

## COMMISSIONER MINUTES

#549

March 27, 2006

The Cassia County Board of Commissioners met this day with Chairman Dennis Crane and Paul Christensen, Board Members, Tim Schneider, Deputy Prosecuting Attorney; Larry A. Mickelsen, Clerk of the Board, and Kerry D. McMurray, County Administrator, present. Commissioner Clay Handy and County Attorney Al Barrus were excused from the meeting. Commissioner Christensen was thereby designated as Vice-Chairman for this meeting.

### PREVIOUS WEEK'S MINUTES

The minutes for March 20, 2006 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 March 2006.

### CORRESPONDENCE

The Board reviewed the following:

1. A letter from Mr. Barrus to the Black Pine Directional, Inc. RE: 2005 Personal Property Taxes.
2. A letter from the U.S. Department of the Interior, BLM Twin Falls District Office to Chairman Crane RE: the possible move of the Southern Idaho Interagency Dispatch Center from Shoshone to Twin Falls.
3. A letter to the BLM Idaho State Office, RE: RAC Nomination – Dennis D. Crane.

### SNAKE RIVER HERITAGE DAYS

Jay Ward and Randy Kidd met with the Board to discuss the multitude of tourist sites and the opportunity to have more tourism within our local area. There is a committee that has been organized to ensure the public is aware of the rich heritage of this area. Mr. Ward is the chairman and Jeff Nichols of KBAR radio is the vice chairman of the newly organized committee. The "Dutch oven cook-off" that is conducted annually has been very successful and they are going to organize a "chuck wagon cook-off" this year. This event will be held in conjunction with the Rupert Centennial celebration. There will be a wagon train event from Rockland, to Almo, to the City of Rocks, to Oakley, then to Burley, where they will have the "chuck wagon cook-off" as a concluding activity. They will attempt to schedule the concluding events with the Cassia County Fairboard so they can hold them at the Cassia County fairgrounds.

### ALL HAZARD MITIGATION PLAN

The board reviewed request for bids and bid specifications for the Comprehensive All Hazard Mitigation Plan. It was moved and seconded to execute and cause this to be published and voting was unanimous by the Board.

### JUNK YARD COMMITTEE MATTERS

The Board reviewed the Junk Yard Committee's recommendation on the William Springer's application for a license. Mr. McMurray read the entire application and discussed it and responded to questions from the Board. The Board will need to see Mr. Springer's plans and specifications for the fencing prior to giving their approval. The Board's decision was to allow Mr. McMurray to proceed with processing of the application, and upon Mr. Springer's compliance with stated conditions and the approval by the Board of the fencing, that then a license may be issued.

### MIDDLE SNAKE REGIONAL WATER RESOURCE COMMISSION

The Board reviewed the Middle Snake River Regional Water Resource Commission proposed by-law changes. After explanation of proposed changes, it was moved and seconded to approve the proposed by-law changes and voting was unanimous by the Board.

## **RECORDS DESTRUCTION**

The Board reviewed Resolution #2006-03-5, for destruction of Cassia County Sheriff's office semi-permanent records and Resolution #2006-03-6, for destruction of Cassia County Sheriff's office temporary records. After review, it was moved and seconded to approve Resolution #2006-03-5 and Resolution #2006-03-6 and voting was unanimous by the Board.

## **INSURANCE REVIEW**

Tim Preston and Kelly Bowen presented the Cassia County Insurance Experience for Fiscal Year 2006 to date. The figures indicate that the County Self-Insured Plan is financially sound at this time. They explained that any employee concerns should be discussed with either Tim or Kelly.

## **DEPARTMENT HEAD MEETING**

**Assessor:** Marty Holland reported they are very busy. He encouraged the other elected officials to attend the legislative review meeting in April to better understand the legislation that has been passed. He discussed some proposed and pending legislation issues.

**Detention Center:** Dennis Dexter reported that there are currently 144 inmates, 29 from Minidoka County, 41 from Cassia County, 59 from the State, 3 for the Federal Government, 6 from other jurisdictions and 6 in transit to other facilities. Mike Fehlman is testing today for two (2) detention officers and one (1) Jail Tech. There is an "Alien Assistance Grant" available where the Federal Government will pay to house inmates who are illegal aliens. It was moved and seconded to use Cassia County as a host for the grant application and voting was unanimous by the Board.

**Sheriff's Department:** Sheriff Jim Higen reported that the Sheriff's office is very busy at this time. There was a Deputy involved in an accident on the Interstate, caused by tractors and trailers that lost control on slick roads. No significant damage and no injury resulted from the accident. They have received about 6,000 sandbags to assist with flood control. There will be a LEPC meeting on March 28, 2006 at 1:00pm at the Burley Fire Station to discuss the potential for floods and the steps to control the flood waters.

**Treasurer:** Gayle Erekson reported that she has nothing to report other than things are going fine. The Treasurers from the State are notifying the State Legislation regarding properties that have been sold and the values of the properties.

**Janitorial/Maintenance:** Sharon Higgins reported that everything is fine. With no rain or snow, things are going well. The drinking fountain on the first floor will be repaired when the parts on order are received.

**Extension Office:** Richard Garrard reported that with the moisture received this spring, it will be a healthy weed year. He reported that they have implanted tags in the ears of the 4H livestock to report the movement of all 4H livestock. This identification system will enable tracking of the 4H livestock to help with the tracking of any animals that may have "mad cow disease."

**Weed Department:** Gordon Edwards reported that the weed law from last July will be passed and the Governor will sign it soon. They are doing their weed inspections and their bird seed inspections. The weeds in the "Windland" right-of-way will be maintained and controlled by the employees of Windland Inc.

**County Administrator:** Kerry McMurray reported that his office is very busy and working hard just like the other county offices. Much of their efforts are geared toward junk yard issues and the proposed CAFOs. P&Z will schedule hearings regarding the proposed CAFOs, commencing in April.

**Clerk:** Larry Mickelsen stated that it was business as usual and his office is very busy preparing for the upcoming elections.

## **PUBLIC DEFENDER REPORT**

The Board reviewed the Steve Tuft Conflict Public Defender report for March 2006.

## **EXECUTIVE SESSION**

At 10:28am it was proposed by Commissioner Christensen and seconded by Commissioner Crane that the Board convene in Executive Session under Idaho Code Section 67-2345(1)(d) with Commissioner Christensen voting yea and Commissioner Crane 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 10:45am. Voting was unanimous by the Board.

Following Executive Session, the Welfare Director presented Case #206027 and 206019 to the Board. Signed Order of Reimbursement for Cases #205131, 206027, 206018, and 205140. Signed Order of Dismissal for Case #206022. Signed Notice of Lien and Application for Medically Indigent Benefits for Cases #206025, 206026, and 206027. Signed Certificate of Approval for Cases #205131, 205140, 206018, and 206027. Signed Subpoena (Duces Tecum) for 1 applicant.

#### **RESOLUTION #2006-03-7**

The Board reviewed Resolution #2006-03-7 declaring certain County Road and Bridge Personal property (two pickup trucks) as surplus and set a public auction date. It was also discussed to declare a self-enclosed, trailer mounted steam cleaner, which was received from the Idaho State Department of Parks about a year and one-half ago. It was moved and seconded to declare the property as surplus property, setting the public auction date at April 18, 2006 at 7:00pm at the County Road and Bridge Department Shop in Almo for the pickups, and authorizing the steam cleaner to be taken to U.S. Auctions for public auction at a later date; the and voting in the affirmative was unanimous by the Board.

#### **IDAHO DEPARTMENT OF PARKS & RECREATION CASTLE ROCKS STATE PARK DRAFT – MASTER PLAN**

At 11:00am the Board adjourned the meeting to the Burley City Hall to hear the presentation of the Castle Rocks State Park – Draft Master Plan.

The Presentation Meeting opened at 11:05, with Cassia County Commission Chairman Dennis D. Crane conducting the meeting. Commissioner Paul Christensen, County Administrator Kerry McMurray and County Clerk Larry Mickelsen were also in attendance. Chairman Crane explained the procedures that would be followed during the meeting. The format would be a presentation to the Board of Commissioners from the Idaho Department of Parks and Recreation (IDPR), Castle Rocks State Park Development Planner, and if there was any remaining time, the floor would be open to those in attendance, and they must state their name and where they were from when they stood to address the Board of Commissioners. Chairman Crane then turned the floor over to Kelly Burrows, Development Planner for IDPR.

Mr. Burrows thanked the Board for the opportunity to present the Master Plan to them. He presented the following names as members of the involved teams and those who had worked to put the plan together for consideration, and those names are:

**Planning Review Team** consisting of Bob Meinen – Director; David Ricks – Division Administrator Management Services; Garth Taylor – East Region Manager; Wallace Keck – Park Manager; Leo Hennessy – Non-Motorized Trail Coordinator; and Kelly Burrows – Development Planner.

**Stakeholder Advisory Team** consisting of Jeanette Babbitt – Oakley resident, adjacent land owner; Jay Black – Almo resident; Doug Colwell – American Alpine Club, Boise Chapter, adjacent land owner; Laura Jones – Almo resident; Suzie Nietzel – Idaho State Historical Preservation Office; Hannah North – adjacent land owner, climber; David Ogren – Almo resident, business owner; Mike Todd – Idaho Fish and Game; Clark Ward – Almo resident, rancher; Earl White – Backcountry Horseman Association; Mike Wissenbach – National Parks Service.

Mr. Burrows told everyone they could go to the website at [www.idahoparks.org](http://www.idahoparks.org) and see the role that IDPR will play. They want to be involved in partnership with Cassia County in developing the Park.

Mr. Burrows stated that H1 and H3 had been eliminated from the draft plan, which defined the “buffer zone” around the proposed park. He stated that rules in Chapter 5 page 6, which defined new park boundaries, had also been stricken from the draft plan.

Those goals and objectives referred to, are originally set forth in the Draft Plan as:

H1: Identify optimum park boundaries and easements.

H3: work with local governments and the Almo community to create a buffer zone around the park.

- Provide input to Cassia County zoning strategies

- Determine proper boundary

Chairman Crane questioned the boundaries of the proposed park and Wallace Keck, Park Manager showed the boundaries on a map board, showing the locations of all facilities in the park.

Bill Jones, Almo resident requested that the entire audience be shown the map, not just the Commissioners. Garth Taylor and Wallace Keck then showed the map to the audience.

Cordell Sheridan, Almo resident stated that he was glad they eliminated H1 & H3, but he was still concerned about H2.

Wallace Keck responded that the IDPR will work with the citizens in the area. This proposed park draft plan would not affect other parks in the area.

Wallace went on to state that the IDPR is working with the Bureau of Land Management (BLM) and the United States Forest Service (USFS) and were developing a Memorandum of Understanding (MOU) with them, or as stated by some in the audience, "agreeing to agree." Wallace explained that this park was a "day use only" facility and camping would not be allowed in the ranch house area of the park, but primitive camping facilities will be available on USFS grounds just outside of the park boundaries.

Shelley Jones, Almo resident questioned if there would be charges for overnight stays.

Wallace Keck explained that there would be charges for overnight stays and for camping, and stated that there is a definite need for additional overnight facilities.

Shelley Jones asked how many could be accommodated and Kelly Burrows responded that the documentation does not specify the number that could be accommodated. Chairman Crane questioned if there are plans for expansion of camping facilities.

Wallace Keck also stated that anyone could read the information on the above mentioned web site and better understand Idaho Parks and Recreation and read Governor Kempthorne's message about Idaho's state parks.

Bill Loughmiller, Elba resident stated that the issues discussed need to be addressed in the entire county. There is a need for interested citizens to meet with the County Planning & Zoning Commission and plan and organize the area.

Kerry McMurray, County Administrator and Planning & Zoning Administrator stated that some interested parties from the Big Cove area have discussed the matters of zoning. Some of these interested parties have indicated a desire that the zone be re-designated from an historic preservation zone to a multiple use zone to accommodate the development desires of the landowner-citizens. Interested landowners would need to submit plans they develop, to P&Z for consideration.

Doug Ward, Burley resident stated the he appreciated H1 & H3 being deleted and said that the citizens of the affected area should have major input and not just receive directives from Boise.

Chairman Crane said that any confusion that could exist would be resolved in a meeting with Senator Darrington. This meeting is scheduled for April 24, 2006 at 1:00pm at the Castle Rocks Administrative Office.

Wallace Keck stated that groups need to state their position to Senator Darrington so he can understand "where they stand." He also stated that historical preservation should be a high priority.

Alan Bruesch, Almo resident said he is looking forward to the meeting to be held in April to see just what is planned, and then the plan can be moved forward.

Wallace Keck said the meeting will be to meet with all of the affected landowners.

Chairman Crane the stated that the affected landowners need to meet, then make a proposal to the P&Z Commission, who will make a recommendation to the Board of Commissioners. With that, Chairman Crane stated the time was up and ended the meeting at 11:45am.

*(Attendees at the Presentation Meeting are listed on the attached sign-in sheet.)*

### **U.S. FOREST SERVICE**

Scott Nannenga reported that the USFS is working on a Search & Rescue plan. Will the County and the USFS work together or will it be just for the USFS. Scott will discuss this with Sheriff Jim Higen to see if he has been approached to participate in the plan. Scott reported that the travel plan is being developed, and the USFS will discuss it with the Public Lands Committee to ensure that all aspects of the plan have received proper consideration. Scott presented a map of the Rock Creek drainage and reported that some "self made" campsites are in the flood plain and need to be closed. The USFS will work with other organizations to develop and construct other camp grounds that would provide safe camping.

### **COUNTY EXPENDITURE**

The Board reviewed the County's Payables Approval Report dated March 27, 2006. A motion was made and seconded to approve the report. Voting was unanimous by the Board.

CURRENT EXPENSES	104	\$12,853.46
INDIGENT FUND	105	\$4,479.28
DISTRICT COURT FUND	106	\$3,299.63
COUNTY ROADS AND BRIDGE FUND	107	\$156.90
WEED & PEST FUND	108	\$15.74
COMMUNITY COLLEGE TUITION FUND	113	\$166,000.00
REVALUATION FUND	114	\$51.57
911 COMMUNICATIONS FUND	115	\$364.29
COUNTY SNOWMOBILE FUND	118	\$1,407.45
JUSTICE FUND	130	\$37,866.42
PHYSICAL FACILITIES FUND	144	\$494.04
ADULT MISDEMEANOR PROBATION	149	\$413.54
BOX ELDER CO. BOOKMOBILE TRUST	151	\$2,270.00
	<b>TOTAL</b>	<b>\$229,672.32</b>

**E911 RADIO EQUIPMENT**

Kent Searle briefed the Board on the Dispatch Center computer aided dispatch equipment and the difficulties with some of the equipment being compatible with the 911 radio system. The bids received to date, exceed the dollar amount budgeted to purchase the equipment. There will be a necessity to wait for additional funds to be available prior to making the final decision as to the type of equipment to purchase. The different companies that have proposed bids will be invited to a meeting to discuss the complete requirements and to then review the responsiveness of their bid to the County's specifications. Further discussion was also had regarding the need for firemen/first responders from North Cassia Rural Fire Protection District to have compatible radio systems with those already widely in use within Cassia County. It was moved and seconded to have Mr. Searle purchase ten (10) radios for firemen/first responders to use, and voting was unanimous by the Board.

**RECESS**

Meeting was recessed until 9:00 a.m., Monday, April 3, 2006.

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

Renee Wells, SIP; Denise Olson, Self; Cary Bristol, CCSD

**ATTEST:**

/s/Larry A. Mickelsen

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

**APPROVED:**

/s/Dennis D. Crane

\_\_\_\_\_  
Dennis Crane, Chairman