



Cassia County Board of Commissioners

Commissioner Chambers

1459 Overland Ave.

Burley, ID 83318

www.cassiacounty.org

Board Chairman:

Dennis Crane

Phone: (208) 878-7302

Fax: (208) 878-9109

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, November 18, 2013

The Board of Cassia County Commissioners met in regular session on Monday, November 18, 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:	Jay Lenkersdorfer, The News Journal Ruthe Hobbs Jay Heward, CCSO Glenn Parson Patty Justesen, Treasurer Dwight Davis, Assessor Doug Manning, City of Burley Mark Mitton, City of Burley Bob Muffley, Mid Snake Commissioner Jon Fillmore, Albion Fire Protection Dist. Don Gunderson, Albion Fire Protection Dist.

- 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, ICRMP DISCOUNT PROGRAM – DISTRACTED DRIVER’S DISCUSSION
 - a) 9:05 AM CALENDAR
 - i) Mid-Snake Resource Conservation and Development Annual Lunch Meeting from 11:00 a.m. to 1:00 p.m. Friday, December 6, 2013, at the Mandarin House in Twin Falls
 - ii) Cassia Republican Central Committee meeting at 7:00 p.m. Wednesday, November 20, 2013

CASSIA COUNTY COMMISSION

REGULAR SESSION

Monday, November 18, 2013

1 | Page

- iii) Quarterly meeting of the South Central Community Action Committee on Wednesday, November 20, 2013
- iv) Joint Public Defender meeting at 7:30 a.m. Tuesday, November 26, 2013, at Commissioner Chambers
- v) Joint Justice meeting at 8:00 a.m. Tuesday, November 26, 2013, at Commissioner Chambers
- vi) Solid Waste District meeting on Wednesday, November 20, 2013, for Commissioner Christensen
- vii) Transportation Committee Meeting will be held on the 2nd Wednesday morning in December. Issues of concern include:
 - (1) New speed limits on Highway 30 from Twin Falls to Burley.
 - (2) Barrus was asked to prepare a letter to ITD regarding those concerns.
 - (3) Once completed, the proposed letter was read by Chairman Crane and approved to be sent to ITD.

11:02 AM

MOTION: COMMISSIONER KUANU MOVED TO APPROVE AND SIGN A LETTER TO ITD REGARDING THE SPEED LIMIT CHANGE NEAR MURTAUGH. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- b) 9:05 AM CORRESPONDENCE
 - i) Letter from the State of Idaho Bureau of Homeland Security regarding the revocation of the cost share agreement verbiage contained in the MOU for Training and Exercise funds.
 - ii) Email from Larsen reporting on an electronic postage solution for local governments to facilitate an alternative to the purchase of another postage machine or the Cassia County Judicial Center (CCJC) along with a request for postage stamps.
 - iii) Letter from the Idaho Transportation Department (ITD) regarding the replacement of the bridge over I-84 and ramps at the Declo interchange.
 - iv) Region V Mental Health Board and Regional Advisory Committee (RAC) combined monthly meeting on Wednesday, December 4, 2013, from 11:30 a.m. to 1:30 p.m. at the Idaho Department of Health and Welfare office in Twin Falls.
 - v) Thank you from Tim, Becky, and Timbri Hurst at the passing of Timbri's grandfather Oscar Egbert.
- c) 9:23 AM PERSONNEL – (No Change of Status Requests today)
- d) 9:53 AM APPROVAL OF MINUTES

9:53 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE MINUTES OF THE BOARD FROM NOVEMBER 12, 2013. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- e) 9:17 AM CSI RESIDENCY APPLICATIONS
 - i) The Board reviewed 24 CSI Residency applications; 17 for 2013-2014 and seven high school dual credit applications for 2013-2014.

9:17 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE 24 CSI RESIDENCY APPLICATIONS AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

f) 11:49 AM COUNTY PAYABLES

CURRENT EXPENSE FUND	104	\$1,205.49
COUNTY ROAD & BRIDGE FUND	107	\$529.43
WEED & PEST FUND	108	\$116.29
911 COMMUNICATIONS FUND	115	\$4,850.35
COUNTY SNOWMOBILE FUND	118	\$83.27
JUSTICE FUND	130	\$7,747.10
ADULT MISDEMEANOR PROBATION	149	\$1,709.02
	TOTAL	\$16,240.95

11:49 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE COUNTY PAYABLES DATED NOVEMBER 18, 2013. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

g) 9:11 AM COUNTY ROAD AND BRIDGE

i) Chairman Crane reported that McWork is assisting the Road and Bridge Department work on snow fences.

h) 9:14 AM BUILDING AND GROUNDS MATTERS

i) Scott Wendell from LCA Architects talked to McMurray and is working with Jason Derricott from Starr Corporation on issues related to the flag poles at the CCCJC. Derricott will be here soon and present possible solutions.

ii) A parking stop or barrier was discussed to be placed by the southwest corner of the CCJC where vehicles have been cutting through to get to 16th Street.

iii) Chairman Crane brought up the placement of a plaque in the CCJC to acknowledge its construction and dedication.

iv) Commissioner Kunau discussed with the Board the need for a solution to the rain gutter problem at the entry of the CCJC.

v) Specifications for placement of walls in the new proposed prosecutor's office and the Auditor's office including soundproofing were discussed.

vi) McMurray presented a drawing regarding the proposed plan for offices in the Prosecutor's office. The former Auditor's office will be used for the Prosecutor's office secretaries. The former break room will be a copy room for the secretaries. The court file storage area across from the former clerk's windows and the magistrate vault will be used for the Prosecutor's office file storage

vii) The third floor area where the old courtroom used to be will be used by the Clerk's department for storage of elections equipment, court files, and other Clerk's storage needs.

viii) Commissioner Kunau expressed the desire for a restroom to be provided on the first floor of the courthouse as there currently is not one on that floor.

ix) It was discussed using the electrician who will be working in the former magistrate courtroom to consider electrical work needed in other areas of the courthouse.

x) The Board discussed with Larsen work area options for problem solving court personnel in the CCJC.

i) 9:12 AM GATEWAY MATTERS

CASSIA COUNTY COMMISSION

REGULAR SESSION

Monday, November 18, 2013

3 | Page

- i) Chairman Crane had talked to Gateway West Chairman Brent Stoker regarding a meeting with other counties.
- ii) They need to be apprised of what Rep. Scott Bedke found out from the Attorney General.
- j) 9:12 AM ICRMP DISCOUNT PROGRAM – DISTRACTED DRIVER’S DISCUSSION
 - i) The Board needs to complete ICRMP training by having a discussion on distracted driving.
- 2) 9:30 AM DUP SET MARKER DISCUSSION
 - a) Discussion was tabled and will be addressed at a later date.
- 3) 9:54 AM GLENN PARSON REGARDING CANCELLATION OF HOMEOWNER’S EXEMPTION

9:54 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED OPEN A HEARING TO DISCUSS CANCELLATION OF HOMEOWNER’S EXEMPTION ON A PARCEL OWNED BY GLENN PARSON. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- a) Chairman Crane Introduced those present and Larsen swore in Treasurer Justesen, Assessor Davis, and Glenn Parson.
- b) Parson indicated that homeowner’s exemption was cancelled for 2013 taxes on his home and he has is asking for consideration for restoration of his homeowner’s exemption.
- c) Justesen made Parson aware of the increase. Parson had put in a change of address with the Post Office to go to his parent’s home in Clearfield, Utah. The Assessor’s office had assumed he moved when he claimed that he had not. Parson works all across the western US and was gone all of December. When his sequester box filled, and then was cancelled, it resulted in the box being emptied and critical mail was returned to senders. According to Parson, the Post Office acknowledged the error.
- d) He was gone from January 1st to May 1st and as such, the Assessor’s office records for Parson was changed. Family issues created a situation where his mail is not being provided to him from other family members which was why he did not receive correspondence from the County.
- e) Parson completed a new Homeowner’s Exemption Request form.
- f) Assessor Davis indicated that they have a policy to remove homeowner’s exemption under the circumstances of a change of address. Their office received no return of mail or a reply from Parson and assumed things were fine with that change.
- g) Parson advised the County this month that he no longer uses the Clearfield address.
- h) It was determined that both the Assessor’s Office and the Treasurer’s Office have followed Idaho Code 63-902 as required. They sympathized with Parson, but had no way of knowing of the situation as he had described.
- i) Parson understands both of their positions but he had no knowledge of the problems he enumerated. He indicated that the parcel in question at 735 Albion Ave. in Burley is the legal place of his residence. He is single and is the only person living there.
- j) Commissioner Christensen asked if he had any other home and if he was receiving a homeowner’s exemption there. He indicated that he had a mobile home in Montello, Nevada, that he bought from his father. He does not receive any tax exemption from that property in the State of Nevada.
- k) The Board took the matter under advisement and went off the record at 10:09 a.m.
- 4) 10:09 AM MC CAIN’S EXPANSION – MARK MITTON
 - a) Mitton indicated that the City of Burley is putting together a proposal for an expansion at McCain’s and they desired to create a Revenue Allocation Area.

- b) He said they were competing with Othello, Washington, and they were pleased McCain's chose Burley for that expansion.
 - c) He further stated it would produce 130 jobs in the area and result in more contracts with potato growers and increase the need for potato storage facilities.
 - d) Mitton indicated that they are going forward with the expansion and it was originally set up in the Urban Renewal area and they do not need anything more than a Revenue Allocation Area. He indicated there would be a need for improvement to the substation as the expansion requires more freezer space. They need underground utilities to qualify for Urban Renewal funding.
 - e) After the first of year, the City of Burley will start with the legal description and valuation changes with the Assessor's office.
 - f) Commissioner Christensen asked about the revenue that will be generated by the expansion. Mitton indicated that the construction cost will be about \$180,000,000. The new tax amount will be somewhat less than that.
 - g) Mitton said they are working on costs and are early in the process. Questions were asked about how long it will remain in a Revenue Allocation Area and Mitton stated that they need to get costs put together and will make the County aware of the plan at that time.
 - h) Barrus indicates that he has documents that the County will need to sign after having talked to attorney Randy Stone.
 - i) The Board inquired if Commissioner Kunau had a seat on the committee for Urban Renewal. Mitton indicated that Clay Handy may still be on the committee and it had not been updated as of yet. The Board stressed the desire to keep a County official on that committee. Mitton will make that recommendation to the Mayor and the Board concurred that it would be appropriate.
- 5) 10:16 AM EXECUTE CONTRACT WITH MONTGOMERY/COMPANION LIFE ON SELF-INSURED PORTION OF HEALTH INSURANCE
- a) McMurray discussed with Kelly Bowen from the Bowen Insurance Group the County self-insurance agreement with Montgomery/Companion Life. There was a premium reduction of \$40,000 from that of last year.
 - b) An employee premium increase of 17% was presented for consideration of the Board for the County health insurance plan with MBA. Some discussion included the reduction of that increase to 15%. The Board supported the 17% increase as a measure to better insure a strong reserve balance.

10:17 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE THE PROPOSED 17% INCREASE WITH EMPLOYEE MBA HEALTH INSURANCE PREMIUMS AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

6) 10:21 AM VETERANS SERVICE ADVISORY BOARD – APPOINT CHUCK DRISCOLL AS BOARD MEMBER AND GARY MCCALL AS ALTERNATE

- a) Commissioner Kunau expressed the desire to concur with the Veterans Service Advisory Board recommendation to appoint Chuck Driscoll as a Board member and Gary McCall as an alternate.

10:21AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE THE VETERANS SERVICE ADVISORY BOARD RECOMMENDATION OF THE APPOINTMENT OF CHUCK DRISCOLL AS A BOARD MEMBER AND GARY MC CALL AS AN ALTERNATE. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

7) 10:27 AM EXECUTE RESOLUTION NO. 2013-023 – COUNTY VEHICLE USE POLICY

***CASSIA COUNTY COMMISSION
REGULAR SESSION***

Monday, November 18, 2013

5 | Page

- a) Chairman Crane indicated that there had been a good discussion with Sheriff's office regarding changes to the County Vehicle Use Policy and the Board was now ready to execute the proposed resolution.
- b) McMurray read through the highlighted changes on policy regarding personal use of County vehicles, vehicles that could be taken home by certain deputies, vehicles taken outside of Cassia County, and the potential liability incurred for personal use of County vehicles.
- c) The resolution will be sent out to all department heads and elected officials who will be asked to provide that policy to their respective employees.

10:29 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE RESOLUTION 2013-023, A RESOLUTION FOR A COUNTY VEHICLE USE POLICY. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 8) 10:30 AM REVIEW CCJC, ITEMS NEEDING ATTENTION, STARR REQUEST FOR STATUS OF RETENTION
 - a) McMurray went over a list of items provided by Larsen from the clerks, judges, and security at the CCJC that need to be addressed.
 - b) Starr Corporation needs to be contacted about resolving a few of the issues and the County will address the other items.
- 9) 10:59 AM REVIEW AND DISCUSS MBA ADMINISTRATIVE AGREEMENT
 - a) There were some items of concern with the proposed MBA Administrative Agreement.
 - b) McMurray and Barrus will discuss that agreement further.

10) 11:02 AM INDIGENT MATTERS

11:02 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 cases for review and approval of the Board:

- a) Case Presentation:
- b) Certificate of Denial: 2013086, 2013087
- c) Certificate of Approval: 2013054
- d) Order of Dismissal: 2013056, 2013057
- e) Notice of Continuance of Hearing: 2011057, 2013007, 2013055, 2013061
- f) Release of Medically Indigent Lien: 2013094, 2013095, 2013096, 2013097
- g) Release of Medically Indigent Lien: 2013056, 2013057
- h) Medical Records/Utilization Management Review: 2013088

11:16 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 11:17 AM.

11:17 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,

***CASSIA COUNTY COMMISSION
REGULAR SESSION***

Monday, November 18, 2013

COMMISSIONER CHRISTENSEN, AND COMMISSIONER KUNAU VOTING IN THE AFFIRMATIVE. THE BOARD RETURNED TO REGULAR SESSION AT 11:30 AM.

11) 12:00 PM LUNCH BREAK

12) 1:30 PM COORDINATED WATER RESOURCES MANAGEMENT PLAN PUBLIC HEARING

- a) The Board went on the record at 1:33 p.m. and Chairman Crane introduced those present.
- b) Bob Muffley chairman of the Mid Snake Water Resources Commissioner Plan district presented the districts' plan and enumerated changes desired.
- c) Chairman Crane asked for comments from the Albion Fire Protection District members present. Don Gunderson commented on water rights and expressed some concerns.

2:04 PM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE THE MID-SNAKE WATER COMMISSIONER PLAN AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- d) The Board went off the record at 2:04 p.m.

13) 2:05 PM ADJOURNMENT

APPROVED:

/s/_____

Dennis Crane, Chairman of the Board

ATTEST:

/s/_____

Joseph W. Larsen, Clerk of the Board