



Cassia County Board of Commissioners

Commissioner Chambers

1459 Overland Ave.

Burley, ID 83318

www.cassiacounty.org

Board Chairman:

Dennis Crane

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Board Members:

Paul Christensen (District #1) ~ pchristensen@cassiacounty.org

Bob Kunau (District #2) ~ bob.kunau@cassiacounty.org

Dennis Crane (District #3) ~ dcrane@cassiacounty.org

Monday, October 1, 2012

The Board of Cassia County Commissioners met in regular session on Monday, October 1, 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

- 1) 9:00 AM CALL TO ORDER, PLEDGE OF ALLEGIANCE, REVIEW CALENDAR, MINUTES, CORRESPONDENCE, PERSONNEL, CSI RESIDENCIES, COUNTY EXPENDITURES, COUNTY ROAD AND BRIDGE, AND BULDING MATTERS
 - a) 9:05 AM CALENDAR
 - i) Region IV Development Committee Meeting on Thursday, October 4, 2012
 - ii) Juvenile Justice Meeting for tomorrow has been cancelled as Judge Hodges is out of town
 - iii) The Board determined to hold a Special Board Meeting on Friday, October 5, 2012, in the Commissioner's Chambers to discuss the bid process for the Justice Complex and other issues that may come up.
 - b) 9:05 AM CORRESPONDENCE
 - i) The Idaho State Bar Executive Director's Report detailing 2012 award recipients. Prosecutor Al Barrus received the professionalism award for the 5th Judicial District.
 - ii) Gateway West Transmission Line Project Newsletter – Issue 4 – September 2012
 - iii) Idaho Bureau of Homeland Security Quarterly Newsletter – Summer 2012
 - iv) Thank you note from Administrative Secretary Sara Haynes for the employee appreciation barbeque
 - v) Thank you note from Lisa Heisel for the floral arrangement sent by the Board for the funeral of her mother-in-law
 - c) 10:07 AM CHANGE OF STATUS

CASSIA COUNTY COMMISSION

REGULAR SESSION

Monday, October 1, 2012

1 | Page

- (1) Approved FY2013 budget year wage increases for various County employee increases at the discretion of department heads as verified by the Auditor's Office were presented for Board approval

10:07 AM

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

- d) 9:33 AM APPROVAL OF MINUTES

9:33 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE MINUTES OF THE BOARD FROM SEPTEMBER 24, 2012. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- e) 9:10 AM CSI RESIDENCY APPLICATIONS
 - i) The Board reviewed 43 CSI Residency applications of which 37 were dual credit residency applications.

9:10 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE CSI RESIDENCY APPLICATIONS AS PRESENTED. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- f) 10:56 AM COUNTY EXPENDITURES

CURRENT EXPENSES	104	\$26,637.44
INDIGENT FUND	105	\$145.17
DISTRICT COURT FUND	106	\$4,120.68
COUNTY ROADS & BRIDGES FUND	107	\$4,573.48
AMBULANCE SERVICE	110	\$6,000.00
REVALUATION FUND	114	\$222.31
COUNTY BOAT LICENSE FUND	117	\$2,500.00
COUNTY SNOWMOBILE FUND	118	\$82.36
ASSESSOR TRUST FUND	123	\$147.12
COURT TRUST FUND	127	\$40.00
JUSTICE FUND	130	\$14,808.60
EMERGENCY MEDICAL SERVICE FEES	133	\$6,499.98
PHYSICAL FACILITIES FUND	144	\$171.89
ADULT MISDEMEANOR PROBATION	149	\$1,109.51
	TOTAL	\$67,058.54

10:56 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE COUNTY EXPENDITURES DATED OCTOBER 1, 2012. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- g) 11:42 AM COUNTY ROAD AND BRIDGE
 - i) 2012 Reporting Road Surface Map
 - (1) The Board reviewed and discussed the map as prepared to be approved and signed.
 - ii) The Board reviewed the County Road and Bridge Geo Local Road Mileage Report for the year ended 2012.

***CASSIA COUNTY COMMISSION
REGULAR SESSION
Monday, October 1, 2012***

11:42 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE AND SIGN THE ROAD AND BRIDGE 2012 REPORTING ROAD SURFACE MAP. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

h) 10:31 AM BUILDING MATTERS

i) Barrus and McMurray discussed the bid documents provided by LCA Architects and determined that a closer look of those documents was needed as Barrus indicated concern in some areas.

ii) The Board determined to meet on Friday in a special meeting to discuss the matter

2) 9:15 AM DESIGNATION OF POLLING PLACES

a) Deputy Elections Clerk Theresa Forthun presented the polling places for the Cassia County November 6, 2012, General Election for the Board's approval.

b) Two polling locations have changed:

i) Jackson Precinct – changed from Lola Nelson's home to Leo Robbins's Community Building

ii) Unity Precinct – changed temporarily from the Unity L.D.S. Church which is being remodeled to the Sweetheart Manor

c) A mailer will be sent to all registered voters of those two precincts detailing those changes which will go out on Tuesday, October 2, 2012.

9:17 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE THE PRESENTED POLLING PLACES FOR THE 2012 GENERAL ELECTION. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

3) 9:25 AM COMPUTER EQUIPMENT PURCHASE FOR 911 – TODD QUAST

a) McMurray presented to the Board the proposal to purchase a 20 Terabyte backup storage unit for the 911 Department.

b) The cost would be approximately \$9000.

9:25 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE THE PURCHASE OUT OF 911 FUNDS FOR A COMPUTER BACKUP UNIT AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

4) 9:29 AM APPROVAL OF FINAL CONSTRUCTION FOR DRUG TESTING LAB AT MISDEMEANOR PROBATION – AMBER PREWITT

a) Adult Misdemeanor Probation Supervisor Amber Prewitt proposed the completion of the construction of the drug testing lab to provide additional space and air circulation

b) The cost of construction was included in the FY2013 budget.

9:31 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE THE CONSTRUCTION COMPLETION AS PROPOSED FOR THE ADULT MISDEMEANOR PROBATION DRUG TESTING LAB. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

5) 9:34 AM DISCUSS REFUND REQUEST OF \$27.92 TO CSI LEASING – PATTY JUSTESEN

a) Justesen presented a letter to the Board requesting permission to refund CSI Leasing the amount of \$27.92 for 2011 taxes paid.

b) A cancellation of leased equipment was erroneously left on the Tax Roll for 2011 and CSI Leasing had paid taxes in December of 2011 as a protective measure to avoid penalties and is now

CASSIA COUNTY COMMISSION

REGULAR SESSION

Monday, October 1, 2012

3 | Page

requesting a refund. The amount could have been waived had CSI Leasing contracted the Treasurer's Office.

- c) The Auditor's Office was requested to deduct the necessary amounts from each applicable taxing district totaling \$27.92.

9:36 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO REFUND CSI LEASING \$27.92 AND DEDUCT THE NECESSARY AMOUNT FROM TAXING DISTRICTS. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

6) 9:39 AM RATIFY LEASE AGREEMENT WITH XEROX FOR PROSECUTOR'S OFFICE

- a) Chairman Crane signed an agreement previously that was presented to him by Dennis Peterson from Peterson Office Supply on an expiring lease for copy machine equipment in the Prosecutor's Office.
- b) A need for ratification of that decision was presented for the Board's consideration.

9:40 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO RATIFY THE APPROVAL AND SIGNING OF A CONTRACT WITH XEROX FOR A COPY MACHINE IN THE PROSECUTOR'S OFFICE. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

7) 9:41 AM DISCUSS REPRESENTATIVE FROM DISTRICT #3 FOR ANIMAL DAMAGE CONTROL BOARD

- a) This open position is to fill the vacancy of Joe Tugaw who is deceased.
- b) The Board will wait for a recommendation for nomination of an individual to that position.

9:48 AM EXECUTIVE SESSION

MOTION: COMMISSIONER CHRISTENSEN MOVED TO CONVENE IN EXECUTIVE SESSION REGARDING PERSONNEL MATTERS UNDER IDAHO CODE SECTION 67-2345(1)(A). THE MOTION WAS SECONDED BY COMMISSIONER KUNAU. 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 10:03 AM.

8) 10:04 AM REVIEW AND SIGN HOMELAND SECURITY GRANT – GEORGE WARRELL

- a) Undersheriff George Warrell presented an Idaho Bureau of Homeland Security 2012 Emergency Management Performance Grant application for discussion and approval of the Board.

10:04 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE AND SIGN THE HOMELAND SECURITY GRANT APPLICATION AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

9) 10:06 AM REVIEW AND SIGN AGREEMENT WITH SWANK MOTION PICTURES, INC – MCCJC

- a) Russ Rasmussen from the MCCJC presented a renewal of a Public Performance Licensing Agreement for Correctional Institutions for showing videos to inmates.
- b) The contract is for three years which begins December 1, 2012, and ends November 30, 2015, totaling \$1640.25 payable in three equal installments of \$546.75 annually.

10:07 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE AND SIGN THE CONTRACT BETWEEN THE MCCJC AND SWANK MOTION PICTURES, INC. FOR INMATE VIDEOS. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

10) 10:10 AM REPORT ON SOCIAL AND ECONOMIC BASELINE REPORT CONFERENCE CALL AND REVIEW COMMENTS OF DOUG BALFOUR

CASSIA COUNTY COMMISSION

REGULAR SESSION

Monday, October 1, 2012

4 | Page

- a) Chairman Crane and Doug Balfour participated in a conference call regarding the BLM Sage Grouse Task Force social and economic impacts
- b) Comments have to be in by the end of this week.
- c) McMurray will write a comment letter early this week for the Board to approve and sign.
- d) Power and Cassia County Comprehensive Plans include diversion of harmful activities to public land instead of private agricultural land.
- e) Comments should be prepared to show that Sage Grouse protection could force transmission line construction to private agricultural land contrary to counties comprehensive plans.
- f) Agriculture is the bulk of employment by sector in the counties and they rely heavily on agricultural croplands.
- g) Transmission line placement on private land could adversely and disproportionately affect minority race populations who rely heavily on agricultural income.
- h) Commissioner Christensen said we should encourage that historical uses of public lands including road use be considered in addition to the preservation of sage grouse.

11) 10:30 AM DISCUSS PARCEL NO. RP10S23E326700A – DWIGHT DAVIS

- a) Davis advised the Board that the parcel in question was that of the new Cassia School District Central Office on Overland Avenue south of Burley.
- b) The School District owns half of the property and the other half is owned by Bauscher Ranch, LLC.
- c) The Assessor’s Office erroneously thought that it would not be tax exempt where only a portion is owned by the School District.
- d) They had since found out that where the property is used exclusively for the school district that it statutorily qualifies as tax exempt.
- e) Davis requested that the Board approve exemption from taxes on the said property for 2012.

10:31 AM

MOTION: COMMISSIONER KUNAU MOVED TO EXEMPT THE CASSIA SCHOOL DISTRICT FROM TAXES ON THE SAID PROPERTY FOR 2012. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

12) 10:23 AM COUNTY ROAD AND BRIDGE – PIGGYBACK ON SCHOOL DISTRICT BID FOR FUEL

- a) Road and Bridge Supervisor Sam Adams is looking at the most economical means for fuel costs.
- b) Lynch Oil was the lowest bid and they are willing to piggyback County Road and Bridge with the Cassia School District for diesel fuel purchase and delivery to Almo for \$3.539 a gallon.

10:38 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE ENTERING INTO A JOINT AGREEMENT WITH THE CASSIA SCHOOL DISTRICT AND LYNCH OIL TO PURCHASE DIESEL FUEL AT \$353.9 A GALLON. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

13) 10:40 AM EXTENSION OFFICE/4H CREDIT CARD

- a) The Extension Office requested approval for issuance of County credit cards for both Supervisor Joel Packham and 4H Supervisor Roseanne Davids.
- b) They will be used for travel purposes and other needs.

10:42 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE THE ISSUANCE THROUGH ZIONS BANK OF CREDIT CARDS FOR THE EXTENSION OFFICE TO BE USED FOR BUSINESS-RELATED USE AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 14) 10:45 AM CONSIDERATION OF UPDATED INTERMOUNTAIN HOSPITAL CONTRACT
- a) The Board reviewed the renewal of a contract with Intermountain Hospital in Boise for mental health services for involuntary mental holds.
 - b) The per diem rate will remain at \$827 per day.
 - c) The contract begins October 1, 2012, for one year.

10:46 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE AND SIGN THE RENEWAL OF A CONTRACT BETWEEN THE COUNTY AND INTERMOUNTAIN HOSPITAL FOR INVOLUNTARY MENTAL HOLDS. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 15) 10:50 AM DISCUSS COUNTY MEMBERSHIP IN NACO

- a) The Board discussed continuing membership with the National Association of Counties.
- b) All counties in Idaho are members of the national association.

10:51 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO CONTINUE MEMBERSHIP WITH NACO AND PAY THE ANNUAL DUES. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 16) 11:06 AM INDIGENT MATTERS

11:06 AM EXECUTIVE SESSION

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

Welfare Director Susan Keck presented the following:

- a) Case #2012-084 and #2012-083
- b) Assignment for Collection on Case #2010-007, #2009-042, #98047, and #2011-056
- c) Certificate of Denial on Case #2012-092 and #2012-095
- d) Certificate of Approval on Case #2012-096
- e) Certificate of Approval for Additional Treatment on Case #2012-073
- f) Notice of Lien and Application for Medically Indigent Benefits on Case #2012-097
- g) Release of Medically Indigent Lien on Case #2012-081

11:30 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 10:30 AM.

- 17) 11:53 AM DISCUSS BENEFITS TRUST FUND

- a) Deputy Auditor Cara Petterson sent a letter to the Board inquiring if they desired to use a portion of the Benefits Trust for outstanding claims.
- b) McMurray indicated that a workman's compensation premium would come due soon and he recommended holding off making any payments from the Benefits Trust Fund until that is paid.

- 18) 10:52 AM COST ANALYSIS FOR LUBRICANTS – ROAD AND BRIDGE

- a) Following discussion with Adams, the Board determined to provide a letter declining the offer presented previously.

- 19) 11:45 AM COUNTY ROAD AND BRIDGE TOUR – ALMO AREA

CASSIA COUNTY COMMISSION

REGULAR SESSION

Monday, October 1, 2012

- a) Narrows Bridge Project Review
 - i) The Board reviewed with Road and Bridge Supervisor Sam Adams the progress of the Narrows Bridge Project.
 - ii) The old bridge has been removed, the new culverts have been put in place, they are working the road surface, and they will be completed soon.
 - iii) The Board had a working lunch at Rock City where they discussed other road issues in the Almo-Elba area.
- b) Review Cattle Guard Request
 - i) The Board reviewed the location for placement of a cattle guard with Adams, Steve Ward, and Bob Ward.
- c) Review Bus Turn Around Between Big Cove and Little Cove
 - i) The Board examined the area for a proposed bus turnaround and discussed what would need to be done to accomplish that.
- d) Bruesch Lane Project Review
 - i) Adams discussed with the Board changes planned for the Bruesch Lane road and barrow pit.
- e) Review Approach Concerns in Elba
 - i) The Board discussed with Adams and Tom Ottley the private use of rock from the County-owned Elba Shale Pit for private approaches to County roads.
- f) Review Elba Shale Pit
 - i) The Board reviewed the road to the Elba Shale Pit and discussed securing access to the area and use only for County Road and Bridge purposes.

20) 5:45 PM THE BOARD RECESSED THE MEETING UNTIL 9:00 AM FRIDAY, OCTOBER 5, 2012.

APPROVED:

Dennis Crane, Chairman of the Board

ATTEST:

Joseph W. Larsen, Clerk of the Board