

The Board of Commissioners met this day with Chairman Dennis Crane, Paul Christensen and Clay Handy, Board Members; Kerry D. McMurray, County Administrator; Larry A. Mickelsen, County Clerk; and JoAnn Smith, Deputy Clerk, present.

**COMMISSIONERS = MINUTES**

The minutes for January 13, 2003 were discussed. A 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 January 2003.

**CORRESPONDENCE RECEIVED**

1. The Board received an enrollment form to attend the Fundamentals of Water Law in Idaho seminar in Boise, February 18, 2003.
2. The Board received an invitation from the Twin Falls County Board of Commissioners to attend the Idaho Subdivision and Local Planning Act Workshop on February 8, 2003, in the Twin Falls County Courthouse from 8:45 am to 4:00 pm.
3. The Board received minutes of the January 13, 2003 Big River National Heritage Area Commission meeting. Their next meeting will be held January 24, 2003, at 10:00 a.m. in the Burley City Hall.
4. The Board received notification from the Idaho Council on Industry and the Environment, of the annual Gold Room Workshop on "Repelling the Invaders: Dealing with Noxious Weeds & Invasive Species, to be held Wednesday, January 29, 2003, 1:30 p.m. to 3:00 p.m. at the State Capital.
5. The Board received the agenda for the Albion Joint Management Area meeting to be held on January 28, 2003, from 10:00 a.m. to 12:00 Noon in the Minidoka Ranger District Office, Burley, ID.
6. The Board received the Legislative Tax Bulletin report from the Associated Taxpayers of Idaho.
7. The Board received the agenda for the Tribal Fisheries Co-Management Symposium from the Columbia River Inter-Tribal Fish Commission. The meeting will be held Thursday, January 30, 2003 at the Smith Memorial Center ballroom, Paramount Hotel, 808 SW Taylor Street, Portland, OR from 8:30 a.m. to 7:30 p.m.
8. The Board received a Public Notice of Application for Permit from the US Army Corps of Engineers to build a boat ramp/dock at Milner Reservoir on the Snake River.

**MID-SNAKE RIVER WATER RESOURCE COMMISSION**

Glen Larson, representing Mid-Snake River Water Resource Commission spoke with the Board concerning the depth of ground water, amount of nitrates, amount of clay, speed and efforts to improve water quality. A CD with maps and all necessary information concerning these factors will be coming to the Commissioners within the next two weeks. Discussion followed concerning the factors and a hearing to be held, date TBA, for Cassia County and

Minidoka County to adopt the policies and recommendations of the Commission.

#### **CITY/COUNTY JOINT MEETING**

Mayor Jon Anderson, City of Burley, came in to schedule a meeting with the Board of County Commissioners to discuss items concerning the City and the County residents. A luncheon meeting is scheduled for Monday, February 24, 2003, 12:00 noon at City Hall.

#### **RAFT RIVER WATER ADVISORY GROUP**

Commissioner Crane reported he had attended the Raft River Water Advisory Group board meeting on January 14, 2003. He discussed the events of the meeting with the Board.

#### **COMMISSIONER'S AREAS OF RESPONSIBILITY**

The Board conducted a very extensive review of their duties and areas of responsibility. A motion was made and seconded to adopt the list with amendments, as their official areas of responsibility. Voting was unanimous by the Board.

#### **FINDINGS RE: HOMEOWNER'S EXEMPTION**

The Board reviewed the Findings of Fact letter to be sent to the Vanbuskirk's regarding their request for home owner's exemption. After review a motion was made and seconded to deny the homeowner's exemption on parcel #RP BSW010010140. Voting was unanimous by the Board.

#### **HOWELL CANYON ROAD REPORT**

The Board reviewed the Burley Highway District report for November for snow removal and maintenance on the Howell Canyon road.

#### **CONFLICT PUBLIC DEFENDER CONTRACT**

The Board reviewed the Conflict Public Defender report from Dennis Byington for the month of November.

#### **FIRE SAFETY**

Lloyd Cox met with the Board and inquired as to the expense of upgrading the fire alarm system in the County Court House. The Board explained the need for the upgrade.

#### **BOARD OF EQUALIZATION**

It was proposed and seconded to convene as the County Board of Equalization. Voting was unanimous by the Board. The Board convened to conduct a tax appeal hearing at the request of the homeowner, Susan Hart on parcel #RP BB001028005A.

It was proposed and seconded to take the tax appeal under advisement. Voting was unanimous by the Board.

It was proposed and seconded to return to regular session. Voting was unanimous by the Board.

#### **SALE OF SURPLUS COUNTY PROPERTY**

The Board reviewed and signed the Notice of Public Auction for sale of County surplus property to be held on February 10, 2003 at 10:00 a.m.

#### **COMP TIME/OVERTIME POLICY**

The Board reviewed a letter advising employees of the use of compensatory time and overtime. The matter was referred to the County Administrator for further review.

#### **COUNTY PERSONNEL MATTERS REVIEW PROCESS**

The Board reviewed the County Personnel Matters Review Process. A motion was made and seconded to rescind the County Personnel Matters Review Process. Voting was unanimous by the Board. Personnel matters not arising to the level of a grievance proceeding shall be dealt with by the supervising department head or if necessary, by the County Administrator.

**IDAHO COUNTIES RISK MANAGEMENT PROGRAM**

The Board reviewed the Joint Powers Agreement with the Idaho Counties Risk Management Program. A motion was made and seconded to sign the agreement. Voting was unanimous by the board.

**CODIFICATION OF CASSIA COUNTY CODE**

The Board reviewed the Cassia County Code prepared by Sterling Codifiers. Distribution of the County Code binders and the cost of changes were discussed. A codification ordinance will be forthcoming to adopt the Cassia County Code.

**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 denied applications #202122, #202150, #202151, #202156, #203002 #203008 and #203010.

**EXECUTIVE SESSION**

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

**RECESS**

Meeting was recessed until 9:00 a.m., Monday, January 27, 2003.

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

Laurie Welch, SIP; Nate Johnson, Times News; Gayle Ereksen, Treasurer; Martell Holland, Assessor; Linda Mabry, Deputy Assessor; Lloyd Cox;

**ATTEST:**

**APPROVED:**

\_\_\_\_\_/s/  
Larry A. Mickelsen, Clerk

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Dennis Crane, Chairman