



Cassia County Board of Commissioners

Commissioner Chambers

1459 Overland Ave.

Burley, ID 83318

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Board Chairman:

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Monday, June 25, 2012

The Board of Cassia County Commissioners met in regular session on Monday, June 25, 2012, at 8:30 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
	Media:	Jay Lenkersdorfer, The News Journal
	Others:	Pamela Juker, ISDA Matt Voile, ISDA Kent Searle, BID Ralph Powell, ISP Jerry Russell, ISP Denton Darrington, Idaho Senator Randy Kidd, Sheriff Gordon Edwards, Invasive Species Dean Cameron, Idaho Senator Fred Wood, Idaho Representative Scott Bedke, Idaho Representative Kelly Bowen, MBA Insurance Jeff Rasmussen, Rasmussen's Nicklaus Rasmussen, Rasmussen's

- 1) 8:30 AM CALL TO ORDER, PLEDGE OF ALLEGIANCE, AND PRAYER
- 2) 8:30 AM INSURANCE MATTERS – KELLY BOWEN
 - a) Bowen presented a comparison of historical savings to the County between MBA and what it would have been in costs using Blue Cross/Blue Shield.
 - b) The County has had a difficult year this past calendar year with large claims.

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- c) The County is self-insured up to \$55,000 and after that exposure coverage is then passed to stop/loss carriers. Accumulated money that is set aside has decreased due to additional and larger claims.
- d) Bowen explained that corrective measures needed to be made and the County Benefits Committee has made proposed changes as attached.
 - i) The largest utilized plan is Plan I (A) which over 30% of the County employee participants are currently covered under.
 - ii) The proposal of the Committee includes a 20% increase to current employee premium contributions.
 - iii) All plans also include a 20% increase in deductible, co-insurance, out of pocket maximums, and employee maximum exposure except for Plan I (A) which includes a 67% increase in deductible, 50% increase in co-insurance, 54% increase in out of pocket maximums and a 38% increase in maximum exposure.
 - iv) Premium adjustments will take place on October 1, 2012.
 - v) Employees can elect their choice of plan in November during open enrollment to become effective January 1, 2013.

9:04 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE ADOPTION OF CHANGES TO THE HEALTH BENEFIT EMPLOYEE COSTS AS RECOMMENDED BY THE COUNTY BENEFITS COMMITTEE. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

3) 9:05 AM REVIEW CALENDAR, MINUTES, CORRESPONDENCE, PERSONNEL, CSI RESIDENCIES, COUNTY EXPENDITURES, ELECTION UPDATE

a) 9:05 AM CALENDAR

- i) Public Defender Meeting at 7:30 a.m. Tuesday, June 26, 2012, in the Cassia Commissioner Chambers.
- ii) Jail Meeting at 8:00 a.m. Tuesday, June 26, 2012, in the Cassia Commissioner Chambers
- iii) Mid-Snake Resource Conservation and Development (RD&D) Meeting at 2:00 p.m. in Twin Falls. Commissioner Kunau will not be able to be in attendance.
- iv) Soil and Water Conservation dinner at Elk's Pavilion at Burley Boat Docks at 6:00 p.m. Tuesday, June 26, 2012.

b) 9:05 AM CORRESPONDENCE

- i) Thank you note from Southern Idaho Tourism Executive Director Debbie Dane for the Board's financial consideration for FY2013.
- ii) Thank you note from jail employee Aaron Przybylinski for flowers sent by the County for the funeral of Ralph Przybylinski.
- iii) The Board of Equalization Hearing Process presented to the Board by Assessor Dwight Davis.
- iv) Letter from ITD reporting Cassia County's share of costs for county transportation.

c) 1:18 PM CHANGE OF STATUS

- i) Mini-Cassia Criminal Justice Center
 - (1) Michael Dean Higley – Increase in wages for certification for Level I Detention Officer
 - (2) Jacob Coleman Mitchell – Increase in wages for certification for Level I Detention Officer

4) 1:18 PM

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

- 6) 9:15 AM CORONER/INDIGENT BURIAL – JEFF RASMUSSEN
- a) Jeff Rasmussen from Rasmussen Funeral Home presented reasoning for an increase in costs related to indigent disposition of the deceased and charges for services related to Coroner-related deaths.
 - b) Rasmussen commented on statutory changes related to Coroner-ordered disposition of the deceased that will go into effect on July 1, 2012.
 - c) Rasmussen said there had been no County-funded increases since 2003 for indigent burial and cremation. He requested an increase in payment from the County for indigent-related deaths and disposition.
 - d) Rasmussen went over the current payment of the County for indigent disposition and the County’s policy detailing cremation as the preferred method to meet their statutory obligation. Each funeral home helps with approximately two to four indigent services for disposition each year. Currently the County pays for a grave and grave opening and closing when a burial is performed in lieu of cremation. The prospects of utilizing whichever County cemetery that minimizes costs to the County was presented.
 - e) Rasmussen’s proposal included increasing the County’s payment for indigent cremation from \$800 to \$1200 or a 50% increase and from \$1000 to \$1800 or 80% increase for burial with the County paying for the grave space and grave opening and closing. He indicated a desire to be fair and not a burden to the County.
 - f) Rasmussen detailed the situation with their assistance with Coroner-related deaths where the family has no choice or is not immediately available to exercise their right of choice, the Coroner works on a rotation basis between the two Cassia County funeral homes, Rasmussen Funeral Home and Morrison-Payne Funeral Home. He indicated that they are oftentimes involved with 6 or 7 hours and with situations where the deceased and their family are from out of town. Some funeral homes feel that it is not their responsibility to cover costs for the time spent. Rasmussen has discussed with County Coroner, Craig Rinehart, and the prospects of the family choice funeral home paying a coroner fee of \$395 for those services to cover costs. Rasmussen feels that is not out of line as other county coroner’s are imposing a fee.
 - g) The Board took the proposal under advisement and will follow up with Welfare Director, Susan Keck when she returns from vacation.
- 7) 9:25 AM ANNUAL REPORT & REQUEST FOR SUPPORTIVE FUNDS FOR 2013 SOUTH CENTRAL COMMUNITY ACTION PARTNERSHIP – KEN ROBINETTE
- a) Robinette presented statistics detailing Cassia County Community Service Block Grant (CSBG) Emergency Services, the Weatherization/Energy Conservation Program, and Transitional Housing totaling \$612,715 of services given back to the County.
 - b) They are on target with their goals this year with the South Central Community Action Partnership.
 - c) Federal stimulus funds to states have been cut back and there is even talk of the termination of the weatherization program.
 - d) Robinette asked the Board to be considered in their request for FY2013 for the same \$2000.00 amount they have requested in the past.
- 8) 9:40 AM BOARD OF EQUALIZATION
- a) There was no need for BOE hearings today. Davis indicated that there were a couple of inquiries that may result in a need for BOE hearings.
- 9) 9:45 AM REVIEW STATEMENT OF TREASURER’S CASH

- a) The Board reviewed the Statement of Treasurer's Cash as presented by Justesen.
- 10) 9:45 AM DEPARTMENT HEAD MEETING
 - a) RANDY KIDD – SHERIFF
 - i) Kidd reported on the Burley Boat Regatta held this past weekend. It ended without many difficulties.
 - ii) With a lot of summer recreation going on, his officers are patrolling the campgrounds and the waterways.
 - b) PATTY JUSTESEN – TREASURER
 - i) The Treasurer's office just went through tax collection. From last June to this June there was 0.1% more collected this year than last year.
 - ii) This year they only used a part time person for four days.
 - iii) There is one property up for tax deed sale on July 2, 2102, at 9:30 a.m.
 - iv) A Treasurer's Cash Report for last month was provided to the Board.
 - v) It was asked whether credit cards are up and working yet and she indicated that they were not yet up and running.
 - c) DWIGHT DAVIS – ASSESSOR
 - i) Davis reported that DMV has been busy.
 - ii) He indicated that debit/credit card processing has worked very well with Access Idaho.
 - iii) He reported that today is the last day to appeal assessed property values.
 - d) JOE LARSEN – CLERK
 - i) Larsen reported on budget workshops that would be held during the next few weeks with department heads.
 - ii) The new Recorder Supervisor, Heather Evans was working our very well.
 - iii) There are no elections as of yet that have been filed for the August election date.
 - iv) The Court clerks are functioning well.
 - e) AL BARRUS – PROSECUTING ATTORNEY
 - i) Barrus reported on a number of jury trials coming up.
 - ii) The Prosecutor's office is very busy right now.
 - f) KERRY MCMURRAY – ADMINISTRATOR
 - i) McMurray presented to the Board the May 2012 building report detailing Agricultural Siting Permits totaling \$375.00, Building Permits totaling \$4,680.12, Manufactured Homes totaling \$400.00 and Temporary Placements at \$100.
 - ii) Planning and Zoning completed two hearings on accessory dwelling units as well as the hearings involving the City of Burley for change of residential to commercial designation south of 27th Street, a quarter mile on both sides of the Oakley Highway to approximately Farmer's Corner.
 - iii) McMurray indicated that those who want to build in the impact area have to be permitted through the County and follow the rules of the City of Burley.
 - iv) McMurray has been involved in numerous risk management issues lately.
 - g) AMBER PREWITT – ADULT MISDEMEANOR PROBATION
 - i) Prewitt has been interviewing this past week for an open position in her department. They had seven candidates that they were working with.
 - ii) Adult Misdemeanor Probation is using Access Idaho and everything is going well so far.
 - iii) Barrus asked to follow up an MOU Adult Misdemeanor has had with the State.
 - h) DARWIN JOHNSON – MINI-CASSIA CRIMINAL JUSTICE CENTER

- i) Things went well over the weekend and they were not as busy as they thought they would be with the Burley Boat Regatta. Two or three individuals are going through detox from the weekend. The current population at the jail is 188 and they have 170 beds so they have had some challenges.
- ii) Kunau asked about the increase of State inmates. It was brought out that the increase of local holds has contributed to the increased population.
- iii) They are currently testing a few people for employment.
- iv) Two graduated from POST this month.
- v) Idaho Sheriff's Meeting is this week for Johnson and Sheriff Kidd.
- i) GORDON EDWARDS – WEED AND PEST CONTROL
 - i) Edwards reported that there were no mussels with inspected regatta boats.
 - ii) The Idaho Department of Agriculture will address problems with invasive species stickers on regatta boats. None had purchased stickers.
 - iii) They are inspecting roughly six to 22 boats a day at the invasive species checkpoint.
 - iv) They had a good turnout during the Weed Tour. Sage Grouse will be the top issue in the coming months with local people meeting soon at the BLM office.
 - v) None of the hay inspections passed so far for the lack of noxious weeds.
- j) CRAIG RINEHART – CORONER
 - i) Not present.
- k) JOEL PACKHAM – EXTENSION AGENT
 - i) They just finished 4H camp with 80 campers from 5 counties with 20 from Cassia County.
 - ii) They also just completed home food preservation class with 12 attendees.
 - iii) 4H is helping with the Lunch in the Park program sponsored by Cassia Regional Medical Center.
 - iv) The Cassia High School garden is in place with 10 to 12 commodities. They are already harvesting goods from the garden.
 - v) A cereal tour with McGregor for growers will take place in the morning at Miller Research at 8:30 a.m.
 - vi) Research for Planning and Zoning has been completed and Packham presented the Board with a Contributions of Agribusiness to Idaho's Magic Valley Economy brochure detailing that study.
- l) BOB KUNAU
 - i) Kunau reported on modifications of the proposed Justice Complex. He indicated that we should be ready for construction bids by the 1st.
- m) PAUL CHRISTENSEN
 - i) Christensen expressed appreciation to all departments and employees.

11) 10:16 AM APPROVAL OF MINUTES

10:16 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE MINUTES OF THE BOARD FROM JUNE 18, 2012. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

10:16 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE MINUTES OF THE BOARD FROM A SEPCIAL MEETING WITH THE BURLEY CITY COUNCIL FROM JUNE 19, 2012. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

12) 10:17 AM CSI RESIDENCY APPLICATIONS

- i) There were no CSI residency applications for today.

13) 10:17 AM BUDGET MATTERS

- a) Budget workshops to be planned for the 2nd and 3rd weeks of July.
- b) The Board received a budget request for FY2013 for \$2000 as in the past for the Mid-Snake Water Resource Commission. The Board approved said request.

14) 10:17 AM BEER LICENSES

- a) The Board reviewed the following Retail Alcoholic Beverage Licenses:
 - i) Searle's
 - ii) Mr. Gas Overland Car Wash
 - iii) Mr. Gas South Overland
 - iv) Mr. Gas Quik Pik
 - v) Farmer's Corner
 - vi) Shakers
 - vii) Maglaughlin Gas & Grocery

10:17 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE THE RETAIL ALCOHOLIC BEVERAGE LICENSES AS PRESENTED. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

15) 10:21 AM ADMINISTRATIVE TRANSFER OF BARRACUDA BACKUP SERVER

- a) The Board discussed an agreement between the County and Stephenson Consulting transferring administrative responsibility and access to Stephenson's for configuration, access, and user account changes.

10:21 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE COUNTY EXPENDITURES DATED JUNE 22, 2012. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

16) 10:30 AM DISTRICT COURT BUDGET

- a) Bevan, Wright, Crabtree
 - i) Linda Wright presented the Cassia County share of costs for the District Court Administration. She talked about status offender costs, truancy court maintained by Judge Bollar, and their efforts in trying to keep youth out of the court system.
 - ii) Judge Bevan referred to decreases in jury service costs. Judge Crabtree is keeping an eye on that to keep it down and jury feedback has been positive.

17) 10:43 AM REVIEW AND EXECUTE RECORDS DESTRUCTION RESOLUTION

- a) Resolution No. 2012-012 – Resolution for destruction of semi-permanent public records from the Cassia County Jury Commission in the Clerk's office was presented.

10:43 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE RECORDS DESTRUCTION FOR THE JURY COMMISSION INCLUDED IN RESOLUTION NO. 2012-012. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- b) Resolution No. 2012-014
 - i) The Board tabled Resolution No. 2012-014
- c) Resolution No. 2012-015
 - i) The Board tabled Resolution No. 2012-015

- 18) 10:55 AM CONFLICT PUBLIC DEFENDER REPORT, MAY 2012
- a) The Board reviewed the Public Defender Report from May 2012, prepared by Clayne S. Zollinger.
- 19) 10:56 AM COPY MACHINE UPGRADE FOR CLERK'S MAIN COPIER – REVIEW AND EXECUTE CONTRACT
- a) A copy machine upgrade was proposed by Xerox Representative for the Clerk's Office (Recorder/Elections/Welfare/Auditor). Larsen and McMurray explained to the Board that network integration functions, meeting the needs for color printing, print quality, optical character recognition features, and encryption abilities will accomplish the needs of all referred to areas of the Clerk's Office.
 - b) The new copy machine will increase the monthly lease payment by \$76.35 for 60 months that would be divided between the four area budgets. However, it will also facilitate eliminating most of that cost expended in toner cartridges that will no longer be needed. There is money currently in those budgets to cover those additional expenditures.

10:58 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE EXECUTING A CONTRACT WITH XEROX FOR THE CLERK'S MAIN COPIER FOR THE RECORDER/ELECTION OFFICE. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

20) 10:58 AM COUNTY BURN BAN

- a) Harlo Clark contacted the Board regarding the call for a county wide weed ban that may include fireworks. Barrus indicates that it would take something in addition to burn to include a fireworks ban.
- b) There was a problem when it had been done previously and wasn't a positive experience.
- c) The Board recommended holding a decision until discussing it with the BLM.

21) 11:01 AM INDIGENT MATTERS

11:01 AM **EXECUTIVE SESSION**

MOTION: COMMISSIONER KUNAU MOVED TO CONVENE IN EXECUTIVE SESSION REGARDING MEDICAL INDIGENT MATTERS UNDER IDAHO CODE SECTION 67-2345(1)(D). COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

Deputy Clerk Stella Sutherland presented the following:

- a) Case #2012049
- b) Certificate of Denial on Case #2012052 and #2012047
- c) Certificate of Approval on Case #2012065
- d) Release of Medically Indigent Lien on Case #204041, #2012013, and #2012036
- e) Determination of Decision Held in Suspension on Case #2012053

11:16 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE THE MEDICAL INDIGENT ACTIONS AS PRESENTED. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY. THE BOARD RETURNED TO REGULAR SESSION AT 11:16 AM.

22) 11:16 AM COUNTY ROAD AND BRIDGE

- a) Road and Bridge desired to set up a trade account with Kenworth Sales Company.
- b) The Board approved and completed a Trade Account Information and Account Agreement form with Kenworth to be a vendor for the County Road & Bridge Department.

23) 11:25 AM FAIRBOARD – FOLLOW UP ON REQUEST FOR ASSISTANCE

- a) The Board discussed the placement of gates at the fairground.

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- b) Concerns will be addressed further during the budget workshops.
- 24) 11:30 AM BLM/USFS
 - a) Chairman Crane talked to Nannenga and Courtney regarding a suggested burn ban. There are none currently but if things continue as they are we will have a burning ban from BLM and the Forest Service.
 - b) SCOTT NANNENGA – FOREST SERVICE RANGER
 - i) The lookout is open at Mt. Harrison but the Forest Service is having a hard time finding someone to work functioning as a visitor center in providing information.
 - ii) There were no appeals regarding the Black Pine Mine site. They will be starting exploration for the next two years.
 - iii) The USFS may be sending out letters to those grazing cattle letting them know they may need to go home earlier if moisture doesn't improve with the growing season completed for vegetation.
 - iv) The USFS is looking at expanding the Thompson Flat campground. Space constraints preclude them from doing that at Lake Cleveland. They desire to make more meaningful group sites and environmental work will begin next year.
 - v) USFS will be receiving money for a water system at campgrounds. Consideration for that will be coming up next year.
 - vi) Kunau talked with Nannenga about cutting trees on the snowmobile trail. That will need to be coordinated with Snowmobile Grooming supervisor Chuck Larson.
 - c) MIKE COURTNEY – BLM DIRECTOR
 - i) Courtney complimented Gordon Edwards on the great job he did with the FLAG tour.
 - ii) He provided a CD with the final plan of the Milner Recreation Site Project.
 - iii) A public meeting will be held at the BLM firehouse from 4:00 p.m. to 7:00 p.m. Wednesday, July 11, 2012, to talk about plans for the Milner Project.
- 25) 12:00 PM LUNCH RECESS
- 26) 1:20 PM RECONVENE
- 27) 1:22 PM COUNTY EXPENDITURES

CURRENT EXPENSES	104	\$3,198.60
DISTRICT COURT FUND	106	\$65.34
COUNTY SNOWMOBILE FUND	118	\$44.80
ASSESSOR TRUST FUND	123	\$186.60
JUSTICE FUND	130	\$42,541.18
PHYSICAL FACILITIES FUND	144	\$952.94
ADULT MISDEMEANOR PROBATION	149	\$6,818.15
	TOTAL	\$53,807.61

1:22 PM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE COUNTY EXPENDITURES DATED JUNE 22, 2012. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 28) 1:30 PM INVASIVE SPECIES DISCUSSION – IDAHO STATE POLICE

- a) Idaho Department of Agriculture representative, Matt Voile enumerated threats to bodies of water and indicated that all northwest states have been designated as threat states as it pertains to the Quagga/Zebra Mussels. He said that meant that each state has at least one body of water that is a threat.
- b) Chairman Crane made introductions of those present and talked of the concern of invasive species in our area. He referred to letters from attorney Bill Parsons representing the Southwest Irrigation District and from Board of Directors President, Dean Edgar representing the Burley Irrigation District. Both expressed concerns with the threat from the mussels to their respective irrigation systems and the desire to support anything necessary to intercept boats entering the State of Idaho for inspection.
- c) County Invasive Species Director, Gordon Edwards stated that there had been about 200 drive-by's since they have started inspections for mussels. Edwards also said that an individual who had voluntarily stopped and was very irritated at those who he witnessed driving by the check station. Edwards also stressed the need to stop the mussels from getting in our waterways and that the magnitude of the problems necessitates us all working together. Chairman Crane commented on our limited ability with enforcement of the requirement.
- d) Idaho State Police (ISP) Director, Colonel G. Jerry Russell talked of the excellent working relationship ISP has with the Department of Agriculture and law enforcement entities in counties. He spoke about the letter from Cassia County to Governor Otter and how they understand the impact of the threat from mussel infestation in Idaho waterways. He expressed a desire to do all they can with the resources they have available. They have 150 troopers statewide and two in our area and that there are 30 at any one time on duty within the state and that they were covering 3000 square miles. ISP has made a change on their position on enforcement. They will escort vehicles back to the inspection station if there is not any undue risk and they will also issue citations. They will also impound vehicles when necessary and will also go to the check station if possible when there is a peace-keeping issue. He indicated that the caveat is that there are a limited amount of officers available and if they can respond they will. They will also turn vehicles towing boats around to go back to the inspection station if it doesn't compromise safety.
- e) Barrus expressed appreciation on their change of position and the correct message it sends.
- f) Sheriff Kidd indicated that it now addresses the concerns when someone is stopped.
- g) Rep. Fred Wood asked about the size of the mussels in making a determination whether or not a boat is infected. He stressed the need to issue a citation to every single one that passes the port. Russell indicated that they are not trained and cannot determine if they are as small as a grain of sand. Wood said that they should be sent back to the checking station or be escorted back. Voile indicated that they could train any of the officers that may need it. Statute indicates that it has to be "plausibly viable" that there is a problem which would include if they have come from Lake Mead or have water inside the boat.
- h) Christensen discussed with legislators the shortage of law enforcement officers and the need for more. Wood talked about the need for more public safety but we also have budgetary constraints.
- i) The Board talked about staggering time of the invasive species inspections with Edwards.
- j) Christensen asked Voile if the mussels are surviving in the aquifer. He indicated that they have been found in deep water in an oxygen deprived environment but it is unknown whether it can survive in the aquifer.

- k) It was pointed out that as boaters become more aware through education, the more cooperation there would be.
- l) Colonel Russell will address the possibilities of using the freeway turnarounds with the Idaho Department of Transportation and District Engineer, Devin Rigby and then he will get back with the County.

29) 212 PM ADJOURNMENT

APPROVED:

/s/_____

Dennis Crane, Chairman of the Board

ATTEST:

/s/_____

Joseph W. Larsen, Clerk of the Board