

COMMISSIONER MINUTES

#561

April 2, 2007

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

PROVIOUS WEEK'S MINUTES

The Minutes for March 26, 2007 were discussed. A motion was made and seconded to approve and proceed with publication of an appropriate synopsis. Roll call vote was unanimous by the Board.

CALENDAR

The Board reviewed the calendar for April 2007.

CORRESPONDENCE

The Board reviewed the following:

1. A letter from the Idaho Technology Institute RE: Road Maintenance and schools
2. A letter from Idaho Forest Products Commission Re: State contributions to Idaho public schools and institutions.
3. An applications clarifying the accounting for future pension obligations. Case No. IPC-E-07-07, Order No. 30287.

COUNTY WIDE CLEAN-UP DAY

The Board discussed scheduling a county wide clean-up day and to get it publicized in the SIP thru discussion with Renee Wells, SIP reporter. It was moved and seconded to schedule May 5, 2007 at the County wide clean up day and roll call vote was unanimous by the Board.

MANUFACTURED HOME ISSUES

The Board reviewed and discussed the code regarding having manufactured homes declared as "real property." After review and discussion, it was moved and seconded to accept a document prepared by Mr. McMurray and approved by the Assessor Marty Holland as the legal position of Cassia County regarding manufactured home installation inspections and roll call vote was unanimous by the Board.

RESOLUTION NO. 2007-04-1

The Board reviewed the request for the destruction of manual registration records for the Assessor's Office as contained in Resolution No. 2007-04-1. The records to be destroyed are a second copy and another copy is retained by the Assessor's Office. It was moved and seconded to approve Resolution No. 2007-04-1 and roll call vote was unanimous by the Board.

EAST AND WEST CASSIA SOIL AND WATER CONSERVATION DISTRICTS

The Board reviewed letters to the East and West Cassia Soil and Water Conservation Districts. It was moved and seconded to sign and execute the letters and roll call vote was unanimous by the Board.

CREDIT CARD FOR MCCJC

The Board discussed a WalMart credit card change from a business account to an account for governmental entities to be used by the MCCJC, mainly for medical supplies. It was moved and seconded to approve the application to change the account from a business account to a community account and roll call vote was unanimous by the Board.

CITY OF BURLEY ETHANOL PLANT

The Board gave consideration of preparing a letter for the DEQ regarding the Pacific Ethanol Plant. After discussion, the Board requested that County Attorney, Al Barrus, prepare a letter to the DEQ supporting the application. It was moved and seconded to sign the letter prepared by Mr. Barrus and roll call vote was unanimous by the Board.

WARD DAIRY #2

The Board deliberated the Ward Dairy #2 CAFO application and the appeal by Mr. Blacker (The deliberation is digitally recorded as Ward Dairy Deliberation).It was moved and seconded to uphold the decision of the Planning and Zoning Commission to approve the application for Ward Dairy #2 and roll call vote was unanimous by the Board. County Attorney, Al Barrus was asked to prepare a proposed decision for the commissioner's review

EXECUTIVE SESSION

At 10:05am 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 10:30am. Roll call vote was unanimous by the Board.

Following Executive Session the Board denied Cases #207017, 207018, 207019, 207030, and 207033; approved Case #206135; signed Order of Reimbursement for Cases #206089 and 206131; signed Release of Lien for Cases #205095 and 206095; signed Notice of Lien for Case #207035; signed Findings of Fact for Case #206125.

EXTENSION OFFICE

County Agent Richard Garrard met with the Board to discuss cricket and grasshopper issues. Richard reported that the State of Idaho has not yet begun to spray. The State of Utah is now spraying to control the crickets in Utah. Richard requested a letter from the Board that will authorize the State of Idaho Department of Agriculture to utilize the roads in Cassia County, over which the Board has control, for spraying of crickets and grasshoppers. It was moved and seconded to have Mr. Barrus prepare a letter of authorization and roll call vote was unanimous by the Board.

County Agent Richard Garrard also discussed that the contract with the University of Idaho to furnish the County Agent with office space is soon coming to an end. The contract will expire June 30, 2007 and the office needs space that is paid for by the County. Mr. Barrus will review and update the proposed contract for review by the Commissioners in the near future.

EXECUTIVE SESSION

At 11:09am 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 11:30am. Roll call vote was unanimous by the Board.

Following Executive Session the Board reviewed the letter from Mr. Barrus to the Idaho Cattlemen's Association Re: Creation of a Herd District.

RECESS

Meeting was recessed until 9:00 a.m., Monday, April 9, 2007.

OTHERS IN ATTENDANCE AT TODAY'S MEETING

Renee Wells, SIP;

ATTEST:

/s/Larry A. Mickelsen

Larry A. Mickelsen, Clerk

APPROVED:

/s/Dennis D. Crane

Dennis Crane, Chairman