



Cassia County Board of Commissioners

Commissioner Chambers

1459 Overland Ave.

Burley, ID 83318

www.cassiacyounty.org

Board Chairman:

Dennis Crane

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

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

Monday, July 29, 2013

The Board of Cassia County Commissioners met in regular session on Monday, July 29, 2013, 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:	George Warrell, CCSO Steve Tuft, Guardian Ad Litem Ruthe Hobbs Jay Lenkersdorfer, The News Journal Sam Yoshida, Fair Board Adria Masoner, SCPHD

- 1) 9:00 AM CALL TO ORDER, PLEDGE OF ALLEGIANCE, REVIEW CALENDAR, MINUTES, CORRESPONDENCE, PERSONNEL, CSI RESIDENCIES, COUNTY PAYABLES, COUNTY ROAD AND BRIDGE, BUILDING AND GROUNDS MATTERS, GATEWAY MATTERS, BEER AND LIQUOR LICENSES, UPDATE FY2014 BUDGET MATTERS
 - a) 9:05 AM CALENDAR
 - i) District IV Elected Officials meeting at 1:30 p.m. Thursday, August 1, 2013, at Twin Falls County West
 - ii) Meeting with LCA Architects at 10:00 a.m. Tuesday, July 30, 2013, at the Cassia County Judicial Facility for progress update on construction
 - b) 9:05 AM CORRESPONDENCE
 - i) Brochure from Western CPE regarding a webcast and conference pertaining to implementing Obamacare
 - c) 9:05 AM PERSONNEL – There were no personnel matters today
 - d) 11:53 AM APPROVAL OF MINUTES

11:54 AM

CASSIA COUNTY COMMISSION

REGULAR SESSION

Monday, July 29, 2013

1 | Page

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE MINUTES OF THE BOARD FROM JULY 22, 2013. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- e) 9:10 AM CSI RESIDENCY APPLICATIONS
 - i) The Board reviewed nine CSI Residency applications; eight for 2013-2014 and one for spring 2013.

9:10 AM

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

- f) 11:17 AM COUNTY PAYABLES

CURRENT EXPENSES	104	\$33,333.22
INDIGENT FUND	105	\$1,123.89
DISTRICT COURT FUND	106	\$150,601.50
COUNTY ROADS & BRIDGES FUND	107	\$518.03
AMBULANCE SERVICE	110	\$15,050.83
REVALUATION FUND	114	\$347.96
JUSTICE FUND	130	\$197,948.14
MINI-CASSIA DRUG ENFORCEMENT TASK FORCE	136	\$24,012.45
PHYSICAL FACILITIES FUND	144	\$200.00
ADULT MISDEMEANOR PROBATION	149	\$942.85
	TOTAL	\$424,078.87

11:17 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE COUNTY PAYABLES DATED JULY 28, 2013. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- g) 9:09 AM COUNTY ROAD AND BRIDGE
 - i) Chairman Crane reported on the current repaving project from Connor Creek to the Elba area that is taking place.
 - ii) The guardrail has been put in place at the Big Fill area near Elba. Almo resident and County employee, Susan Keck took pictures of the finished guardrail at the request of the Board. Keck provided them with those pictures.
- h) 9:21 AM BUILDING AND GROUNDS MATTERS
 - i) A meeting with the architects will be held Tuesday, July 30, 2013.
- i) 9:21 AM GATEWAY MATTERS
 - i) No Gateway matters were discussed today.
- j) 9:21 AM BEER AND LIQUOR LICENSES

9:21 AM

MOTION: COMMISSIONER KUNAU MOVED TO GO ON THE RECORD TO CONSIDER BEER AND LIQUOR LICENSES. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- a) Chairman Crane presented the following for the Board's review and consideration:

- a. El Torito Market – beer off premise
- b. Stokes Fresh Food Market – bottled wine and beer off premise
- c. Travel Stop 216 and Village of Trees RV Resort – bottled wine and beer off premise
- d. Clark’s for Shopping – beer off premise
- e. Big Kahuna – liquor license, beer on premise, and beer off premise
- f. Riverside Park – Recreation Parks Liquor License, beer off premise, and draft beer on premise
- g. Snake River Queen – Recreation Parks Liquor License, beer off premise, and draft beer on premise
- h. Kiko’s Bar – beer on premise and beer off premise

9:24 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE BEER AND LIQUOR LICENSES AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

k) 10:21 AM UPDATE FY2014 BUDGET MATTERS

- i) Minidoka County presented updated budget sheets for Juvenile Probation and Juvenile Detention for the Board’s review
- ii) Larsen pointed out that “A” Budget considerations in Juvenile Probation include the elimination of one employee and increases with the remaining employees that the Board needs to make a recommendation on.
- iii) Substantial increases in the Joint Juvenile Detention Facility budget need to be reviewed by the Board. There is nearly \$100,000.00 in carryover and grant decreases and about \$100,000.00 in “A” budget increase requests.
- iv) We are budgeting for the originally discussed amount of \$1,500,000.00 for the CCSO contract with the City of Burley until a decision is made. That number needs to be solidified by July 31, 2013, for the Auditor’s office to meet statutory budget finalization and deadlines.
- v) A Joint budget meeting needs to be scheduled soon to discuss concerns and approvals of those budgets.

2) 9:11 AM SIGN HOMELAND SECURITY GRANTS 2014 – SHERIFF’S OFFICE

- a) Undersheriff George Warrell indicated that this grant application had already been approved by the Board and he was requesting the Board’s acceptance of that sub-grant award in the amount of \$32,638.85 for 2014.

9:11 AM

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

3) 9:13 AM STEVE TUFT REGARDING GUARDIAN AD LITEM CONTRACT

- a) Attorney Steve Tuft presented a letter of termination to the Board for his service as legal representative of the CASA volunteers serving court-appointed guardians ad litem in child protection cases in Cassia County. The contract will terminate effective September 30, 2013.
- b) He expressed appreciation for the privilege to serve in this capacity. He talked of how the responsibility is a partially volunteer position requiring 10 to 20 hours per month.
- c) Barrus prepared a letter to go to attorneys in the Mini-Cassia area regarding the opening for a contract to represent CASA volunteers with Guardian Ad Litem in Cassia County.

1011 AM

***CASSIA COUNTY COMMISSION
REGULAR SESSION
Monday, July 29, 2013***

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE A LETTER PREPARED BY PROSECUTOR BARRUS TO GO TO ATTORNEYS IN THE MINI-CASSIA AREA ANNOUNCING THE OPENING FOR CASA GUARDIAN AD LITEM IN CASSIA COUNTY. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

4) 9:25 AM REVIEW NOTICE OF PROPOSED ACTION ON THE LIMEKILN AND SHAW MOUNTAIN GREENHORN CATTLE AND HORSE ALLOTMENT

- a) Comments were submitted in November and there is now a proposed action.
- b) McMurray will review the notice of proposed action.

5) 9:26 AM REVIEW AND SIGN FAIR AND RODEO SPECIAL EVENT CONTRACT

- a) A Fair, Rodeo, or Special Event Contract was presented for the Board's consideration between Pedro Vega and the County.
- b) The event is a Spanish Rodeo where they will sell beer on September 1, 2013.

9:26 AM COMMISSIONER KUNAU MOVED TO ACCEPT AND SIGN THE CONTRACT AS PRESENTED. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

6) 9:45 AM FOLLOW UP ON CURRENT HISTORICAL SOCIETY BUDGET

- a) Commissioner Kunau talked with Rod Smith and Valerie Bowen from the Cassia County Historical Society and Museum. They expressed a need to have additional funding to get to the beginning of FY2014.
- b) Last year they closed early when they ran short of funds.
- c) The Board recommended that they cut back hours and request that there be a proposal for what they are going to do to raise money and cut expenditures.

7) 9:41 AM DISCUSS AND REVIEW COUNTY VEHICLE POLICY

- a) Chairman Crane asked McMurray to review the County vehicle use policy. McMurray indicated that there is a general policy for the County and another one specifically for the Cassia County Sheriff's Office.
- b) McMurray reviewed provisions of the policy which included that the vehicles not be used for personal use, they are not to be used after hours, and non-employees should not drive County vehicles.
- c) A review of the CCSO vehicle policy indicated that it had passenger and parking restrictions. It also included that CCSO vehicles were to be used only to and from work and not to run personal errands unless authorized. A limit of distance and appropriate attire is included as well.
- d) Chairman Crane indicated that there were some areas that things may be getting a little more lax than it should.
- e) There was discussion about whether or not CCSO vehicles should be taken out of the County. The Board commented that in the past there have been officers who have lived in Rupert who would drive to the CCSO and pick up their patrol car rather than take it out of the County.
- f) Commissioner Christensen commented that there may be an overreach of the original intent of the use of vehicles.
- g) Commissioner Kunau commented that there should be question as to whether a CCSO vehicle should be taken out of the County and that there was one that had been discussed that was being used as far away as Twin Falls County for an officer to get to and from work.
- h) They further discussed resident deputies and their need for vehicle use to and from their area of work and that there was serious concern at the escalating costs and wear and tear on vehicles that are used for over 100,000 miles a year for officers to get to and from the CCSO.

- i) The Board asked for further review and potential revision of the County vehicle use policy.
- 8) 10:12 AM EXECUTE RESOLUTION NO. 2013-015 DESTRUCTION CCSO SEMI-PERMANENT RECORDS

10:13 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE RESOLUTION NO. 2013-015 FOR DESTRUCTION OF CCSO SEMI-PERMANENT RECORDS AS REQUESTED. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 9) 10:12 AM EXECUTE RESOLUTION NO. 2013-016 DESTRUCTION OF CCSO CIVIL DIVISION SEMI-PERMANENT RECORDS

10:13 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE RESOLUTION NO. 2013-016 FOR DESTRUCTION OF CCSO CIVIL DIVISION SEMI-PERMANENT RECORDS AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 10) 10:13 AM REVIEW AND EXECUTE CONTRACT AMENDMENT BETWEEN CCSO AND IDAHO DEPARTMENT OF HEALTH AND WELFARE TO PROVIDE PROCESS SERVICES

- a) McMurray explained contract amendments which included an extension of the contract between the Idaho Department of Health and Welfare and the Cassia County Sheriff to provide Process Services as well as a cost/billing procedure amended amount of \$44,000.
- b) Contract Amendment 1 was presented for the Board's approval.

10:14 AM

MOTION: COMMISSIONER KUNAU MOVED TO SIGN THE CONTRACT AS PRESENTED. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 11) 10:15 AM DISCUSS SCOPING PROCESS REGARDING CRATERS OF THE MOON AND UPCOMING PUBLIC MEETINGS

- a) A letter was received from the BLM regarding a public scoping process that has been initiated to prepare a land use plan amendment for the area around the Craters of the Moon National Monument.
- b) A public meeting to view information about the proposed project to analyze a livestock no-grazing or reduced grazing alternative will be at 6:00 p.m. Tuesday, July 30, 2013, at the Rupert City Hall at 624 F Street in Rupert.
- c) Comments need to be back to the Shoshone Field Office of the BLM no later than August 23, 2013.
- d) Chairman Crane indicated the need to pay particular attention where it involves a National Monument.

- 12) 10:18 AM COMMENTS REGARDING THE CURLEW/DEEP CREEK TMP/EA

- a) The Board previously determined to comment on the BLM Curlew/Deep Creek Travel Management Plan and Environmental Assessment
- b) The Pocatello Field Manager's proposed decision was to implement Plan E alternative, which was to close roads and limit access to public lands.
- c) The Board's proposal was to respectfully request a reconsideration on those closures in favor of Alternative A to take "No Action" and only consider some seasonal restrictions on a few routes to protect natural resources.

10:18 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO RATIFY A LETTER SIGNED BY CHAIRMAN CRANE ON COMMENTS AGAINST CLOSURE OF ROADS IN THE CURLEW/DEEP CREEK TMP/EA. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

13) 10:48 AM REVIEW COUNTY SEAL DRAWINGS SUBMITTED FOR CONSIDERATION

- a) The Board reviewed and discussed a couple of revisions of the County Seal as prepared by Janet Burch, the original artist of the seal from years ago.
- b) They also looked at the seal after it was reduced in size to fit on a letterhead. They may have some suggestions for Burch to consider.

14) 10:56 AM INDIGENT MATTERS

10:56 AM EXECUTIVE SESSION

MOTION: COMMISSIONER CHRISTENSEN MOVED TO CONVENE IN EXECUTIVE SESSION REGARDING MEDICAL INDIGENT MATTERS UNDER IDAHO CODE SECTION 67-2345(1)(D). COMMISSIONER KUNAU SECONDED THE MOTION. 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 #2013058
- b) Certificate of Denial on Case #2013045 and #2013053
- c) Notice of Lien and Application for Medically Indigent Benefits on Case #2013058 and #2013059
- d) Release of Medically Indigent Lien on Case #2013034, #2013036, #2013039, #2013040, and #2013041
- e) Medical Records/Utilization Management Review on CAT Case #4C-2014-00001

11:09 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 11:09 AM.

15) 11:05 AM PUC CASE NO. IPC-E-13-16

- a) The Board reviewed PUC Case No. IPC-E-13-16, an application from Idaho Power Company seeking authorization of investment in Selective Catalytic Reduction controls in Jim Bridger Units 3 and 4 with inclusion in the rate base once installed and operational.

16) 11:26 AM DISCUSS NO SMOKING POLICY AT FAIRGROUNDS WITH FAIR BOARD AND FOLLOW UP ON COUNTY NO SMOKING POLICY

- a) Adria Masoner from the South Central Public Health Department along with Sam Yoshida from the Fair Board discussed prospects of a Cassia County Tobacco Free Resolution and general rules for the fairgrounds. Masoner brought a sample resolution as well as signage that will be used at the fair this year to let patrons know that smoking is not allowed within 50 feet of the grandstands. It was pointed out that it is primarily for fire safety concerns even though Masoner stressed important health issues.
- b) McMurray felt with the move to our new judicial facility, it would be appropriate for the Board to discuss a No Smoking Policy with all County property and facilities. That policy would impact the fairgrounds area as well.
- c) Provisions for such a policy and means of enforcement were also discussed. It was pointed out that some fairs are smoke free or have a smoke free day and that it might be wise to include provisions for electronic cigarettes as well. Commissioner Christensen felt that other County property should be smoke free by policy or resolution.
- d) Masoner will revise provisions of the proposed policy to include all County property with separate provisions for the fairgrounds.

CASSIA COUNTY COMMISSION

REGULAR SESSION

Monday, July 29, 2013

- e) Law enforcement officers and reserves should police the area where potential risk for fire exists such as in the grandstand area. A directive for such will come from the Board.
- f) Masoner will work with McMurray on the proposal and further discussion will take place with the Fair Board on the matter.
- g) It was also brought up that Don Knopp is resigning from the Fair Board and they are working with Dan Gannon as a possible replacement for Knopp.

17) 12:00 PM LUNCH

18) 1:10 PM ADJOURNMENT

APPROVED:

/s/ _____

Dennis Crane, Chairman of the Board

ATTEST:

/s/ _____

Joseph W. Larsen, Clerk of the Board