

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

#### **PREVIOUS WEEK'S MINUTES**

The minutes for July 25, 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.

#### **EXECUTIVE SESSION**

At 9:01am 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 9:57am. Voting was unanimous by the Board.

Following Executive Session, and after extensive discussion, the Board took the matter under advisement for research and further consideration.

#### **HOMELAND SECURITY**

Sheriff Jim Higen presented an Independent Contractor Agreement between Cassia County and Rick Fawcett, doing business as Whisper Mountain Professional Services, Inc., to the Board. The contract was to complete the work associated with planning, updating, writing and coordinating an Emergency Operation Plan for Cassia County. The total amount of compensation will be \$16,112.41, with \$15,000.00 for the Contract and \$1,112.41 for Personnel costs. The revenue to pay for this contract will be received as a grant from the Federal Homeland Security Department. It was moved and seconded to approve and sign the contract and voting was unanimous by the Board.

#### **EXECUTIVE SESSION**

At 10:15am 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 11:35am. Voting was unanimous by the Board.

Following Executive Session, the Board Signed Certificate of Denial for Case #205050, Case #205051, Case #205056, Case #205072 Case #205073, Case #205074, Case #205075, and Case #205091. Signed Certificate of Approval for Case #205047, Case #205078. Signed Order of Reimbursement for Case #204151, Case #205006, Case #205041 and Case #205078. Signed Notice of Lien and Application for Medically Indigent Benefits for Case #205090, Case #205091 and Case #205092. Signed Order of Dismissal for Case #205021.

#### **DAVID FUNK APPEAL HEARING – DELIBERATION**

Chairman Crane recused himself from the deliberation. It was proposed by Commissioner Christensen that Commissioner Handy serve as Temporary Chairman for the hearing, seconded by Commissioner Handy and voting was unanimous by the Board. The deliberation was recorded on tape labeled "David Funk Appeal Hearing – Deliberation." It was moved and seconded to uphold the decision of the Cassia County Planning and Zoning Board and voting was unanimous by the Board. In attendance were Dennis Curtis, DRCC; Renee Wells, SIP; Michelle Dunlap, Times News; Wayne Downey, HRC; Catherine Adams, Marjorie Bradshaw, Rose Bradshaw, Tom Draper, Kenneth Warr, Wendell Robinson, Claude Bryant, all representing Milner Concerned Citizens. Upon conclusion of

the deliberation hearing, Commissioner Christensen moved that Commissioner Crane reassume the duties as Chairman of the Board, seconded by Commissioner Handy and voting was unanimous by the Board.

**CALENDAR**

The Board reviewed the calendar for August 2005.

**CORRESPONDENCE**

The Board reviewed the following:

1. A letter from Deanna Davis, a concerned citizen, regarding contaminants in their well water, suspected to be from local dairies.
2. An email notice to attend WIR in Sacramento, CA next year.

**TRANSPORTATION PLAN**

The Board reviewed an invoice from Riedesel & Associates, Inc. for \$1,241.75. It was moved and seconded to approve payment of the invoice and voting was unanimous by the Board.

**BUDGET REVIEWS**

Sheriff Jim Higen presented the MCCJC (Detention Center) and Sheriff's Department budgets to the Board.

Larry Mickelsen presented election and court budgets to the Board for their discussion and review.

Kerry McMurray presented some budgets for which he has responsibility to the Board.

Larry Mickelsen gave the Board of Commissioners budget requests from all County Departments for their review during the next week. This will enable the Commissioners to consider the budget requests and give a tentative budget approval on August 8, 2005.

**BEER, WINE AND LIQUOR LICENSES**

The Board approved the following applications for Beer, Wine and/or Liquor Licenses:

| <u>County #</u> | <u>Name</u>            | <u>Doing Business As</u>      |
|-----------------|------------------------|-------------------------------|
| 2006-039        | Dixie Estes            | Big Kuhuna                    |
| 2006-040        | Hipolito Aguayo        | Polo's Café                   |
| 2006-041        | Jay Fox                | Country Store Gas & Deli      |
| 2006-042        | Gerald A Waller        | Pizza Hut of Idaho            |
| 2006-043        | Thomas H. Clark        | Clark's for Shopping          |
| 2006-045        | Melchor Chavez         | El Torito Market Carniceria   |
| 2006-046        | Melchor Chavez         | Los Dos Pleves                |
| 2006-047        | Kristina Zanone        | Snake River Queen Enterprises |
| 2006-049        | Thrifty Payless Inc.   | Rite Aid #5404                |
| 2006-050        | Weadox Inc, Danny West | Pitstop on I84                |

**RECESS**

Meeting was recessed until 9:00 a.m., Monday, August 8, 2005.

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

Renee Wells, SIP; Michelle Dunlap, Times News; Sheriff Jim Higen;

**ATTEST:**

**APPROVED:**

/s/ Larry A. Mickelsen, Clerk

/s/ Dennis D. Crane, Chairman

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

\_\_\_\_\_  
Dennis D. Crane, Chairman