



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, March 10, 2014

The Board of Cassia County Commissioners met in regular session on Monday, March 10, 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

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

a) 9:05 AM CALENDAR

i) Joint Juvenile Probation Meeting at 7:00 a.m. Tuesday, March 11, 2014, in Rupert

ii) Joint Justice Meeting at 7:30 a.m. Tuesday, March 11, 2014, in Rupert

iii) Southern Idaho Economic Development Organization (SIEDO) Quarterly Meeting at 12:00 p.m. Thursday, March 13, 2014

iv) Soil and Water District IV Meeting at 9:30 a.m. Wednesday, March 12, 2014

v) Consolidated Election Day Tuesday, March 11, 2014, with polls open from 8:00 a.m. to 8:00 p.m. at all County designated polling locations.

b) 9:05 AM CORRESPONDENCE

i) Barrus prepared a letter to Greg Orlando to review Misdemeanor Probation procedure. Approval of expenses was approved by the Board last Board meeting.

9:07 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE THE PRESENTED LETTER TO BE SENT TO GREG ORLANDO AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

c) 9:08 AM PERSONNEL

i) A time sheet for Fairgrounds Supervisor Cory Parish was reviewed by the Board.

CASSIA COUNTY COMMISSION

REGULAR SESSION

Monday, March 10, 2014

1 | Page

9:08 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE SAID EMPLOYEE TIMESHEET AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

d) 10:51 AM APPROVAL OF MINUTES

10:51 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE MINUTES OF THE BOARD FROM MARCH 3, 2014. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

e) 9:09 AM JUNIOR COLLEGE RESIDENCY APPLICATIONS

i) The Board reviewed three Junior College Residency Applications; two adult and one high school dual credit.

9:09 AM

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

f) 11:06 AM COUNTY PAYABLES

CURRENT EXPENSE FUND	104	\$27,423.38
DISTRICT COURT FUND	106	\$2,357.26
COUNTY ROAD & BRIDGE FUND	107	\$73,863.27
WEED & PEST FUND	108	\$1,531.16
AMBULANCE SERVICE	110	\$15,502.50
REVALUATION FUND	114	\$38.40
911 COMMUNICATIONS FUND	115	\$5,371.16
COUNTY ELECTION FUND	116	\$623.84
COUNTY SNOWMOBILE FUND	118	\$199.84
JUSTICE FUND	130	\$95,941.53
NARCOTICS SEIZED ASSETS FUND	134	\$560.14
MINI-CASSIA DRUG ENFORCEMENT TASK FORCE	136	\$149.25
PHYSICAL FACILITIES FUND	144	\$635.21
ADULT MISDEMEANOR PROBATION	149	\$607.44
	TOTAL	\$224,804.38

11:06 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE COUNTY PAYABLES DATED MARCH 10, 2014. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

g) 9:10 AM COUNTY ROAD AND BRIDGE

i) Chairman Crane reported on grading that is being done
ii) They are also fixing some culverts.

h) 9:10 AM BUILDING AND GROUNDS MATTERS

i) Carpet ready to lay in the second floor

- 2) 9:10 AM BOARD OF EQUALIZATION (BOE)
 - a) No BOE today.
- 3) 9:14 AM BURLEY DEVELOPMENT AUTHORITY URD 4 (MCCAIN) TRANSFER OF POWERS AGREEMENT-DISCUSSION, URBAN RENEWAL PLAN DISCUSSION, AND RESOLUTION MAKING FINDING OF NECESSITY
 - a) Crane introduced Randy Stone, attorney for the Burley Development Authority (BDA).
 - b) Stone indicated that McCain's wants to put in a new fry line that will create 200 jobs as an urban renewal project.
 - c) A Resolution of Necessity is appropriate from the County to put the process in order.
 - d) It needs to be taken to Planning and Zoning to see if it complies with the County Comprehensive Plan and zoning regulations.
 - e) A Transfer of Powers agreement from the County is mandated by Urban Renewal as well as the Local Development Act.
 - f) An estimated \$1.6 million increment at the beginning of the project will go to the Burley Development Association (BDA) to provide funds for the project.
 - g) Commissioner Christensen inquired as to who holds liability in case of default.
 - h) Stone was not sure how the bonds are going to be placed yet. They are looking towards McCain's purchasing the bond themselves like DOT Foods did.
 - i) Idaho statute dictates the Transfer of Powers Agreement. Stone indicated that the BDA is empowered through I.C. 50-2905 to finance projects and meet the bond obligations of the approved plan.
 - j) There are restrictions on what can be spent on the improvements according to Idaho statute. It will be carefully structured to what is specific to economic development.
 - k) Barrus asked about the concept of deteriorated areas and asked for the findings that came about to determine that. Stone said the Idaho Code is pretty broad. Vacant ground can qualify under Urban Renewal. Mostly it will be demolition of aged buildings in deteriorating condition. Stone said they may lose the operation if it is not improved.
 - l) The designation of a Revenue Allocation Area requires improving by removing or destruction of 10% of existing property.
 - m) Barrus indicated that the Commissioners should look physically at what is to be done. The property is northwest of the existing plant. The Board indicated they were familiar with the area at issue and didn't feel a visit was necessary.
 - n) Stone indicated that the timeline is really structured and they are concerned about delays. Crane asked about the time on the proposed resolution.
 - o) The Development Agreement between the BDA and McCain's for improvements and completion of a draft plan is to be done by March 25, 2014.
 - p) Burley City resolutions have been adopted. They just need the three items talked about done by this Wednesday if possible. A public hearing then needs to be done.
 - q) Christensen desired a map of effected areas in the Revenue Allocation Area. He also asked about involvement of the highway. It was pointed out it only affected the frontage roads.
 - r) Christensen asked about when the Revenue Allocation Area is done and it comes back to County taxing. There is a provision of a six year extension on the 20 years that is provided in the statute. Christensen asked Barrus if that could be something addressed in the agreement to limit the time. If the increment fell off that wouldn't allow for the bond to be paid off, it could be

extended. Only a certain amount can be obtained with the ability to pay it back. Selling the bonds is a big issue. They have to ensure it will be paid back.

- s) Stone said the City desires the Commissioners to adopt the resolution so they can proceed with the plan. At some point in the Joint Powers Agreement the Board would negotiate those points
- t) Barrus asked for amounts to determine the amount of time it would be off the County records. Stone said it appears in the study by Scot Erwin. Term and interest rate determines the amount of money they can get in a bond purchase. A delay could increase costs due to more requirements.
- u) McCain's wants to get the best deal they can get to keep the project here and not elsewhere. That is why the use the Urban Renewal concept to see what they can provide to make it happen.

10:02 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO ADOPT RESOLUTION NO. 2014-006 AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- v) It was suggested that Commissioner Christensen and Barrus be there through the process.
- 4) 9:45 AM DELIBERATE ON REQUEST TO INCREASE CREDIT LIMIT ON CLERK'S CREDIT CARD
 - a) Request was withdrawn
- 5) 9:50 AM DELIBERATE ON RESOLUTION NO. 2014-005 ADOPT BYLAW AMENDMENTS FOR CASSIA COUNTY FAIR BOARD AND REVIEW JOB DESCRIPTIONS
 - a) The need to hire an office person part time at the Fairgrounds was discussed.
 - b) Having that position and the Fairgrounds keeper would likely save money.
 - c) The resolution was read by Commissioner Kunau.

10:22 AM

MOTION: COMMISSIONER KUNAU MOVED TO ADOPT RESOLUTION NO. 2014-005 AS PRESENTED. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- d) There is still more work to be done regarding job descriptions for an office manager and one for groundskeeper.
- 6) 10:26 AM DELIBERATE ON GLOBAL SURVEILLANCE SUPPORT PLAN RENEWAL
 - a) It is time for the annual renewal of software support from Global Surveillance.
 - b) There are three options; an annual renewal, a two year plan, or a three year plan which provides the largest price reduction.

10:28 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE A THREE YEAR SUPPORT PLAN RENEWAL WITH GLOBAL SURVEILLANCE. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- c) The Auditor's office was asked to make budget notations of that plan for the three year payment schedule.
- 7) 10:30 AM DELIBERATE ON ELECTION SYSTEMS AND SOFTWARE MAINTENANCE AND SUPPORT SERVICES AGREEMENT
 - a) Larsen explained the cost savings for downgrading from a Gold Plan with Elections Services and Software for election equipment.
 - b) We chose to only maintain the minimal number of Automark voting machines as necessary for those who have some physical impairment.
 - c) Most of the Gold Plan includes things not necessary and that has never been used in the past.

- 8) 10:30 AM DELIBERATE ON 2014 AOP TO CASSIA COUNTY COOPERATIVE LAW ENFORCEMENT AGREEMENT
- a) Undersheriff George Warrell indicated this is the same agreement that has been done before in cooperation with the US Forest Service for utilizing County services such as for a wildfire.
 - b) Warrell indicated that he and McMurray reviewed the contract.

10:35 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO AGREE AND SIGN THE LAW ENFORCEMENT AGREEMENT WITH THE US FOREST SERVICE AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 9) 10:36 AM REVIEW IPUC CASE NO. IPC-E 13-23 NOTICE OF APPLICATION

- a) Reviewed by the Board, an agreement between Idaho Power Company and Simplot Corporation.

10:38 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 REVIEWED A REQUEST FOR EXTENSION OF AN EMPLOYEE'S TIME FOR ACCRUED TIME. THE BOARD RETURNED TO REGULAR SESSION AT 10:40 AM.

10:40 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE THE EXTENTION OF ACCRUED TIME BY AN EMPLOYEE AS REQUESTED. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 10) 10:50 AM DELIBERATE ON PACIFICORP 2010-2013 DISTRICT COURT ORDERS OF SETTLEMENT

- a) A lawsuit from Pacificorp against the Idaho State Tax Commission had some financial effect on taxing districts in Cassia County.
- b) The Board asked Larsen about the process for each taxing district to pay the amounts required by the settlement of the lawsuit. Larsen will keep in close contact with the State Tax Commission and advise the appropriate taxing districts.

11:01 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE THE PAYMENT AS REQUIRED BY THE SETTLEMENT OF THE LAWSUIT OF PACIFICORP IN ACCORDANCE WITH THE REQUIREMENTS OF THE STATE TAX COMMISSION. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 11) 11:00 AM DELIBERATE ON FEBRUARY 2014 AMBULANCE REPORT

- a) The Board discussed the report as presented.

- 12) 12:04 PM ADJOURNMENT

APPROVED:

/s/ _____

Dennis Crane, Chairman of the Board

ATTEST:

/s/ _____

Joseph W. Larsen, Clerk of the Board