



Cassia County Board of Commissioners

Cassia County Courthouse
Commission Chambers
1459 Overland Ave. – Room 206
Burley, ID 83318
www.CassiaCounty.org

Board Members:

Dennis Crane, Chair (District #3) ~ dcrane@cassiacounty.org
Paul Christensen, Member (District #1) ~ pchristensen@cassiacounty.org
Bob Kunau, Member (District #2) ~ bob.kunau@cassiacounty.org

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Wednesday, May 6, 2015

4:00 PM

The Cassia County Board of Commissioners met this day in a special session in the Commission Chambers of the Cassia County Courthouse.

THOSE PRESENT:

County Commissioners:

Dennis Crane, Chairman
Prosecuting Attorney:
Doug Abenroth

Paul Christensen
Administrator:
Kerry D. McMurray

Bob Kunau
Clerk of the Board:
Heather Evans, Deputy Clerk

Others:

Laurie Welch, Times News
Casey Anderson, Citizen
Burley City Councilman

Ryan Samples, Fair Board
Dwight Davis, Assessor

Patty Justesen, Treasurer
Garth K. Dayley

1) 3:59 PM MEETING CALLED TO ORDER BY CHAIRMAN CRANE

4:00 PM **CONVENE EXECUTIVE SESSION**

MOTION: PAUL CHRISTENSEN, MEMBER, MOVES THAT THE BOARD, PURSUANT TO IDAHO CODE § 67-2345(1)(f), CONVENE IN EXECUTIVE SESSION TO COMMUNICATE WITH LEGAL COUNSEL REGARDING PENDING OR IMMINENTLY-LIKELY LITIGATION. SECONDED BY BOB KUNAU, MEMBER FOLLOWED BY A ROLL CALL VOTE.

DENNIS CRANE, CHAIR YES
PAUL CHRISTENSEN, MEMBER YES
BOB KUNAU, MEMBER YES

THE BOARD ADJOURNED THE EXECUTIVE SESSION AT 4:18 PM.

2) 4:18 PM RESPOND TO CASEY ANDERSON'S ALLEGATION OF OPEN MEETING LAW VIOLATION

a) Prosecuting Attorney Doug Abenroth summarized an eight page letter of response from the Board:

- i) Denied violation of first allegation
- ii) Admitted violation of second allegation
- iii) Denied violation of third allegation
- iv) Denied violation of fourth allegation
- v) Denied violation of fifth allegation
- vi) Admitted violation of sixth allegation

b) The sixth allegation was that no Board action was taken for amending the agenda to deliberate and approve the Sheriff's request to transfer money between different funds in the Sheriff's department. The action was declared null and void. It will be addressed in a future Board meeting.

CASSIA COUNTY COMMISSION

SPECIAL SESSION

Wednesday May 6, 2015

4:31 PM

MOTION: PAUL CHRISTENSEN, MEMBER, MOVED TO APPROVE A LETTER OF RESPONSE FROM THE BOARD AS PRESENTED IN SUMMARY AND EXPLAINED BY PROSECUTING ATTORNEY DOUG ABENROTH. BOB KUNAU, MEMBER, SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

3) 4:31 PM DISCUSSION AND ACTION ON OPEN MEETING LAW COMPLIANCE

- a) Commissioner Christensen asked McMurray to place the stricken action on the Board agenda for Monday, May 11, 2015, for consideration of action of the Board. The Board approved that request
- b) The Board committed to strive to be less general and more specific on agenda items and to include recitation of the appropriate Idaho Code in each appropriate action.
- c) Anderson informed the Board of recodification of open meeting laws within Idaho Code, effective July 2015. He expressed thanks to the Board for their willingness to make changes in actions. Anderson also said he wished the situation would not have had to come this far.
- d) Commissioner Kunau expressed appreciation for Anderson's input.

4:38 PM CONVENE EXECUTIVE SESSION

MOTION: PAUL CHRISTENSEN, MEMBER, MOVES THAT THE BOARD, PURSUANT TO IDAHO CODE § 67-2345(1)(b), CONVENE IN EXECUTIVE SESSION TO CONSIDER PERSONNEL MATTERS TO CONSIDER COMPLAINTS AGAINST AN EMPLOYEE. BOB KUNAU, MEMBER, SECONDED THE MOTION FOLLOWED BY A ROLL CALL VOTE:

DENNIS CRANE, CHAIR	YES
PAUL CHRISTENSEN, MEMBER	YES
BOB KUNAU, MEMBER	YES

THE BOARD ADJOURNED THE EXECUTIVE SESSION AT 5:51 PM.

4) 5:52 PM ADJOURNMENT

5:52 PM

MOTION: PAUL CHRISTENSEN, MEMBER, MOVED TO ADJOURN THE BOARD MEETING. BOB KUNAU, MEMBER, SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

APPROVED:

/s/ _____

Dennis Crane, Chairman

ATTEST:

/s/ _____

Joseph W. Larsen, Clerk