

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 April 18, 2005 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 April 2005.

CORRESPONDENCE

The Board reviewed the following:

1. A letter from the Mid-Snake RC&D for a workshop on May 18 at CSI in Twin Falls
Re: Budget Construction and Rate Setting
2. A letter from Cora Lee Kempton of Malta Re: property that did not sell at the County auction.
3. The Board reviewed the Financial Audit Report for the Assessor's office.

SHERIFF DEPARTMENT MATTERS

Captain Kerry Bristol presented an Assistance Agreement from the US Department of Interior, Bureau of Land Management for patrol time. The Sheriff's Department will receive \$2,500.00 for the patrol provided. It was moved and seconded to sign the agreement and voting was unanimous by the Board.

INTERMODAL COMMERCE AUTHORITY

The Board discussed the ratification of Minidoka County's appointment of Jeff Harper, to the Mini-Cassia Commerce Authority Commission. It was moved and seconded to ratify the appointment and voting was unanimous by the Board.

ALBION HIGHWAY DISTRICT

George Kelly, Lee Jolley, Dee Yeaman, Kelly Anthon, Jim Kempton and Susan Kempton came before the Board to discuss the impact on taxing entities involved with the proposed Cotterel Windfarm Project. Their position is that the anticipated revenue produced from taxes has disproportionate effect on Albion Highway District, given its obligation to maintain secondary roads compared to that of the Raft River Highway District. It was brought to the Board's attention that Idaho Code allows the County Commissioners to adjust highway district boundaries when it is practical and in the best interest of the county wide administration of the secondary highway systems. (*see* Idaho Code Section 40-1706.) Discussion ensued on the practicality of affecting such changes on boundaries involving Albion Highway District, Raft River Highway District, Burley Highway District and the County Road and Bridge Department.

DEPARTMENT HEAD MEETING

Public Defender: Doug Whipple could not stay, but he left a copy of the Cassia County Public Defender Clients Commissioners Report.

Assessor: Marty Holland reported they are very busy getting the assessment notices out to the citizens of the county.

Detention Center: Mike Fehlman reported that the numbers are down a little, with a total of 135 inmates. There are 44 from the State and 19 from other agencies. They have 2 vacancies in the Staff, with 1 being filled today; a female employee was hired, pending a polygraph. There will be one employee retiring in May. They had the Idaho Sheriff's Association Inspection last week

and the facility passed with “flying colors,” with no significant negative findings.

Sheriff's Department: Captain Kerry Bristol reported that all is well, and they are fully staffed with the exception of being one employee short in dispatch. That position will be filled very soon. There is a 25% cut in the drug task force funding, which will have to come from some county funds.

Janitorial/Maintenance: Sharon Higgins reported that all is going well; just need a break in the weather so she can get the grass cut.

Weed Department: Gordon Edwards reported that this is the busiest time of the year. He reported that “Scotch Broom” has been sold across the State. It is a very invasive plant. He showed pictures of Scotch Thistle in the Jackson area and how invasive and out of control it can become. He will work closely with the BLM to keep it under control and to keep the funding that will be required. The Scotch Thistle problem is their number one priority right now. Leafy Spurge will also be a major problem this year.

County Administrator: Kerry McMurray reported on the meeting with Judge Wood regarding Courthouse security. We may have some impact from having inmates transported to Rupert to appear before the judge. Things are moving well in the building department with licenses being issued. The P&Z department has given 2 CAFO's approval at the last meeting.

Clerk: Larry Mickelsen reported that progress is being made to utilize the old Assessor's space for the Court Clerks.

County Attorney: Al Barrus reported that they are moving along, although the current number of felony charges has dipped a bit right now, but it will increase and should be the about the same as last year.

PLANNING & ZONING COMMISSION

Vaughn Cook appeared before the Board for his retirement ceremony. He has served as a member of the P&Z Commission since its inception and was serving as Chairman at the time of his retirement. Dee Yeaman has been appointed as the new Chairman of the P&Z Commission with Rod Lake as the Vice Chairman.

DECLO CITY IMPACT AREA

The Board reviewed the June 8, 2005 meeting with the City of Declo Mayor and City Council regarding the Declo Impact Area. It was moved and seconded to set June 8, 2005 at 7:00 p.m. as the date of the hearing and voting was unanimous by the Board.

SOUTH CENTRAL HEALTH DISTRICT

The Board discussed two nominees for reappointment to the South Central Health District. It was moved and seconded to reappoint Marvin Hempleman and Donald Bard, MD as members of the South Central Health District Board, effective July 1, 2005, and voting was unanimous by the Board.

CASSIA COUNTY HISTORY

The Board reviewed a letter from Kathleen Hedberg regarding the publication of the Cassia County history. The Board discussed the number of copies, the number of pages, and the type of binding. Further research will be conducted prior to making a final decision.

MINUTES OF INTERMODAL COMMERCE AUTHORITY MEETING

The Board reviewed the minutes of the Board's joint public hearing with Minidoka County concerning the adoption of an enacting ordinance to establish the Mini-Cassia Commerce Authority. That public hearing was held on April 12, 2005 in Rupert, Idaho. It was moved and seconded to approve the minutes of the meeting and voting was unanimous by the Board.

JIM GRISENTI LETTER

The Board reviewed a letter to Jim Grisenti Re: the Jackson Bridge over the Snake River. The letter explained that the Board had no authority regarding the Bridge. It was moved and seconded to sign the letter and voting was unanimous by the Board.

COUNTY EXPENDITURE

The Board reviewed the County's Payables Approval Report dated April 22, 2005. A motion was made and seconded to approve the report. Voting was unanimous by the Board.

CURRENT EXPENSES	104	\$10,396.06
INDIGENT FUND	105	\$16.01
DISTRICT COURT FUND	106	\$1,456.47
COUNTY ROADS AND BRIDGE FUND	107	\$229.80
WEED & PEST FUND	108	\$11.58
COMMUNITY COLLEGE TUITION FUND	113	\$12,100.00
REVALUATION FUND	114	\$304.78
911 COMMUNICATIONS FUND	115	\$1,149.04
COUNTY SNOWMOBILE FUND	118	\$15.00
JUSTICE FUND	130	\$18,091.11
PHYSICAL FACILITIES FUND	144	\$641.69
	TOTAL	\$44,411.54

CHANGE OF STATUS

The Board reviewed one (1) change of status forms for the Fair Board. It was moved and seconded to approve the changes of status and voting was unanimous by the Board.

EXECUTIVE SESSION

At 11:10am 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 11:25 a.m. Voting was unanimous by the Board.

Following Executive Session, the Board set Monday, May 2, 2005 at 8:00 a.m. as the time for the requested grievance hearing.

EXECUTIVE SESSION

At 11:26am 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)(f) 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 pending litigation. Following the discussion, it was proposed and seconded that the Board return to regular session at 11:29am. Voting was unanimous by the Board.

Following Executive Session, the Board instructed the County Administrator to send a written response to the claimant that the County has no jurisdiction over the road in question and also to send the notice of tort claim to ICRMP.

EXECUTIVE SESSION

At 11:30am 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 11:35am. Voting was unanimous by the Board.

Following Executive Session, the Board established the pay schedule and costs to the county for the family insurance.

BUREAU OF LAND MANAGEMENT

Wendy Reynolds is anticipating the EIS for the Windfarm should be out in mid-June. The BLM will tour the Cottrell area with the Resource Advisory Council on May 18, 2005. The Board gave the pictures of the Scotch Thistle, taken by Gordon Edwards, to the BLM and US Forest Service.

U.S. FOREST SERVICE

Scott Nannenga reported that the US Forest service has had their meetings with the grazing permittees. No one will have to take a reduction in the numbers of animals or land used for grazing. They have finished the EIS for the Sage Grouse and everything looks very good and the population is stable.

EXECUTIVE SESSION

At 1:30 p.m. 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 2:15 p.m.. Voting was unanimous by the Board.

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

EXECUTIVE SESSION

At 2:35 p.m. 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)(a) 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 personnel matters. Following the discussion, it was proposed and seconded that the Board return to regular session at 3:00 p.m.. Voting was unanimous by the Board.

Following Executive Session, on one matter Doug Whipple will discuss security concerns with members of the public Defender's office; on a second personnel matter, motion was made by Commissioner Handy and seconded by Commissioner Christensen to change employment status of an employee from "terminated" to "administrative leave with pay pending outcome of grievance proceeding". Vote on the motion was unanimous. The County Administrator was directed to inform the auditor's office of this change for payroll purposes.

RECESS

Meeting was recessed until 9:00 a.m., Monday, May 2, 2005.

OTHERS IN ATTENDANCE AT TODAY'S MEETING

Renee Wells, SIP; Lorraine Cavener, Times News

ATTEST:

APPROVED:

Larry A. Mickelsen, Clerk

Dennis Crane, Chairman