



# 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, April 14, 2014

The Board of Cassia County Commissioners met in regular session on Monday, April 14, 2014, 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, Sheriff George Warrell, Undersheriff

1) 9:00 AM AMENDMENT TO AGENDA

**9:00 AM**

**MOTION: COMMISSIONER KUNAU MOVED TO ADD TO THE AGENDA DISCUSSION OF A NOTICE OF VOLUNTARY TERMINATION RECEIVED FROM A COUNTY EMPLOYEE AFTER POSTING OF THE AGENDA. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

a) Cory Parish, the groundskeeper at the Cassia County Fairgrounds terminated his employment with Cassia County effective today.

2) 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

a) 9:05 AM CALENDAR

i) Idaho Association of County Commissioners and Clerks (IACC) Annual Meeting will be held June 10-12, 2014, at the Challis Community Events Center.

ii) DARE graduation for 5<sup>th</sup> graders will be held at 7:00 p.m. Thursday, May 1, 2014, at the King Fine Arts Center

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- iii) DL Evans Corporate office open house and ribbon cutting from 4:00 to 6:00 p.m. Friday, April 25, 2014, with ribbon cutting at 4:30 p.m.
- iv) Commemoration of the 30 year anniversary of the Oakley Dam Flood will be held at 7:00 p.m. April 17, 2014, at the Art Building at the Cassia County Fairgrounds.
- v) The Idaho Association of Commissioners and Clerks (IACC) Annual Social Services Meeting will be held in Twin Falls at the Canyon Crest Events Center from April 15-17, 2014. A breakfast meeting has been arranged for Wednesday, April 16, 2014, at 7:00 a.m. for elected county commissioners and clerks.
- vi) A special meeting for the Southern Idaho Solid Waste District regarding expansion of one of their shops to be held at 1:00 p.m. Friday, April 18, 2014
- vii) Drug Court graduation at 6:30 p.m. on April 23, 2014, at CSI Fine Arts Auditorium
- viii) Planning and Zoning meeting on Thursday, April 17, 2014
- b) 9:05 AM           CORRESPONDENCE
  - i) Letter from the Idaho State Animal Damage Control Board requesting funding in the amount of \$3,200.00 for FY2015 for Animal Damage Control District #3.
  - ii) Correspondence stating there will be a delay in the listing of the yellow-billed cuckoo as an Endangered Species.
  - iii) Mid-Snake Resource Conservation and Development meeting at 11:00 a.m. Friday, April 25, 2014, in Twin Falls
  - iv) Local Highway Technical Assistance Council's (LHTAC) 20 year anniversary celebration in Idaho Falls from 3-6- p.m. on June 12, 2014 p.m.
- c) 9:33 AM           PERSONNEL
  - i) CHANGE OF STATUS
    - (1) SHERIFF'S OFFICE
      - (a) The Board discussed employee changes in the Cassia County Sheriff's Office (CCSO) with Sheriff Heward and Undersheriff Warrell.
      - (b) Senior Patrolman Bret Wood has voluntarily terminated effective April 18, 2014.
      - (c) Due to accrued time payout for Wood, it will be six weeks before they can employ another officer so as not to exceed their budget.
      - (d) Commissioner Kunau pointed out that there is one year remaining on the County's commitment to the City of Burley's contract for law enforcement.
      - (e) Commissioner Christensen discussed proposing some increases in rate of pay of law enforcement officer at the beginning of the FY2015 budget year.
      - (f) A rate of pay increase for Patrolman Robert Akers for Advanced certification was presented.

9:32 AM

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE SAID CHANGE OF STATUS REQUESTS FOR OFFICER WOOD AND AKERS AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

9:39 AM    **EXECUTIVE SESSION**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO CONVENE IN EXECUTIVE SESSION REGARDING PERSONNEL MATTERS UNDER IDAHO CODE SECTION 67-2345(1)(A). 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 9:42 AM.**

d) 10:08 AM APPROVAL OF MINUTES

**10:08 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE MINUTES OF THE BOARD FROM APRIL 7, 2014. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

**10:10 AM**

**MOTION: COMMISSIONER KUNAU MOVED TO APPROVE MINUTES OF THE BOARD FROM APRIL 11, 2014. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

e) 9:14 AM JUNIOR COLLEGE RESIDENCY APPLICATIONS

i) The Board reviewed 11 Junior College CSI adult residency applications

**9:14 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE 11 JUNIOR COLLEGE CSI RESIDENCY APPLICATIONS AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

f) 11:17 AM COUNTY PAYABLES

CURRENT EXPENSES	104	\$15,520.32
INDIGENT FUND	105	\$3,780.97
DISTRICT COURT FUND	106	\$1,232.54
COUNTY ROAD & BRIDGE FUND	107	\$250.66
WEED & PEST FUND	108	\$12,839.92
REVALUATION FUND	114	\$766.84
COUNTY ELECTION FUND	116	\$13,972.49
COUNTY SNOWMOBILE FUND	118	\$66.79
JUSTICE FUND	130	\$17,780.71
MINI-CASSIA DRUG ENFORCEMENT TASK FORCE	136	\$450.00
PHYSICAL FACILITIES FUND	144	\$7,597.60
ADULT MISDEMEANOR PROBATION	149	\$2,019.69
	<b>TOTAL</b>	<b>\$76,278.53</b>

**11:17 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE COUNTY PAYABLES DATED APRIL 14, 2014. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

g) 9:50 AM COUNTY ROAD AND BRIDGE

i) Chairman Crane indicated that the Road and Bridge crew was taking down snow fences.

h) 10:10 AM BUILDING AND GROUNDS MATTERS

i) Construction is continuing in the former District courtroom.

ii) The Administrative office will move their offices on Friday.

iii) McMurray indicated that the Board will probably meet in the current Commissioner Chambers next Monday and the following Monday in the new Chambers on the 2<sup>nd</sup> floor.

iv) There are drain problems in the apartment building. The plumbing is draining slowly and because it is the old drum style trap, it needs to be replaced with a pea trap. Two bids were

obtained. Sweet's Plumbing bid was \$2,400.00 and Harris Plumbing was for \$1,000.00. McMurray said Harris Plumbing has done a good job in the past.

**10:13 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE HARRIS PLUMBING AT A BID OF \$1,000.00 AS PRESENTED FOR REPAIR TO THE COUNTY APARTMENTS PLUMBING. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- i) 9:49 AM GATEWAY MATTERS (no matters)
  
- 3) 9:51 AM REVIEW CONFLICT PUBLIC DEFENDER REPORT – MARCH 2014
  - a) The Board reviewed the March 2014 Conflict Public Defender Report from Clayne Zollinger.
- 4) 9:10 AM BOARD OF EQUALIZATION (BOE) (no matters)
- 5) 9:10 AM DELIBERATE ON CASSIA COUNTY US FOREST SERVICE MASTER ROAD AGREEMENT
  - a) McMurray explained that the agreement included 5.8 miles of the Howell Canyon Section 36 to Trailhead road segment covered by easement 216963, 1.2 miles to Lake Cleveland Campground 70459 to end of road, .3 miles of the Brackenbury Campground 70559 to Section 3, and .2 miles of the Brackenbury Campground Spur A.

**9:54 AM**

**MOTION: COMMISSIONER KUNAU MOVED TO SIGN THE COOPERATIVE FOREST ROAD AGREEMENT WITH THE US FOREST SERVICE AS PRESENTED. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- 6) 9:20 AM REVIEW LETTER FROM SOUTH CENTRAL COMMUNITY ACTION PARTNERSHIP (SCCAP)
  - a) Executive Director Ken Robinette, of SCCAP, expressed appreciation for the support of the County with their annual \$2,000.00 financial support.
- 7) 9:30 AM DELIBERATE ON 2013 ANNUAL ROAD AND STREET FINANCIAL REPORT
  - a) The 2013 Annual Report was prepared by the Auditor's office and gone over with Road and Bridge Supervisor Sam Adams. It needs the signature of approval from the Board.
  - b) The Board reviewed and discussed that report.

**10:04 AM**

**MOTION: COMMISSIONER KUNAU MOVED TO APPROVE AND SIGN THE 2013 ANNUAL ROAD AND STREET FINANCIAL REPORT AS PRESENTED. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- 8) 9:40 AM DELIBERATE ON NOTIFICATION OF REQUEST FOR DESIGNATED ROUTES UP TO 129,000 POUNDS FROM THE AMALGAMATED SUGAR COMPANY
  - a) The Notification of Request from Amalgamated Sugar Company for a designated route through Cassia County as a 129,000 pound road was read by Commissioner Kunau and reviewed by the Board.
- 9) 10:22 AM REVIEW PUC CASES: IPC-E-14-02 AND IPC-E-14-03
  - a) The Board reviewed PUC cases as presented.
  - b) IPC-E-14-13 was a request for authority to implement fixed cost adjustment rates for service from June 1, 2014 through May 31, 2015.
  - c) IPC-E-14-02 was a petition for approval for an amendment with EnerNOC, Inc. for a demand response program for Idaho Power's industrial and commercial customers.
- 10) 10:23 AM HERD DISTRICT DISCUSSION
  - a) Barrus reviewed the history of the Herd District Committee when it was formed in 2007. He indicated that other committee members can be appointed.

- b) He said there cannot be a herd district where grazing has been allowed on government property.
  - c) As the current committee is constituted, members include Clay Handy, Tom Geary, Gerald Marchant, Lex Godfrey, and Paul Christensen. It was suggested that Rick Wrigley replace Clay Handy and be appointed a new member of that committee. Barrus will follow up on contacting those individuals.
  - d) They plan to notice the meeting appropriately and then meet at 1:30 p.m. on June 2, 2014.
- 11) 10:00 AM REVIEW AND EXECUTE LETTERS OF SUPPORT FOR RAC FUNDING REQUESTS BY US FOREST SERVICE: 1 – CULVERT REPLACEMENT ON FSR 565 2 – IMPROVE PUBLIC SAFETY AROUND SUBLETT RESERVOIR
- a) A request letter for 2014 Resource Advisory Committee (RAC) funding was received from Minidoka District Ranger Scott Nannenga and was read by Commissioner Kunau.
  - b) The first proposal was for a culvert replacement on Forest Service Road 565 where Lake Fork Creek enters the Sublett Reservoir.

**10:35 AM**

**MOTION: COMMISSIONER KUNAU MOVED TO APPROVE A REQUEST FOR FUNDING FOR CULVERT REPLACEMENT AS PRESENTED. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- c) The second proposal read by Chairman Crane was for improvement of public safety on a road around the Sublett Reservoir by removing rocks on blind curves.

**10:37 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE A REQUEST FOR FUNDING FOR SAFETY AROUND THE SUBLETT RESERVOIR AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

**10:41 AM EXECUTIVE SESSION**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO CONVENE IN EXECUTIVE SESSION REGARDING PERSONNEL MATTERS UNDER IDAHO CODE SECTION 67-2345(1)(A). 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 11:09 AM.**

**11:09 AM**

**MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE PAYOUT OF ACCRUALS AND ALL FINANCIAL OBLIGATIONS OF THE COUNTY FOR CORY PARISH UPON LEAVING HIS EMPLOYMENT. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

12) 11:10 AM INDIGENT MATTERS

**11:10 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) Tax Refund Request: 2010053, 2010017
- b) Case Presentation: 2014025
- c) Certificate of Denial: 2014022, 2014024

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- d) Order of Dismissal: 2013103, 2013107
- e) Notice of Continuance of Hearing: 2013066, 2013067, 2013077, 2013108
- f) Release of Medically Indigent Lien: 2013103, 2013107
- g) Notice of Medically Indigent Lien: 2014032, 2014033, 2014034, 2014035, 2014036
- h) Medical Records/Utilization Management Review: 2014025
- i) Tax Refund Request: 2010053, 2010017

**11:37 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 11:37 AM.**

13) 11:38 PM ADJOURNMENT

APPROVED:

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

Dennis Crane, Chairman of the Board

ATTEST:

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

Joseph W. Larsen, Clerk of the Board