



# Cassia County Board of Commissioners

*Commissioner Chambers*

*1459 Overland Ave.*

*Burley, ID 83318*

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

***Board Chairman:***

*Dennis Crane*

***Phone:*** (208) 878-7302

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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, September 10, 2012

The Board of Cassia County Commissioners met in regular session on Monday, September 10, 2012, at 9:00 a.m. in the Commissioner Chambers of the Cassia County Courthouse. Prosecuting Attorney Al Barrus was excused as he was out of town.

THOSE PRESENT:	County Commissioners:	Dennis Crane, Chairman Paul Christensen Bob Kunau
	Clerk of the Board:	Joseph W. Larsen
	County Administrator:	Kerry D. McMurray
	News Media:	Jay Lenkersdorfer, Weekly Mailer

1) 9:05 AM AMENDMENT TO AGENDA

- a) A request came in this morning from the Declo L.D.S. Stake to Chairman Crane to provide a donation voucher to those who contributed services in remodeling their fair booth.

**9:06 AM**

**MOTION: COMMISSIONER KUNAU MOVED TO ADD TO THE AGENDA DISCUSSION OF THE COUNTY PROVIDING A DONATION RECEIPT TO THOSE WHO CONTRIBUTED SERVICES IN REMODELING THE DECLO LDS STAKE FAIR BOOTH. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- b) Chairman Crane asked Larsen to put together a letter or receipt to provide donors of service and materials for the remodeling of the Declo L.D.S. Stake fair booth at the Cassia County Fairgrounds acknowledging their contributions for tax purposes.

2) 9:06 AM CALL TO ORDER, PLEDGE OF ALLEGIANCE, REVIEW CALENDAR, MINUTES, CORRESPONDENCE, PERSONNEL, CSI RESIDENCIES, COUNTY EXPENDITURES, BUILDING MATTERS, BUCK'S NAF MERCANTILE LIQUOR LICENSE

a) 9:07 AM CALENDAR

- i) Joint Jail Meeting in Rupert at 8:00 a.m., Tuesday, September 11, 2012
- ii) Tea Party Fundraiser at the Fairgrounds at 5:30 p.m. Tuesday, September 11, 2012
- iii) County Picnic Tuesday from 11:30 a.m. to 1:30 p.m. on Tuesday, September 11, 2012, on the grounds north of the courthouse.
- iv) IAC Annual Convention for elected officials next week in Sun Valley.

***CASSIA COUNTY COMMISSION***

***REGULAR SESSION***

***Monday, September 10, 2012***

**1 | Page**

- v) Golf Tournament sponsored by software vendors in Boise on Friday, September 14, 2012.
- vi) Retirement Party at the Burley Best Western Inn for Sen. Denton Darrington from 7:00 to 9:00 p.m. Tuesday, October 23, 2012
- vii) Voter Information Night on the Referendums of the General Election with Lori Otter from 8:00 to 9:00 p.m. at the Little Theatre at Burley High School on Tuesday, September 25, 2012.
- viii) Oath of Office Ceremony for Blaine P. Cannon as Magistrate Judge on Friday, September 28, 2012, in the District Courtroom.
- ix) Board of Commissioner Meeting will be cancelled for Monday, September 17, 2012, due to the IAC meetings.
- x) SIEDO Meeting in Twin Falls at 11:30 a.m. Thursday, September 13, 2012.
- b) 9:07 AM           CORRESPONDENCE
  - i) Mid Snake Resource Conservation and Development mailer
  - ii) University of Idaho Extension – Contributions of Agribusiness to Idaho’s Magic Valley Economy brochure
- c) 9:20 AM           CHANGE OF STATUS
  - i) Weed and Pest Control
    - (1) Jemma Seat – Temporary employee as Boat Inspection Technician

**9:20 AM**

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

- d) 9:21 AM           PERSONNEL ISSUES
  - i) Extension Office Director Joel Packham requested an extension of vacation for Rosie Davids.
    - (1) Chairman Crane asked for more explanation regarding that request.
    - (2) The request was dated May of 2012.
  - ii) Public Defender Dennis Byington requested extension of vacation time for Margie Spiers.
    - (1) Spiers was not able to take time off due to the case load in the Public Defender’s Office.
    - (2) The Board determined that the request was in keeping with the Personnel Policy Manual and approved the request.
  - iii) Cassia County Fair
    - (1) Employee Time Sheets for Cory Parish was presented for approval.
  - iv) Road & Bridge
    - (1) Chairman Crane reported that the Road & Bridge crew asked for permission and worked ten hours overtime to help with timely completion by the weekend with the culvert installation so the road would be navigable.
    - (2) McMurray reported that the road would be closed Wednesday of next week to remove the old bridge.

**9:22 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE PERSONNEL ISSUES AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- v) McMurray requested the Board approve an increase in his credit card limit to accommodate travel as approved by the Board.

**11:57 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE THE INCREASE IN MCMURRAY'S CREDIT CARD LIMIT AS REQUESTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

e) 9:18 AM APPROVAL OF MINUTES

**9:18 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE MINUTES OF THE BOARD FROM SEPTEMBER 7, 2012. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

f) 9:26 AM CSI RESIDENCY APPLICATIONS

i) The Board reviewed 5 CSI Residency applications

**9:26 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE 5 CSI RESIDENCY APPLICATIONS. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

g) 1:38 PM COUNTY EXPENDITURES

i) The Board discussed the reimbursement of costs expended by Extension Office Director Joel Packham for a Costco Credit Card. The Board denied that request. The Board also asked McMurray to check into the possibilities of establishing a Costco Business Credit Card for appropriate departments.

ii) Expenditures approved by the Board included the following:

CURRENT EXPENSES	104	\$10,457.09
INDIGENT FUND	105	\$17,937.75
DISTRICT COURT FUND	106	\$404.91
COUNTY ROADS & BRIDGES FUND	107	\$4,546.01
WEED & PEST FUND	108	\$7,075.91
911 COMMUNICATIONS FUND	115	\$4,953.34
COUNTY BOAT LICENSE FUND	117	\$30,268.32
JUSTICE FUND	130	\$44,052.31
INVASIVE SPECIES FUND	142	\$36.96
PHYSICAL FACILITIES FUND	144	\$697.60
ADULT MISDEMEANOR PROBATION	149	\$8,905.47
	<b>TOTAL</b>	<b>\$129,335.67</b>

**1:45 PM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE COUNTY EXPENDITURES DATED SEPTEMBER 10, 2012. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

h) 9:12 AM BUILDING MATTERS

i) LCA Architects provided a set of boilerplate specs for the new Justice Complex for the review for the bid process. McMurray will review those specs so work can begin on the bid documents.

i) 9:14 AM BUCK'S NAF MERCANTILE LIQUOR LICENSE

i) The Board went on the record at 9:17 a.m. to consider a liquor license for Buck's Naf Mercantile.

***CASSIA COUNTY COMMISSION  
REGULAR SESSION***

***Monday, September 10, 2012***

**3 | Page**

- ii) Chairman Crane introduced all those present.
- iii) All supportive documents were presented for the Board's review.

**9:17 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE A LIQUOR LICENSE FOR BUCK'S NAF MERCANTILE WHICH WAS SECONDED BY COMMISSIONER KUNAU. A ROLL CALL VOTE WAS UNANIMOUS WITH CHAIRMAN CRANE VOTING YEA, COMMISSIONER CHRISTENSEN VOTING YEA, AND COMMISSIONER KUNAU VOTING YEA.**

- iv) The Board went off the record at 9:18 a.m.

3) 9:49 AM REVIEW AND APPROVAL OF L-2'S

- a) The Board reviewed L-2's as presented by the Auditor's Office for their approval and signing.

**9:49 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE AND SIGN L-2'S FOR ALL TAXING DISTRICTS AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

4) 9:15 AM DISCUSS FUNDING CONTRIBUTION FOR MINI-CASSIA VISITOR CENTER

- a) An invoice and request was submitted from the Mini-Cassia Chamber of Commerce and Visitors Center for payment by the County in the amount of \$2900.00.
- b) Upon research, McMurray indicated that up until 2008 contributions had been made. He requested the Board's direction as it wasn't considered in the budget for FY2013.
- c) A question was asked as to why the County had discontinued payment. McMurray pointed out that it was at the suggestion of former Commissioner Handy following the disbandment of the Economic Development program.
- d) Commissioner Kunau was asked to research the viability of economic development programs they are pursuing at the Chamber of Commerce to determine if funding would be appropriate.

5) 9:28 AM AIRPORT MATRIX REVIEW AND COMMENT

- a) Chairman Crane indicated that City of Burley Administrator Mark Mitton and Mayor Terry Greenman had dropped off information for the Board to review proposed airport relocation sites. The Board was asked to rate the sites using a provided matrix.
- b) Commissioner Kunau indicated that it would be a two-day project to put down thoughts regarding six different proposed airport sites. He also said that he felt the intent was to avoid privately-owned ground and it appeared it was nearly all private ground on the proposed sites.
- c) McMurray suggested that it might be helpful to review a letter sent previously to the City of Burley to see if concerns expressed remain.
- d) Commissioner Christensen read the original letter from the Board to the City of Burley that was written in November of 2012.
- e) Chairman Crane asked Larsen to contact Minidoka County by phone to see if they received the same request that Cassia County received to complete an assessment matrix.
  - i) Chairman Moore from Minidoka County indicated that they had not received information that Cassia County had received
  - ii) Chairman Moore further indicated that if it affects agriculture land or farmers, Minidoka County will not support it.
- f) Chairman Crane indicated that the Board doesn't desire to comment on property in Minidoka County. The Board also concurred that it continues to feel as it did with their original stance and letter in that the majority of concerns enumerated had not been resolved.
- g) There are three proposed sites presented by the City of Burley within Cassia County.

***CASSIA COUNTY COMMISSION***

***REGULAR SESSION***

***Monday, September 10, 2012***

**4 | Page**

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- h) McMurray conveyed to the Board that Mitton indicated engineer Rob Ramsey would be willing to come in and answer any questions the Board may have. The Board reiterated that the original issues as explained in the letter from the Board in November of 2012 are still present and that needed to be addressed first.
  - i) McMurray will prepare a letter and attach the original letter as an addendum indicating that the Board would appreciate answers to the original concerns and that they desire to not comment on Minidoka County proposals.
  - j) Commissioner Christensen also suggested that questions need to be answered regarding what will happen with the existing airport property, hangars, and FBO's as there have not been any legitimate answers yet regarding that.
- 6) 9:31 AM RESPONSE LETTER TO SIDNEY ERICKSON
- a) McMurray read a letter written by the Board in response to concerns presented from citizen Sidney Erickson regarding the adverse condition of the Little Cove Road near Almo.
  - b) Supervisor of Road and Bridge travelled the road and it has been moved up the priority list for repair.
  - c) Other pressing concerns have needed to be taken care of ahead of the road in question.

**9:33 AM**

**MOTION: COMMISSIONER KUNAU MOVED TO SIGN AND SEND THE LETTER TO ERICKSON. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- 7) 9:40 AM ABL FOOD SERVICE CONTRACT MODIFICATIONS
- a) Commissioner Christensen said the extension of the Food Service Agreement with ABL Management, Inc. appeared to be in order. Commissioner Kunau concurred.
  - b) McMurray read the letter from ABL proposing a 2.9% increase based on the CPI to renew the contract.
  - c) The effective date of the agreement is September 1, 2012.
  - d) McMurray indicated that the contract should be approved by the Board rather than the MCCJC.
  - e) A nutritionist was hired to do quarterly audits for quality control and everything appears to be in line as it should be and there have been no complaints from inmates.
  - f) September 24, 2012, was selected for the Board to tour the jail with Minidoka County.
  - g) The package was designed to include juveniles in case there was a desire for the juvenile facility to participate.
  - h) There is still savings for using the ABL services versus providing a cook to prepare meals at the jail facility.

**9:41 AM**

**MOTION: COMMISSIONER KUNAU MOVED TO APPROVE AND SIGN THE ABL MANAGEMENT, INC FOOD SERVICE AGREEMENT. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- 8) 9:45 AM BOARD REVIEW AND APPROVAL OF EMPLOYEE DEDUCTIONS FOR PREMIUMS ON HEALTH INSURANCE
- a) McMurray went over a packet that he provided the Board which included a letter that will go out to employees regarding increased insurance premiums.
  - b) Premiums will increase on October 2, 2012.
  - c) Open enrollment for employees to change plans as they desire will take place in November and will be effective January 1, 2012.

- d) Premium and deductible increases were not done at the same time due to the fact that deductible increases would be appropriate to take place at the end of the benefit year.
- e) Employees will receive a breakdown of changes.
- f) Plans B, C, D will stay the same to be grandfathered in under Obamacare and plan increases will be greater with Plan A.
- g) Proposed new deductible increases and premium cost increases were proposed by the Employee Benefits Committee previously and approved by the Board.
- h) McMurray asked for approval from the Board to send out notices to employees.
- i) It was pointed out by Larsen that those increases were less than what a lot of other counties had experienced. Many counties also experienced changes in benefits as well.
- j) McMurray indicated that there had not been premium increases in six years with the County, which is respectable compared to healthcare cost increases.

**9:49 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO PROVIDE PREMIUM AND DEDUCTIBLE INCREASE INFORMATION TO EMPLOYEES AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- 9) 9:42 AM GATEWAY WEST PROJECT – UPCOMING CONFERENCES AND OTHER MATTERS
  - a) Two multi-day conferences will be held; one in Denver, Colorado, on September 25 – 26, 2012, and one in Chicago, Illinois, on September 24 – 25, 2012, to address DC power line possibilities.
  - b) Chairman Crane suggested that McMurray attend that meeting.
  - c) McMurray suggested attendance the first day of the Chicago conference on Monday and then to go to Denver on Tuesday afternoon and Wednesday.
  - d) Funding will be provided from the Gateway West Task Force to pay for McMurray to go.
  - e) EUCI is sponsoring both conferences and networking would be invaluable according to Commissioner Christensen.
  - f) Chairman Crane requested getting together with all counties involved to formulate a plan following the Conference.

**9:48 AM**

**MOTION: COMMISSIONER KUNAU MOVED TO SEND MCMURRAY TO ATTEND THE CONFERENCES PRESENTED AT PRIVATE DONOR EXPENSE. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- 10) 10:10 AM COUNTY ROAD AND BRIDGE MATTERS
  - a) The culvert placement near Almo was completed last week.
  - b) The road will be closed on Wednesday of next week to take out the old bridge.
- 11) 10:20 AM CREDIT CARD REQUEST – MCCJC
  - a) MCCJC Director Darwin Johnson requested that his credit card limit be increased from \$1500 to \$2500 and issuance of a new card for use with the jail staff. A name needs to be placed on the card for accountability.

**10:02 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE THE REQUEST FOR AN INCREASED CREDIT LIMIT ON THE MCCJC DIRECTOR'S CREDIT CARD AND ISSUANCE OF ANOTHER CARD FOR JAIL STAFF. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- 12) 10:39 AM REVIEW CONFLICT PUBLIC DEFENDER REPORT FOR AUGUST 2012
  - a) The Board reviewed the August 2012 report.

- 13) 10:45 AM NOMINATION FOR AT-LARGE POSITION FOR THE IDAHO CAPITAL CRIMES DEFENSE PROGRAM
- a) Current Board Member Arlie Shaw from Elmore County is not running for re-election
  - b) Term of office is 2 years
  - c) Commissioner Christensen is President of the Idaho Capital Crimes Defense Program
  - d) Cassia County is well represented on that board and they had no additional suggestions.
- 14) 10:48 AM REVIEW IDAHO PUBLIC UTILITIES COMMISSION NOTICE OF APPLICATION ON CASE NO. INT-G-12-01
- a) The Board reviewed the application for Intermountain Gas Company to institute new rate schedules and to seek a refund of variable deferred credits in a one-time bill credit.
- 15) 10:50 AM REPORT ON PRIVATE LANDOWNERS FROM THE FIRE FUEL PREVENTION WITH BLM
- a) Reed Gibby attended the meeting and will talk to other land owners to get their consensus.
  - b) Gibby suggested including the area around the Oakley Church camp near Willow Creek.
  - c) McMurray suggested that the Board request a proposal from potential vendors.

16) 11:00 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). A ROLL CALL VOTE WAS UNANIMOUS WITH CHAIRMAN CRANE, COMMISSIONER CHRISTENSEN, AND COMMISSIONER KUNAU VOTING IN THE AFFIRMATIVE.**

11:10 AM INDIGENT APPEAL HEARING ON CASE #2012032

- a) The Board was briefed on Case #2012032 prior to a hearing.
- b) Chairman Crane introduced them present.
- c) Keck explained circumstances surrounding the case.
- d) Applicant did not respond to Welfare Office requests.
- e) Affidavits presented indicated that applicant was not a resident of Cassia County.
- f) Denial was suggested based on non-response and non-residency.
- g) The hearing was closed at 11:14 a.m.

Welfare Director Susan Keck presented the following:

- a) Case #2012076, #2012078, and #2012085
- b) Order of Dismissal on Case #2012043 and #2012052
- c) Stipulation for Enlargement of Time Limitations on Case #2012047
- d) Notice of Continuance of Hearing on Case #2012047 and #2012052
- e) Certificate of Denial on Case #2012077 and #2012082
- f) Certificate of Approval for Additional Treatment on Case #2012073 and #2012060
- g) Notice of Lien and Application for Medically Indigent Benefits on Case #2012083, #2012084, #2012085, and #2012086
- h) Release of Medically Indigent Lien on Case #2012043

**11:30 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 11:30 AM.**

**11:36 AM EXECUTIVE SESSION**

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

***CASSIA COUNTY COMMISSION***

***REGULAR SESSION***

***Monday, September 10, 2012***

**UNANIMOUS WITH CHAIRMAN CRANE, COMMISSIONER CHRISTENSEN, AND  
COMMISSIONER KUNAU VOTING IN THE AFFIRMATIVE. THE BOARD RETURNED TO  
REGULAR SESSION AT 11:50 AM.**

- 17) 12:00 PM LUNCH RECESS
- 18) 1:30 PM RECONVENE
- 19) 2:02 PM ADJOURNMENT

APPROVED:

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

Dennis Crane, Chairman of the Board

ATTEST:

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

Joseph W. Larsen, Clerk of the Board