

COMMISSIONER MINUTES

#564

July 23, 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.

PREVIOUS WEEK'S MINUTES

The Minutes for July 16, 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 July 2007.

MAPPING/LOT SPLITS

Sheriff Higens and Kerry McMurray discussed the mapping of the County and approximately 1,500 "lot splits" that need to be completed. It was moved and seconded to contract with Whisper Mountain to bring the County up to date with the lot splits and the mapping program, and to fund the costs from the Sheriff's budget, the Planning and Zoning budget and the Assessor's budget; roll call vote was unanimous by the Board.

SHERIFF'S DEPARTMENT BUDGET REVIEW

Sheriff Jim Higens presented the following budgets to the Board of Commissioners for their consideration and tentative approval:

Civil Defense, Mini-Cassia Drug Enforcement Task Force, D.A.R.E., Patrol, Dispatch, Investigations, and Administration.

DEPARTMENT HEAD MEETING/BUDGET REVIEW

Detention Center: Dennis Dexter reported that there are 159 currently in detention and he is short 4 staff members. Reviewed the Detention Center Budget request.

Sheriff' Department: Sheriff Jim Higens reported that he has hired Bryce Nelson to work for the Sheriff's Department starting August 6. He reported on all of the fires within the County and the notification that has been accomplished.

Treasurer: Gayle Erekson presented the Cassia County quarterly financial report and discussed the results of the June property tax collections. She discussed the collections for the Solid Waste and remarked that there was a high fund balance, and asked if the Solid Waste collections could be reduced. Commissioners Christensen and Handy asked questions about the balances if the collections could not be reduced. They reported that the County has asked for a Court Order to do some clean-up of the junky areas within the County and the funds in the Solid Waste fund would be needed to accomplish the clean-up. Gayle presented her budget for the Commissioners consideration.

Janitorial/Maintenance: Sharon Higgins reported that things are going just fine at this time.

Extension Office: Richard Garrard reported that all is going well and they are in preparation for the upcoming County Fair. They have a good 4H program with good leadership. The cricket problem did not materialize yet, but it still could develop. He has had some problems with the representatives from the Department of Agriculture in relation to pest control but the problems are being resolved. West Nile is still a potential problem because of the upcoming season for mosquitoes. None of the Department Heads have heard complaints about the "burn ban." Richard presented the County extension office budget for the Commissioners consideration.

Weed Department: Gordon Edwards reported that there is a lot of "fire money" available to pay

for control. He will enforce the complaint against George Kelley and spray his fields as soon as he has harvested his organic grain crop and it will not affect the “organic” farming status he has established. He presented the Weed & Pest budget for the Commissioners consideration.

County Administrator: Kerry McMurray handed out new labor posters to be posted because of the change in minimum wage. Reported on the mapping and lot splits, which will begin and be accomplished this year.

Clerk: Larry Mickelsen expressed thanks to all department heads in preparing and presenting their department budgets. Reported that things went very well with the budget effort.

Prosecuting Attorney: Al Barrus reported there is a little “break” this summer with the juvenile offenders and not a lot of new things with them. Things are going “alright” at this time. He presented the Prosecutor’s Office budget for the Board’s review and consideration.

ECONOMIC DEVELOPMENT

Mayor Jon Anderson and Don Dean discussed the economic development issues in the area, and discussed the potential to hire another economic development director. Commissioner Handy reported that the Board had discussed the economic development with the Minidoka County Board, but no positive things developed because they will develop their own programs and employ their own economic development director. Mr. Dean reported on things that will be discussed during the economic development meeting that will be conducted the morning of July 24. Commissioner Handy discussed the issues for consideration. They discussed the loss of Bob Shepard because of a lack of communications and understanding.

911 COMMUNICATIONS

Kent Searle presented and discussed the 911 Communications budget and explained how the savings from previous years and the revenue generated will be expended to improve the 911 Communications program.

BLM/USFS

Scott Nannenga of the USFS, Tom Dyer of the BLM, Cassia County Employees and other BLM, USFS and Cassia County Fire District Representatives met with the Board in the District Courtroom to discuss the critical fire issues that are concerning the County at this time. Commissioner Crane had all attendees introduce themselves and then explained why the meeting was called. Commissioner Crane explained that he had been approached by local citizens who questioned the response to the fires within the County. He had also discussed the problems with some of our State Elected Officials and asked “what can we do now?” Tom Dyer stated that training for fire fighters was needed now because Idaho has had over ½ of a million acres burned to date. Discussion regarding training of new fire fighters, obtaining equipment through contracts and above all, safety for all who will be involved. Above all, proper planning prior to making decisions is a necessity to prevent disaster. It was recommended that Cassia County declare a fire emergency because of the Black Pine, Gun Canyon, Jim Sage, West Fork and Two Spot fires. It was moved and seconded to declare a fire emergency, as Cassia County Resolution No. 2007-07-02, and roll call vote was unanimous by the Board.

DAVID FUNK DAIRY

The Board discussed and deliberated Re: the David Funk Dairy Appeal Hearing, conducted on July 16, 2007 at 3:00pm in the Burley City Council Room. Commissioner Crane recused himself from the Appeal Hearing and from the deliberation because he is related to one of the parties. Vice-Chairman, Commissioner Handy conducted the discussion and deliberation meeting. The deliberation and decision are recorded as David Funk Appeal Decision. After discussion and deliberation, it was moved and seconded to uphold the decision of the P&Z and

roll call vote was unanimous by the Board.

BOARD OF COMMUNITY GUARDIANS

The Board reviewed the Board of Community Guardians Annual Report.

MINI-CASSIA VSO REPORT

The Board reviewed the Mini-Cassia Veteran’s Service Officer Quarterly Activity Report.

CORRESPONDENCE

1. A Proposal for Gary D. Jones Construction Co. to construct a containment facility for the new facility to be built in Almo. It was moved and seconded that Chairman Crane sign and accept the proposal and roll call vote was unanimous by the Board.
2. A letter from George Worrell, Sportsmen for Fish & Wildlife, Re: Idaho Fish and Game plan to kill fish in Trout Creek.
3. A letter from Sherry Spencer Re: Ranch house in Castle Rocks State Park
4. A letter from Dale Baker Re: library cards for people living outside the city limits

BUDGET REVIEWS (CONTINUED)

Kerry McMurray presented the budgets for which he has responsibility to manage to the Board for their consideration and for them to give their comments and tentative approval. Those budgets are: County Commissioners, County Building, County Annex, Planning and Zoning, General, County Administration, Solid Waste Fund, Ambulance Service, Physical Facilities Fund, Law Enforcement Building.

Larry Mickelsen presented the budgets for which he has the responsibility to manage to the Board for their consideration and for them to give their comments and tentative approval. Those budgets are: Auditor & Recorder, Board of Health, Elections, Indigent, Cassia County Courts, Historical Society, Community College, County Boat License, County Snowmobile, Emergency Medical Service, Violent Predator Account, Box Elder Co. Bookmobile, Widow Assistance, Clerk of the District Court, Coroner.

COUNTY EXPENDITURE

The Board reviewed the County’s Payables Approval Report dated July 20, 2007. A motion was made and seconded to approve the report and roll call vote was unanimous by the Board.

CURRENT EXPENSES	104	\$7,326.03
DISTRICT COURT FUND	106	\$1,331.66
FAIR EXHIBITS FUND	111	\$39,962.00
JR COLLEGE TUITION FUND	113	\$102,250.00
911 COMMUNICATIONS FUND	115	\$902.70
COUNTY BOAT LICENSE FUND	117	\$7,253.00
JUSTICE FUND	130	\$176,555.55
EMERGENCY MEDICAL SERVICE FEES	133	\$5,499.96
PHYSICAL FACILITIES FUND	144	\$1,001.96
ADULT MISDEMEANOR PROBATION	149	\$2,709.04
	TOTAL	\$344,791.90

CHANGE OF STATUS

The Board reviewed two (2) change of status forms for the District Court. It was moved

and seconded to approve the changes of status and roll call vote was unanimous by the Board.

EXECUTIVE SESSION

At 4:15pm 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 5:00pm. Roll call vote was unanimous by the Board.

Following Executive Session the Board Approved Case #207066; signed Order of Reimbursement for Case #207066, signed Subpoena for Case #207050; signed Notice of Lien for Cases #207074, 207075, 207077, and 207078; signed Notice of Continuance of Hearing for Case #207015; presented Case #207072.

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>
#2008-028	Dixie Estes	Big Kahuna
#2008-029	Melchor Chavez	El Torito Market Carniceria
#2008-030	Juanita Sorg	Cheers
#2008-031	Brent & Tina Searle	Searle's
#2008-032	Ned E. Dansie	Snake River Sports & Marina
#2008-033	Charley D. Jones, Pres	Stinker Station #61
#2008-034	Charley D. Jones, Pres	Stinker Store #79
#2008-035	Robert L. Franklin, Pres	United Oil
#2008-036	Bradi Bennett, Manager	Rock City Mercantile
#2008-038	Kevin Croft	John's Market

RECESS

Meeting was recessed until 9:00 a.m., Monday, July 30, 2007.

OTHERS IN ATTENDANCE AT TODAY'S MEETING

Sven Berg, SIP; Burley Mayor Jon Anderson; Don Dean, City of Burley; Ken Warr, Milner Concerned Citizens; List of attendees at the Fire disaster meeting are attached.

ATTEST:

/s/Larry A. Mickelsen

APPROVED:

/s/Dennis D. Crane

Larry A. Mickelsen, Clerk

Dennis Crane, Chairman