

The Cassia County Board of Commissioners met this day with Chairman Dennis Crane and Clay Handy, Board Members; Alfred E. Barrus, Prosecuting Attorney; JoAnn Smith, Deputy Clerk, and Kerry D. McMurray, County Administrator, present.

**PREVIOUS WEEKS= MINUTES**

The minutes for April 5, 2004 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 2004.

**CORRESPONDENCE**

The Board reviewed the following:

- 1. Received a letter from an inmate at the MCCJC regarding payment for prescriptions.

**COMMISSIONER EXCUSED**

Commissioner Christensen was excused from today’s meeting to attend meetings in Twin Falls.

**COUNTY ROADS COMMITTEE**

The Board met with Tom Geary, County Road Committee, to review the needs of the committee and to discuss increasing the size of the committee. They will schedule a meeting for 3:00 pm on Tuesday, April 20, 2004 in the Commissioner’s Room at the Cassia County Courthouse.

**CATERING PERMIT**

The Board approved the following applications for a Catering Permit:

<u>County #</u>	<u>Name</u>	<u>Doing Business As</u>
#41	Filemon Alvarez	Lienzo Charro

**PARKING LOT REPAIR**

The Board reviewed cost quotes for parking lot repair on the South side of the Sheriff’s Office. A motion was made and seconded to accept the bid by Gordon Paving, Inc. for the amount of \$6,638.60 with Commissioner Handy voting Yea, and Commissioner Crane voting Yea.

**WINE ORDINANCE**

The Board reviewed the status of the new County Wine Ordinance. Mr. McMurray stated that the County Resolution was submitted to the State for certification and we are waiting for their official notice before licenses can be issued at the County level

**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 deny the Home Owners exemptions on the following parcels: RP#BB0011430030. Voting was unanimous by the Board. Notices will be sent to the property owner.

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

### **JUNKYARD ISSUES**

The Board met with William L. and Darlene Cole regarding licensing requests for a Junkyard permit. Mr. Cole reviewed the letter he received from the County Administration office. Mr. McMurray reviewed the file. Mr. Cole intends to clean off one lot and sell it, but would like to have the permit for the triangle property. The matter was taken under advisement.

### **EXECUTIVE SESSION**

At 9:49 a.m. it was proposed by Commissioner Handy and seconded by Commissioner Crane that the Board convene in Executive Session under Idaho Code Section 67-2345(1)(d) with 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 9:57 a.m.. Voting was unanimous by the Board.

Following Executive Session the Board the matter was taken under advisement.

### **NATIONAL FIRE PLAN PUBLIC HEARING**

The Board conducted a Public Hearing on the National Fire Plan starting at 10:10 a.m. The hearing was recorded and the tape is in the Administrative Office at the Courthouse. Parties present were Mike Santini, ACE Fire District, Mike Donahoo and Jace Fahnstock, Northwind, Curtis Jensen, BLM, Bill Robison, Rock Creek Fire Dept and Kelly Adams, Cassia County Public Lands. Comments were taken from those present. The meeting was concluded at 10:35 a.m.

After the Public Hearing, Mr. Santini reviewed updates to projects that are in process throughout the ACE Fire District.

### **DRUG TASK FORCE**

A motion was made and seconded to ratify the signing of Assurances for the Drug Task Force grant on April 6, 2004.

### **CHANGE OF STATUS**

The Board reviewed a Change of Status from the MCCJC. It was moved and seconded to approve the changes of status and voting was unanimous by the Board.

### **EMPLOYEE MATTERS**

The Board of County Commissioners For Cassia County, Idaho recently reviewed performance evaluation issues of a Cassia County employee. It was determined that there was a misunderstanding of procedure in authorizing payments of bonuses. Based on that misunderstanding, County funds in the total amount of Three Thousand Five Hundred Twenty-two Dollars and Sixty Cents (\$3,522.60) were expended without proper authorization. Therefore, the Board concluded that said funds must be repaid to the County. The employee will be notified, in writing, to that effect, and a repayment schedule will be structured, returning the above amount to Cassia County.

### **ECONOMIC DEVELOPMENT**

Denny Curtis met with the Board to give them an update on the possible developments of the Simplot Site and how revenues will be shared within the communities. He presented the Board with copies of the Mission Statement for the Mini-Cassia Regional Industrial Park.

### **STEVENS FUND**

Mr. McMurray discussed the Stevens Fund application for grant monies to assist with fire clean up. The matter was taken under advisement.

### **AUDIT REPORT**

The Board reviewed a Departmental Audit of the Administration Office. Mr. McMurray, County Administrator, has reviewed concerns and addressed them in a written Memo to the Auditor's office.

### **REQUEST FOR LETTER OF SUPPORT**

The Board reviewed a request for a Letter of Support for John Walsh who manages the County apartments to receive back surgery. A motion was made and seconded to have Mr. McMurray prepare the Letter of Support with Commissioner Crane voting Yea and Commissioner Handy voting Yea

### **EXECUTIVE SESSION**

At 11:35 a.m. it was proposed by Commissioner Handy and seconded by Commissioner Crane that the Board convene in Executive Session under Idaho Code Section 67-2345(1)(d) with 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 11:55 a.m.. Voting was unanimous by the Board.

Following Executive Session the Board directed the prosecuting attorney to prepare and send a letter discussing the legal ramifications associated with provision of medical services to the affected inmate.

### **RESOLUTION 2004-04-01**

The Board reviewed and adopted Resolution #2004-04-01 adopting privacy policies and appointing a privacy policy officer to comply with the Health Insurance Portability and Accountability Act of 1996

### **ELECTION MATTERS**

Barbara Mai met with the Board to review the Election Ballot drafts and the precinct information. Commissioner Handy made a motion and Commissioner Crane seconded it to accept the new polling places and the poll workers with both commissioners voting in the affirmative.

### **LAW ENFORCEMENT CONTRACTS**

The Board reviewed a letter to Mayor Anderson regarding the County-City Law Enforcement Contract. The County will accept the city offer to contribute \$1,322,935.02 for Law Enforcement services to the City of Burley. A motion was made and seconded to sign the letter with Commissioner Handy voting Yea and Commissioner Crane voting Yea.

### **EXECUTIVE SESSION**

At 1:50 p.m. it was proposed by Commissioner Handy and seconded by Commissioner Crane that the Board convene in Executive Session under Idaho Code Section 67-2345(1)(d) with 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 2:10 p.m. Voting was unanimous by the Board.

Following Executive Session the Board Signed a Stipulation for Enlargement of Time Limitations on Case #203170, denied Case #204030, 204028; Approved Case #204023; Signed Findings of Fact, conclusions of Law and Decision on Case # 203163 and 204003

### **COUNTY TRANSPORTATION PLAN**

### **PRE-OPERATIONS CONFERENCE**

Bob Humphrey, Kevin Sablen, ITD and Stephen Freiburger and Arron West, Riedesel

Engineering, met with the Board to conduct a pre-operations conference to review procedures for payment on the project. They reviewed the forms that would be used to submit payment and the procedure that needs to be followed.

**EXECUTIVE SESSION**

At 2:55 p.m. it was proposed by Commissioner Handy and seconded by Commissioner Crane that the Board convene in Executive Session under Idaho Code Section 67-2345(1)(d) with 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 2:10 p.m. Voting was unanimous by the Board.

Following Executive Session the Board Approved Case #204022 and 204035

**COUNTY EXPENDITURE**

The Board reviewed the County's Payables Approval Report dated April 9, 2004. A motion was made and seconded to approve the report. Voting was unanimous by the Board.

CURRENT EXPENSES	104	\$94,496.11
INDIGENT FUND	105	\$8,022.49
DISTRICT COURT FUND	106	\$3,197.00
COUNTY ROADS & BRIDGES FUND	107	\$1,593.06
WEED & PEST FUND	108	\$8,108.53
REVALUATION FUND	114	\$201.48
911 COMMUNICATIONS FUND	115	\$4,871.68
COUNTY SNOWMOBILE FUND	118	\$2,961.97
JUSTICE FUND	130	\$63,137.52
PHYSICAL FACILITIES FUND	144	\$1,214.09
	<b>TOTAL</b>	<b>\$187,803.93</b>

**RECESS**

Meeting was recessed until 9:00 a.m., Monday, April 19, 2004.

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

Ruben Saldana, Claude Bryant, Rocky Baker, City of Heyburn; Renee Wells, SIP; Chip Thompson, Times News

**ATTEST:**

**APPROVED:**

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/s/  
Larry A. Mickelsen, Clerk

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/s/  
Dennis Crane, Chairman