

COMMISSIONER MINUTES

January 10, 2011

The Cassia County Board of Commissioners met this day with Chairman Dennis Crane, Paul Christensen and Clay D. Handy, Board Members; Commissioner-elect Bob Kunau; Alfred E. Barrus, Prosecuting Attorney; Joseph W. Larsen, Clerk of the Board, and Kerry D. McMurray, County Administrator, present.

SWEARING IN OF ELECTED OFFICIALS

Chairman Crane convened this portion of the Board Meeting to conduct the swearing in of newly-elected County officials. Clerk Larsen administered the oath of office to Commissioner Crane and Commissioner Kunau. Commissioner Crane convened the commissioners to appoint a Chairman of the Board. Commissioner Christensen moved that Commissioner Crane be appointed to as Chairman of the Board, seconded by Commissioner Kunau, and followed by a unanimous yea vote. Chairman Crane read correspondence from the Cassia County Republican Central Committee Chairman, Wayne Hurst, recommending the appointment of Craig Rinehart to fill the term of office vacated by Paul Young's resignation following the 2010 election for Coroner. Commissioner Christensen moved to follow the recommendation of the Committee to appoint Rinehart as Coroner, seconded by Commissioner Kunau, and followed by a unanimous yea vote. Chairman Crane proceeded with the swearing in of Interim Clerk Joseph W. Larsen as Clerk of the District Court, Deputy Treasurer Patty Justesen as Treasurer, Dwight Davis as Assessor, and Interim Coroner Craig Rinehart as Coroner.

PREVIOUS WEEK'S MINUTES

The Commissioner Minutes for January 3, 2011, were discussed. A motion was made and seconded to approve. Roll call vote was unanimous with Commissioner Kunau, Commissioner Christensen and Chairman Crane all voting yea.

CORRESPONDENCE

The Board reviewed the following:

1. Letter from the University of Idaho Extension office detailing their newly-implemented procedures to comply with a reduction of state funding.
2. Letter from the Supreme Court inviting Commissioners to the Regional Drug Courts and Mental Health Courts Institute
3. Numerous magazines to the Commissioners

CALENDAR

1. 8:00 a.m. Tuesday, January 11, 2011 – Jail Committee Meeting in Rupert
2. 4:00 p.m. Tuesday, January 11, 2011 – Snowmobile Committee Meeting
3. Thursday & Friday, January 20 & 21, 2011 – Drug & Mental Health Courts Institute Convention

CHANGE OF STATUS

A Change of Status for Temporary Action Form was presented for Holly Roberts-Gasaway as a cleaner/painter, two Change of Status forms from the Sheriff's Department for

Roger Chris Jensen for a raise and promotion from Sergeant Deputy to Lieutenant Deputy and for Terry Bell for a raise and promotion from Investigation to Corporal.

OAKLEY PROPERTY ISSUE

LaROY MABEY AND LARRY ROBERTS

Property owner, LaRoy Mabey has construction and improvements on a 35 foot strip of property that he assumed he had ownership of. Deed records show that Cassia County has ownership of that property. Mr. Mabey has paid taxes on the structure and improvements but never on the property. Mr. McMurray presented provisions of Idaho Statute Title 31-808 regarding sale of certain odd-lot property and suggested this situation would fall under that provision. Prosecuting Attorney Barrus and McMurray recommended a land appraisal, presentation for sale of referenced property to Mr. Mabey at appraised value if he desires, and issuance of a Deed from the County to Mr Mabey upon purchase. Commissioner Christensen made a motion to declare the 35 foot gap between Block 12 Lot 3 between T1785 and T6179 of the City of Oakley as odd-lot property and to go through the statutory public process of disbursement of referenced lot. That motion was seconded by Commissioner Kunau, followed by a unanimous yea vote.

DOMESTIC VIOLENCE COURT PROPOSAL – JUDGE BOLLAR

Judge Rick Bollar presented for the Commissioners consideration the 5th District Courts application to the Supreme Court for a Domestic Violence Court. A Proposed Memorandum of Agreement for Mini-Cassia Joint County Domestic Violence Court would be signed by all bodies affected. This would be managed jointly by Minidoka and Cassia County and housed in the Duane Smith Building in Rupert. This would be an accountability court to keep violators from going to jail. Commissioner Christensen wanted a clear understanding of funding where the state is cutting back on tax revenues to the county and discussed those who would be involved in this process.

VETERANS SERVICE CONTRACT – GEORGIANNA GREENWELL

Georgianna Greenwell presented a revised joint Cassia and Minidoka County contract for for independent services as Veteran’s Field Officer to reflect the corrected and previously agreed upon compensation to Greenwell. The signature of Chairman Crane was requested and provided to execute the agreement. The Board commended Greenwell for her services.

COUNTY EXPENDITURES

The Board reviewed the County’s Payables Approval Report dated January 7, 2011. A motion was made and seconded to approve the report and the roll call vote was unanimous with Commissioner Kunau, Commissioner Christensen and Chairman Crane all voting yea.

CURRENT EXPENSES	104	\$11,744.42
INDIGENT FUND	105	\$35,266.49
DISTRICT COURT FUND	106	\$240.05
COUNTY ROADS & BRIDGES FUND	107	\$10.00
WEED & PEST FUND	108	\$3,614.50
HISTORICAL SOCIETY FUND	112	\$6,250.00

REVALUATION FUND	114	\$1,513.02
911 COMMUNICATIONS FUND	115	\$2,259.13
COUNTY SNOWMOBILE FUND	118	\$5,088.41
ASSESSOR TRUST FUND	123	\$97.50
JUSTICE FUND	130	\$34,063.73
PHYSICAL FACILITIES FUND	144	\$1,003.60
ADULT MISDEMEANOR PROBATION	149	\$2,052.62
WIDOW'S BENEFIT FUND	198	\$543.50
	TOTAL	\$103,746.97

EXECUTIVE SESSION

At 11:00 a.m. it was proposed by Commissioner Kunau 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 Kunau voting yea. The purpose and general tenor of the meeting was to discuss medical indigent matters. An applicant appeal hearing was held for Case #2010-121 followed by a denial. An applicant appeal hearing for Case #2010-023 was withdrawn by St. Luke's Magic Valley Medical Center and Cassia Regional Medical Center as applicant did not present. Welfare Director Susan Keck presented and the Board approved the following: Stipulation for Enlargement of Time Limitations approved for Case #2010-118; Order of Dismissal approved on Case # 2010-124 and # 2010-131; Notice of Continuance of Hearing approved on Case # 2010-092; Release of Medically Indigent Lien approved on Case # 2010-124, # 2010-131, and # 2010-166; Assignment for Collection approved on Case # 2009-111; Certificate of Denial approved on Case # 2010-159; Certificate of Approval and Order of Reimbursement approved on Case # 2010-170, # 2010-155, and # 2010-136; and Certificate of Approval approved on Case # 2011-001. The Board returned to regular session at 12:10 p.m.

OTHER BUSINESS ITEMS

1. Election precinct polling places were established with the exception of the Burley United Methodist Church. A decision by their Board will be made tonight. Commissioner Christensen moved to accept all established polling places providing the Methodist Church's acceptance, seconded by Commissioner Kunau, followed by a unanimous yea vote. If a new polling place needs to be sought, a public meeting will be set for January 14, 2011, at 11:00 a.m. to establish the precinct polling places.
2. Sheriff Kidd sought the Board's acceptance and signing of an Idaho Parks and Recreation Grant Application for 2011. Commissioner Christensen moved to sign and accept the application, seconded by Commissioner Kunau, followed by a unanimous yea vote.
3. The Board discussed the proposed Solid Waste Disposal Agreement. The Board will follow up with further review of that agreement. Clerk Larsen concurred with an email from Clerk Duane Smith of Minidoka County suggesting changes of dates to better facilitate publication deadlines and payment deadlines by the end of July and January to coincide with the Treasurer's office turning over tax collection money.
4. Administrator McMurray expressed a desire to delay a letter of comment on the BLM's Wildland's proposal to conduct more research. Commissioner Christensen moved to table

- the letter of comment, seconded by Commissioner Kunau, followed by a unanimous yea vote.
5. The Board reviewed and discussed an invitation from the Idaho Supreme Court to be involved with this year's regional Drug Courts and Mental Health Courts Institute in Boise on January 20, 2011. Commissioner Christensen was asked to consider attendance as it falls under his assigned responsibilities. Commissioner Kunau expressed some interest as well..
 6. Certificate of Residency applications for CSI were reviewed. A motion was made by Commissioner Christensen to approve 10 applications, seconded by Commissioner Kunau, followed by a unanimous yea vote.

LUNCH

At 12:30 p.m. the Board departed for lunch at Stevo's, where a general discussion of general county policy and Board division of assignments for 2011 took place.

Upon return to the Board chambers, Chairman Crane initiated a discussion to explore the possibilities for a Judicial Annex to the courthouse. Some County funds have been saved in anticipation of an order from the courts to provide a new courthouse facility. Security needs and the economic impact was presented by Commissioner Christensen.

County policy and procedure was presented by Commissioner Christensen to incoming Commissioner Kunau.

Commissioner Christensen moved to appoint Commissioner Kunau as Vice Chairman of the Board, seconded by Commissioner Crane, followed by a unanimous yea vote. Emergency situations and the Cassia County Personnel Manual were also discussed.

RECESS

Meeting was recessed until 9:00 a.m. Tuesday, January 18, 2011, as Monday, January 17, 2011 is Martin Luther King, Jr. Day, a federal holiday.

OTHERS IN ATTENDANCE AT TODAY'S MEETING

Stacey Hughey, The Weekly News Journal; Renee Wells, The Voice; and Laurie Welch, The Times News.

ATTEST:

/s/

Joseph W. Larsen, Clerk

APPROVED:

/s/

Dennis Crane, Chairman