



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, May 20, 2013

The Board of Cassia County Commissioners met in regular session on Monday, May 20, 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:	Patty Justesen, Treasurer Dwight Davis, Assessor

- 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, FY2014 BUDGET MATTERS
 - a) 9:05 AM CALENDAR
 - i) Law Enforcement Contract Committee meeting at 2:00 p.m. Monday, May 20, 2013
 - ii) Board of Equalization (BOE) Tax Commission Training conducted by the Idaho Tax Commissioner on Tuesday at the City of Burley Council Chambers
 - iii) Cassia Regional Medical Center Board Meeting at 5:30 p.m. Wednesday, May 22, 2013, for Commissioner Christensen
 - iv) South Central Public Health Budget Hearing at 12:30 p.m. Wednesday, May 22, 2013, for Commissioner Kunau
 - v) South Central Community Action meeting on at 5:30 p.m. Wednesday, May 22, 2013, for Commissioner Kunau
 - b) 9:05 AM CORRESPONDENCE
 - i) Letter to governor regarding Gateway West that was hand delivered to John Chatburn.
 - ii) Idaho Fish and Game Letter
 - iii) Letter from attorney David F. Shirley to the Albion Highway District and the County regarding the hiring of Paragon Consulting, Inc. as engineer for a project to chip seal the Howell Canyon

CASSIA COUNTY COMMISSION

REGULAR SESSION

Monday, May 20, 2013

1 | Page

Road. Funds sent to the Burley Highway District's Howell Canyon Account will be used for the project.

- iv) Email from Weed & Pest Supervisor Gordon Edwards to the Board regarding a meeting on June 17, 2013, for the South Magic Valley Local Working Group that Ross C. Winton of Idaho Fish and Game notified him of to update the status of Idaho's Sage Grouse Alternative.

c) 9:10 AM PERSONNEL

- i) Change of Status
 - (a) TREASURER'S OFFICE - A Temporary Employee Personnel Action Form was presented by the Treasurer's office for hiring Ida Renae Moncur to assist during the tax drive.
- ii) Barrus followed up with a report on concerns with conflict public defender services.

9:11 AM

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

d) 9:12 AM CSI RESIDENCY APPLICATIONS

- i) The Board reviewed 6 CSI Residency applications; two CSI applications for spring 2013 and four CSI applications for 2013-2014.

9:12 AM

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

e) 11:15 AM COUNTY PAYABLES

CURRENT EXPENSES	104	\$11,543.25
DISTRICT COURT FUND	106	\$3,545.60
COUNTY ROADS & BRIDGES FUND	107	\$2,960.02
REVALUATION FUND	114	\$500.16
COUNTY SNOWMOBILE FUND	118	\$150.00
ASSESSOR TRUST FUND	123	\$62.00
JUSTICE FUND	130	\$623.58
NARCOTICS SEIZED ASSETS FUND	134	\$375.86
D.A.R.E TRUST	137	\$261.05
PHYSICAL FACILITIES FUND	144	\$1,514.76
ADULT MISDEMEANOR PROBATION	149	\$3,033.52
BOX ELDER CO. BOOKMOBILE TRUST	151	\$2,832.50
	TOTAL	\$27,402.30

11:48 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE COUNTY PAYABLES DATED MAY 17, 2013. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

f) 9:21 AM COUNTY ROAD AND BRIDGE

- i) Barrus indicated that he met with McMurray and Adams regarding the settlement and dismissal of a Road and Bridge Department matter.

CASSIA COUNTY COMMISSION
REGULAR SESSION
Monday, May 20, 2013

- ii) Bid consideration for magnesium chloride for road treatment will be discussed later in the agenda today.
- g) 9:24 AM BUILDING AND GROUNDS MATTERS
 - i) Chairman Crane expressed concern about the wheelchair access ramp to the courthouse basement and inquired as to when the repair will be made where the fiber optic line had been buried. McMurray indicated that the individuals responsible for that repair have been notified about the need to complete the repair.
- h) 9:25 AM GATEWAY MATTERS
 - i) The Board discussed the open house held last week by the BLM regarding the final EIS for the Gateway West Transmission Line.
 - ii) It was pointed out that if Sage Grouse population issues were not resolved, the BLM had no intention of consideration of the south alternative route proposed by the Gateway Task Force that has been supported by the Board.
 - iii) The Gateway Task Force met with Interim Administrator John Chatburn, from the Governor's Office of Energy Resources along with Senator Dean Cameron and Representative Scott Bedke. Chatburn presented a map that detailed the preferred alternative route in south Cassia County as fitting the least concerning category classification.
 - iv) It was pointed out that the final EIS was based on old data which differs from what the Governor's task force had come up. Concerns have been expressed about that by both Power and Cassia Counties. McMurray suggested that the Board meet with Power County to coordinate efforts going forward.
 - v) A proposed letter that was prepared to be sent to Governor Otter on behalf of Cassia County was read by Barrus. The letter detailed the preferred alternative route of Cassia County as presented as a cooperating agency in the matter. It also pointed out how efforts of the Gateway Task Force as well as Cassia County were largely ignored by the BLM regarding the significant impact their preferred route would present to private landowners.
- i) 9:51 AM ELECTION UPDATE
 - i) Larsen reported on the consolidated election that will be conducted tomorrow which will include three Trustee Zones of the Cassia School District and a levy request for the Burley Library.
 - ii) Absentee and early voting for the May 21, 2013, election ended at 5:00 p.m. Friday, May 17, 2013, with only a small number of ballots cast.
- j) 10:00 AM FY2014 BUDGET MATTERS
 - i) Larsen reported that today was the statutory deadline for department heads to have their FY2014 budget worksheets turned in to the Auditor.
- 2) 9:10 AM BOARD OF EQUALIZATION
 - a) There is no BOE today.
- 3) 9:12 AM TAX DEED HEARINGS ON THE FOLLOWING PARCELS: RP14S22E040590, RPBB001072005
- 9:12 AM**
- MOTION: COMMISSIONER CHRISTENSEN MOVED TO GO ON THE RECORD FOR A TAX DEED HEARING ON PARCEL NO. RP14S22E040590. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**
- a) Justesen reported that tax obligations were taken care of late on Parcel No. RPBB001072005 and a tax deed will not be necessary.

- b) A tax deed sale notice was sent to property owners, Anthony Rapoza and Verenia Isabelle Rapoza, in care of Toni Ketterling as the only know relative of said property owners. Ketterling had no interest in the property, which is a one acre vacated road located in Oakley proper.

9:17 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO HAVE THE TREASURER ISSUE A TAX DEED IN FAVOR OF CASSIA COUNTY ON PARCEL NO. RP14S22E040590 TO SATISFY DELINQUENT TAXES. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- c) A date for public sale on said tax deeded property was set for June 24, 2013. Public notice of sale will need to be published.
- 4) 9:40 AM REVIEW CHAMBER OF COMMERCE INVITATION TO MEET WITH SENATOR CRAPO
 - a) The Board received an invitation from the Chamber of Commerce for a special luncheon at 12:00 p.m. Tuesday, May 28, 2013, at Morey's to meet with Senator Mike Crapo. There will be time set aside for question and answers.
 - b) The Board will be meeting that day for a special meeting due to Memorial Day on Monday, May 27, 2013. The Board will plan to meet for that luncheon following that meeting.
- 5) 9:47 AM NOTICE OF HEARING ON PROPOSED JUVENILE PROBATION FEE INCREASE - SET FOR 11:30 AM ON JUNE 3, 2013
 - a) Commissioner Christensen read a proposed Notice of Hearing for the Board's review to increase monthly cost of supervision fees at the Mini-Cassia Probation Office from the current cost of \$15.00 to a proposed cost of \$25.00.

9:50 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO SET A HEARING DATE ON JUNE 3, 2013, AT 11:30 AM TO HEAR PUBLIC COMMENT ON PROPOSED JUVENILE PROBATION FEE INCREASES AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 6) 10:05 AM REVIEW MAG CHLORIDE QUOTES FOR COUNTY ROAD AND BRIDGE
 - a) McMurray reviewed with the Board three bids that had been received for magnesium chloride for road treatment. Bids were provided by Desert Mountain Corporation, Ag Express, and Road Solutions.
 - b) The lowest bid was from Road Solutions, LLC, for a 30% concentration of magnesium chloride at a cost of \$63.89 per ton delivered to Algo. Road Solutions was the vendor selected last year and costs for magnesium chloride road treatment will stay within the budgeted amounts for FY2013.
 - c) It was pointed out that there are no State of Idaho bids for magnesium chloride.

10:09 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE THE BID OF ROAD SOLUTIONS, LLC, FOR MAGNESIUM CHLORIDE AT \$63.89 PER TON AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 7) 10:10 AM COUNTY BUILDING MATTERS
 - a) McMurray received an email from Scott Haverfield from the Supreme Court of what costs and services they will be covering with the Cassia County Judicial Center (CCJC).
 - b) Contracted testing is continuing at the CCJC. The County has paid the contracted amount for those services and we continue to receive billings. The Board determined to hold up on any further payment until testing is completed.
 - c) The Board reviewed PR #17 for additional outlets in the Clerk's area of the CCJC.

10:15 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE PR #17 FOR ADDITIONAL OUTLETS IN THE CLERK'S AREA AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- d) The Board discussed the changing the width of the gate from 12 to 15 feet wide on the west end of the fenced in parking north of the CCJC. The Board determined to look at the area prior to making a decision.

8) 10:26 AM EXECUTIVE SESSION

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MOTION: COMMISSIONER KUNAU MOVED TO CONVENE IN EXECUTIVE SESSION REGARDING PENDING LITIGATION UNDER IDAHO CODE SECTION 67-2345(1)(F). COMMISSIONER CHRISTENSEN 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 10:37 AM.

9) 10:54 AM INDIGENT MATTERS

10:54 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 #2013022, #2013024, #2013023
- b) Certificate of Denial on Case #2013023
- c) Release of Medically Indigent Lien on Case #2012128
- d) Order of Dismissal on Case #2012128

11:06 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 11:06 AM.

10) 11:45 PM ADJOURNMENT

11)

APPROVED:

/s/ _____

Dennis Crane, Chairman of the Board

ATTEST:

/s/ _____

Joseph W. Larsen, Clerk of the Board

CASSIA COUNTY COMMISSION

REGULAR SESSION

Monday, May 20, 2013

5 | Page