

REGULAR SESSION, OCTOBER 6, 2008

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

CLAIMS

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

| | | | | | | | |
|-----------|-----------|-----------|-----------|-------------|--------|------------|----------|
| General | 37,919.04 | Fair | 893.16 | Revaluation | 310.55 | Road & Br. | 29.23 |
| Waterways | 23.89 | Indigent | 12,250.36 | Weeds | 443.68 | Dist.Court | 3,150.36 |
| TOTAL | 55,020.27 | Amb. Dist | 8,999.64 | | | | |

REGION IV MENTAL HEALTH

Brenda Grupe, from Region IV Mental Health, Duke Morton, Mayor of City of Gooding, John Horgan , LuVerne Shull, Calvin Campbell, from the Gooding County Prosecutors office and Sheriff Gough joined the meeting to discuss the mental health services provided to citizens in protective custody. John Horgan led the discussion on the procedures outlined in Idaho Code and the responsible parties. At present Gooding County is not receiving Designator Examiner services after 4 pm on weekdays or on weekends and holidays. Ms. Grupe stated that Mental Health is responsible for providing the Designated Examiners and will make arrangements to have those services provided. The group discussed the need for the billing the recipient of the services prior to billing the county. Ms. Grupe felt that they could bill the individual. The Sheriff was concerned with the transportation of these individuals. Ms. Grupe will make arrangements for a meeting to include Canyon View Hospital.

PLANNING AND ZONING

Judy Davis presented the report from the P&Z Commission recommendation to rezone 27.7 acres in the Tuttle area from agriculture to commercial. They scheduled to have the public hearing on October 27, 2008. Judy presented the annual report on building permits. Thirty-eight new residences were constructed in Gooding County last year; 9 manufactured 29 constructed homes.

ELECTED OFFICIALS

The Board met with the County Elected Officials to discuss county business. The Board expressed the need to be as conservative as possible on spending due to the economic situation. The group discussed courthouse security, DUI court, interest on investments, and Coroner services.

TREASURER

Treasurer Wines presented the status of parcels that are in arrears and may go to tax deed. Commissioner Faulkner and Williams moved and seconded to allow tax cancellation of \$277.25 on RP05S14E266787 and \$262.58 on RP07S14E307238. Motion carried. Commissioner Edwards moved to allow the tax cancellation of \$783.90 on RP07S13E134805. Commissioner Williams seconded the motion. Motion carried.

IDAHO POWER – NO TRESPASSING ORDINANCE

John Horgan, Deputy Prosecuting attorney, will review the draft and make recommended changes for the next meeting.

ASSESSOR’S

Judy Shaeffer, property owner, presented evidence of her residing in the State of Idaho since September 2007. Commissioner Edwards and Williams moved and seconded to allow the homeowners exemption for tax year 2008. Motion carried. Jimmy Winters appeared before the Board to request a reduction in taxes for 2005. The Board agreed to cancel the balance of the taxes for 2005-2007 after payments of \$500.00 in Oct, Nov, Dec 2008 and \$250.00 in January 2009 on RP G1000035009BA.

LIQUOR LICENSE

Chairman Faulkner opened the hearing for Sagebrush Inn, Inc dba The Lincoln Inn to receive an alcoholic beverage license. The Board asked for any persons who wish to testify for or against this application. Hear none; Commissioner Williams moved to grant The Lincoln Inn a license. Commissioner Edwards seconded the motion, contingent they received their State License. Motion carried.

MINUTES

Commissioner Williams moved to approve the minutes from September 22, 2008 and October 2, 2008. Commissioner Edwards seconded the motion. Motion carried.

ROAD AND BRIDGE

Commissioner Faulkner and Commissioner Williams moved and seconded to approve the Idaho Transportation Department Annual Local Road Mileage Report as presented. Motion carried.

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,. Beverly Johannsen, County Services Director, Linda Leguineche Assistant Director and John Horgan, Deputy Prosecuting Attorney were present at the meeting to review indigent cases and claims. The board vacated executive session and returned to regular session at 4:45 p.m. Commissioner Williams moved to deny 08-9-3365, 08-8-3351, 08-8-3353, 08-8-3355, 08-9-3363 and 08-7-3344. Commissioner Edwards seconded motion. Motion carried.

EXTENSION OFFICE

Commissioner Faulkner moved to allow the Chair to sign the Budget Agreement with University of Idaho Extension Office. Commissioner Edwards seconded the motion. Motion carried.

BUILDING AND GROUNDS

The Board toured the Courthouse building and grounds. They noted several items that are in need of repair or replacement.

Commissioner Edwards moved to adjourn meeting. Commissioner Faulkner 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, OCTOBER 14, 2008

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

CLAIMS

Commissioner Faulkner moved to approve the claims. Commissioner Williams seconded the motion. Motion carried.

| | | | | | | | |
|---------------|-----------|-----------|----------|-------------|----------|------------|----------|
| General | 17,604.17 | Fair | 279.52 | Revaluation | 1,211.78 | Road & Br. | 1,320.00 |
| Public Health | 5,646.17 | Indigent | 2,417.93 | Weeds | 753.68 | Dist Court | 3,189.60 |
| Total | 32,422.85 | Amb. Dist | 6,562.20 | | | | |

JUVENILE PROBATION

Leslie Dunn, Juvenile Probation Officer, requested to use the sidewalks in front of the courthouse for a chalk art project. The Board approved the request.

COLLECTION AGENCY

Scott Maker, Collection Bureau, Inc., discussed the collection service that they would like to provide with to Gooding County. CBI offers services to collect bad debt of court fees and fines, jail fees, indigent, etc. The law allows the collection agencies to add thirty-three percent to account balances. CBI collects their fees first then pays the county.

PLANNING AND ZONING

Judy Davis, P&Z Administrator, and Richard Bigelow, Building Inspector discussed the plan review fee for the Bettencourt Dairy #6 digester. The Board reviewed present fee schedule. Chairman Faulkner suggested a tier. Ms. Davis will prepare a resolution to decrease plan review fees. Resolution will be presented at the next regular meeting.

JUVENILE PROBATION

Commissioner Edwards moved to enter to the agreement with the Idaho Department of Juvenile Corrections for The Community Incentive Program, Re-Entry Program (REP) and Mental Health Program. Commissioner Williams seconded the motion. Motion carried. Carol Johnson, Juvenile Probation Administrator, discussed a new monitor system for juvenile offenders. The new system has a GPS and communication component. Commissioner Edwards moved to sign the agreement with Secure Alert. Commissioner Faulkner seconded the motion. Motion carried.

IDAHO POWER – NO TRESPASSING ORDINANCE

The Sheriff expressed some concern with the proposed No Trespassing Ordinance. The Board tabled the Idaho Power No Trespassing Ordinance request. John Horgan to continue to research.

PLANNING AND ZONING

John Horgan, Deputy Prosecuting Attorney, discussed an Attorney General’s opinion from 1982 regarding the IC§50-1314. The group discussed requiring the landowners in the Bliss area to do a plat of all the present splits and any future splits will require a subdivision. Judy Davis presented the report reflecting the first half of FY08 building permits.

CLAIMS

Commissioner Faulkner moved to approve the claims for FY09. Commissioner Williams seconded the motion. Motion carried.

| | | | | | |
|---------------|------------|----------|----------|------------|------------|
| General | 157,097.51 | Fair | 3,320.88 | TOTAL | 176,058.10 |
| Public Health | 5,750.75 | Weeds | 219.98 | | |
| Dist.Court | 1,149.00 | Indigent | 8,519.94 | Amb. Dist. | 40.00 |

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,. Beverly Johannsen, County Services Director, Linda Leguineche Assistant Director and John Horgan, Deputy Prosecuting Attorney joined the meeting to review indigent cases and claims. The board vacated executive session and returned to regular session at 4:30 p.m. Commissioner Williams moved to deny 8-9-3358, 8-9-336, 8-8-3357 and 8-9-3359. Commissioner Edwards seconded motion. Motion carried.

EXECUTIVE SESSION

Commissioner Edwards moved to go into executive session pursuant 67-2345 (f) for legal matters. Commissioner Faulkner seconded the motion. Roll call vote: Edwards-AYE, Williams-AYE, Faulkner-AYE.

ICRMP

The Board accepted the offer of \$19,239.00 from ICRMP for the deputy’s car and equipment.

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, OCTOBER 16, 2008

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

INDIGENT

Commissioner Edward moved to go into an executive session pursuant to IC§31-874 for indigent appeal hearings. Commissioner Faulkner seconded the motion. Roll call vote: Edwards– Aye, Williams – Aye Faulkner-Aye. Linda Leguineche, Assistant Director and John Horgan, Deputy Prosecuting Attorney were present. The board vacated executive session and returned to regular session.

Clerk, Denise Gill joined the meeting.

INDIGENT

Commissioner Edwards moved to go into an executive session pursuant to IC§31-874 to consider indigent matters. Commissioner Williams seconded the motion. Roll call vote: Edwards– Aye, Williams – Aye,. Beverly Johannsen, County Services Director, Linda Leguineche Assistant Director and John Horgan, Deputy Prosecuting Attorney joined the meeting to review indigent cases and claims. The board vacated executive session and returned to regular session at 4:30 p.m. Commissioner Williams moved to deny 8-9-3360, and 8-9-3357. Commissioner Edwards seconded motion. Motion carried.

RESOLUTION 08-10-16 BUILDING PERMIT FEES

Commissioner Faulkner moved to adopt Resolution 081016 amending the Building Permit Fees. Commissioner Edwards seconded the motion. Motion carried.

RESOLUTION NO. 08-10-16

A RESOLUTION SETTING BUILDING PERMIT FEES, ZONING APPLICATION FEES AND OTHER MISCELLANEOUS FEES

WHEREAS, the Board of County Commissioners of Gooding County have the authority to set the zoning permit fees under the authority of the Gooding County Zoning Ordinance # 78, Gooding County International Building Code Ordinance 91;

WHEREAS, the Commissioners find that an adjustment is necessary to the plan review fee set forth in Gooding County Resolution No. 071022 (see below) and that the split research fee be deleted;

WHEREAS, the adjustment will result in a decrease of the plan review fee charged pursuant to Resolution No. 071022 and a reduction to zero (0) of the fee charged for split research;

NOW THEREFORE, BE IT RESOLVED by the Gooding County Board of Commissioners, Idaho that Resolution No. 071022 as it relates to plan review fees and the split research fee be amended as follows:

1. The following valuation schedule:
 - A. Schedule:

| Base | Price per Sq. Ft. | Total Sq. Ft. | Totals |
|--|----------------------|------------------|--------|
| Wood Frame Dwelling | \$65.00 | 0 | \$ - |
| Addition - Other | \$65.00 | 0 | \$ - |
| Wood Frame Garage - Attached/Unattached | \$24.00 | 0 | \$ - |
| Carport | \$17.00 | 0 | \$ - |
| Patio or Deck | \$10.00 | 0 | \$ - |
| Patio or Porch Covered | \$18.00 | 0 | \$ - |
| Metal Clad Pole Bldg. 8' - 9' High Walls | \$12.00 | 0 | \$ - |
| Metal Clad Pole Bldg. 10' - 13' High Walls | \$15.00 | 0 | \$ - |
| Metal Clad Pole Bldg. 14' - 16' Walls | \$18.00 | 0 | \$ - |
| Metal Clad Framed Bldg. 9' - 12' High Walls | \$22.00 | 0 | \$ - |
| Metal Clad Framed Bldg. 13' - 16' High Walls | \$24.00 | 0 | \$ - |
| Public Bldg./Commercial (One Story) | \$93.00 | 0 | \$ - |
| Warehouse/Storage | \$33.00 | 0 | \$ - |
| Shed, Frame | \$20.00 | 0 | \$ - |
| Shed, Concrete Block | \$30.00 | 0 | \$ - |
| Barn, Block or Frame | \$35.00 | 0 | \$ - |
| Barn, Concrete | \$45.00 | 0 | \$ - |
| Quonset Hut | \$8.00 | 0 | \$ - |
| Free Stall Barn | \$18.00 | 0 | \$ - |

| Additional Items: | | | |
|---------------------------------|---------|---|------|
| Finished/Semi finished Basement | \$32.00 | 0 | \$ - |
| Unfinished Basement | \$17.00 | 0 | \$ - |
| Brick, Stone Veneer | \$12.30 | 0 | \$ - |
| Central Air-Heat Pump | \$6.10 | 0 | \$ - |
| Shake Roof-Bar Tile (Concrete) | \$3.10 | 0 | \$ - |

| (Sq. Ft. of Floor Plus 1/3) | | | |
|---|----------------|----------|-------------|
| *Masonry Fireplace/0'Clearance Insert | \$5,000.00 | 0 | \$ - |
| *Free Standing Fireplace with Chimney | \$3,500.00 | 0 | \$ - |
| *Full Bath (Extra - over the one allowed) | \$3,000.00 | 0 | \$ - |
| *3/4 Bath (Extra) | \$2,300.00 | 0 | \$ - |
| *1/2 Bath (Extra) | \$1,950.00 | 0 | \$ - |
| *enter number of items | | | |
| Multi Section Building with Hinged Roof (per sq. ft) | \$63.00 | 0 | \$ - |
| M.H. Modular or Double Wide trailers (if blocked) | \$200.00 | 0 | \$ - |
| Single - Wide Manufactured home (if blocked) | \$200.00 | 0 | \$ - |
| <hr/> | | | |
| Average on Site Concrete Foundation/Total | \$7,500.00 | 0 | \$ - |
| <hr/> | | | |
| Moving House In: | | | |
| Residence Moved | \$200.00 | 0 | \$ - |
| + \$30.00 per sq. ft + foundation | | | |
| Remodel/Alteration (per sq. ft.) | \$30.00 | 0 | \$ - |
| <hr/> | | | |
| Concrete Step/Total | \$250.00 | 0 | \$ - |
| Valuation \$ Amount if a Lump Sum | \$ 1.00 | 0 | \$ - |
| TOTAL VALUATION: | | | <u>\$ -</u> |
| PERMIT FEE AMOUNT: | | 0 | <u>\$ -</u> |
| <hr/> | | | |
| RESIDENTIAL PLAN REVIEW FEE (35% OF BUILDING PERMIT FEE): | \$ - | | |
| COMMERCIAL/INDUSTRIAL PLAN REVIEW FEE (65% OF THE FIRST \$10,000 OF THE BUILDING PERMIT FEE, PLUS 10% OF ANY PORTION OF THE BUILDING PERMIT GREATER THAN \$10,000): | \$ - | | |

| | |
|---------------------------------|--|
| \$0.01 TO \$2,000 | \$23.50 for the first \$500.00 plus \$3.05 for each additional \$100.00 or fraction thereof, to and including \$2,000.00 |
| \$2,000.01 TO \$25,000.00 | \$69.25 for the first \$2,000.00 plus \$14.00 for each \$1,000.00 or fraction thereof, to and including \$25,000.00. |
| \$25,000.01 TO \$50,000.00 | \$391.25 for the first \$25,000.00 plus \$10.00 for each additional \$1,000.00 or fraction thereof, to and including \$50,000.00. |
| \$50,000.01 TO \$100,000.00 | \$643.00 for the first \$50,000.00 plus \$6.00 for each additional \$1,000.00 or fraction thereof to and including \$100,000.00. |
| \$100,000.01 TO \$500,000.00 | \$993.75 for the first \$100,000.00 plus \$5.60 for each additional \$1,000.00 or fraction thereof, to and including \$500,000.00. |
| \$500,000.01 and \$1,000,000.00 | \$3,233.75 for the first \$500,000.00 plus \$4.75 for each additional \$1,000.00 or fraction thereof, to and including \$1,000.00.00 |
| \$1,000,000.00 and Up | \$5,608.75 for the first \$1,000,000.00 plus \$3.65 for each additional \$1,000.00 or fraction thereof. |

Other Inspections and Fees:

1. Inspections outside of normal business hours.....\$47.00 per Hour
2. Re-inspection Fees.....\$47.00 per Hour
3. Additional plan review required by changes, additions or revisions to plans.....\$47.00 per Hour
4. For use of outside consultants for plan checking and Inspection, or both (paid by permit holder).....Actual costs

Other Fees:

- **2006 International Building Code Section 108 FEES**
108.4 Work Commencing before permit issuance. Any person who commences any work on a building, structure, electrical, gas, mechanical or plumbing system before obtaining the necessary permits shall be subject to an additional fee

established by the building official that shall be in addition to the required permit fees. Gooding County Fee shall be Double the Building Permit Fee.

- Siting of Agricultural Buildings (Group U no one working within building) One inspection required to check setbacks and fire code. The structure can never change use. Property owner required to file an application with the Planning and Zoning Office and record the exempt Ag Siting Permit - \$100.00 fee
- Demolition Permit Required - \$100.00 fee
- Inspections of older Manufactured Homes to see that they meet code will be assessed a charge of \$47.00 per hour. (minimum charge- one hour) + Manufactured Home permit fee of \$200.00 Installation fee + additional fee for foundation work or additions to the MH.
- Plan Review Fee – RESIDENTIAL - 35% of the Building Permit Fee.
- Plan Review Fee – COMMERCIAL – 65% of the first \$10,000 of the Building Permit Fee, plus 10% of any portion of the Building Permit Fee greater than \$10,000.00.

The following fees for zoning applications are as follows:

- Zoning Applications requiring two public hearing (i.e. Re-zone applications)..... each hearing \$300.00.
- Zoning Applications requiring one public hearing (i.e. Special Use Permit).....\$300.00
- Variance Hearing.....\$300.00
- Appeal Hearing.....\$300.00
- Subdivisions Preliminary Plat.....\$450.00 + \$10.00 per lot + \$300.00 Special Use Permit fee within Agricultural Zone.
- Final Plat.....\$200.00
- Developer shall pay County Engineer fees for Final Plat checks;
- Planned Unit Development (PUD)..... \$450.00 + \$10.00 per lot + \$300.00 Special Use Permit fee + Developer shall pay County Engineer fees for Final Plat checks;
- Home Occupation Permit..... \$100.00
- Administrative Land Division.....\$150.00
- ~~Research On Splits~~ **DELETED**

Confined Animal Feeding Operations (CAFO's)

1. New Permits: \$2,000.00 + .25 cents per animal unit;
2. All Other CAFO Siting Permits (Modifications): \$300.00;
 - Applications accompanied with a variance request shall include an additional \$300.00 fee.

All previous resolutions adopting earlier dated fees conflicting with the above fees are hereby repealed.

DATED this 16th day of October, 2008.

GOODING COUNTY BOARD OF COMMISSIONERS

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

ATTEST:
/s/Denise Gill
Denise Gill, Clerk

Commissioner Faulkner moved to sign the agreement with Dr. Howard Layman, upon review and approval of the Deputy Prosecuting Attorney, John Horgan. 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, OCTOBER 27, 2008

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

The Board met with the citizens in Hagerman on October 15, 2008. Meeting was informal and no actions were taken.

GLANBIA

Greg Wokersein, Realtor, Dean Sabala, Louis Leguineche, from the Gooding Highway District and representatives from Glanbia joined the meeting. Glanbia is interested in purchasing the building formerly known as Basterrechea Distributing for a truck service and repair building and a staging area. It is estimated that 30 trucks and 40 private vehicles would use this facility daily. Glanbia is very concerned about the impact on the residents that live on 1775 South. Every 30 minutes one truck will be leaving the facility. Only empty trucks will be traveling on this road. Dean Sabala complimented Glanbia for the willingness to work with the Highway District and responsibility that the drivers show every day. The group asked the Board for their opinion on the concept. Chairman Faulkner felt that the reception will be based on the driver's respect of the residents. He felt that the people would appreciate the facility being used and the potential of more jobs in the area.

CORONER

Gary Loder, Gooding County Coroner, presented an agreement with Ada County for autopsy services. Chairman Faulkner moved to sign the agreement with Ada County for autopsy services. Commissioner Williams seconded the motion. Motion carried.

BUILDING AND GROUNDS-SECURITY SYSTEM

The Board reviewed a proposal from Explorer Technologies Corporation to repair and replacing parts of the present alarm and surveillance system in the courthouse. They requested additional information on repairing the present system.

BUILDING AND GROUNDS-PAINTING

The Board reviewed a proposal from T.A. Stevenson Painting to paint the metal cap flashing on the courthouse roof. The board would like to entertain additional bids, prior to making a decision.

JUVENILE PROBATION

Chairman Faulkner and Commissioner Edwards moved and seconded to sign the JABG 07 grant. Motion carried.

PUBLIC HEARING-BEER, WINE & LIQUOR LICENSE FEES RESOLUTION

Commissioner Williams moved to adopt the new fee schedule for beer, wine and liquor licenses. Commissioner Edwards seconded the motion. Motion carried.

**GOODING COUNTY
RESOLUTION 08-10-27
RESOLUTION ADOPTING ALCOHOLIC BEVERAGE LICENSE FEES**

WHEREAS, Idaho Code Title 23 authorizes and empowers the Board of County Commissioners to license and control the retail of liquor by the drink; and

WHEREAS, Idaho Code Title 23 authorizes and empowers the Board of County Commissioners to license and control beer and wine both retail and by the drink in Gooding County; and

WHEREAS, Idaho Code Title 23 authorizes the Board of County Commissioners to fix a fee for any license issued for the sale of alcoholic beverages; and

WHEREAS, the Board of Gooding County Commissioners met at the Gooding County Courthouse on Monday, October 27, 2008, pursuant to the designated published time; so

THEREFORE BE IT RESOLVED, that upon conclusion of the said hearing the Gooding County Board of Commissioners have adopted the following schedule for alcoholic beverage license fees:

| <u>License</u> | <u>Type</u> | <u>FEE</u> |
|-----------------------|---|-------------------|
| Beer | Draught, bottled canned to be consumed on premises | 100.00 |
| | Bottled and canned to be consumed on the premises | 75.00 |
| | Retail, not to be consumed on premises | 25.00 |
| | License Transfer | 5.00 |
| Wine | Retail | 35.00 |
| | By the drink | 35.00 |
| | License Transfer | 20.00 |
| Liquor | By the drink - Gooding | 95.00 |
| | By the drink - Wendell | 95.00 |
| | By the drink- Bliss | 75.00 |
| | By the drink - Hagerman | 75.00 |
| | Golf Course/Country Club | 50.00 |
| | License Transfer | 0.00 |
| Catering | Per day | 20.00 |

Fees for the new licenses acquired in the last quarter of the calendar year will be prorated at fifty percent (50%) of the regular fee.

Adopted this 27th day of October, 2008

**Board of Commissioners
Gooding County, Idaho
/s/Tom Faulkner**

Tom Faulkner, Chairman

/s/Terrell Williams
Terrell Williams, Commissioner

Attest: /s/Denise Gill
Denise Gill, Clerk

/s/Helen P. Edwards
Helen P. Edwards, Commissioner

HERD DISTRICTS

Luverne Shull, Deputy Prosecuting Attorney, joined the meeting to discuss the need to change the herd districts in Gooding County. The Board questioned if a herd district was required to have a governing board or perimeter fences. Mr. Shull will further research herd districts and report back to the board.

PLANNING AND ZONING-TUTTLE AREA REZONE-PUBLIC HEARING

Chairman Faulkner conducted a public hearing for the request from Don and Carol McFarland to a rezone of their property in the Tuttle area. The map indicated the McFarland's parcel is in two different zones. The request is to change the entire area to commercially zone.

INDIGENT

Commissioner Edwards 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,. 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 4:45 p.m. Commissioner Edwards moved to deny 08-9-3362, 08-9-3368, 08-9-3369, 08-9-3367 and 08-7-3333. Commissioner Williams seconded motion. Motion carried.

MINUTES

Commissioner Williams moved to approve the minutes from October 6, 2008. 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, NOVEMBER 6, 2008

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

INDIGENT

Commissioner Edwards moved to go into an executive session pursuant to IC§31-874 to consider indigent matters and appeal hearings. Commissioner Faulkner seconded the motion. Roll call vote: Edwards– Aye, Williams – Aye. Beverly Johannsen, County Services Director joined the meeting to review indigent cases and claims. The board vacated executive session and returned to regular session. Commissioner Edwards moved to deny 08-9-3368. Commissioner Williams seconded 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