



# Cassia County Board of Commissioners

*Commissioner Chambers*

*1459 Overland Ave.*

*Burley, ID 83318*

[www.cassiacounty.org](http://www.cassiacounty.org)

**Board Chairman:**

*Dennis Crane*

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**Board Members:**

*Paul Christensen (District #1) ~ [pchristensen@cassiacounty.org](mailto:pchristensen@cassiacounty.org)*

*Bob Kunau (District #2) ~ [bob.kunau@cassiacounty.org](mailto:bob.kunau@cassiacounty.org)*

*Dennis Crane (District #3) ~ [dcrane@cassiacounty.org](mailto:dcrane@cassiacounty.org)*

Monday, August 13, 2012

The Board of Cassia County Commissioners met in regular session on Monday, August 13, 2012, at 9:00 a.m. in the Commissioner Chambers of the Cassia County Courthouse.

THOSE PRESENT:	County Commissioners:	Dennis Crane, Chairman Paul Christensen Bob Kunau
	Clerk of the Board:	Joseph W. Larsen
	Prosecuting Attorney:	Al Barrus
	County Administrator:	Kerry D. McMurray
	Others:	Gordon Edwards, Weed Supervisor Amber Prewitt, Misdemeanor Probation Kae Cameron, Chamber of Commerce Brandon Salveson, MCCJC Maintenance Caleb Kelsey Todd Quast, 911 Randy Kidd, Sheriff Darwin Johnson, MCCJC Director
	Media:	Jay Lenkersdorfer, News Journal

- 1) 9:00 AM CALL TO ORDER, PLEDGE OF ALLEGIANCE, REVIEW CALENDAR, MINUTES, CORRESPONDENCE, PERSONNEL, CSI RESIDENCIES, COUNTY EXPENDITURES, ROAD & BRIDGE, BUILDING MATTERS
  - a) 9:05 AM CALENDAR
    - i) FY2013 budget goes to print on Monday, August 13, 2012
    - ii) FY2013 Budget Hearing on Monday, August 27, 2012
    - iii) Jail Meeting at 8:00 a.m. Tuesday, August 14, 2012, in Rupert
    - iv) Joint Board Meeting and luncheon with Minidoka County and our local legislators at 12:00 p.m. Monday, August 20, 2012, in the Cassia County District Courtroom.
    - v) Buyer's breakfast for the Fair on Saturday, August 18, 2012.
    - vi) The Middle Snake Regional Water Resource Commission dinner at 6:00 p.m. at the Jerome Senior Center.

**CASSIA COUNTY COMMISSION**

**REGULAR SESSION**

**Monday, August 13, 2012**

- vii) Idaho DEQ Source Water Protection Workshop Series to be held in September at various locations in the State.
- viii) Idaho Head Start/Early Head Start Ribbon Cutting Ceremony to be held at 4:00 p.m. on Thursday, August 23, 2012, at 124 8<sup>th</sup> Street in Rupert.
- ix) 5<sup>th</sup> Judicial District Magistrate Commission Meeting for setting up interviews for judge applicants at 1:30 p.m. Wednesday, August 15, 2012, in the District Courtroom.
- x) 5<sup>th</sup> Judicial District Magistrate Commission Meeting for interviews for judge applicants on Friday, August 17, 2012.
- xi) Queens breakfast for the Board at 8:00 a.m. Tuesday, August 14, 2012, at Morey's.
- b) 9:05 AM           CORRESPONDENCE
  - i) Rosie Davids asked for a member of the Board to judge sugar beet projects for the Fair on Tuesday, August 13, 2012.
  - ii) The Board needs to be at 27<sup>th</sup> and Overland at 10:00 a.m. tomorrow morning for the parade
  - iii) Invitation to Open House for the River View Urgent Care and Medical Center at 382 N. Overland Ave to be held from 4:30 p.m. to 6:00 p.m. Tuesday, August 14, 2012.
- c) 9:26 AM           CHANGE OF STATUS
  - i) Mini-Cassia Criminal Justice Center
    - (1) Eric Ryan Shippen – hired as a Detention Deputy for the jail

**9:26 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE SAID CHANGE OF STATUS REQUEST. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- d) 9:04 AM           APPROVAL OF MINUTES

**9:04 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE MINUTES OF THE BOARD FROM AUGUST 6, 2012. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

**9:04 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE MINUTES OF AN EMERGENCY SPECIAL SESSION OF THE BOARD FROM AUGUST 8, 2012. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- e) 925 AM           CSI RESIDENCY APPLICATIONS
  - i) The Board had no CSI Residency applications this week
- f) 10:50 AM       COUNTY EXPENDITURES
- g)

CURRENT EXPENSES	104	\$5,963.57
DISTRICT COURT FUND	106	\$3,605.80
WEED & PEST FUND	108	\$11,741.37
REVALUATION FUND	114	\$612.55
COUNTY BOAT LICENSE FUND	117	\$5,449.00
JUSTICE FUND	130	\$58,419.20
D.A.R.E TRUST	137	\$581.72
INVASIVE SPECIES FUND	142	\$20.44
PHYSICAL FACILITIES FUND	144	\$107.20
ADULT MISDEMEANOR PROBATION	149	\$2,266.41

***CASSIA COUNTY COMMISSION  
REGULAR SESSION  
Monday, August 13, 2012***

TOTAL \$88,767.26

10:50 AM

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE COUNTY EXPENDITURES DATED AUGUST 3, 2012. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- h) 9:11 AM ROAD AND BRIDGE
  - i) McMurray reported on a meeting for TAC to be held on Tuesday, August 21, 2012, at 7:00 p.m.
  - ii) They need to determine if they are going to contract with Paragon Consultants and how to split the costs amongst the entities involved.
- i) 9:12 AM BUILDING MATTERS
  - i) No building matters were discussed.
- 2) 9:13 AM REPLACING FOUR WHEELERS FOR WEED DEPARTMENT – GORDON EDWARDS
  - a) Edwards indicated that mileage was high on two four wheelers and they received bids to trade them in at Let’s Ride for new four wheelers.
  - b) The bid included trading in a 2008 Can Am OL650XT for a 2013 Can Am OL800XT costing \$6,297.00 and a 2008 Can Am OL650XT for a 2013 Honda TRX500FPM costing \$4,847.00. The total cost would be \$11,144.00
  - c) Larsen asked if these funds were included in budgeted amounts committed to remain at the end of this fiscal year as a carry over to next fiscal year. Edwards indicated that they were not.

9:18 AM

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE THE PURCHASE OF THE AFOREMENTIONED FOUR WHEELERS. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- d) Edwards further reported on fire damage to bugs that had been planted by the Weed and Pest Department and the need for funding for control for noxious weeds where the fire occurred. He further indicated that Cheatgrass would rapidly move in in those areas. Funds should be available for that as part of the US Forest Service and BLM plan. Chairman Crane asked Edwards to follow up on that.
- e) Edwards also reported on fires at Black Pine and Cottrell. They had spent a lot of money in protecting BLM ground in the Cottrell area from Scotch Thistle.
- 3) 9:15 AM REVIEW RECORD OF DECISION AND APPROVED POCATELLO RESOURCE MANAGEMENT PLAN
  - a) The Board reviewed the Record of Decision and Approved Pocatello Resource Management Plan for April 2012.
- 4) 9:30 AM CONFLICT PUBLIC DEFENDER REPORT FOR JULY 2012
  - a) The Board reviewed the Conflict Defender Report from attorney Clayne S. Zollinger, Jr. for July 2012.
- 5) 10:00 AM REQUEST FOR FUNDING MINI-CASSIA CHAMBER OF COMMERCE
  - a) Kae Cameron, Executive Director from the Mini-Cassia Chamber of Commerce presented an update and handout on what they are doing at the Chamber of Commerce and Visitor Center. They are open year round serving two counties and 12 cities.
  - b) Coordination is done through the Southern Idaho Tourism on things happening in our community and in the region. They also have a small gift shop involving the sale of goods from local people.

- c) They had 2,216 visitors through July and they usually have 3,000 per year. Visitors include people from all over the world.
- d) Cameron requested funding from the County in the amount of \$3,900. Chairman Crane asked that it be kept with the Auditor's Office for consideration.
- 6) 10:16 AM POLICY AND PROCEDURE MANUAL – MISDEMEANOR PROBATION
  - a) Adult Misdemeanor Probation Director Amber Prewitt provided the Board with a Mini-Cassia Misdemeanor Probation Department Policy and Procedure Manual for the Board to review and make suggestion for any changes.
  - b) The Board will follow up on that manual in next week's meeting.
- 7) 10:19 AM SIGNATURES ON ASSIGNMENT OF 179D DEDUCTION ALLOCATION – MCCJC
  - a) A lighting project completed in 2008 by Briggs Electric included an Assignment of 179D Deduction Allowance to allow the contractor to receive that federal allocation. A signature from an appropriate County official was requested from Briggs Election to qualify for that allowance.

**10:19 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO SIGN the 179D DEDUCTION ALLOWANCE FORM AS REQUESTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- 8) 10:25 AM CONSIDER FOR APPROVAL SEAL COAT AND STRIPING PARKING LOT – MCCJC
  - a) MCCJC Maintenance Supervisor Brandon Salveson presented a quote from Kloepfer, Inc. for crack fill, seal coat, and painting stripe in the west parking lot at the MCCJC. The Auto Sally driveway needs additional repair but they are holding off on that until next year.
  - b) Salveson reported to the Board that the jail's digital video recorder had gone down and it was going to cost a little under \$5,000 to repair. He proceeded with ordering the necessary part.

**10:23 AM**

**MOTION: COMMISSIONER KUNAU MOVED TO APPROVE TO PROCEED WITH CRACK FILL, SEAL COATING AND STRIPING OF THE WEST PARKING LOT. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- c) Sheriff Kidd reported on wildfires in the area.
- 9) 10:28 AM PLACEMENT OF GENERATOR – SHERIFF'S OFFICE
  - a) Sheriff Kidd addressed the need to cut asphalt out and put a 4'x12'x8" concrete pad in the amount of \$600.00 through contractor Travis Worthington.
  - b) Kidd indicated that there is money in the building fund to cover those expenses.
  - c) Work has begun on placement of the generator. It will be fenced in once completed.

**10:31 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE PLACEMENT OF A CONCRETE PAD FOR THE NEW GENERATOR AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- 10) 10:35 AM ZIONS FIRST NATIONAL BANK SIGNATURE CARD
  - a) A signature card for a new Zions Bank account associated with the County's Zions Bank credit cards require the signatures of Auditor Larsen and deputy auditors Cara Petterson and Chris Zanone as previously approved by the Board. Larsen was asked to get the signatures and return the form to McMurray.
- 11) 10:40 AM REVIEW COOPERATIVE LAW ENFORCEMENT AGREEMENT BETWEEN CASSIA COUNTY AND THE US FOREST SERVICE
  - a) The contracted was corrected by Barrus and signed by the parties involved.

10:38 AM **EXECUTIVE SESSION**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO CONVENE IN EXECUTIVE SESSION REGARDING PENDING LITIGATION UNDER IDAHO CODE SECTION 67-2345(1)(F). A ROLL CALL VOTE WAS UNANIMOUS WITH CHAIRMAN CRANE, COMMISSIONER CHRISTENSEN, AND COMMISSIONER KUNAU VOTING IN THE AFFIRMATIVE. THE BOARD RETURNED TO REGULAR SESSION AT 11:04 AM.**

12) 11:00 AM INDIGENT MATTERS

11:11 AM **EXECUTIVE SESSION**

**MOTION: COMMISSIONER KUNAU MOVED TO CONVENE IN EXECUTIVE SESSION REGARDING MEDICAL INDIGENT MATTERS UNDER IDAHO CODE SECTION 67-2345(1)(D) SECONDED BY COMMISSIONER KUNAU. A ROLL CALL VOTE WAS UNANIMOUS WITH CHAIRMAN CRANE, COMMISSIONER CHRISTENSEN, AND COMMISSIONER KUNAU VOTING IN THE AFFIRMATIVE.**

a) 11:11 AM HEARING ON CASE #2012051

i) Welfare Director Susan Keck briefed the Board regarding the case.

ii) 11:13 AM THE BOARD WENT ON THE RECORD REGARDING CASE #2012051

(1) None of the subjects pertaining to the case were present

(2) Barrus asked Keck to review the Welfare Office determinations

(3) Barrus asked for efforts made with service of subpoena to the party in question

(a) Subpoena was presented for service

(b) The person in question was no longer living at the last known address when served

11:19 AM

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO UPHOLD THE DENIAL, SECONDED BY COMMISSIONER KUNAU. A ROLL CALL VOTE WAS UNANIMOUS WITH CHAIRMAN CRANE, COMMISSIONER CHRISTENSEN, AND COMMISSIONER KUNAU VOTING IN THE AFFIRMATIVE.**

b) Keck presented the following:

i) Certificate of Denial on Case #2012067

ii) Certificate of Approval on Case #2012074

iii) Notice of Lien and Application for Medically Indigent Benefits on Case #2012076, #2012077, #2012078, and #2012049

iv) Order of Reimbursement on Case #2012074

11:28 AM

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE THE MEDICAL INDIGENT ACTIONS AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY. THE BOARD RETURNED TO REGULAR SESSION AT 11:28 AM.**

13) 12:00 PM BOARD OF COUNTY COMMISSIONERS REVIEW OF CASSIA COUNTY FAIRGROUNDS WITH FAIR BOARD MEMBERS

a) The Board reviewed various areas of the Cassia County Fairgrounds with Fair Board Members and discussed events and proceedings for the coming week.

14) 12:40 PM WORKING LUNCH WITH FAIR BOARD MEMBERS

15) 2:14 PM RECONVENE AT COMMISSIONER CHAMBERS

2:14 AM **EXECUTIVE SESSION**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO CONVENE IN EXECUTIVE SESSION REGARDING LABOR NEGOTIATIONS UNDER IDAHO CODE SECTION 67-2345(1)(C). A ROLL CALL VOTE**

**CASSIA COUNTY COMMISSION**

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**WAS UNANIMOUS WITH CHAIRMAN CRANE, COMMISSIONER CHRISTENSEN, AND  
COMMISSIONER KUNAU VOTING IN THE AFFIRMATIVE. THE BOARD RETURNED TO  
REGULAR SESSION AT 3:26 AM.**

16) 3:26 PM ADJOURNMENT

APPROVED:

/s/ \_\_\_\_\_

Dennis Crane, Chairman of the Board

ATTEST:

/s/ \_\_\_\_\_

Joseph W. Larsen, Clerk of the Board