

COMMISSIONER MINUTES

#577

August 4, 2008

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 July 28, 2008 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 August 2008.

CORRESPONDENCE

The Board reviewed the following:

1. A letter from the Idaho Department of Juvenile Corrections Re: incorrect State Warrant amount.
2. The Idaho Transportation Department funding meeting in Twin Falls on August 5.
3. A letter from LHTAC informing Cassia County not being funded for mag chloride.
4. A letter from Bionomics Re: Proposed Burley airport site not being acceptable.

ALBION COURTHOUSE RENOVATION UPDATE

Don Danner met with the Board to discuss the status of the Albion Courthouse renovation and the efforts of the community to obtain a grant from the Idaho Transportation Department to assist with the renovation. Currently, there is no funding from the ITD, but when enhancement funds are available, the request will be reconsidered.

EXECUTIVE SESSION

At 9:30am 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 9:48am. Roll call vote was unanimous by the Board.

Following Executive Session the Board Signed Notice of Lien for Case # 208086; Signed Denial for Case # 208074; Signed order of Reimbursement for Case # 208030; Signed Approval for Case # 208030; Signed Findings of Fact, Conclusions of Law and Decision for Case # 208030.

BOARD OF EQUALIZATION

At 9:53am it was proposed and seconded to convene as the County Board of Equalization. Roll call vote was unanimous by the Board.

It was proposed and seconded to sign the Decision of the Board of Equalization and to sustain the valuation of the property by the Cassia County assessor and deny the Home Owners request on the following parcels: # RP10S24E297550A, RPSS0010010040A, RP11S24E043182A, and RP10523E268982A. Roll call vote was unanimous by the Board. Notices will be sent to the property owners.

At 9:58am it was proposed and seconded to return to regular session. Roll call vote was unanimous by the Board.

PLANNING & ZONING COMMISSION

The Board discussed the application of Daryl Whitehead to serve as a member of the P&Z Commission. It was moved and seconded to approve Mr. Whitehead as a member of the P&Z Commission and roll call vote was unanimous by the Board.

REDDINGTON LETTER

The Board discussed the issues contained in the Dawna Reddington letter. After review, Mr. McMurray will prepare a letter to Ms. Reddington with instructions to use the address as assigned by Cassia County.

ATTORNEY GENERAL OPINION

The Board reviewed the Attorney General's opinion concerning the Open Meeting laws. After review and discussion, the Board was pleased that no violations were noted and re-confirmed its actions to not discuss any County business out of official Board meetings.

CITY OF ALBION

The Board reviewed the City of Albion public hearing regarding annexation of property owned by the LDS Church. The Public Hearing will be conducted on August 5, 2008.

MILL CREEK ESTATES

The Board reviewed preliminary matters concerning the nature of appeal on the Mill Creek Estates.

GEOHERMAL LEASE PAYMENTS

The Board reviewed the July 2008 Geothermal lease payments and discussed the payment frequency and the production of electricity.

BUDGET DISCUSSION

The Board reviewed the FY2009 budget as explained by Clerk Mickelsen and County Administrator McMurray. After review, discussion and minor adjustments, it was moved and seconded to approve the Tentative Budget and publish the budget in preparation for the Public Hearing scheduled for August 25, 2008, and roll call vote was unanimous by the Board.

EXECUTIVE SESSION

At 11:03am 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 11:10:am. Roll call vote was unanimous by the Board.

Following Executive Session the Board took the matters under advisement.

EXECUTIVE SESSION

At 11:11:am 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)(a) 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 personnel matters. Following the discussion, it was proposed and seconded that the Board return to regular session at 11:35am. Roll call vote was unanimous by the Board.

Following Executive Session the Board took the matter under advisement.

COUNTY EXPENDITURE

The Board reviewed the County's Payables Approval Report dated 8/1/2008. A motion was made and seconded to approve the report and roll call vote was unanimous by the Board.

CURRENT EXPENSES	104	\$8,963.16
DISTRICT COURT FUND	106	\$1,133.65

COUNTY ROADS & BRIDGES FUND	107	\$26,517.54
AMBULANCE SERVICE	110	\$13,258.34
CASSIA FAIR FUND	111	\$40,000.00
HISTORICAL SOCIETY FUND	112	\$5,000.00
COMMUNITY COLLEGE TUITION FUND	113	\$34,250.00
JUSTICE FUND	130	\$16,316.35
D.A.R.E TRUST	137	\$148.40
PHYSICAL FACILITIES FUND	144	\$235.06
ADULT MISDEMEANOR PROBATION	149	\$3,392.40
	TOTAL	\$149,214.90

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>
#2009-047	Clarks for Shopping, Inc.	Clarks for Shopping
2009-048	Franklin United Inc.	United Oil
2009-049	Keith Bevan	Bevan's Sweetheart Manor
2009-050	Restaurante Guadalajara Inc	Guadalajara Mexican Restaurant
2009-051	Wynn & Jeannine Dewsnup	Almo Creek Outpost
2009-052	Wynn Dewsnup	Tracy General Store
2009-053	Stokes Market Inc	Stokes Market

RECESS

Meeting was recessed until 9:00 a.m., Monday, August 11, 2008.

OTHERS IN ATTENDANCE AT TODAY'S MEETING

Lyle Randall, Jackson;

ATTEST:

/s/Larry A. Mickelsen

Larry A. Mickelsen, Clerk

APPROVED:

/s/Dennis D. Crane

Dennis Crane, Chairman