

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

#### **COMMISSIONERS= MINUTES**

The minutes for May 5, 2003 were discussed. The motion was then 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 May 2003.

#### **CORRESPONDENCE RECEIVED**

The Board reviewed the following:

1. A letter from the IAC concerning indigent cases to be issued forms of dismissal, rather than letters of denial.
2. A letter from Finishline Striping, Inc of Hooper, UT, requesting they be placed on the bidders list for Roadway Striping and Pavement Maintenance.
3. A letter from the US Fish & Wildlife Service announcing Jeff Foss being selected as the new Field Supervisor for the Snake River Fish and Wildlife Office in Boise, ID.
4. A memorandum from the State Tax Commission re: Agricultural Equipment Replacement Monies – Highway/City Redistribution.
5. The second invitation to bid for remodeling of the Cassia County Annex Building. It was moved and seconded to reject the previous bids received and to approve the second invitation to bid for publication. Voting was unanimous by the Board.
6. A letter from Sen. Denton Darrington, Rep. Bruce Newcomb and Rep. Scott Bedke re: the wind farm proposal in the East hills.

#### **COMMUNITY AT RISK - WEED CONTROL**

Gordon Edwards reported to the Board that the County Weed and Pest Control has applied for a 1-time grant of \$575,000.00 to assist with the noxious weed control throughout the county. This will be for the purchase additional equipment and enable additional personnel to be hired. Gordon will keep the Board advised as to the status of the grant.

#### **REQUEST FOR MORATORIUM**

Mr. Barrus advised Ms. Charlotte Armstrong that she must be very careful as to her comments in order to prevent the Board from forming biased opinions prior to a hearing that may come before the Board. Mr. Barrus reported that there should have been a request for a moratorium to be heard by the Board. The request for moratorium will be on next week's agenda. Mr. Norm Daley discussed the rights of the citizens of the county re: zoning ordinances and the protection to which the citizens are entitled.

#### **CASSIA COUNTY FAIR GROUNDS**

Bruce Bowen, Cassia County Fair Board, presented a proposal to the Board to construct a new Art Building at the Cassia County Fairgrounds. Mr. Barrus discussed the legal issues associated with the costs to remodel or repair the building. To build a new building, the cost to remodel must exceed the cost to repair or remodel. A public hearing must be scheduled to approve construction. The Fairboard has the revenue to make the initial payment and do not foresee any problem making the payments for the remainder of the 11 year contract. It was moved and seconded to schedule a public hearing on June 9, 2003 at 10:00 a.m. and voting was unanimous by the Board. It was moved and seconded to sign a special event contract for use of

the Fairgrounds with Dan/Terry Kidd and voting was unanimous by the Board.

**COUNTY ANNEX MATTERS**

Jay Christensen discussed the Cassia County Annex building construction specifications. Walton Construction discussed and had questions about some of the specs. Kerry McMurray read through all specs and much discussion ensued resulting in some specs being changed. The Board visited the annex building to review the specs with Jay Christensen and Marty Holland.

**JUROR EVALUATION**

The Board reviewed the juror evaluations regarding recent trials held in the District Court.

**AS400 MEETING**

Larry Mickelsen and Paul Christensen reported that the county will not be forced to purchase new PC based servers to replace the AS400. IBM still manufactures components for and supports the AS400 and will continue to do so for an indefinite period of time.

**DELTA DENTAL HIPAA**

Kerry McMurray reported that Delta Dental agrees to the rules of privacy of HIPAA. It was moved and seconded to sign the Delta Dental HIPAA Business Associate Agreement and voting was unanimous by the Board.

**COUNTY EXPENDITURE**

The Board reviewed the County=s Payables Approval Report dated May 9, 2003. A motion was made and seconded to approve the report. Voting was unanimous by the Board.

CURRENT EXPENSES	104	\$28,106.84
INDIGENT FUND	105	\$639.86
DISTRICT COURT FUND	106	\$5,707.21
COUNTY ROADS (UNORG) FUND	107	\$2,300.68
WEED & PEST FUND	108	\$2,888.45
AMBULANCE SERVICE	110	\$8,166.66
REVALUATION FUND	114	\$753.34
911 COMMUNICATIONS FUND	115	\$8,976.85
JUSTICE FUND	130	\$71,579.26
MINI-CASSIA DRUG ENFORCEMENT TASK FORCE	136	\$606.00
PHYSICAL FACILITIES FUND	144	\$3,588.03
<b>REPORT TOTAL</b>		<b>\$133,313.18</b>

**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 Signed Notice of Lien and Application for Medically Indigent Benefits for Case #203054 and Case #203056. Denied Case #203036, Case #203038, Case #203045, and Case #203047. Approved Case #202144, Case #203037, Case #203039 and Case #203040.

**EXECUTIVE SESSION**

It was proposed by Commissioner Christensen and seconded by Commissioner Handy

that the Board go into Executive Session under Idaho Code 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. Voting was unanimous by the Board.

Following Executive Session the Board asked Mr. Al Barrus to finalize the 4-Wheeler agreement with Gordon Edwards and the Board will sign the contract on 19 May 2003.

**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)(b) with Commissioner Crane voting yea, Commission Christensen voting yea, and Commissioner Handy voting yea. The purpose and general tenor of the meeting was to discuss employee 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 Change of Status for Randy Kidd, Loyal Egbert, Jay Heward and Alan Smith of the Sheriff's Department.

**BOARD OF EQUALIZATION**

It was proposed and seconded to convene as the County Board of Equalization. Voting was unanimous by the Board.

It was proposed and seconded to approve the Circuit Breaker Applications on miscellaneous parcels on file in the Assessors Office. Voting was unanimous by the Board. Notices will be sent to the property owners.

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

**RECESS**

Meeting was recessed until 9:00 a.m., Monday, May 19, 2003.

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

Renee Wells, SIP; Lorraine Cavener, Times News; Norman Dayley; Terri Kidd; Tom Armstrong; Dorothy Kidd; Jay Kidd; Lola Thornton; Lynette Brackenburg; Dean Draper; Jack Funk; Ted Higley; Brice Beck; Kelly Walton; Mike Telleria

**ATTEST:**

**APPROVED:**

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Larry A. Mickelsen, Clerk

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Dennis Crane, Chairman