

COMMISSIONER MINUTES

#552

July 24, 2006

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

PREVIOUS WEEK'S MINUTES

The minutes for July 17, 2006 were discussed. A motion was made and seconded to approve and proceed with publication of an appropriate synopsis. Voting was unanimous by the Board.

CALENDAR

The Board reviewed the calendar for July 2006.

CORRESPONDENCE

The Board reviewed the following:

1. A letter from the Idaho Transportation Department Re: ITD equipment available on an "as is" basis.

VANLEUVEN SUBDIVISION PLAT

Jason VanLeuven presented a subdivision plat to the Board. After review, it was moved and seconded to approve the plat for the VanLeuven Subdivision, located at 400 East and 126 South in the Jackson Area, and voting was unanimous by the Board.

COURTHOUSE LAW LIBRARY MATTERS

The Board discussed methods to provide the law library service to the citizens of the county, but to do it in an economical manner. Further research will be conducted to have a law library that will meet the needs of the public and the courts.

RIGHT-OF-WAY ISSUES

Kerry McMurray presented the Highway Easement Deed for right-of-way on City of Rocks Back Country Byway – Stage 2. It was moved and seconded to approve and sign the Highway Easement Deed and voting was unanimous by the Board.

CHANGE OF STATUS

The Board reviewed one (1) Change of Status form for the Mini-Cassia Criminal Justice Center. It was moved and seconded to approve the change of status and voting was unanimous by the Board.

DEPARTMENT HEAD MEETING

Assessor: Marty Holland reported the assessment process is nearly over. He reported that the Governor will speak at the Treasurer's Conference on the School M & O budget. The special State Legislative session will be on August 25, 2006 and should provide some property tax relief.

Detention Center: Dennis Dexter reported that there are currently 179 in custody, with 5 more being processed in at this time, and this will be 12 prisoners over capacity. Some will be released during the next few days. There are 65 from Cassia County, 33 from Minidoka County, 64 from the State of Idaho, 1 from the State of Utah, 4 from the U.S. Marshall and 12 from other County jurisdictions. Janette Hayden was recently hired, but the MCCJC is still understaffed by 2 personnel. Dave Roundy is resigning to go to work for the Heyburn Police department.

Sheriff's Department: Sheriff Jim Higenes reported on the deaths of 2 young women in an automobile accident at 950 East and 00 South. The cause was excessive speed. The entire

department had a very busy weekend. The dive team responded to three (3) accidents throughout the Magic Valley area.

Janitorial/Maintenance: Sharon Higgins remarked that they are continually working on the Courthouse grounds, with nothing special to report. The elevator maintenance contract requires a regular visit to ensure the elevator is safe for use.

Weed Department: Gordon Edwards reported that weeds are “running wild,” especially Scotch and Canadian thistle and puncture vine. They are refusing to certify certain fields of hay because of an excessive amount of weeds in the bales of hay. There are demands for hay from Oregon but without the proper certification, the hay cannot be sold or transported. He told of goats helping to get control over the leafy spurge and then spraying it to kill the weed. There a lot of complaints from the citizens of the county Re: weed control, but the Weed Department does the best they can with the resources they have.

County Administrator: Kerry McMurray reported on the busy schedule of the Planning & Zoning Board, and they will continue to be busy for the remainder of the year. There is a job announcement open to replace Randy Barker as P&Z/Admin Secretary.

Clerk: Larry Mickelsen reported that the budget will be presented to the Board of Commissioners on August 14, 2006 and a schedule will be developed for each department to present their budgets to the Board. Larry will work with Kerry to develop the schedule of times for the department heads to attend.

County Attorney: Al Barrus reported that a new employee, Doug Abenroth, starts on July 31 and Peter Wells departs August 4.

EXECUTIVE SESSION

At 10:23am 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)(a) 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, it was proposed and seconded that the Board return to regular session at 10:48am. Voting was unanimous by the Board.

Following Executive Session, the Board took the matters under advisement.

EXECUTIVE SESSION

At 10:49am 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, it was proposed and seconded that the Board return to regular session at 11:05am. Voting was unanimous by the Board.

Following Executive Session, the Board signed Notice of Lien and Application for Medically Indigent Benefits for Case #206074. Denied Case #206062. Approved Case #206063. Presented Case #206072. Disapproved repayment extension from 1 individual, until proof of need is presented.

RAFT RIVER RURAL ELECTRIC

Chad Black the System Engineer for Raft River Electric, met with the Board to discuss existing power lines on Clint Lloyd’s personal property and on the City of Rocks Reserve. In discussion with Wallace Keck, they favor placing the power lines underground, along the existing road right-of-way to Junction Valley. The cost to install 10,000 feet of power line, underground, will be about \$80,000. It was moved and seconded to approve the proposal and

voting was unanimous by the Board.

PLANNING & ZONING MATTERS – SITING TEAM REQUESTS

The Board reviewed Resolution No. 2006-07-2, sited at 500 W. and, 535, S.; Resolution No. 2006-07-3, sited between 600 and 800 W. and between 300 and 400 S; Resolution No. 2006-07-4, sited at 300 W. and 1400 S.; and Resolution No. 2006-07-5, sited at 875 S. 1800 W., for CAFOs in Cassia County. It was moved and seconded to approve and sign the resolutions and voting was unanimous by the Board.

BUREAU OF LAND MANAGEMENT

Ken Miller reported that there will be a new State Associate Director August 14, 2006. The Cottrell Mountain Wind Energy issues and complaints are being resolved as fast a possible and the final decision should be made by August 14, 2006. The right-of-way grant will be issued immediately upon receiving approval. Burley Field Office has had about 1,800 acres of fires on BLM lands, but none in Cassia County. He reported that hazardous materials, grease and oil, were dumped on some public lands and the cost to accomplish the clean up was very significant.

U.S. FOREST SERVICE

Scott Nannenga reported on the U.S. Forest Service fire activity. There has not been too many because of the moisture level in the forests and they are mostly small, easily contained fires. A copy of maps for road proposals has been sent to Commissioners, Public Lands Committees and some of the public. After receiving further information from the USFS, there will be increases in fees for usage of some of the campground rates. There will be stone dug out from mountains in the area to see if it can qualify to be classified as “Oakley Stone.” If so, permits will be let for a quarry to be opened. The campgrounds are always full on the weekends and they can be reserved for large groups.

COUNTY EXPENDITURE

The Board reviewed the County’s Payables Approval Report dated July 21, 2006. A motion was made and seconded to approve the report. Voting was unanimous by the Board.

CURRENT EXPENSES	104	\$6,403.13
DISTRICT COURT FUND	106	\$3,037.63
COUNTY ROADS & BRIDGES FUND	107	\$2,198.00
WEED & PEST FUND	108	\$300.00
HISTORICAL SOCIETY FUND	112	\$5,000.00
JUSTICE FUND	130	\$4,328.41
PHYSICAL FACILITIES FUND	144	\$692.87
	TOTAL	\$21,960.04

BEER, WINE AND LIQUOR LICENSES

The Board approved the following applications for Beer, Wine and/or Liquor Licenses:

<u>County #</u>	<u>Name</u>	<u>Doing Business As</u>
2007-25	Filamon Alvarez	El Dorado 2000
2007-26	Lonnie & Gay Downs	Farmer’s Corner
2007-27	Brent & Tina Searle	Searle’s
2007-28	Smith’s Food & Drug #123	Smith’s Food & Drug Store #123
2007-29	New Albertson’s Inc	Albertson’s #132
2007-30	Roger Jenkins	Albion Café
2007-31	Roger Jenkins	Albion Gas & Grocery
2007-32	Andres Arceo	Restaurante Guadalajara Inc.

COUNTY ROAD AND BRIDGE DEPARTMENT

It was moved and seconded to allow the County Road and Bridge Department to purchase a "Pup" trailer from TriWest of Heyburn, ID, using funds in the amount of \$4,900.00 received from the sale of two (2) County Road and Bridge Department surplus vehicles and voting was unanimous by the Board.

COLLECTIONS

Commissioner Christensen, Al Barrus and Larry Mickelsen went to Twin Falls to discuss the collections efforts of Twin Falls County. The meeting with the Twin Falls Board of Commissioners, the Clerk of the District Court and County Welfare Director was very beneficial and Cassia County will initiate collection efforts for Indigent repayments and Court fines and fees in the very near future. Information will be compiled and presented to the Board to enable them to make a decision regarding collection of monies owed to the County.

RECESS

Meeting was recessed until 9:00 a.m., Monday, July 31, 2006.

OTHERS IN ATTENDANCE AT TODAY'S MEETING

Renee Wells, SIP

ATTEST:

/s/ Larry A. Mickelsen

APPROVED:

/s/Dennis D. Crane

Larry A. Mickelsen, Clerk

Dennis Crane, Chairman