



Cassia County Board of Commissioners

Commissioner Chambers

1459 Overland Ave.

Burley, ID 83318

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Board Chairman:

Dennis Crane

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Board Members:

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

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

Monday, May 13, 2013

The Board of Cassia County Commissioners met in regular session on Monday, May 13, 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
	News Media:	Jay Lenkersdorfer, The News Journal
	Others:	Kevin Horak, CCSO Ruthe Hobbs Jim Hobbs

- 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, ELECTION UPDATE, UPDATE FY2014 BUDGET MATTERS
 - a) 9:05 AM CALENDAR
 - i) Joint Juvenile Probation Meeting at 7:30 a.m. Tuesday, May 14, 2013, in Rupert
 - ii) Joint Justice Meeting at 8:15 a.m. Tuesday, May 14, 2013, in Rupert
 - iii) Meeting with legislative delegates ahead of the BLM Gateway West Power Line EIS Open House at 3:00 p.m. Tuesday, May 14, 2013, at the Commissioners Chambers
 - iv) Gateway West Power Line EIS Open House Public Meeting from 4:00 p.m. to 7:00 p.m. Tuesday, May 14, 2013, at the Burley Best Western
 - v) Solid Waste Meeting on Thursday for Commissioner Christensen
 - vi) Idaho Tax Commissioner Board of Equalization (BOE) Training at 8:30 a.m. Tuesday, May 21, 2013, at the Burley City Hall. Training will include the topics of personal property tax exemption and developer's exemption.
 - vii) Early and absentee voting for the May 21, 2013, Consolidated Election, will conclude at 5:00 p.m. Friday, May 17, 2013.

CASSIA COUNTY COMMISSION

REGULAR SESSION

Monday, May 13, 2013

viii) South Central Community Action (SCCA) Board Meeting at 12:00 p.m. Thursday, May 16, 2013, for Commissioner Kunau. Commissioner Christensen asked that the use of SCCA monies for advertisement be questioned in lieu of being used to help individuals.

b) 9:05 AM CORRESPONDENCE

- i) The Board received a letter from an inmate at the Mini-Cassia Criminal Justice Center
- ii) 2013 Exempt Parcels from property tax presented by Davis
- iii) Letter from the South Central Public Health District Secretary regarding reappointment of Lincoln County Commissioner Charles Ritter to the Health Board. The Board approved and signed said recommendation.
- iv) Reminder from the BLM regarding the Gateway West Final EIS Public Meetings in Idaho which will be held from May 6 to May 16, 2013.
- v) Letter from the BLM regarding noxious weed control that is required by those who obtain a land use authorization on public land.

c) 9:14 AM PERSONNEL

- i) There were no Change of Status requests today.
- ii) Employee time cards were reviewed and approved by the Board.

d) 10:41 AM APPROVAL OF MINUTES

10:41 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE MINUTES OF THE BOARD FROM MAY 6, 2013. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

e) 9:27 AM CSI RESIDENCY APPLICATIONS

- i) The Board reviewed eight CSI Residency applications; five CSI Residency Applications for spring 2013 and three CSI Residency Applications for 2013-2014.

9:27 AM

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

- ii) Larsen referred to Barrus a CSI Residency Application from years ago. Larsen suggested that he look at the legal ramifications of denying applications after a period of time and whether that could be done by Board action or resolution.

f) 10:45 AM COUNTY PAYABLES

CURRENT EXPENSES	104	\$16,904.49
DISTRICT COURT FUND	106	\$3,366.61
COUNTY ROADS & BRIDGES FUND	107	\$1,117.71
WEED & PEST FUND	108	\$9,949.75
911 COMMUNICATIONS FUND	115	\$5,882.92
COUNTY ELECTION FUND	116	\$25.97
COUNTY SNOWMOBILE FUND	118	\$62.70
JUSTICE FUND	130	\$55,380.80
TAXING DISTRICTS FUND	132	\$877.97
NARCOTICS SEIZED ASSETS FUND	134	\$593.91
PHYSICAL FACILITIES FUND	144	\$265.16
	TOTAL	\$94,427.99

10:45 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE COUNTY PAYABLES DATED MAY 10, 2013. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- g) 10:17 AM COUNTY ROAD AND BRIDGE
 - i) Chairman Crane reported that a County snow fence near Mike Mitton's property will be taken down by Road and Bridge personnel. Picture documentation of what is done was requested.
 - h) 9:07 AM GATEWAY MATTERS
 - i) A hard copy letter was received from a previous email from John Chatburn, the administrator of the Office of Energy Resources. Chatburn requested identification of any known inconsistencies with the BLM Final Environmental Impact Statement for the Gateway West Transmission Line Project by May 17, 2013, to insure consideration.
 - ii) Barrus discussed with the Board potential procedures of the Board regarding Gateway West Transmission Line EIS matters.
 - i) 10:20 AM ELECTION UPDATE
 - i) Larsen reported on the May 21, 2013, Consolidated Election. All County precinct polling places will be open for that election except Oakley 1, Oakley 2, View, and Jackson.
 - ii) Early voting for the May 21, 2013, election will conclude at 5:00 p.m. Friday, May 17, 2013.
 - j) 10:21 AM UPDATE FY2014 BUDGET MATTERS
 - i) Larsen indicated that the statutory requirement for budget requests from department heads include that they be returned to the Auditor's Office by Monday, May 20, 2013.
- 2) 9:10 AM BOARD OF EQUALIZATION (BOE)
 - a) There was no BOE today.
 - b) Davis presented a report to the Board of properties exempt from taxation.
- 3) 9:15 AM DELTA DENTAL ELECTRONIC EOB'S
 - a) Larsen presented to the Board for their approval an option for employees to receive Electronic Explanation of Benefits (EOB) from Delta Dental instead of receiving them by mail.

9:29 AM

MOTION: COMMISSIONER KUNAU MOVED TO GIVE EMPLOYEES THE OPTION TO RECEIVE ELECTRONIC EOB'S FROM DELTA DENTAL. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 4) 9:29 AM REVIEW APRIL 2013 MONTHLY AMBULANCE REPORT
 - a) The Board reviewed the April 2013 Monthly Ambulance Report as provided by Doug Adams, Ambulance Coordinator.
- 5) 9:25 AM REVIEW NOTICE OF APPLICATION IPUC CASE NO. IPC-E-13-11
 - a) The Board reviewed IPUC Case No. IPC-E-13-11, an application of Idaho Power Company for an accounting order authorizing collection of capitalized custom efficiency incentive payments.
- 6) 9:25 AM REVIEW NOTICE OF FILING IPUC CASE NO. INT-G-13-03
 - a) The Board reviewed IPUC Case No. INT-G-13-03, a notice of filing of Intermountain Gas Company's 2013-2017 Integrated Resource Plan which is an analysis of numerous factors and variables that affect natural gas supply and demand.
- 7) 9:30 AM REVIEW CONFLICT PUBLIC DEFENDER REPORT FOR APRIL 2013
 - a) The Board reviewed the report of Clayne Zollinger, Jr. for April 2013.
 - b) Barrus has talked to the judges regarding public defender issues.

- c) It was recommended that the County look at contracting a second conflict public defender.
 - d) Juvenile offenders by Supreme Court Rule may require an assigned public defender in each instance.
 - e) The Board asked Barrus to look further at that concept and determine what would be needed.
- 8) 9:34 AM RESOLUTION DECLARING SURPLUS PROPERTY – RESOLUTION NO 2013-009
- a) The Board reviewed the resolution as presented.
 - b) Commissioner Kunau asked questions regarding vehicles that were listed for public sale. Minimum bid was set for vehicles at \$325 which is what they would receive if sold for scrap.

9:43AM

MOTION: COMMISSIONER KUNAU MOVED TO DECLARE PROPERTY AS PRESENTED AS SURPLUS. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- c) The Board reviewed a Notice of Public Auction proposed to be held at 4:00 p.m. Monday, June 3, 2013, at the south of the Law Enforcement Building behind the courthouse.

9:44AM

MOTION: COMMISSIONER KUNAU MOVED TO SET THE PUBLIC AUCTION FOR SURPLUS PROPERTY FOR 4:00 P.M. MONDAY, JUNE 3, 2013. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

9) 9:48 AM COUNTY BUILDING MATTERS

- a) Commissioner Kunau discussed HVAC visibility from the front of the Cassia County Judicial Center (CCJC) and hearing from individuals who had expressed to him that it was not aesthetically pleasing. The item was discussed and it was determined to get a bid for costs of extending a facade portion further to each side of the building to obscure the HVAC visibility.
- b) Items of discussion for changes at the CCJC construction site included:
 - i) CCD #1 included a shunt trip for the electrical. The total cost will be about \$2300 and the County was informed by LCA that Starr Construction would take \$300 off those costs to resolve concerns. McMurray recommended signing the change directive and negotiating the cost after that.

9:56 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO SIGN THE CHANGE DIRECTIVE AS RECOMMENDED FOR THE ELECTRICAL SHUNT TRIP. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- ii) Change order #1 has been formulated into one order totaling around \$40,000 in cost and contingency provisions in the original contract will take care of some of that.
- iii) RFP No. 22 that included PR #16 to enlarge a closet area in the Security Room totaled \$1,400.77 in cost.
- iv) Commissioner Kunau indicated that this was talked about before electrical wiring was strung across that area.

10:04 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO FOREGO THAT PROPOSED CHANGE AND LEAVE THE CLOSET AS ORIGINALLY PLANNED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- v) RFP No. 23 that included PR #15 for steel support posts for half walls in the courtrooms totaling \$1,627.78 in cost.

10:15 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE RFP NO. 23 FOR STEEL POSTS IN THE HALF WALLS IN COURTROOMS AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- vi) The Board discussed extending gate openings in the secured parking area to the north of the facility on the west end from 12 to 15 feet to accommodate some vehicles that may need additional space for ingress and egress from that area. The Board will look at that consideration further.
- vii) RFP No. 21 that included PR #3.1R for additional data outlets in the judge's chambers that was overlooked totaled \$382.68 in cost.

10:15 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE RFP NO. 21 AS PRESENTED FOR DATA OUTLETS IN THE JUDGE'S CHAMBERS. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- viii) One proposal for furniture for the CCJC has been received from a vendor and we are awaiting response from two others. These items are under State contract and bids are not required.
 - ix) The Board will conduct a walkthrough following regular Board Meeting.
- 10) 10:00 AM DISCUSS GATEWAY EIS LETTER TO GOVERNOR'S OFFICE
- a) It was indicated that a proposed letter to Governor Otter regarding the Gateway Power Line Project EIS is still in the making.
 - b) It was recommended that Barrus prepare, sign, and send the letter on behalf of Cassia County. The Board will review the proposed letter before it is sent.

11) 10:24 AM APPROVAL OF EMPLOYEES TO EMPLOYEE BENEFITS COMMITTEE

- a) McMurray presented the names of the following who were nominated to serve on the Employee Benefits Committee: Rose Kincaid from the Public Defender's Office, Chris Jensen from the Law Enforcement, Timbri Hurst from Administration, Amber Prewitt from Misdemeanor Probation, and Debbie Barnes from the Extension Office.
- b) This finalizes the employees who will be considered to serve on the Employee Benefits Committee.

10:25 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE THOSE EMPLOYEES PRESENTED TO SERVE ON THE EMPLOYEE BENEFITS COMMITTEE. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

10:51 AM EXECUTIVE SESSION

MOTION: COMMISSIONER CHRISTENSEN MOVED TO CONVENE IN EXECUTIVE SESSION REGARDING PENDING LITIGATION UNDER IDAHO CODE SECTION 67-2345(1)(F). COMMISSIONER KUNAU SECONDED THE MOTION. 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 11:05 AM.

12) 11:10 AM INDIGENT MATTERS

11:11 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) Notice of Continuance of Hearing on Case #2011057, #2012104, #2012127, #2012107, and #2012128
- b) Notice of Lien and Application for Medically Indigent Benefits on Case #2013034, #2013035, and #2013036
- c) Release of Medically Indigent Lien on Case #204044, #2010145, #2012119, #2013002, #2013003, #2013004, #2013017, and #2013006
- d) Order of Dismissal on Case #2013006

10:19 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 11:19 AM.

13) 11:45 PM ADJOURNMENT

APPROVED:

/s/ _____

Dennis Crane, Chairman of the Board

ATTEST:

/s/ _____

Joseph W. Larsen, Clerk of the Board