

# COMMISSIONER MINUTES

#578

October 27, 2008

The Cassia County Board of Commissioners met this day with Chairman Dennis Crane, Paul Christensen and Clay D. Handy, Board Members; Alfred E. Barrus, Prosecuting Attorney; Larry Mickelsen, Clerk of the Board, and Kerry D. McMurray, County Administrator, present.

## PREVIOUS WEEK'S MINUTES

The Minutes for October 20, 2008 were discussed. A motion was made and seconded to approve and proceed with publication of an appropriate synopsis. Roll call vote was unanimous by the Board.

## CALENDAR

The Board reviewed the calendar for October/November 2008.

## CORRESPONDENCE

The Board reviewed the following:

1. A thank you note from Lisa Heisel
2. Notification of the NACo low cost drug prescription program

## COUNTY ROAD QUESTION

Travis and Kurt Anderson of Elba, and Kelly Anthon representing the Andersons, met with the Board to discuss whether the road to their property is public or private. Kelly Anthon referenced Idaho Statute 40-203(4) regarding public/private roads. Previously, the Anderson family has discussed the status of the road in question with the County Road Board and the Board's position was to deny the request. The County Road Advisory Board had previously discussed some items that would need to be completed before the Board would consider maintaining the road. Andersons advised that the only item left to improve will be to increase the width of the existing cattle guard from 12 feet wide to 24 feet wide, reporting that all other requirements have been met. The Board asked that Andersons meet with the County Road Board to discuss this and then have the Advisory Board send back a recommendation.

## COUNTY EXPENDITURE

The Board reviewed the County's Payables Approval Report dated 10/27/2008. A motion was made and seconded to approve the report and roll call vote was unanimous by the Board.

CURRENT EXPENSES	104	\$17,995.75
DISTRICT COURT FUND	106	\$300.59
COUNTY ROADS & BRIDGES FUND	107	\$5,826.37
WEED & PEST FUND	108	\$5,113.20
JUSTICE FUND	130	\$17,825.08
MINI-CASSIA DRUG ENFORCEMENT TASK FORCE	136	\$303.93
	<b>TOTAL</b>	<b>\$47,364.92</b>

## CHANGE OF STATUS

The Board reviewed two (2) changes of status forms from the Sheriff's Office. It was moved and seconded to approve the changes of status and roll call vote was unanimous by the Board.

## MILL CREEK SUBDIVISION

The Board reviewed the Mill Creek Subdivision Final Plat. After review, it was moved and seconded to sign and execute the Final Plat and roll call vote was unanimous by the Board.

## DEPARTMENT HEAD MEETING

**Assessor:** Marty Holland reported they are busy getting the sub-roll ready. They have two properties that will be revalued. He reported that the house values have not dropped like in other parts of the country.

**Detention Center:** Rob Neiwert reported that Dennis Dexter is on a transport to Los Angeles. He reported there are 173 inmates, with 60 from Cassia, 42 from Minidoka, 44 from the State, 25 from the US Marshall. 74 are sentenced, with 136 felonies and 27 Probation/Parole Violations and there are 137 Males and 36 Females. Rob reported that with the population down in August the painting of the cell blocks was conducted under the supervision of Larry Osterhout. Travis Gallagher was hired and another is being considered for employment.

**Sheriff' Department:** Loyal Egbert reported on the items in their store room that will be sold at the next Sheriff's sale. He informed the Board that Randy Kidd is conducting interviews to fill open positions in the Sheriff's office. He reported that the department is showing an increase in activity at this time.

**Treasurer:** Gayle Erekson reported on the tax collections and all is going well.

**Extension Office:** Richard Garrard reported that all is going well and that Joan Parr Rose was honored by being inducted into the state of Idaho 4-H Hall of Fame. He reported that the West Nile virus did not infect anyone in Cassia County this year.

**Weed Department:** Gordon Edwards reported that some invasive species of weeds are coming into Idaho. They are re-seeding some areas of the county this year and will continue the effort next spring. The weed department has had a very busy year and has not been paid by some of the citizens who have had spraying completed on their property by the weed department.

**County Administrator:** Kerry McMurray reported on the computers with hard drives that need to be destroyed. Reported on the building permits process and the mapping effort that is ongoing.

**Clerk:** Larry Mickelsen requested that the Department Heads ensure that the claims they sign and submit are coded to the correct lines in their budgets. The Auditor and staff will request time during the monthly Department Head training in the March/April time frame to demonstrate how proper coding will assist Department Heads to develop accurate budgets.

**Prosecuting Attorney:** Al Barrus reported they are very busy. Many trials that are scheduled and some keep being postponed and are being re-calendared.

**Commissioners:** Commissioner Handy reported on the Cassia County Transportation Advisory Committee planning meeting and the discussion regarding over-weight vehicles that cause break-up during the spring thaw.

#### **RESOLUTION NO. 2008-10-1**

The Board discussed the Secure Rural Schools/National Forest Related Safety-Net Payments (the old Craig-Wyden bill) requirements for usage of the revenue that the County will receive. The Board reviewed the new Resolution No. 2008-10-1 Re: FY2008 Elections for National Forest Related Safety-Net Payments. After review, it was moved and seconded to sign and execute Resolution No. 2008-10-1, and also to work with the USFS to form the county Resource Advisory Committee (RAC), and roll call vote was unanimous by the Board.

#### **EXECUTIVE SESSION**

At 10:30am it was proposed by Commissioner Handy and seconded by Commissioner Christensen that the Board convene in Executive Session under Idaho Code Section 67-2345(1)(d) with Commissioner Christensen voting yea, Commissioner Crane voting yea, and Commissioner Handy voting yea. The purpose and general tenor of the meeting was to discuss medical indigent matters. Following the discussion, the Board returned to regular session at 10:42am.

Following Executive Session the Board Presented Case # 208109; Signed Notice of Lien for Cases # 208122 and 208123; Denied Cases # 208107 and 208114.

#### **EXECUTIVE SESSION**

At 10:43am it was proposed by Commissioner Christensen and seconded by Commissioner Handy that the Board convene in Executive Session under Idaho Code Section 67-2345(1)(b) with Commissioner Crane voting yea, Commissioner Christensen voting yea, and Commissioner Handy voting yea. The purpose and general tenor of the meeting was to discuss personnel matters. Following the discussion, the Board returned to regular session at 10:59am.

Following Executive Session the Board took the matter under advisement for further review and discussion.

### **FAIRBOARD ANNUAL REVIEW**

The Cassia County Fairboard met with the Board for their annual review and report. Don Knopp discussed the revenue and expenditures and explained why they had a negative balance of \$12,931.00 for the year. He explained all of the major expenses or improvements for 2008. The Fairboard and Board of Commissioners also reviewed the terms of the Fairboard and the reappointments to the Fairboard. Elections have been conducted with Jeff Chatburn elected as the President and Brice Beck as the Vice-President. All of the Board members reported on their individual duties and responsibilities with the County Fair. Bruce Bowen and Don Knopp have submitted their requests to be reappointed to the Fairboard. It was moved and seconded to reappoint Bruce Bowen and Don Knopp as members of the Fairboard and roll call vote was unanimous by the Board.

### **USFS**

Scott Nannenga met with the Board and discussed the formation of a RAC related to the receipt of the Payments for National Forest Related Safety-Net. He also discussed the monies to be received under Title II and Title III. He discussed the travel plan and the impact on the roads and trails in the South Hills. He said that a new map will be developed every year showing the changes in roads and trails. The USFS has received the money to rebuild the exterior fences that have been destroyed by forest fires in the Black Pine area.

### **BLM**

Valerie Lenhartz and Ken Knowles met with the Board. Ken introduced Valerie as being with the office for about 10 months now. Valerie is the geological representative of the local BLM and reported on the mercury and gold mining in the area. She reported that there are 12 holes being drilled this fall in the Sheep Mountain area but they have encountered difficulties with water in aquifers and the big snow fall that occurred 3 weeks ago. They may not be able to complete all of the holes they have planned. When holes are drilled and the projects completed, they are then sealed with concrete. Ken reported that there is nothing going on with the wind farm because they are unable to sell their power, but things may change with the increased focus on energy generation.

### **911 ACTIVITY REPORT**

Kerry McMurray discussed the Sheriff's department report in the Jackson area covering September 2008 and the period October 1, 2008 – October, 27, 2008.

### **EXECUTIVE SESSION**

At 10:40am it was proposed by Commissioner Christensen and seconded by Commissioner Handy that the Board convene in Executive Session under Idaho Code Section 67-2345(1)(b) with Commissioner Crane voting yea, Commissioner Christensen voting yea, and Commissioner Handy voting yea. The purpose and general tenor of the meeting was to discuss employee matters. Following the discussion, the Board returned to regular session at 11:00am.

Following Executive Session the Board will reconvene at a later date for continuation Re: the employee matters.

### **COMPLETION OF RIGHT-OF-WAY ACTIVITIES**

The Board reviewed and discussed a Local Public Agency's Certificate of Completion of Right-of-Way Activities, Project No. PLH-2841(102), Project Name: City of Rocks Backcountry Byway, Stage 3. After review, it was moved and seconded to sign and execute the Certificate of Completion and roll call vote was unanimous by the Board.

**RECESS**

Meeting was recessed until 8:30 a.m., Monday, November 3, 2008.

**OTHERS IN ATTENDANCE AT TODAY'S MEETING**

Margi Owens, Weekly News Journal; Lyle Randall, Stan Buckley, Jackson Area; Kurt Anderson, Travis Anderson, Elba; Kelly Anthon, Representing the Andersons; Don Knopp, Ted Higley, Bruce Bowen, Brice Beck, Cory Parish, Sam Yoshida, Lori Yoshida and Paul Marchant, Cassia County Fairboard.

**ATTEST:**

/s/Larry A. Mickelsen

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Larry A. Mickelsen, Clerk

**APPROVED:**

/s/Dennis D. Crane

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Dennis Crane, Chairman