

REGULAR SESSION, APRIL 2, 2009

INDIGENT

Commissioner Williams moved to go into an executive session pursuant to IC§31-874 to consider indigent matters and appeal hearings. Commissioner Edwards seconded the motion. Roll call vote: Edwards– Aye, Williams – Aye, Faulkner-Aye. Beverly Johanssen, County Services Director, and Linda Leguineche Assistant Director joined the meeting.

Commissioner Edwards moved to adjourn meeting. Commissioner Williams seconded motion. Motion carried.

/s/Helen P. Edwards, Commissioner /s/Terrell Williams, Commissioner /s/Tom Faulkner, Chairman

Attest:/s/Denise M. Gill, Clerk

REGULAR SESSION, APRIL 6, 2009

Chairman Faulkner convened the regular session with Commissioner Williams, Commissioner Edwards and the Clerk, Denise Gill present.

EMPLOYEE POLICY MANUAL

Commissioner Edwards moved to adopt the following addendum to the Employee Policy Manual, page 18, item 8, Insurance Coverage Available to Employees: After the exhaustion of family medical leave, Gooding County may pay for health insurance coverage for a period not to exceed six (6) months. Commissioner Williams seconded the motion. Motion carried. Luverne Shull, Deputy Prosecuting Attorney, presented proposed change to add the following to the Employee Policy Manual section C item 8: 'After the exhaustion of family medical leave, Gooding County may pay for health insurance coverage for a period no to exceed six (6) months.' Any such offerings are subject to change at any time.

MISCELLANEOUS-SENATOR RISCH

Mike Mathews, Regional Director for Senator Risch, joined the meeting. Mr. Mathews reported that Senator Risch will be visiting the Middle East. After the Senator returns he will be holding a press conference in Boise. The group discussed the impact of illegal aliens on the county and the increase of charter of schools in the small school districts.

SOLID WASTE FEES

Chairman Faulkner moved to adopt Resolution 09-04-06 amending the solid waste fees. Commissioner Williams seconded the motion. Motion carried.

RESOLUTION NO. 09-04-06

A RESOLUTION CHANGING SECTION 14: USER FEE SCHEDULE OF THE GOODING COUNTY SOLID WASTE MANAGEMENT ORDINANCE

WHEREAS, Title 31, Chapter 44 of the Idaho Code requires counties to provide for solid waste disposal as deemed appropriate by Boards of County Commissioners, and

WHEREAS, Title. 31, Section 4406 requires counties to provide rules and regulations for their solid waste systems, and

WHEREAS, Idaho Code Title 31 Chapter 44 grants the primary responsibility for the establishment of solid waste disposal sites to the various Counties of the State of Idaho, and

WHEREAS, pursuant to the general authority granted to Idaho Counties, and Idaho Code 31-4409 and 31-4903, Gooding County has entered into an Agreement with the Southern Idaho Regional Solid Waste District in order to fulfill duties granted to Gooding County by law regarding solid waste; and

WHEREAS, the monies necessary to conduct the operations of the District are generated through means authorized by Idaho Code 31-4404, and

WHEREAS, user fees will be charged to real property owners and other system users as the Board deems necessary to support solid waste system operation;

WHEREAS, in accord with the provisions of this Ordinance, said fees may be established at any time by the Board of Commissioners through passage of a resolution setting forth the fees to be charged for the system;

WHEREAS, said fee resolution may be amended at any time to accommodate changes in the fee system and operating policies deemed appropriate by the Board of Commissioners.

WHEREAS, the Commissioners find that an adjustment is necessary to Section 14, User Fee Schedule, set forth in Gooding County Ordinance No.96 (see below) and that the user fee be reduced for hangars because of the small amounts of waste generated from a single hangar;

WHEREAS, the adjustment will result in a decrease of the solid waste user fees charged pursuant to Gooding County Ordinance No. 96 by reducing waste units for an aircraft hangar to be one for up to three spaces and by designating the aircraft hangars located at the Gooding Municipal Airport to be a total of 1-30 units of solid waste, as determined annually by review of the Gooding County Commissioners and;

NOW THEREFORE, BE IT RESOLVED by the Gooding County Board of Commissioners, Idaho that Resolution No. 09-04-06 be enacted as it relates to changing solid waste user fees pertaining to Warehouse/Storage as set forth in Gooding County Ordinance No.96 is changed as follows:

Section 14: USER FEE SCHEDULE

Each "unit" assessed for the solid waste fee shall consist of a charge of Fifty Five dollars (\$55.00) per year. Each "unit" will consist of two (2) cubic yards of solid waste per month, or twelve (24) cubic yards of solid waste per year. Examples of the number of units to be charged for types of property or property use are listed in the following schedule; however, the actual assessment will be set by and will be subject to review by the Gooding County Assessor's Office, based upon the 1 unit/2 cubic yard per month measure above:

UNITS CHARGED	DEFINITIONS (PROPERTY TYPE)

	FARMS (ONE ACRE IN SIZE OR OVER)
1	Where homesite exists, with no agricultural exemption
1	Where no homesite exists and parcel receives agricultural exemption (one unit per ownership)
2	Where homesite exists and parcel receives agricultural exemption
IN ADDITION TO THE ABOVE CHARGES:	
	CONFINED ANIMAL FEEDING OPERATION (CAFO) AND/OR ANIMAL FEEDING OPERATION (AFO)
2	PER EACH TWO HUNDRED FIFTY (250) Animal Units, or any portion thereof, up to five hundred (500) Animal Units
1	PER EACH TWO HUNDRED FIFTY (250) Animal Units, or any portion thereof, from five hundred one (501) animal units up to fifteen hundred (1500) animal units
1	PER EACH FIVE HUNDRED (500) animal units, or any portion thereof, for fifteen hundred one (1501) animal units and above
	FISH FARMS (not including processing facilities)
1	Small fish farm (up to 10 runs)
2-5	Medium fish farm (from 11 -20 runs)
6-10	Large fish farm (21 or more runs)

	EXEMPT PROPERTIES
1	Small Churches (0 -100)
3	Medium Churches (101-250)
5	Large Churches (251 and up)
per pupil basis	Schools (\$1.00 per student enrolled; State School or other residential school, \$2.00 per student enrolled)
1	Bliss Post Office
3	Hagerman Post Office
5	Wendell Post Office
5	Gooding Post Office
1-3	Social Clubs

	UTILITY COMPANY PROPERTY
1	Each Residence
1	Power Plant
3-5	Small park (1 acre or less)
4-6	Medium park (5 acres or less)
5-10	Large park (more than 5 acres)

	STATE & FEDERAL PROPERTIES
1	Each Residence
10-20	Weigh Station/Rest Area
1	Small Parks (one acre or less)
3	Medium Parks (5 acres or less)
10-20	Large Parks (more than 5 acres)

	FOOD SERVICE AND BARS
10-20	Restaurants
1-3	Coffee Drive-ups
5-10	Bar (Liquor license, beer and/or wine)
10-30	Restaurant with Lounge (Liquor license, beer and/or wine))

	RETAIL/COMMERCIAL
4-12	Convenience Stores
3-7	Retail
8-25	Grocery
5-12	Lumber Yards
3-10	Banks
1-5	Professional Offices
3-5	Veterinary Clinics

3-10 Theater
5-10 Drive-in Theater
4-10 Bowling Alley
8-12 Golf Club
9-15 New Car Dealerships
1-5 Car Rental
3-5 Service Station (+ 1 for car wash)
1 Car Wash (separate)
1-5 Parking lots
1-3 Used Car Lots
3-7 Auto Parts Store
6-10 Auto Body Shop
3-10 Auto Repair Shops (no gas service)
5-10 Implement Dealers
1 Small Shops (woodworking, etc.)
1 Funeral Parlor
0 Mobile Home Park
1 Meat Cutting
3-7 Truss Manufacturer

MANUFACTURING & INDUSTRIALS

1-10 Small
10-25 Medium
25-50 Large

RESIDENTIAL

1 Per building permit issued; construction cost over \$50,000.00
1 Single family home
1 per dwelling Multi-family dwellings
Ex: Duplex -2
Triplex -3
Fourplex -4
Apartment complex -1 per Condominiums/Townhouses -1 per
1/4 per room Hotel/Motel
1 per room Hotel/Motel (rooms w/ full Kitchen facilities)
1/4 per space/site Private RV Parks/Campgrounds

WAREHOUSE/STORAGE

1 per 5 spaces Mini Storage
0-3 Aircraft hangars
1-30 Aircraft hangars located at the Gooding Municipal Airport (as determined annually by review of the Gooding County Commissioners)
4-10 Agricultural Elevators
1-12 Commercial Warehouse
1-7 Commercial Greenhouse
1-7 Potato, Onion (storage only)

HEALTH-RELATED, DAYCARE

2-5 Medical (doctors, dental, labs, optometrists, etc.)
10-35 Nursing Homes, Hospitals, Rehabilitation Centers
1/2 per bed Assisted Living Facilities
3 Day Care Center

The solid waste department shall send out a solid waste bill at the time and in the manner prescribed elsewhere in this Ordinance, which is to be collected in the manner prescribed in this Ordinance.

All previously adopted resolutions of the Board of Commissioners inconsistent with the terms of this ordinance are hereby repealed and/or replaced.

DATED this 6th day of April, 2009.

GOODING COUNTY BOARD OF COMMISSIONERS

/s/Tom Faulkner
Tom Faulkner, Chairman
/s/Helen P. Edwards
Helen P. Edwards
/s/Terrell Williams
Terrell Williams

ATTEST:
/s/Denise Gill
Denise Gill, Clerk

JURY FEES – DONATED

Commissioner Edwards moved to put undeclared donated jury fees in a trust account for food vouchers and babysitting cost for jurors when requested. Motion seconded by Commissioner Williams. Motion carried.

BUILDING & GROUNDS

Commissioner Edwards moved to approve the bid to replace the thermostats at the annex buildings and change the lighting in the courthouse and apply for the Idaho Power Incentive Program. Commissioner Faulkner seconded the motion. Motion carried.

PLANNING AND ZONING

Judy Davis, P&Z Administrator, joined the meeting. Judy reported on the last Planning & Zoning Commission meeting. She discussed whether the railroad was a right-way or an easement. Richard Bigelow, Building Inspector, reported that Dick Waite has complied with all the requests. Mr. Bigelow will be issuing an occupancy certificate.

COUNTY ELECTED OFFICIALS

The county elected officials met to discuss county business. Items discussed: Education Reimbursement policy, Four day work week, New Cobra rule and FY10 Budget.

SHERIFF

Commissioner Edwards moved to allow the Chair to sign the Waterways grant. Commissioner Williams seconded the motion. Motion carried.

SOUTH CENTRAL PUBLIC HEALTH

Commissioner Edwards and Williams moved and seconded to vote affirmative for Dr. Curran to the South Central Public Health District. Motion carried.

COMPUTERS

Commissioner Williams moved approve the expenditure of \$11,500.00 for 8 new computers, Bright Mail program and windows program on a state computer for GIS mapping in the assessor's office. Commissioner Edwards seconded the motion. Motion carried. Eight Computers: 2-Assessor's office, 1-DMV, 3 Sheriff's office –Sheriff, Jail Administrator and Jail annex, Prosecutors office, Treasurer's office. The county will need to purchase more scanner licenses in the future.

CITY OF BLISS

Commissioner Williams & Edwards moved and seconded to send a letter of support for the City of Bliss in support of their water treatment plant. Motion carried.

EMS

Commissioner Edwards and Williams moved and seconded to sign a letter of support for the Gooding County Ambulance District in acquiring a new ambulance. Motion carried.

INDIGENT

Commissioner Williams moved to go into an executive session pursuant to IC§31-874 to consider indigent matters. Commissioner Faulkner seconded the motion. Roll call vote: Edwards– Aye, Williams – Aye, Faulkner-Aye. Beverly Johannsen, County Services Director, and Linda Leguineche Assistant Director joined the meeting to review indigent cases and claims. The board vacated executive session and returned to regular session at 11:15 a.m. Commissioner Williams moved to deny 08-5-3308, 08-9-3368, and 08-11-3383.

ELECTIONS -ES&S CONTRACT

Commissioner Edwards moved to allow the chair to sign the contract with ES&S to purchase a M650 High Speed Scanner for vote counting. Commissioner Williams seconded the motion. Motion carried. This contract replaces the previously signed in January 2009, whereas the warranty is extended through November 2010.

HEAD START PROGRAM

Jay Thurber, representative of Head Start, requested the Board to complete a survey of their perspective of the county needs.

MINUTES

Commissioner Williams moved to approve the minutes from March 9, 12, & 23, 2009. Commissioner Edwards seconded the motion. Motion carried.

Commissioner Edwards moved to adjourn meeting. Commissioner Williams seconded motion. Motion carried.

/s/Helen P. Edwards, Commissioner

/s/Terrell Williams, Commissioner

/s/Tom Faulkner, Chairman

Attest:/s/Denise M. Gill, Clerk

REGULAR SESSION, APRIL 13, 2009

Chairman Faulkner convened the regular session with Commissioner Williams, Commissioner Edwards and the Clerk, Denise Gill present.

SOIL CONSERVATION DISTRICT

The Gooding Soil & Water Conservation District Board joined the meeting. Kay Hults, Chairman reported on the current projects of the District: W- Drain Project and Bliss Nitrate Projects. The District received \$996,000.00 in grants for specific projects. They generally do not receive fees to administrate these projects. They also sponsor many youth programs. They are struggling with funding from the State of Idaho.

PLANNING AND ZONING

Judy Davis, P&Z Administrator, and David Maestas, Chairman on the Planning and Zoning Commission joined the meeting. Judy reported that she had received a complaint about manure that is too close to the road. She called the dairy in question and asked to have the manure moved. They presented a recommendation for a rezone portion of the City of Wendell Impact area to industrial and change to the Comprehensive Plan Map. Public hearings will be conducted on May 4, 2009.

INDIGENT

Commissioner Williams moved to go into an executive session pursuant to IC§31-874 to consider indigent matters. Commissioner Edwards seconded the motion. Roll call vote: Edwards– Aye, Williams – Aye, Faulkner-Aye. Beverly Johannsen, County Services Director, and Linda Leguineche Assistant Director joined the meeting to review indigent cases and claims. The board vacated executive session and returned to regular session at 2:15 p.m. Commissioner Williams moved to deny 09-3-3434, 09-3-3429, 09-4-3436, and 09-3-3428. Commissioner Edwards seconded the motion. Motion carried

CLAIMS

Commissioner Williams moved to approve the claims as presented. Commissioner Edwards seconded the motion. Motion carried.

General	175,918.63	Fair	3,889.75	Revaluation	905.81	Road & Br.	49.66
Public Health	5,750.75	Indigent	19,042.26	Weeds	1,779.39	Dist Court	8,592.99
Jr. College	98,600.00	Vet Mem	2,700.00	Waterways	535.50	Total	317,764.74
Amb.Dist	4,250.45						

GOODING FIRE DISTRICT

The Board signed a letter of support for the Gooding Fire Department to apply for a grant to obtain a portable suction device.

COUNTY ELECTED OFFICIALS

The elected officials met with the board to discuss the idea of a four day work week. The group decided to conduct a short survey of the public’s response to extended hours and closed on Friday.

ASSESSOR TAX CANCELLATION

Commissioner Edwards moved to approve the tax cancellation on RPG0000060725A for \$310.09. Commissioner Williams seconded the motion. Motion carried.

CLERK – RECORDING-SIMPLIFILE

Commissioner Edwards moved to sign the agreement with Simplifile for electronic recording. Commissioner Williams seconded the motion. Motion carried.

Commissioner Edwards moved to adjourn meeting. Commissioner Williams seconded motion. Motion carried.

Helen P. Edwards, Commissioner	Terrell Williams, Commissioner	Tom Faulkner, Chairman
Attest: _____		
Denise M. Gill, Clerk		

REGULAR SESSION, APRIL 27, 2009

Chairman Faulkner convened the regular session with Commissioner Williams, Commissioner Edwards and the Clerk, Denise Gill present.

SHERIFF

Sheriff Gough requested an intox machine to measure alcohol level for \$1,800.00. The board approved the purchase from the FY09 jail budget. The Sheriff discussed the proposed jail standards and a recent bid from Correctional Healthcare Management.

EXECUTIVE SESSION

Commissioner Edwards moved to go into executive session IC§67-2345(b) to hear a complaint on an employee. Commissioner Williams seconded the motion. Roll call vote: Edwards– Aye, Williams – Aye, Faulkner-Aye. The Board vacated executive session at 10:45 p.m.

LAND TITLE

Representatives from Land Title and Escrow expressed their concern with the courthouse being closed on Fridays. They felt that it may be a financial burden for their customers.

DISASTER SERVICES

Lori Capps, Disaster Service Coordinator, joined the meeting. The Board signed a letter requesting the use of the 2006 Homeland Security funds for SIRCOMM P25 compliance. Commissioner Edwards and Commissioner Williams moved and seconded to sign the letters of support. Motion carried. Commissioner Edwards moved to allow the chair sign the 2007 HLS grant. Commissioner Williams seconded the motion. Motion carried. Commissioner Williams and Edwards moved and

seconded to sign EMPG award document. Motion carried. Commissioner Williams moved to allow the chair to sign the 2008 HLS grant document. Commissioner Edwards seconded motion. Motion carried.

EXECUTIVE SESSION

Commissioner Edwards moved to go into executive session IC§67-2345(f) to discuss pending litigation. Commissioner Williams seconded the motion. Roll call vote: Edwards– Aye, Williams – Aye, Faulkner-Aye. The Board vacated executive session. The Board vacated executive session at 11:21 a.m.

PLANNING AND ZONING

Judy Davis, Planning and Zoning Administrator, presented the first half of FY09 building permit report. She reports that the number of permits is down compared to last year. Richard Bigelow , building inspector, discussed illegal building without permits. He stated that some are not built to code and he could require the owner to tear the buildings down. He also stated that, by ordinance, they should be assessed double the fee for building without a permit. He presented the plans for the Morris home and discussed his concern on the weight on the beams. The Board suggested that Mr. Bigelow enforce those rules that are in the building code and refrain from make personal recommendations. David Maestas, Planning and Zoning Chairman, suggested that he meet with the cities' planning and zoning commissions to discuss their impact area and the comprehensive plan. The board supported Mr. Maestas efforts.

INDIGENT

Commissioner Faulkner moved to go into an executive session pursuant to IC§31-874 to consider indigent matters. Commissioner Edwards seconded the motion. Roll call vote: Edwards– Aye, Williams – Aye, Faulkner-Aye. Beverly Johannsen, County Services Director, and Linda Leguineche Assistant Director joined the meeting to review indigent cases and claims. The board vacated executive session and returned to regular session at 2:30 p.m. Commissioner Williams moved to deny 08-12-3391, 08-12-3399, 09-1-3405, 09-4-3441, 09-4-3442 and 09-3-3430. Commissioner Faulkner seconded the motion. Motion carried.

SOUTH CENTRAL PUBLIC HEALTH

Members of the South Central Public Health presented FY10 budget request. The group discussed the recent out-break of influenza, pertussis, and meningitis.

COUNTY OPERATING HOURS

The Board discussed with County Elected Officials and employees the proposed idea of a four day work week. Recent survey indicated that the public was in support of the county extending business hours and being closed on Fridays. Commissioner Edwards moved to set the hours and days for the assessors, treasurers, prosecutors, clerks, DMV, drivers licenses, sheriff's, probation and extension offices will be 7:30 a.m. to 5:30 p.m. Monday-Thursday and closed on Fridays, beginning June 1, 2009 for a three month trial period. Commissioner Williams seconded the motion. Motion carried.

EXECUTIVE SESSION

Commissioner Edwards moved to go into executive session IC§67-2345(b) to discuss personnel issues. Commissioner Williams seconded the motion. Roll call vote: Edwards– Aye, Williams – Aye, Faulkner-Aye. The Board vacated executive session at 5:00 p.m.

WENDELL QRU

Commissioner Edwards moved to allow the chair to sign a letter of support for the Wendell QRU to apply for a response vehicle from the EMS Bureau grant. Commissioner Williams seconded the motion. Motion carried.

MINUTES

Commissioner Williams moved to approve the minutes from April 2, 2009, April 6, 2009 and April 13, 2009 . Commissioner Edwards seconded the motion. Motion carried.

Commissioner Faulkner moved to adjourn meeting. Commissioner Edwards seconded motion. Motion carried.

Helen P. Edwards, Commissioner

Terrell Williams, Commissioner

Tom Faulkner, Chairman

Attest:_____

Denise M. Gill, Clerk