

# COMMISSIONER MINUTES

December 13, 2010

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; and Joseph W. Larsen, Clerk of the Board, present.

## PREVIOUS WEEK'S MINUTES

The Minutes for December 7, 2010, were discussed. A motion was made and seconded to approve. Roll call vote was unanimous with Commissioner Handy, Commissioner Christensen and Chairman Crane all voting yea.

## CALENDAR

The Board reviewed the calendar.

1. Planning & Zoning Committee Luncheon Meeting – December 16, 2010
2. Adult Misdemeanor Meeting – 1:00 p.m. December 15, 2010
3. Courthouse Employee Christmas Party – 12:00 noon December 14, 2010
4. Economic Development Committee – December 14, 2010
5. Gateway Power Line Meeting at the BLM – December 15, 2010

## CORRESPONDENCE

The Board reviewed the following:

1. Letter from the Department of Interior, Offices of Natural Resources Revenue
2. Letter from the Minidoka Ranger District

## COUNTY EXPENDITURES

The Board reviewed the County's Payables Approval Report dated December 13, 2010. A motion was made and seconded to approve the report and the roll call vote was unanimous with Commissioner Handy, Commissioner Christensen and Chairman Crane all voting yea.

CURRENT EXPENSES	104	\$16,403.65
INDIGENT FUND	105	\$15,913.80
DISTRICT COURT FUND	106	\$972.59
COUNTY ROADS & BRIDGES FUND	107	\$3,502.46
WEED & PEST FUND	108	\$10,360.70
SOLID WASTE FUND	109	\$338,907.50
REVALUATION FUND	114	\$1,384.82
COUNTY SNOWMOBILE FUND	118	\$60.13
JUSTICE FUND	130	\$6,554.53
PHYSICAL FACILITIES FUND	144	\$5,180.39
ADULT MISDEMEANOR PROBATION	149	\$21,854.36
	<b>TOTAL</b>	<b>\$421,094.93</b>

### **CHANGE OF STATUS**

The Board reviewed 1 Request for Change of Status form for a new hire in the Sheriff's Department, Bryn Reusze. It was moved and seconded to approve the changes of status and roll call vote was unanimous with Commissioner Handy, Commissioner Christensen and Chairman Crane all voting yea.

### **SUGAR BEET SEED**

Joel Packham from the Extension Office and Murray Bullock from Holly Hybrids presented pinning dates and distances for sugar beet production. They presented the issue and legal concerns of cross-pollination for red beets, swiss chard, and sugar beets and the distances required to mitigate that.

### **DESERT WEST SURVEY SERVICE CONTRACT**

Steven Pearson and Trevor Reno from Desert West reviewed what they have done on behalf of the county to identify perpetuated corners within the county that has been done since 1981. They have been progressing from the more populated areas to the less populated areas. Mr. Pearson indicated that they have been working with the GIS to identify section corners for taxing maps. He presented two maps of the county indicating the surveying work that has been completed. Another map was presented of the Hunter addition in Albion that is nearly completed in the re-survey process. He asked that the recording fee be waived once that is completed. It was suggested from Prosecuting Attorney Barrus to present that issue once the survey is completed.

### **WORKMAN'S COMP REVIEW & EMPLOYEE INSURANCE MATTERS**

Kelly Bowen recommended leaving the Workman's Compensation plan as is administered through the County's plan. He presented a schedule of benefits for review regarding Employee Insurance Matters. He highlighted changes in the plan that brings it up to speed with the new healthcare law. An urgent care co-pay has been added to the plan. Mental and nervous disorder changes include an 80/20 coverage versus 50/50 as in the past. No pre-existing conditions apply for children of new insureds. The Commissioners asked to be excluded from the contract the "Never" category and nosocomial infection exclusion. A Critique Utilization and Savings Report was presented by Mr. Bowen detailing the results of one Cassia County Employee (the name remains confidential under HIPAA laws). The report was to portray the amount of money saved by the county through the use of this program.

### **SOUTH CENTRAL COMMUNITY ACTION AGENCY**

Commissioner Handy was complimented by this agency for his services as a Commissioner through the years and was presented a clock by them in recognition of his services. They provided the Commissioners with a copy of their Board of Directors Training Manual for the Commissioner who will represent Cassia County. January 27, 2011, will be their first meeting and Chairman Crane indicated an assignment would take place before then for a Commissioner to assume those responsibilities.

### **EXECUTIVE SESSION**

At 10:40 a.m. 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)(d) with Commissioner Handy 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. Susan Keck presented and the Commissioners acted upon the following indigent cases:

- Case #2010154 denied for non-indigency
- Case #2010145 denied due to applicant non-compliance
- Case #2010150 denied due to applicant non-compliance
- Case #2010139 approved for additional treatment
- Case #2010143 approved for additional treatment
- Case #2010148 approved
- Case #2010148 order of reimbursement

Notice of Liens for Case #2010165, #2010164, #2010002, #2009115, #2009102, #2009100, #206018, & #202049 were also approved by the Board.

Following the discussion, the Board returned to regular session at 10:55 a.m.

### **EXECUTIVE SESSION**

At 10:56 a.m. 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, the Board returned to regular session at 11:05 a.m.

### **EXECUTIVE SESSION PERSONNEL HEARING**

At 10:14 a.m. 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)(b) 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 employee matters. Following the discussion, the Board returned to regular session at 11:20 a.m.

### **OTHER BUSINESS**

1. The Minidoka Ranger District requested support for proposed submittals for RAC Funding. Commissioner Handy read portions of those proposals of support to the Board. A discussion about the importance and acceptance of those items were conducted by the Board. Commissioner Handy made a motioned to have Administrator McMurray draft a letter of support, Commissioner Christensen seconded that motion, followed by a unanimous yea vote.
2. Bids for contracted outside janitorial services were discussed. Three proposals were presented:
  - a. Janitorial Plus for 12,000/year for the Law Enforcement Building and the

Assessor's Office and raises given to both custodians.

- b. Janitorial Plus for \$686/week, terminate one custodian, and provide a raise to the maintenance supervisor to handle the non-contracted items.
- c. Hoskins Cleaning \$40,000/year and Made to Please Janitorial \$35,500/year were the other higher bidders.

The issue was tabled for further discussion with Administrator McMurray present.

3. The Second Amendment to and Extension of Term for Ambulance Services Agreement with Cassia Regional Medical Center in the amount of \$167,000 for 2011 was reviewed and discussed. Commissioner Handy made a motion to accept and sign that agreement, seconded by Commissioner Christensen, followed by a unanimous yeas vote.
4. A discussion needs to take place on how county roads are created in Idaho. Prosecuting Attorney Barrus reviewed a memo to the Commissioners regarding requirements in establishing roads. It was decided to present this item on the agenda in the next Board of Commissioners Meeting.
5. Four lease agreement contracts from Xerox were reviewed for the Mini-Cassia Criminal Justice Center. It was proposed to extend the contracts by Commissioner Handy, seconded by Commissioner Christensen, followed by a unanimous yeas vote.
6. The Department of Interior notified Cassia County of the termination of geothermal leasing disbursement payments to counties under the terms of the Continuing Resolution that expires on December 3, 2010.
7. PUC matters discussed included Case No. GNR-E-10-04 and Case No. IPC-E-10-37. Case No. GNR-E-10-04 was a joint petition from Idaho Power Company, Avista Corporation, and PacifiCorp dba Rocky Mountain Power to address various avoided cost issues related to the Public Utilities Regulatory Policies Act of 1978 and to adjust the published avoided cost rate eligibility gap. Case No. IPC-E-10-37 was an application from Idaho Power Company requesting approval of a 10-year Firm Energy Sales Agreement between Idaho Power and J.M. Miller Enterprises, Inc. J.M. Miller would sell to Idaho Power electric energy generated from the Sahko Hydro Project near Filer.
8. The Personal Services Contract with Independent Contractor agreement between the Commissioners of Minidoka and Cassia County and Georgianna Greenwell as Veteran Field Officer was reviewed. Clerk Larsen discussed the issues relating to that contract with Clerk Smith from Minidoka County. Cassia Board of Commissioners approved on November 22, 2010, to pay Ms. Greenwell at the same rate as her predecessor. Minidoka Board of Commissioners did the same prior to that date. Clerk Larsen and Clerk Smith suggested that the contract be corrected to reflect the adopted amounts. Clerk Larsen and Commissioner Crane then deferred the review of the contract to Prosecuting Attorney Barrus for his advice. Barrus advised that it be rewritten and signed with the amount of compensation raised from the current contract rate of \$936.00 to the previously approved rate of \$1045.82 per month divided between both counties.
9. It was motioned by Commissioner Christensen that a letter and certificate of appreciation be presented to outgoing Planning and Zoning Commissioners Renae Wells and Jim Paskett. That motion was seconded by Commissioner Handy followed by a unanimous yeas vote.
10. Sam Adams reported to Commissioner Crane that county roads were all dry. Sam is working with the State of Idaho to sweep the residue of chips that didn't seal on the

Connor Creek to Almo road.

11. The Board reviewed 16 Cassia County Certificate of Residency/Affidavit forms for CSI. Commissioner Handy made a motion to approve those residency certificates, seconded by Commissioner Christensen, followed by unanimous yeas.
12. The Board approved a certificate to be given to each full and part time employee of Cassia County for a turkey or ham from Stokes grocery store for Christmas. Clerk Larsen was asked to rotate with Smiths and Albertsons for Christmas in subsequent years if the Board decides to continue providing that type of Christmas gift in the future.
13. Prosecuting Attorney Barrus discussed with the Board the purchase of food or refreshment items at taxpayer expense for various meetings and suggested that it be discontinued. That discussion expanded to other department purchases of food, drink, candy, and other related items that are purchased at taxpayer expense. It was decided that the Board would discuss this matter further.

### **LUNCH**

At 12:05 p.m. the Board departed for Perkins Restaurant, where an annual luncheon meeting was held with the Cassia County Fair Board. In attendance at that meeting were Chairman Crane, Commissioner Christensen, Commissioner Handy, Commissioner-elect Kunau, Clerk Larsen, Fairgrounds Supervisor, Cory Parish, and the following Fair Board members: Ted Higley, Brice Beck, Bruce Bowen, and Sam Yoshida. Paul Marchant and Ted Higley both need to be re-appointed. This year Brice Beck will serve as president and Bruce Bowen as vice president. The Centennial Celebration was a success. Additional revenues are anticipated to offset the purchase of Cassia County Fair Centennial belt buckles. Chairman Crane asked Mr. Beck about the races and he indicated the income was about the same as the previous year. The Fair Board discussed with the Commissioners a meeting they had with County Agent Mr. Packham, electrical changes in the grandstand area, parking issues, parade gaps and participation, police and police reserve coverage, the carnival crew being clean as well as a good source of income, and the priority of relocation of the sale ring into the show area. Their request was for the show ring shelter to be extended 22 feet on the east and 12 feet on the west. Estimate for those improvements were \$24,000 for labor and materials as bid by Gary Jones Construction. Continuing fixing the fence around the racetrack as possible was requested as well. The Commissioners expressed appreciation to the Fair Board for all their service. The luncheon meeting concluded at 1:05 p.m.

### **RECESS**

Meeting was recessed until 9:00 a.m., Monday, December 20, 2010.

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

Laurie Welch, The Times News; Jay Lenkersdorfer, Weekly News Journal; Robert Kunau, Commissioner-elect; Joel Packham, Extension Office; Murray Bullock, Holly Hybrids; Steven Pearson, Desert West Land Surveyors; Steve Pearson, Desert West; Trevor Reno, Desert West; Jenny Randolph, SCCAP; Ken Robinetta, SCCAP; Alvin Chojnacky, SCCAP; Kelly Bowen, Bowen Insurance

**ATTEST:**

/x/  
Joseph W. Larsen, Clerk

**APPROVED:**

/x/  
Dennis Crane, Chairman