

## COMMISSIONER MINUTES

#578

September 29, 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 September 15, 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 September/October 2008.

### CORRESPONDENCE

The Board reviewed the following:

1. A thank you card from the Cassia County Fair Board.
2. A copy of the Raft River Bookmobile news for September 2008.
3. An invoice from Dig Line Inc. for the annual fee of \$73.00. It was moved and seconded for Chairman Crane to sign the invoice and roll call vote was unanimous by the Board.
4. A thank you card from Noah Mitton.
5. An invitation to attend the President's sustainability symposium in Boise, in October.
6. An invitation to attend the 2008 Accounting & Payroll Conference in October.
7. An invitation to attend an ice cream social with Jim Risch

### CITY OF BURLEY ISSUE

Mayor Jon Anderson discussed issues regarding the law enforcement contract and city law enforcement concerns. He also discussed the possibility of forming a law enforcement taxing district. The Board requested legal review of that possibility and instructed the County Prosecutor to provide a legal opinion. There was also discussion centered on the date and time of the joint law enforcement meeting.

### BUDGET AMENDMENTS

Clerk Larry Mickelsen presented the following budgets and amounts to be amended for FY2008:

<u>Fund</u>	<u>Line #</u>	<u>Amended Amount</u>	<u>Reason</u>
County Assistance	105.502.02.043.00		
	and 105.502.02.046.00	\$157,000.00	Case Load Increase
County Roads	107.707.01.005.00		Comp/Overtime Paid
	and 107.707.01.007.00	7,050.00	Additional PT Workers
Cassia Fair Fund	111.711.01.002.00	50.00	Holiday worked
Public Defender	130.808.02.058.00	42,000.00	Court Appointed Costs
Sheriff – Investigations	130.822.01.002.00	560.00	Comp/Overtime Paid
Sheriff – Administration	130.824.01.007.00		Comp/Overtime Paid
	and 130.824.01.008.00	670.00	Comp/Overtime Paid
Jail	130.827.03.045.00		Security System
	and 130.827.03.047.00	15,500.00	Insufficient Budget
Drug Task Force	136.736.01.007.00		Comp/Overtime Paid
	and 136.736.01.015.00	4,930.00	Comp/Overtime Paid
Adult Probation	149.749.01.002.00		Additional Officer

	and 149.749.01.042.00		Commissioner Approved
	and 149.749.02.011.00		Jail Comm. Approved
	and 149.749.02.022.00		Jail Comm. Approved
	and 149.749.02.024.00		Jail Comm. Approved
	and 149.749.02.051.00		Jail Comm. Approved
	and 149.749.02.080.00	20,270.00	Jail Comm. Approved
Box Elder Bookmobile	151.751.02.099.00	5,450.00	Contract Change
<b>Total Approved Amendment</b>		<b>\$254,285.00</b>	

After review of the recommended amendments, a motion was made and seconded by the Board to amend the Budget as listed above. Roll call vote was unanimous by the Board.

### **DEPARTMENT HEAD MEETING**

**Public Defender:** Tim Schneider represented Dennis Byington. He reported that the newly hired receptionist was injured in an automobile accident two weeks ago but will start this week.

**Assessor:** Marty Holland reported that his employees enjoyed the picnic. Mapping position is still open, and a clerk position is still open. His office is working on issues regarding the valuation of the new businesses in the county.

**Detention Center:** Dennis Dexter reported there are 150 inmates with 28 from the State, 67 from Cassia, 35 from Minidoka, 16 for US Marshall, 1 from Twin Falls, 2 from Jerome, and 1 Border Patrol. He discussed a proposal from Idaho State University for student nursing availability.

Rob Neiwerth reported that they are down 4 employees. He has interviewed 3 applicants and 2 showed for the PT test. 1 of them passed the PT test and 1 failed. Regarding POST, 1 of the attendees passed the PT portion and 1 failed. The POST PT requirements are increasing and will be more difficult. Employee evaluations are ongoing and improvements in employee efforts will result.

**Sheriff Department:** Sheriff-Elect Randy Kidd reported that Ty Cahoon has started work to replace retired Mike Scheirs. Talked about the new mapper, Todd Quast and what his areas of responsibility will be. Randy has applications for the new Bailiff's position. Randy and Kent Searle will meet with Todd Quast and outline what his responsibilities will be regarding the E911 throughout the county. He reported the new boat was delivered this past week end. He reported that the Sheriff's department arrested a lot of people this past week end.

**Treasurer:** Gayle Erekson reported that her office is getting ready for the new tax season. She asked for the postage meter be cleared when an employee is finished with the machine. She reported on the success of the employee picnic conducted last week.

**Janitorial/Maintenance:** Sharon Higgins reported that things are going normal, but there are some building & grounds issues that may take a couple of weeks to complete. There are many items that need to be disposed of through a County sale. A Sheriff's sale will be scheduled in the near future to dispose of the excess items.

**Extension Office:** Richard Garrard reported that the weed kill is more effective during this time of year. The 4H program is still live and well. He went to Texas for training on disease control with livestock. Many things were discussed and valuable training was given related to potential terrorist attacks related to diseases in imported animal products. The animal products must be destroyed by fire in the event of biological contamination.

**County Administrator:** Kerry McMurray reported the building department is very busy. The permit numbers are about the same as in the past, but now more permits are for remodels than new structures, which is a change from the past. P&Z had a special meeting last week to sign resolutions and keep things moving. The next meeting is October 16, 2008 with resolutions and proposals for consideration.

**Clerk:** Larry Mickelsen reminded the Department Heads to have their Change of Status forms into the

Auditor's Office no later than Wednesday, October 1, 2008 so the employees could receive their correct pay on the October 17, 2008 payday. He informed the Department Heads that there will be no bills paid out of the FY2009 budget prior to October 7, 2008.

**Prosecuting Attorney:** Al Barrus reported they are extremely busy with everything and the 2 week trial in Twin Falls for the Minidoka County case is causing a lot of difficulties for them. There is still much to do, but things are looking better for the future.

**Commissioners:** Clay Handy complemented the Department Heads for the fine jobs they do with employees and budget matters.

### **CHANGE OF STATUS**

The Board reviewed 2 changes of status forms, 1 for the Sheriff's Office and 1 for the Clerk of the District Court. It was moved and seconded to approve the changes of status and roll call vote was unanimous by the Board.

### **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>
#2009-054	Antonia Cruz	Horseshoe D'Ors

### **DELTA DENTAL**

The board reviewed the Mid Contract Review of Delta Dental Benefits.

### **MCCJC ISSUES**

The Board reviewed the contract with the MCCJC and ISU for Student Nursing Services. It was moved and seconded to sign and execute the contract and roll call vote was unanimous by the Board.

### **IMAGERY ISSUES**

The Board reviewed and discussed the invitation to join the statewide consortium for imagery purposes. It was moved and seconded to contribute \$3,000.00 to the Imagery Technical Working Group to contract with USDA's Farm Service Agency for the purchase of statewide imagery and roll call vote was unanimous by the Board.

### **USFS LETTER OF SUPPORT**

The Board reviewed the letter of support for the USFS regarding the imposing of campground fees. It was moved and seconded to sign and execute the letter of support and roll call vote was unanimous by the Board.

### **EXECUTIVE SESSION**

At 10:30am 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, the Board returned to regular session at 11:03am.

Following Executive Session the Board Presented Case #208106; Denied Cases # 208087, 208088, 208091, 208092, 208096, 208097, and 208098; Signed Notice of Lien for Cases # 208107, 208108, and 208109; Approved Case # 208108.

### **EXECUTIVE SESSION**

At 11:10am it was proposed by Commissioner Christensen and seconded by Commissioner Handy that the Board convene in Executive Session under Idaho Codes Section 67-2345(1)(c) with Commissioner Crane voting yea, Commissioner Christensen voting yea, and Commissioner Handy voting yea. The purpose and general tenor of the meeting was to consider negotiations on labor matters. Following the discussion, the Board returned to regular session at 11:45am.

Following Executive Session the Board directed the County Administrator to prepare a letter of agreement and supporting documentation for further consideration.

**BLM**

Mike Courtney discussed the geothermal energy potential in the County. Aqua Caliente, one of the geothermal companies wants established platforms very near US Geothermal and no problems should develop. Hydrothermal Metals will drill next week, in the Narrows area, to determine potential locations for drilling for geothermal energy. He discussed the proposed route of the new power lines through the county. Windland Inc. is prepared to build the new wind farm, but need to find a buyer for the power they will produce.

**USFS**

Scott Nannenga reported on a short road section from the old highway to the new highway at the bottom of Howell Canyon, built in 1938. He received a request to open the old road because it was an RS2477 road but the USFS information was that when the USFS built that section of road in 1938, it was not considered to as a part of the USFS travel plan and does not qualify for RS2477 opening. The road plan is being challenged by environmental groups who have a position that all of the roads should be closed. He reported that the fire season this year was very quiet with no major burns. They are experimenting with the reseeded of previously burned areas.

**CAPITAL CRIMES DEFENSE PROGRAM**

The Board considered the nomination for Jack Nelson, Latah County to serve as a member of the Capital Crimes Defense Program. After review it was moved and seconded to approve Jack Nelson as a member of the Capital Crimes Defense Program and roll call vote was unanimous by the Board.

**BOARD OF COMMUNITY GUARDIANS**

The Board reviewed the application of Jackie Hinrichs to serve on the Board of Community Guardians. After review and consideration it was moved and seconded to approve Jackie Hinrichs as a member of the Board of Community Guardians and roll call vote was unanimous by the Board.

**ESRI, INC**

The Board reviewed a purchase order for ARCGIS concurrent use license for \$6,300.00. It was moved and seconded to approve and sign the purchase order and roll call vote was unanimous by the Board.

**COUNTY ROAD & BRIDGE MATTERS**

Kerry McMurray discussed several issues that concern the County Road & Bridge Department and their operations. The Road Board will meet to determine what their policies will be regarding snow removal, road stabilization and criteria for accepting new mileage into the road system. The Commissioners read the minutes of the September 9, 2008 County Road & Bridge meeting and will meet with the Road Board soon to discuss policies and procedures.

**COUNTY EXPENDITURE**

The Board reviewed the County's Payables Approval Report dated 9/29/ 2008. A motion was made and seconded to approve the report and roll call vote was unanimous by the Board.

CURRENT EXPENSES	104	\$14,295.28
DISTRICT COURT FUND	106	\$3,140.92
911 COMMUNICATIONS FUND	115	\$2,360.98
COUNTY SNOWMOBILE FUND	118	\$2,434.05
JUSTICE FUND	130	\$8,867.87
MINI-CASSIA DRUG ENFORCEMENT TASK FORCE	136	\$251.94
PHYSICAL FACILITIES FUND	144	\$1,454.43
BOX ELDER CO. BOOKMOBILE TRUST	151	\$4,641.00
	<b>TOTAL</b>	<b>\$37,446.47</b>

**EXECUTIVE SESSION**

At 2:30pm 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, the Board returned to regular session at 2:33pm.

Following Executive Session the Board took the matter under advisement.

**RECESS**

Meeting was recessed until 9:00 a.m., Monday, October 6, 2008.

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

Lyle Randall, Jackson

**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