Neal Capps talked about snowfall and the time it would take to plow that area. Jennifer talked about an engineering report for septics.

A motion was made by Commissioner Rekow to approve the Hawker Estates final plat as presented. It was seconded by Commissioner Butticci and carried unanimously.

MOULTON MINOR SUBDIVISION PLAT & MOULTON MINOR SUBDIVISION ROAD MITIGATION AGREEMENT: Development Services Director Jennifer Kharrl met with the Commissioners to present the Moulton Minor Subdivision Plat and the Moulton Minor Subdivision Road Mitigation Agreement. There were no questions or concerns.

A motion was made by Commissioner Butticci to approve the Moulton Minor Subdivision plat and the Moulton Minor Subdivision Road Mitigation Agreement as presented. It was seconded by Commissioner Rekow and carried unanimously.

CONSENT AGENDA: The consent agenda included A. Sunrise Estates Minor Subdivision Findings, Conclusions, Conditions, Order, B. Response letter to Bryce Walker regarding Johnson Creek Road right of way concerns, C. Letter to Idaho Fish and Game regarding requested Gem County No-Wake Ordinance for the Gem Island boat ramp, D. State Insurance Fund Alcohol and Drug-Free Workplace Premium Credit annual certification, E. Gem County/Canyon County Juvenile Detention Housing Agreement, F. Certificate of Residency for Allen Ellsworth, Adam Pierce, Kayden Anselmo and Regina Vahlberg, G. Request for tax and/or fee cancellation for Assessor's parcel RPC88300010130, H. Request for tax and/or fee cancellation for Assessor's parcel RPC88300010140, I. Request for tax and/or fee cancellation for Assessor's parcel RP08N01E260526, J. Request for tax and/or fee cancellation for Assessor's parcel RP07N02W369188, K. Request for tax and/or fee cancellation for Assessor's parcel RP08N01E279338, L. Request for tax and/or fee cancellation for Assessor's parcel RPE3240001010A, M. Request for tax and/or fee cancellation for Assessor's parcel MH06N02W163241, N. Request for tax and/or fee cancellation for Assessor's parcel RP06N01W093380 and O. Bulk Fuel Agreement with B & W Fuels.

A motion was made by Commissioner Rekow to approve the consent agenda items A - O as presented. It was seconded by Commissioner Butticci and carried unanimously.

INDIGENT APPLICATIONS: At 9:52 a.m. a motion was made by Commissioner Rekow , seconded by Commissioner Butticci and carried unanimously to go into executive session under Idaho Code 74-206(1)(d) for indigent matters with a roll call vote as follows: Commissioner Rekow, aye, Commissioner Butticci, aye and Commissioner Elliott, aye.

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| 20-039 | Medical Application |
| 20-040 | Medical Application |
| 14-024 | Release of Lien |
| 20-033 | Release of Lien |

Regular session reconvened at 10:03 a.m. Commissioner Elliott recused his vote on Case# 20-040. A motion was made by Commissioner Rekow that on case 20-039 to deny as we are unable to determine if the patient is medically indigent, unable to determine if the county is the last resource, applicant failed to appear for interview and applicant failed to cooperate with the county; on case 20-040 to deny as we are unable to determine if the patient is medically indigent, unable to determine if the county is the last resource, applicant failed to appear for interview and applicant failed to cooperate with the county. On cases 14-024 to sign a Release of Lien temporarily for refinancing and 20-033 to sign Release of Lien. It was seconded by Commissioner Butticci and carried unanimously.

COVID DISCUSSION: Valor Health Marketing Manager Staci Carr provided updates on the number of cases that have been tested in the last 30 days, the number of positive cases, the number of tests done over the weekend and how long it is taking to get results. Other topics she discussed were the drive up flu vaccination clinic and concerns on staffing in hospitals and clinics across Idaho. Emergency Manager Laurie Boston provided updates on the number of positive cases in Gem County, that Gem County is in the yellow category, a CLIA Waiver for free Rapid Testings for 1st Responders, essential workers, teachers and school staff and the requirements. She also advised that that there are no clusters or trends in Gem County at this time. She also mentioned the need for more masks and gloves to have on hand.

CARES ACT FUNDING: Clerk Shelly Tilton advised that she submitted the request for the Emergency Operations Center (EOC) equipment and was approved. She also has submitted for pre-approval for EMS equipment and body cameras. She advised that she has not received the request for the IT needs as of yet and

also that she is starting on the next county reimbursement request for general items from all departments.

PROSECUTING ATTORNEY MATTERS: Deputy Prosecuting Attorney Tahja Jensen talked about the road naming process and that all correspondences should be directed to Development Services. There was also discussion on the Public Defense Commission (PDC) letter, budget concerns, IT needs and the different needs between the Public Defenders Office and the Prosecuting Attorney's office. Tahja will draft a letter for review to address their concerns regarding the proposed PDC rules. Commissioner Elliott spoke about the All Hazard Mitigation Plan. Tahja spoke about a Public Hearing for speed limits on gravel roads and is still working on the truck route ordinances.

MINUTES: The minutes from September 28, October 5 & 13, 2020 were reviewed. A motion was made by Commissioner Rekow to accept the minutes for September 28, October 5 & 13, 2020 as amended. It was seconded by Commissioner Butticci and carried unanimously.

The Commissioners recessed at 11:45 a.m. for lunch to reconvene at 1:00 p.m.

GALENA CONSULTING REVIEW OF UPDATED CAPITAL IMPROVEMENT PLANS: Anne Wescott from Galena Consulting talked about the updated Capital Improvement draft plans (CIPs) for Roads/Bridge and Sheriff Departments. Items that were discussed were the Impact Fee Advisory Committee, the list of projects, and what the CIP was going to cost for non-impact fees. She reviewed the Sheriff's Capital Improvement Plan, including possible additional office space for deputies and dispatch and the size of office space that would be needed. Commissioner Butticci advised that the E911 funds pay for the equipment needs for dispatch, so it would not be collected from impact fees. Anne also talked about new as well as replacement weaponry and replacement of existing patrol vehicles. She advised that the plan she is reviewing is a 10-year plan. She explained the difference between "required" and "discretionary" fees. Anne also reviewed the Gem County Road Department Roadways Capital Improvement Plan for the next 10 years. She talked about what fees could be paid by impact fees completely or partially. She also talked about Federal/State Funds and what could be paid for by that fund. She also reviewed the Gem County Revenue Participation and that the county would be required to commit to those funds over the next 10 years. She talked about specific requirements that would be needed in order to use impact fees

for road improvements. Commissioner Elliott talked about residential growth and the need for improvements to roads that otherwise would not need the improvements. Anne suggested that the Commissioners work with Road and Bridge Supervisor Neal Capps to review the projects stating that not all items on the list are growth related. She also suggested prioritizing projects and possibly push some project to the following 10 years (2030-2040). She talked about Development Agreements and how to ensure costs are covered for road development and improvements that are caused by the growth. She advised that with this plan she would be able to recover approximately \$5 million in impact fees over the next 10 years with the projects that are listed. She discussed the challenges and the extra expense of the growth happening in the more rural areas. She also talked about a Growth Management Policy that is used in other counties to help restrict and manage the growth. She will work with Development Services Director Jennifer Kharri and Neal on the next steps of the plan.

The Board recessed at 1:45 p.m. to 8:30 a.m. on October 20, 2020.

October 20, 2020

LOCAL EMERGENCY PLANNING COMMITTEE (LEPC): The Commissioners attended the Local Emergency Planning Committee meeting.

OTHER MEETINGS: The Commissioners attended an open forum at the Syringa Hall in Sweet on Monday, October 19, 2020.

The Board recessed at 10:00 a.m. to 8:30 a.m. on October 26, 2020.

Approved: _____
Chairman

Attest: _____
Clerk