

COMMISSIONER MINUTES

#570

December 28, 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 December 17, 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 and January 2008.

CORRESPONDENCE

The Board reviewed the following:

1. A letter from Representative Sali Re: opposition to H.R. 1975, the Northern Rockies Ecosystem Protection Act.

DESERT WEST REPORT

Steve Pearson met with the Board and presented the Desert West Land Survey Annual Update Report. He discussed the importance of having the information they have developed copied to the County GIS computers. It was moved and seconded to continue the relationship with Desert West and to pay the \$315.00 for work recently performed and roll call vote was unanimous by the Board.

DAIRY ISSUES

The Board reviewed a letter, presented by County Attorney Al Barrus, from the Givens Pursley LLC law office regarding the County Zoning Ordinance 9-11-10 and requested that the Board consider delaying the repeal of the ordinance.

JACKSON AREA ISSUES

The Board reviewed the Jackson Area report regarding dispatch services presented by Dispatch Supervisor DeAnn Taylor, Under-Sheriff Carey Bristol, and 911 Coordinator Kent Searle. (Hearing recorded as Jackson Hearing 12-28-07).

BLM

Brad Pendley introduced himself as the interim BLM District Manager. He presented a map of the South Hills Areas of Closure of roads to motorized vehicles as determined by the BLM. The closures are only for motorized vehicles and not for any other types of vehicles. The closures have been implemented since 2000, but were not enforced because of a lack of personnel to enforce them. Another interim Manager will be assigned to the area in January and should be the last one prior to the interview for a permanent District Manager. Dennis Thompson, the Recreation Manager, will be meeting with the BoCC in the spring to discuss long-term plans for the Milner area.

USFS

Scott Nannenga reported that the USFS mirrors the road closures of the BLM. He briefly discussed the letter to the Board from sheep man Don Pickett. The domestic sheep and the Big Horn sheep are in conflict in the grazing area, where a 9 mile buffer is required. Don will meet with the BoCC on the 7th of January 2008 to discuss the problems. There may be some temporary matters that can be taken to resolve the issues between domestic and Big Horn sheep. He also discussed the proposed Howell Canyon proposed fuels reduction project as part of the healthy forest plan. Scott will meet with Commissioner Crane and Kerry McMurray next month to discuss the proposed Howell Canyon fuels reduction plan.

PUBLIC HEARING

The Board convened in a Public Hearing in the District Courtroom to consider Repeal of County Zoning Ordinance 9-11-10. (The hearing is recorded as Public Hearing Zoning Ordinance 9-11-10.) Upon conclusion of the hearing it was moved and seconded to repeal County Zoning Ordinance 9-11-10 and roll call vote was unanimous by the Board.

RESOLUTION 2007-12-6

The Board reviewed Resolution No. 2007-12-6 Re: Destruction of Temporary Records in the Assessor's Office. After review, it was moved and seconded to sign and execute the resolution and roll call vote was unanimous by the Board.

RESOLUTION 2007-12-7

The Board reviewed Resolution No. 2007-12-7 Re: Destruction of Semi-Permanent records in the Assessor's Office. After review, it was moved and seconded to sign and execute the resolution and roll call vote was unanimous by the Board.

ELECTION ISSUES

The Board discussed potential County Policy Re: County employees running against and incumbent elected official in whose office they are employed. The Board decided that they would not change the County Policy for this and would counsel any elected official that would be affected by this issue.

PLANNING & ZONING

The Board reviewed and discussed some possible new procedures for the Planning & Zoning Commission as Resolution No. 2008-01-1. It was decided to present the proposals to the P&Z Commission at their next meeting and then present it to the BoCC for their approval and execution.

CONFLICT PUBLIC DEFENDER

The Board discussed the Conflict Public Defender matters as presented by Kerry McMurray. Kerry informed the Board that in a meeting with the Minidoka and Cassia County Clerks and Prosecuting Attorneys, it was recommended that contract negotiations be pursued with Clayne Zollinger.

GEOHERMAL LEASE

It was moved and seconded that Kerry McMurray and Larry Mickelsen get the checks prepared for the recommended amount for delivery by the Commissioners over the next couple of weeks to the affected highway districts and roll call vote was unanimous by the Board.

COUNTY EXPENDITURE

The Board reviewed the County's Payables Approval Report dated December 28, 2007. A motion was made and seconded to approve the report and roll call vote was unanimous by the Board.

| | | |
|-----------------------------|--------------|-------------------|
| DISTRICT COURT FUND | 106 | \$1,853.09 |
| JUSTICE FUND | 130 | \$917.11 |
| ADULT MISDEMEANOR PROBATION | 149 | \$531.05 |
| | TOTAL | \$3,301.25 |

CHANGE OF STATUS

The Board reviewed two change of status forms for the MCCJC. It was moved and seconded to approve the changes of status and roll call vote was unanimous by the Board.

EXECUTIVE SESSION

At 12:10pm 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 12:30pm. Roll call vote was unanimous by the Board.

Following Executive Session the Board signed a Satisfaction of Lien; Denied Cases # 207131, 207129, 207133, 207122, and 207124; Signed Notice of Lien for Cases # 207131, 207132, and 207133; Approved Case # 207081; Signed Order of Reimbursement for Case # 207081.

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> |
|-----------------|--------------|--------------------------|
| #2008-054 | Antonia Cruz | Paris Bar |

RECESS

Meeting was recessed until 9:00 a.m., Monday, January 7, 2008.

OTHERS IN ATTENDANCE AT TODAY'S MEETING

Sven Berg, SIP; (See attached list of attendees from the Jackson Area); (List of attendees for Public Hearing for repeal of Resolution 9-11-10 attached.)

ATTEST:

/s/ Larry A. Mickelsen

Larry A. Mickelsen, Clerk

APPROVED:

/s/Dennis D. Crane

Dennis Crane, Chairman