

The 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, County Clerk and Kerry D. McMurray, County Administrator, present.

COMMISSIONERS = MINUTES

The minutes for January 28, 2003 were discussed. The motion was then made and seconded to approve with corrections and proceed with publication of an appropriate synopsis. Voting was unanimous by the Board.

CALENDAR

The Board reviewed the calendar for February 2003.

CORRESPONDENCE RECEIVED

1. Letter to Sheriff Higen Re: Speed Enforcement on Overland Avenue from Dan Bolingbroke, Driver Education Instructor.
2. Letter to the Commission from the District 5 Transportation Department relating to Railroad right-of-ways and the State Highway system.
3. Reviewed committee assignments from IAC.
4. Reviewed letter from Idaho Dept. of Health & Welfare announcing next meeting on February 25, 2003 at 823 Harrison, Twin Falls.

HOMEOWNERS EXEMPTION

The Board reconsidered the Homeowners Exemption that was previously denied Jason and Shanin VanBuskirk. Testimony was given to support the VanBuskirk's position by the realtor's. Defense was given for the county's position by representatives from the Assessor's and Treasurer's office. It was moved and seconded that the county cancel half of the taxes attributable to the homeowner's exemption not being in place, to assist the VanBuskirk's with the tax liability. Voting was unanimous by the Board.

IC 25-2409 RE: CLOSED RANGE

The Board considered the Horses at Large issue presented by Wayne Winder of Cassia County Sheriff's Office. Prosecuting Attorney Al Barrus discussed IC 25-2409, and expressed concern that Cassia County's Herd District law is outdated. The discussion was to determine if there was an order to prevent the horses from running free, causing a traffic hazard. There are ordinances to prevent animals from running free in closed range, but not in open range. The Board took the matter under advisement for further research.

END OF THE ROAD PACKING PROPERTY

The Board considered a request by Mayor Jon Anderson of Burley and decided to advertise the End of the Road Packing Property for sale and agreed to give the City of Burley a first right of refusal before selling the property. This was moved and seconded and voting was unanimous by the Board.

PUBLIC ACUTION OF SURPLUS REAL PROPERTY

<u>Parcel #</u>	<u>Purchaser</u>	<u>Amount</u>
RP12S22E208226	Ron Hepworth Family Limited Partnership	\$ 50.00
RP14S22E033010	Tony Rodriguez	\$ 197.46
RP 0ST190006970	Coralee Kempton	\$ 174.18
16S28E300475	Coralee Kempton	\$1050.00
RP 11S22E026990	Neil Wyatt	\$ 191.87
RP ABR04001015A	Gary Clark	\$ 10.00
RP15S27E060400	Delray Barnes	\$ 235.04
RP13S26E125040	Valerie Bake	\$ 151.50

It was moved and seconded to accept all of the amounts bid for the property and voting was unanimous by the Board.

COTTRELL MOUNTAIN WIND PROJECT

The Cottrell Mountain Wind Project comment period was reviewed. It was determined that the Board would not officially comment, as the matter may later come before them for appeal.

TAX APPEAL

The Board considered testimony by Marty Holland, County Assessor, concerning the Susan Hart tax appeal. Gayle Erekson, County Treasurer, also advised the Board. The Board deliberated the matter. It was moved and seconded to deny the tax relief and voting was unanimous by the Board.

INTOXILYZER FEE

The Board considered the \$5.00 fee for intoxilyzer upkeep, maintenance, supplies, and any future contingency. It was moved and seconded to utilize the fee for such purposes and voting was unanimous by the Board.

SKAGGS RANCH

The Board met with William A. Parsons, Attorney for the Skaggs Ranch, requesting a quit claim deed to property that is in the County's name. It was moved and seconded that Al Barrus, Prosecuting Attorney be allowed to proceed with necessary steps to resolve the issues. Voting was unanimous by the Board.

CITY OF ROCKS PROJECT

The Board reviewed the right-of-way contract for Project # PLH-2841(101), Parcel # 2 and right-of-way contract for Project # PLH-2841(101), Parcel # 30 with Curtis and Mary Lou Durfee. Right-of-way contract for Project # PLH-2841(101), Parcel # 20 with William J. Loughmiller. It was moved and seconded to sign the contracts and voting was unanimous by the Board.

BUILDING PERMIT FEE INCREASE

The Board considered the decision on building permit fee increases. The Board discussed the Building Standards national average costs. It was moved and seconded to adopt the Building Valuation Data for average costs and voting was unanimous by the Board.

PROPOSED TRAPPER CREEK VEGETATION MANAGEMENT PROJECT SCOPING

The Board reviewed a written presentation from the Cassia County Public Lands Committee, to the Minidoka Ranger District, presented by Kelly B. Adams of the Cassia County Public Lands Committee. The discussion was related to treatment of forest vegetation conditions. It was moved and seconded to accept the recommendation of the Public Lands Committee, voting was unanimous by the Board.

911 MATTERS

The Board received an update on 911 matters throughout the county from Kent Searle and Richard Randklev.

ELECTION PRECINCT BOUNDARIES

The Board received a presentation from Barbara Mai, Deputy Elections Clerk, on defining Commissioner Districts and voting precinct boundaries. Committees were formed and will meet together on March 12, 2003 to prepare a proposal for the Board.

HIGHWAY DISTRICTS

Commissioner Handy presented factors with regard to consolidating Highway Districts throughout the county. Factors were also presented by Thomas Hitt, Jim Paskett and Olene Warr of the Raft River Highway District. Commissioner Handy will meet with the various highway districts and report back to the

commissioners.

MEDICAL POLICY

The Board reviewed Amendment # 1 to the Group Policy of Cassia County. It was moved and seconded to sign the amendment and voting was unanimous by the Board.

INDIGENT HEARINGS

The Board reviewed and denied Case # 203009.

The Board heard the request from the applicant that the county subordinate their lien in Case # 202114, to allow the applicant to refinance his home. The Board requested that the applicant attempt to obtain additional funds from refinancing the house to pay the county the amount owed and report back to the Board.

COUNTY EXPENDITURE

The Board reviewed the County=s Payables Approval Report dated February 7, 2003.

CURRENT EXPENSES	104	\$28,868.90
INDIGENT FUND	105	\$459.73
DISTRICT COURT FUND	106	\$3,768.64
COUNTY ROADS (UNORG) FUND	107	\$2,366.23
WEED & PEST FUND	108	\$2,022.55
AMBULANCE SERVICE	110	\$16,333.32
911 COMMUNICATIONS FUND	115	\$10,062.76
JUSTICE FUND	130	\$62,149.09
MINI-CASSIA DRUG ENFORCEMENT TASK FORCE	136	\$328.97
PHYSICAL FACILITIES FUND	144	\$2,031.97
ADULT MISDEMEANOR PROBATION	149	\$117.86
BOX ELDER CO. BOOKMOBILE TRUST	151	\$1,726.00
WIDOW'S BENEFIT FUND	198	\$0.00
	TOTAL	\$130,236.02

A motion was made and seconded to approve the report. Voting was unanimous by the Board.

TAX EXEMPTION

The Board reviewed a request for a Property Tax Exemption from the Faith Baptist Church of Burley. It was moved and seconded to approve the requested exemption and voting was unanimous by the Board.

EXECUTIVE SESSION

It was proposed by Commissioner Handy and seconded by Commissioner Christensen that the Board go into 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. Voting was unanimous by the Board.

Following Executive Session the Board approved the proposed Treatment Plan for Case # 202072, approved Case # 202127, approved Case # 202129, approved Case # 202143, and denied Case # 202135

RECESS

Meeting was recessed until 9:00 a.m., Tuesday, February 18, 2003.

OTHERS IN ATTENDANCE AT TODAY=S MEETING

Renee Wells, SIP; Nate Johnson, Times News, Jack Hill, MLS, Jim Brown and Sharon Hobbs, Brown

Realty, Carla Shockey, Advantage 1 Realty, Robin Riedel, Kelly Runyon, Janet Page, and Annette Roper Coldwell Banker/Curtis Realty, Steve Billem and Bo Fil, D.R. Curtis Co., Ruben Saldano, McCain Foods, Douglas Pickett, Oakley Precinct, Chuck Kelly, Unity Precinct, Melanie Haynes and Mark Mitton, City of Burley, Teri Anderson and Maria Rebollozo, M-C Democrats, Howard Conrad, Parson Precinct, Clive Holland, Burley 3 Precinct, Wayne Hurst, Cassia County Republican Central Committee, Sara Jane Ward, Almo Precinct, Fern Henderson and Robert Fleming, Paul B. Young, CRMC, Vivian Ramirez and Efrain Gil, Jaylin and Ron Harper, Lawna Bodley.

ATTEST:

APPROVED:

/s/
Larry A. Mickelsen, Clerk

/s/
Dennis Crane, Chairman