

## COMMISSIONER MINUTES

#570

December 10, 2007

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

### PREVIOUS WEEK'S MINUTES

The Minutes for November 26 and November 29, 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 December 2007.

### STATE TAX COMMISSION ISSUES

Cassia County Assessor Marty Holland and County Treasurer Gayle Erekson met with the Board to participate in a conference call with Gregory Cade and the Staff of the State Tax Commission. The purpose of the call was to resolve an issue with an incorrect entry related to property in Custer County, which is owned by Custer Telephone Company, and valued at \$604,000, which property taxes were assessed by Cassia County. The issue will be resolved by Cassia County canceling the property taxes. A motion was made and seconded to cancel the taxes on the Custer Telephone Company and roll call vote was unanimous by the Board.

### ZONING ORDINANCE 9-11-10

The Board reviewed the recommendation from the Planning & Zoning Commission Re: Repealing Zoning Ordinance 9-11-10, Alternative Waste Management. After review and discussion, it was moved and seconded to schedule a public hearing on December 28, 2007 at 11:00am, to discuss the Repeal of Zoning Ordinance 9-11-10 and roll call vote was unanimous by the Board.

### BOARD OF EQUALIZATION

At 9:30am it was proposed and seconded to convene as the Cassia County Board of Equalization. Roll call vote was unanimous by the Board.

It was proposed and seconded to cancel the property taxes on the following parcels: # RP11S24E168806, RP12S22E337055, RPBOV010040040 and RPBOV010040050. Roll call vote was unanimous by the Board. Notices will be sent to the property owners.

At 9:35am it was proposed and seconded to return to regular session. Roll call vote was unanimous by the Board.

### PLANNING & ZONING COMMISSION INTERVIEWS

The Board conducted interviews for the following Cassia County citizens to be considered for membership on the Planning & Zoning Commission:

Jim Grisenti, David Irish, Renee Wells, Ted Richan, Eric Gochnour, Sylvia Grush, and Burke Garner. Joyce Ward and Bruce Beck also submitted letters to the Board requesting reappointment. They will be considered without interviews taking place. Ardella Miller filed a letter of intent on this date, after the published cut-off of December 7, 2007, and will not, therefore, be considered. Final decisions for membership on the P&Z Commission will be made on December 17, 2007 and all applicants will be notified of their status.

### EXECUTIVE SESSION

At 10:08am 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 10:45am. Roll call vote was unanimous by the Board.

Following Executive Session the Board Signed 4 Assignments; Denied Case #207123; Signed Stipulation for Enlargement of Time Limitations for Cases #207006, 207084, and 207101; Signed Release of Lien for Case #207049; Signed Notice of Indigent Lien for Cases #207125, and 207126.

#### **COUNTY EMPLOYEE MEDICAL BENEFIT PLAN**

The Board reviewed Amendment #4 to the County Employee Medical Benefit Plan. After review, it was moved and seconded to sign and execute the Amendment and roll call vote was unanimous by the Board.

#### **RESOLUTION NO. 2007-12-2**

The Board reviewed Resolution No. 2007-12-2: Clerk's Office destruction of Semi-permanent records. After review, it was moved and seconded to sign and execute the resolution and roll call vote was unanimous by the Board.

#### **RESOLUTION NO. 2007-12-3**

The Board reviewed Resolution No. 2007-12-3: Clerk's Office destruction of Temporary records. After review, it was moved and seconded to sign and execute the resolution and roll call vote was unanimous by the Board.

#### **RESOLUTION NO. 2007-12-4**

The Board reviewed Resolution No. 2007-12-4: Clerk's Office destruction of Permanent records. After review, it was moved and seconded to sign and execute the resolution and roll call vote was unanimous by the Board.

#### **RESOLUTION NO. 2007-12-5**

The Board reviewed Resolution No. 2007-12-5, that proposed County adoption and use of the Internal Revenue Service Mileage Reimbursement Rate of 50.5 Cents per mile, effective January 1, 2008. After review, it was moved and seconded to sign and execute the resolution and roll call vote was unanimous by the Board.

#### **EAST & WEST CASSIA SOIL & WATER CONSERVATION DISTRICTS**

The Board reviewed the East & West Cassia Soil & Water Conservation Districts Requests for FY 2008 Funds. After review, it was moved and seconded to approve the request for FY2008 funds of \$2,500 each, for the East and West Cassia Soil & Water Conservation Districts, and roll call vote was unanimous by the Board.

#### **CITY OF ROCKS BACK COUNTRY BYWAY**

The Board reviewed and executed the letters to the members of the City of Rocks Back Country Byway Advisory Committee, notifying them that the committee has accomplished its short-term goals and deems it appropriate that the committee stands sown for a period of time. The BoCC may reactivate this organization to facilitate future projects.

#### **COUNTY OFFICE CLOSURES**

The Board has authorized the closure of the County Offices, except the Clerk's Office and public safety services, at 12:00pm on December 24, 2007. The Clerk's Office will remain open until 5:00pm. Those offices service public safety concerns will operate on their usual and regular basis. One half of the staff of the Courts, CAO/Welfare and the Recorder's Office will take the afternoon of the 24<sup>th</sup> of December off and the other half of the staff will take the afternoon of the 31<sup>st</sup> of December off as compensation for working on the afternoon of the 24<sup>th</sup> of December.

**EXECUTIVE SESSION**

At 1:00pm 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)(b) 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 employee matters. Following the discussion, it was proposed and seconded that the Board return to regular session at 1:25pm. Roll call vote was unanimous by the Board.

Following Executive Session the Board took the matter under advisement.

**EXECUTIVE SESSION**

At 1:55pm 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 2:45pm. Roll call vote was unanimous by the Board.

Following Executive Session the Board received promise from citizens to be more consistent about making payments of the monies owed to Cassia County.

**PLANNING & ZONING COMMISSION INTERVIEWS**

The Board discussed the applicants that were interviewed today, after the discussion regarding the applicants, the Board’s decision was to announce the names of those selected, as members of the P&Z Commission, on December 17, 2007 and all of the applicants will be notified of the Board’s decision.

**911 ISSUES**

Stan Buckley, Cassia County 911 Coordinator Kent Searle, Sheriff Jim Higen, Randy Kidd, Dispatcher DeAnn Taylor, Senator Denton Darrington and the citizens of the Jackson Area met with the Board to discuss the issues of the Jackson Area. The public meeting is recorded as 911/Jackson hearing.

**COUNTY EXPENDITURE**

The Board reviewed the County’s Payables Approval Report dated December 7, 2007. A motion was made and seconded to approve the report and roll call vote was unanimous by the Board.

CURRENT EXPENSES	104	\$21,432.83
DISTRICT COURT FUND	106	\$5,582.49
COUNTY ROADS & BRIDGES FUND	107	\$3,250.00
WEED & PEST FUND	108	\$7,112.33
SOLID WASTE FUND	109	\$314,274.00
AMBULANCE SERVICE	110	\$13,258.26
REVALUATION FUND	114	\$610.90
911 COMMUNICATIONS FUND	115	\$6,483.81
JUSTICE FUND	130	\$113,676.41
PHYSICAL FACILITIES FUND	144	\$491.14
ADULT MISDEMEANOR PROBATION	149	\$3,681.24
	<b>TOTAL</b>	<b>\$489,853.41</b>

**OAKLEY HISTORICAL SOCIETY**

The Board considered a request from Bob Fehlman via teleconference, to waive the Building Fee Permit fees for the Oakley Historical Society, a non-profit associated affiliated with the City of Oakley. After discussion it was moved and seconded to waive the fees of \$293.25 and roll call vote was unanimous by the Board.

**CHANGE OF STATUS**

The Board reviewed 12 changes of status forms for the MCCJC and 1 for the Sheriff's Office. It was moved and seconded to approve the changes of status and roll call vote was unanimous by the Board.

**MINERAL RIGHTS**

The County received \$214,328.90 for mineral leasing from the State of Idaho. Per code, the monies are to go to the highway districts within the County for road construction and maintenance. After discussion, it was moved and seconded to credit Raft River Highway District with 45% of the monies, County Road & Bridge with 30% of the monies, Burley Highway District with 20% of the monies and Albion Highway District with 5% of the monies; and roll call vote was unanimous by the Board.

**RECESS**

Meeting was recessed until 9:00 a.m., Monday, December 17, 2007.

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

Sven Berg, SIP; (See attached list of Public Hearing attendees)

**ATTEST:**

/s/ Larry A. Mickelsen

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Larry A. Mickelsen, Clerk

**APPROVED:**

/s/Dennis D. Crane

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Dennis Crane, Chairman