

COMMISSIONER MINUTES

#595

February 22, 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; Stella Sutherland, Deputy Clerk of the Board, and Kerry D. McMurray, County Administrator, present.

ADDITION TO AGENDA

Chairman Crane added to the agenda letters of re-appointment to the Federal Lands Advisory Group that needs the Boards approval and signature.

SOLID WASTE LANDFILL MATTERS

The Board met Terry Schultz to review the Equity-Contingency Fund distribution ratios and the amount that will be divided among 6 counties. Cassia County received \$254,800 that will be distributed over the next 3 years. Mr. Schultz also reported that the first step in the horizontal and vertical expansion has begun. This expansion will add approximately 50 years to the current 45 year duration of the landfill.

ACCEPTANCE OF RESIGNATION

The Board reviewed a letter to Larry Mickelsen accepting his resignation from the position of County Clerk. The Commissioners signed the letter of acceptance that stated Mr. Mickelson's last day as County Clerk will be February 26, 2010.

PREVIOUS WEEK'S MINUTES

The Minutes for February 8, 2010 were discussed. A motion was made and seconded to approve and proceed with publication of an appropriate synopsis. Roll call vote was unanimous with Commissioner Handy, Commissioner Christensen and Chairman Crane all voting yea.

COUNTY MAPPING MATTERS

The Board met with the County Administrator and Todd Quast, County Mapper, to review an updated County Zoning Map that includes the Electrical Transmission Corridor Overlay. It was moved and seconded to approve signing the updated Zoning Map and roll call vote was unanimous with Commissioner Handy, Commissioner Christensen and Chairman Crane all voting yea. The Board also reviewed the Computer-Aided Dispatch Software Contract with Cushing Consulting with Sheriff Kidd and Mapper Todd Quast. A motion was made and seconded for Chairman Crane to sign the contract, roll call vote was unanimous with Commissioner Handy, Commissioner Christensen and Chairman Crane all voting yea.

CSI

The Board reviewed and signed CSI Residency Certificates

EXECUTIVE SESSION

At 9:20 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)(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 9:35 am. Following executive session and based upon the information provided by Mr. Barrus, no further action was called for in the matter.

CHANGE OF STATUS

The Board reviewed 2 change of status forms. 1 was for MCCJC and the other was for

Misdemeanor Probation. 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.

TRAVEL REIMBURSEMENT INVOICE

The Board reviewed travel reimbursement invoices from the Cassia County Fair Board. A motion was made and seconded to sign the invoices, with exception of one for the secretary which will be further reviewed and considered at a later date and roll call vote was unanimous with Commissioner Handy, Commissioner Christensen and Chairman Crane all voting yea.

CORRESPONDENCE

The Board reviewed the following:

1. Invitation to the East and West Cassia Soil and Water Conservation Districts' annual banquet on March 3rd, 2010 at the Burley Inn.

DEPARTMENT HEAD MEETING

Assessor: Marty Holland reported that they are working on personal property and circuit breakers. They also have been pursuing reappraisals. Mr. Holland also reported that they have one employee out due to medical reasons.

Detention Center: Rob Neiwert reported the jail population census (see attached). The shortage of the female population is a concern due to the lack of help in the kitchen. Mr. Neiwert also reported that they have a contract that will issue a pin number to the inmates so that they will be easily identified while using the phone. Staffing is a major concern at this time and patrol officers have been going to the jail to help run shifts. Russ Rasmussen reported that he is trying to explore other avenues in which to advertise job openings. Mr. Rasmussen also reported that POST standards have risen, which makes finding a new employee even more difficult. Mr. Neiwert reported that the current employees at misdemeanor and juvenile probation might not meet the new POST standards.

Sheriff' Department: Randy Kidd reported that two of his employees have been out due to medical issues. The CAD system is progressing well and Todd Quast has been training dispatchers with regard to CAD system operations.

Treasurer: Patty Justesen reported that everything was going well and they finished warrants of restraint on mobile homes.

Janitorial/Maintenance: Randy Gasaway reported that this Thursday thru Saturday there will be a company here to install soundproofing materials on the second floor. Mr. Gasaway also reported that Thyssen-Krupp Elevator Company will be present March 3 – 5, 2010 to update the Courthouse elevator. The elevator will be out of commission on March 3rd and 4th except for the handicap use situations.

Extension Office: Richard Gerrard reported that they just finished with the winter schools and they were very well attended. Mr. Gerrard also spoke of an incident that involved a poisoning in Utah. Rosie is busy working on classes for spring break.

Weed Department: Gordon Edwards reported that they will be conducting nursery inspections and are getting ready for the coming season. Mr. Edwards also reported that they are keeping an eye on the weeds on Conner Creek.

County Administrator: Kerry McMurray reported that the Census Bureau boundary map corrections for the City of Burley and the City of Albion have been submitted. Mr. McMurray also reported on Planning and Zoning and building matters. He stated that Melissa Price and Dee Yeaman attended training in Nampa recently about building code matters.

Clerk: Cara Petterson reported that Jeff Polvsen has put the finishing touches on the audit, Wendy and Stella will be attending election training in Caldwell this week. Cross training has begun on indigent applications. Mrs. Petterson also reported that the Courts have started intercepting tax refunds for overdue fines and have caught up on the appeals.

Prosecuting Attorney: Al Barrus reported that the new hire is doing well and he gave good reviews on the rest of his office.

EXECUTIVE SESSION

At 10:30 AM 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. The Board reviewed accounts for collections and signed Notice of Lien on case # 2010017, 2010018, 2010016, 2010019, 2010024, 02010029, 2010027, 2010026, 2010025, 2010023, 2010022, 2010021 and 2010020. Mrs. Kramer presents case # 2010022 and 201004. The Board signed finding and facts case # 2009112 & 2009113, Assignments with case # 2009058, 200906, 204091 and 207100. The Board and Mrs. Kramer discussed tax returns on case # 2009089, 208039 and 206075. An Order of Dismissal was signed for case # 2009117. The Board also signed Certificate of Denial on case # 2010003, 201006 and 2010015 and Certificate of Approval and case # 2009111. Following the discussion, the Board returned to regular session at 10:50 am.

FEDERAL PRISON SITE UPDATE

The Board met with Former Senator Larry Craig who gave an update on the Federal Prison Sites and news of what is happening in Congress. Senator Craig commented that Congress has recently stalled. The Senator also mentioned that he was going to be meeting with the president of CSI today to discuss educational and training issues relative to Geothermal matters.

EXTENSION OFFICE UPDATES

The Board met with Grace Wittman for an update on the Extension Office. Mrs. Wittman gave the Board a Synopsis of what she has been working on (see attached). Mrs. Wittman also expressed that she has been working on exergames and has helped write an Impact paper. She also explained how she would like to write a 21st Century School grant and how much it is needed in the Cassia County area.

USFS/BLM

The Board met with Scott Nannenga and Jim Tharp from the BLM. Mr. Nannenga from USFS reported on a letter he received from the Secretary of Agriculture and stated that four supervisors are retiring. He also reported that they have received money for fence repairs in Black Pine and that the road to the mine is now open. Mr. Nannenga said that they are now planning to drill a well across from Lake Cleveland and that Magic Valley Ski Area will be starting improvements. The BLM officer reported that they received a Notice of Intent for silver and gold mining. He also stated that the wind generation project on Cotterel does not have a power agreement as of yet but has hired a manager to begin the preparation work. The appeal on the North Cotterel watershed permit was dropped.

BOARD OF EQUALIZATION

At 11:46 AM it was proposed and seconded to convene as the County Board of Equalization. Roll call vote was Commissioner Handy, Commissioner Christensen and Chairman

Crane all voting yea.

It was proposed and seconded to approve the deleted Home Owners exemptions on the following parcels: (see attached). Roll call vote was unanimous with Commissioner Handy, Commissioner Christensen and Chairman Crane all voting yea. Notices will be sent to the property owners.

Following the discussion, the Board returned to regular session at 11:49 AM.

COUNTY EXPENDITURE

The Board reviewed the County's Payables Approval Report dated 02/16/2010. 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	\$10,390.92
INDIGENT FUND	105	\$3,489.38
DISTRICT COURT FUND	106	\$11,167.75
COUNTY ROADS & BRIDGES FUND	107	\$69,307.42
WEED & PEST FUND	108	\$202.64
REVALUATION FUND	114	\$381.52
911 COMMUNICATIONS FUND	115	\$328.15
COUNTY ELECTION FUND	116	\$574.57
COUNTY SNOWMOBILE FUND	118	\$1,306.48
JUSTICE FUND	130	\$43,364.02
MINI-CASSIA DRUG ENFORCEMENT TASK FORCE	136	\$483.14
CASSIA COUNTY BENEFIT TRUST	148	\$122,071.00
ADULT MISDEMEANOR PROBATION	149	\$235.14
	TOTAL	\$263,302.13

COUNTY EXPENDITURE

The Board reviewed the County's Payables Approval Report dated 02/22/2010. 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	\$10,544.43
INDIGENT FUND	105	\$1,779.34
DISTRICT COURT FUND	106	\$518.66
COUNTY ROADS & BRIDGES FUND	107	\$696.37
WEED & PEST FUND	108	\$4.77
COUNTY ELECTION FUND	116	\$119.00
JUSTICE FUND	130	\$10,001.15
NARCOTIS SEIZED ASSETS FUND	134	\$48.84
PHYSICAL FACILITIES FUND	144	\$1,014.02
ADULT MISDEMEANOR PROBATION	149	\$1,040.57
	TOTAL	\$25,767.15

MINI-CASSIA FUNDING OF MCCA CONSULTING SERVICES

The Board reviewed the Mini-Cassia Commerce Authority's consultant usage. A motion made and seconded to provide \$3000.00 for the next six months of consulting, understanding that the same had been authorized by Minidoka County. Roll call vote was unanimous with Commissioner Handy, Commissioner Christensen and Chairman Crane all voting yea.

GEOHERMAL MATTERS REVIEW

The Board reviewed a fax that indicated 2007 and 2008 lease receipts for BLM leases regarding geothermal matters.

COBRA ADMINISTRATIVE AGREEMENT & HIPAA BUSINESS AGREEMENT

The Board reviewed the modification in the COBRA Administrative Agreement for Delta Dental due to stimulus funding. A motion was made and seconded to sign the agreement. . Roll call vote was unanimous with Commissioner Handy, Commissioner Christensen and Chairman Crane all voting yea. The Board also reviewed Delta Dental's HIPAA Business Agreement. A motion was made and seconded to sign the agreement. Roll call vote was unanimous with Commissioner Handy, Commissioner Christensen and Chairman Crane all voting yea.

SYNOPSIS PROPOSED FOR JULY 2008 – DECEMBER 2008

The Board reviewed the proposed synopses for July 2008 through December 2008. The County Administrator, Kerry McMurray proposed changes to the synopses. Roll call vote was unanimous with Commissioner Handy, Commissioner Christensen and Chairman Crane all voting yea to proceed with the publication of the synopses with the amendments indicated by the Administrator.

LETTERS OF REAPPOINTMENT

The Board reviewed the Letters of Reappointment to the Federal Lands Advisory Group. The Board signed the reappointment letters for Zane Gillette, Mike Ricondo and Brandon Brackenbury which will extend their terms for 3 years.

LUNCH

At 12:00pm the Board departed for lunch at Al's Pizza, where Kerry McMurray, County Administrator advised the Board on matters related to public hearings and the general nature of findings that need to be made to allow an action to proceed, they also met with Sheriff Kidd during their working luncheon.

HEARING ON PROPOSED CHANGES ON POULTRY CAFO'S ORDINANCE

The Board held a public hearing on the proposed Enclosed and Totally Confined Poultry CAFO Operations ordinance. The Board heard from various presenters. Upon conclusion of the hearing, the Board deliberated then made findings regarding the regulations being in compliance with the comprehensive plan and being in the interest for the public's health, welfare and safety. A motion was made and seconded to adopt Title 9 Chapter 10: Enclosed and Totally Confined Poultry CAFO Operations regulations with proposed changes and amendments. Roll call vote was unanimous with Commissioner Handy, Commissioner Christensen and Chairman Crane all voting yea.

VOLTAGE MATTERS/IDAHO POWER PRESENTATION

Idaho Power representatives Dan Olmstead, Dave Angel, Mark Patterson, and Chris Punt provided a technical educational presentation to the Board regarding the current Electrical Transmission Corridor Overlay Zone regulation for electrical transmission lines exceeding One Hundred Thirty Eight Thousand Volts (138 kV) within Cassia County. The representatives

presented comparison data regarding voltage regulations in some neighboring counties. Discussion occurred regarding the possible need to amend the current county ordinance relative to voltage regulations to allow at least up to 230 kV Transmission Lines, with the Board taking the matter under advisement.

RECESS

Meeting was recessed until 9:00 a.m., Monday, March 1, 2010.

ATTEST:

APPROVED:

Stella Sutherland, Deputy Clerk

Dennis Crane, Chairman