



BOARD OF COUNTY COMMISSIONER MINUTES

Monday, March 12, 2012

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

PREVIOUS WEEK'S MINUTES

The Minutes for March 5, 2012, 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.

CALENDAR

The Board reviewed the calendar.

1. Juvenile Justice Meeting in Rupert tomorrow at 8:00 a.m. Tuesday, March 13, 2012.
2. CAT Board Meeting in Boise on Wednesday, March 14, 2012.
3. Adult Misdemeanor Probation Planning Meeting in Boise on Thursday, March 15, 2012.
4. FFA Dinner at Burley High School at 6:00 p.m. Tuesday, March 13, 2012
5. South Central Community Action Meeting at 12:00 p.m. Thursday, March 15, 2012.
6. Cassia Central Republican Committee Meeting at 7:00p.m. Thursday, March 15, 2012.
7. Deputy graduation from POST Academy in Meridian at 11:00 a.m. Friday, March 16, 2012, in Meridian.
8. Planning and Zoning Hearing at 2:00 p.m. Thursday, March 15, 2012.
9. Snowmobile Meeting at 4:00 p.m. Tuesday, March 13, 2012.

CORRESPONDENCE

The Board reviewed the following:

1. Invitation to Morrison-Payne Funeral Home Open House
2. Idaho Mosquito and Vector Control Association invitation to the IMVCA Annual Spring Meeting on April 5 and 6, 2012, at the Idaho Center in Nampa
3. Idaho Bureau of Homeland Security Quarterly Newsletter for Winter 2012

COUNTY AUDIT PRESENTATION

Jeff Poulsen from Evans and Poulsen, CPA's, the County's contracted outside auditor presented audit results just completed. Poulsen reported a clean report and indicated that he felt the financial statements were fair and the financial condition of Cassia County was sound at the end of the fiscal year. He further indicated that he had spent extra time this year to further look at efficiencies in selected departments with the County. The audit Management Letter brought to the attention of management areas of concern along with recommendations for compliance with GAAP and GASB standards even though said findings were not serious enough to adversely affect the outcome of the audit. Poulsen indicated that there were some repeat findings that should be addressed.

Poulsen general areas of improvement included better grant accountability, decreasing

budgeted amounts from the Current Expense Fund that appeared to be too high, recording of pertinent information with receipts and expenditures as they are incurred, tighter financial checks and balances with jail accounting, increased focus on improved accountability with receivables and efficiency with software in place in the Adult Misdemeanor Probation department, checks and balances for review of expenditures in the Welfare Department, and appropriate communications between the hospital and the jail for approval of expenditures incurred by inmates.

CREDIT CARD PAYMENT ISSUES

The Board conducted a conference call with Bob Stephensen regarding unresolved issues with the TouchPay system. Stephensen indicated a need to make changes as things are not working out as TouchPay said it would. There had been problems with the Treasurer and Auditor Office with accountability for double charges that should not have occurred and with refunds of those charges. There had been a March 1, 2012, deadline for TouchPay to correct problems and that had not happened. There had been a delay with TouchPay getting back with Stephensen, the Assessor’s Office, and Adult Misdemeanor Probation. Assessor Davis indicated that their service does not meet our needs. It was determined to talk to other vendors for consideration of service for credit and debit card processing for the County.

EXECUTIVE SESSION

At 11:02 a.m. it was proposed by Commissioner Christensen and seconded by Commissioner Kunau 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 of the meeting was to conduct a hearing on Indigent Case # 2011123. Commissioner Christensen made a motion to deny payment of indigent application base on the Welfare Office investigation declaring non-indigency, seconded by Commissioner Kunau, followed by a unanimous yea vote. The Board returned to Executive Session under the same code for continuing indigent matters at 11:08 a.m.

JUSTICE CENTER MATTERS – ICA ARCHITECTS IN DISTRICT COURTROOM

ICA Architects met in the District Courtroom to go over potential layouts for the new Justice Center. Those in attendance included Judge Michael Crabtree and Judge Mick Hodges for the Courts, Sheriff Randy Kidd and Deputy Shannon Taylor of the Sheriff’s Department, LCA representatives, and all County officials in attendance to earlier Board proceedings.

Areas of concern were addressed regarding security, the Clerk’s Office, the Judge’s chambers, each courtroom layout, and potential adjustments that need to be considered.

LCA Architects will meet again with the Board with changes as discussed in the proposed plan layout.

COUNTY EXPENDITURES

The Board reviewed the County’s Payables Approval Report dated March 9, 2012. 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	\$12,524.80
INDIGENT FUND	105	\$22,804.42

DISTRICT COURT FUND	106	\$7,835.44
COUNTY ROADS & BRIDGES FUND	107	\$4,452.35
WEED & PEST FUND	108	\$3,575.64
REVALUATION FUND	114	\$23.00
911 COMMUNICATIONS FUND	115	\$6,093.87
COUNTY ELECTION FUND	116	\$475.51
JUSTICE FUND	130	\$37,338.89
MINI-CASSIA DRUG ENFORCEMENT TASK FORCE	136	\$69.95
D.A.R.E TRUST	137	\$215.99
COURT RESTITUTION FUND	139	\$10.00
ADULT MISDEMEANOR PROBATION	149	\$6,571.97
WIDOW'S BENEFIT FUND	198	\$0.00
	TOTAL	\$101,991.83

CHANGE OF STATUS

The Board reviewed two (2) Request for Change of Status forms from Weed and Pest Department regarding the Invasive Species promotions for superintendent Gordon Edwards and Linda Cutler. The Board disapproved said forms pending further discussion with Edwards. The Board approved a Temporary Employee Personnel Action Form with the same department for Kevin Patterson as a Boat Inspection Technician. The Board approved a Temporary Employee Personnel Action Form for former Prosecuting Attorney employee, Shantel Higley as a part time secretary. It was moved and seconded for said status changes and temporary hires as enumerated by roll call vote was unanimous with Commissioner Kunau, Commissioner Christensen and Chairman Crane all voting yea.

EXECUTIVE SESSION

At 10:26 a.m. it was proposed by Commissioner Christensen and seconded by Commissioner Kunau 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 Kunau 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 10:32 a.m.

EXECUTIVE SESSION

At 10:53 a.m. it was proposed by Commissioner Christensen and seconded by Commissioner Kunau 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. Welfare Director Susan Keck briefed the Board on an Appeal Hearing on Case #2011123 scheduled for 11:00 a.m. this morning. Keck presented Case #2012021. The Board recessed for an indigent hearing at 11:02 a.m. and returned to this Executive Session at 11:08 a.m. The Board reviewed and approved the following: Order of Dismissal on Case #2011125; Notice of Continuance of Hearing on Case #2011124; Notice of Lien and Application for Medically Indigent Benefits on Case #2012023, #2012025, and #2012024; Release of Medically Indigent Lien on Case #2010047, #2011027, and #2011125; Certificate of Denial on Case #2012013; Certificate of Approval on Case #2012021 and #2012023; Order of

Reimbursement on Case #2012021 and #2012023; and Certificate of Approval for Additional Treatment on Case #2011071 and #2011059. Following the discussion, the Board returned to regular session at 11:22 a.m.

EXECUTIVE SESSION

At 2:50 p.m. it was proposed by Commissioner Christensen and seconded by Commissioner Kunau that the Board convene in Executive Session under Idaho Code Section 67-2345(1)(f) with Commissioner Crane voting yea, Commissioner Christensen voting yea, and Commissioner Kunau voting yea. The purpose and general tenor of the meeting was to discuss pending litigation. The Board determined to allow Administrator McMurray to work with settling the matter in question. Following the discussion, the Board returned to regular session at 2:55 p.m.

OTHER BUSINESS

1. The Board discussed three (3) CSI Residency Applications. Following discussion, a motion was made and seconded to approve said applications. A roll call vote was unanimous with Chairman Crane, Commissioner Kunau, and Commissioner Christensen all voting yea.
2. The Board reviewed and approved County expenditures as presented.
3. There was no need for Board of Equalization today.
4. The only County building issues discussed by the Board were with LCA Architects conducted later in the meeting in the District Courtroom.
5. Clerk Larsen updated the Board on Election issues. Larsen discussed the election for a supplemental levy for the Joint School District of Cassia County that will be conducted on Tuesday, March 13, 2012, at the regular polling places within that taxing district. Larsen also indicated that the filing deadline for candidates seeking election in the May 15, 2012, Primary Election was March 9, 2012. One (1) filed for election for the Prosecuting Attorney, two (2) filed for County Commissioner in District #1, three (3) filed for County Commissioner in District #3, and three (3) filed for Sheriff.
6. The Board reviewed and discussed State Legislative matters. Discussion took place regarding oil and gas legislation.
7. The Board discussed Gateway matters. The County received a bill from Doug Balfour that was heavily weighted for MISTI work rather than Gateway work. Prosecuting Attorney Barrus indicated if those expenses continued as such, it would be advisable to re-evaluate the agreement.
8. The Board discussed Road and Bridge matters. Chairman Crane indicated that he had spoken with Road & Bridge Supervisor Sam Adams and that things were going well.
9. The Board reviewed Resolution No. 2012-002 authorizing destruction of semi-permanent records from the Auditor's Office. A motion to accept said resolution was made by Commissioner Christensen, seconded by Commissioner Kunau, followed by a unanimous yea vote.
10. The Board reviewed and discussed engaging Evans and Poulsen for outside auditing purposes for FY2012 in the amount of \$19,200. Commissioner Kunau made a motion approve such engagement for outside auditing, seconded by Commissioner Christensen, followed by a unanimous yea vote.

11. The Board considered approval of a CSI Residency Application from Mason Phillip Lamb, where a question of residency was at issue from the Clerk's Office. The applicant's mother provided information to infer their residency in Utah indicating that they are registered to vote there and have not resided in Idaho for twelve (12) consecutive months as required by Idaho Code 33-02110. Following discussion, Commissioner Christensen made a motion to not certify said applicant as a resident of Cassia County, Idaho, barring any additional information to prove otherwise, seconded by Commissioner Kunau, followed by a unanimous yea vote. Prosecuting Attorney Barrus prepared a letter of response to the applicant's mother, Heather Warr detailing the Board's decision.
12. The Board discussed the 2012 Arbor Day Grant Program and the prospects of a 2012 Arbor Day Proclamation. Following discussion, the Board determined to proclaim April 23, 2012, as Arbor Day in Cassia County by motion from Commissioner Kunau. That motion was seconded by Commissioner Christensen, followed by a unanimous yea vote.

LUNCH

At 1:40 p.m. the Board departed for lunch at The Upper Crust, where discussion ensued with LCA Architects regarding details of their presentation that will take place in the future regarding the new Justice Center architectural work.

RECESS

Meeting was recessed until 8:00 a.m., Monday, March 19, 2012.

OTHERS IN ATTENDANCE AT TODAY'S MEETING

Jay Lenkersdorfer, Weekly News Journal.

ATTEST:

APPROVED:

/s/
Joseph W. Larsen
Clerk of the Board

/s/
Dennis Crane
Chairman of the Board