



Cassia County Board of Commissioners

*Cassia County Courthouse
Commission Chambers
1459 Overland Ave. – Room 206
Burley, ID 83318
www.CassiaCounty.org*

Board Members:

*Chairman Dennis Crane (District #3) ~ dcrane@cassiacounty.org
Paul Christensen (District #1) ~ pchristensen@cassiacounty.org
Bob Kunau (District #2) ~ bob.kunau@cassiacounty.org*

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Monday, November 24, 2014

9:00 AM

The Board of Cassia County Commissioners met this day in regular session in the Commission Chambers of the Cassia County Courthouse.

THOSE PRESENT:

County Commissioners:

Dennis Crane, Chairman

Prosecuting Attorney:

Doug Abenroth

Paul Christensen

Administrator:

Kerry D. McMurray

Others:

Sherry Baker

Brenda Mortensen

Mike Schlund

Rita Ramsey

Glenn Ramsey

Wayne Ramsey

Chad Call

David Sanchez

Jay Heward, Sheriff

Bob Kunau

Clerk of the Board:

Joseph W. Larsen

Bob Brown

Jim Tharp, BLM

Loren Poppert, US Forest Service

Gerald Marchant

Jim Hobbs

Ruthe Hobbs

Scott Prow

Maria Brown

Dwight Davis, Assessor
Darwin Johnson MCCJC Administrator
Mark Mitton, Burley Administrator
Heather Evans, Deputy Auditor
Gordon Edwards, Weed Control
Joel Packham, Extension Office
Patty Justesen, Treasurer
Todd Quast, GIS/Mapper

a) 9:05 AM CALENDAR

- i) Joint Public Defender meeting 7:30 a.m. Tuesday, November 25th at Commission Chambers
- ii) Joint Jail Meeting 7:30 a.m. Tuesday, November 25th at Commission Chambers
- iii) Southern Idaho Solid Waste Board meeting at 10:00 a.m. Tuesday, November 25th
- iv) Associated Taxpayers of Idaho 68th Annual Taxpayer Conference 8:30 a.m. Wednesday, December 10th at the Boise Centre Summit Auditorium
- v) CAT meeting on Tuesday, December 9th in Boise for Commissioner Christensen
- vi) Idaho Nitrate Symposium on December 4th at the Canyon Crest Event Center in Twin Falls

b) 9:05 AM CORRESPONDENCE

- i) Invitation from Intermountain Healthcare to their Healthy Dialogues series “Conversations About Healthcare Reform” at 12:00 p.m. Monday, December 15th at the Marriott City Center Hotel in Salt Lake City, UT
- ii) BLM fuels reduction project will be discussed when the BLM representative is here later today
- iii) Invitation to a Waste Expo Conference and Special Events June 1-4, 2015 in Las Vegas, Nevada
- iv) Thank you and holiday greetings card from First American Title.

CASSIA COUNTY COMMISSION

REGULAR SESSION

Monday, November 24, 2014

- v) Bill from Region IV Development Association.
 - (1) Their potential programs and projects were talked about by the Board.
 - (2) McMurray indicated that the Fair Board is having their annual report to the Board and they could invite someone from Region IV in for that review to see if any of the Fair Board's projects might be considered.
 - (3) McMurray will process payment and schedule them.
- vi) Southern Idaho Economic Development Organization (SIEDO) funding request will be discussed later in the meeting.
- c) 9:12 AM PERSONNEL
 - i) CHANGE OF STATUS
 - (1) MINI-CASSIA CRIMINAL JUSTICE CENTER
 - (a) Increase in rate of pay for Detention Deputy Alyssa Marie Hall for completion of Level I Detention Certification
 - (2) FAIR BOARD
 - (a) Termination of temporary County Fair laborers Jordan Davis, Cade Powers, Santiago Quintero, and Chase Abner Johnson
 - (b) Work has completed for Temporary Fair Laborers whose work was to prepare, hold, and clean up after the Cassia County Fair
 - (3) ADULT MISDEMEANOR PROBATION
 - (a) Increase in rate of pay for Deputy Probation Officer Enrique Molina who was promoted to Senior Probation Officer
 - (b) Increase in rate of pay for Deputy Probation Officer Angel Barboza for POST Certification and language/interpreter services

9:15 AM

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

- ii) Review and approval of timecard for Road and Bridge Supervisor Sam Adams

- d) 12:07 AM APPROVAL OF MINUTES

12:07 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE MINUTES OF THE BOARD FROM NOVEMBER 17, 2014. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- e) 9:11 AM JUNIOR COLLEGE RESIDENCY APPLICATIONS

- i) The Board reviewed two CSI Junior College Residency Applications; one high school dual credit and one non-dual credit.

9:11 AM

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

- f) 9:01 AM COUNTY PAYABLES

CURRENT EXPENSES	104	\$21,956.53
SOCIAL SERVICES FUND	105	\$52,535.31

COUNTY ROAD & BRIDGE FUND	107	\$267.56
WEED & PEST FUND	108	\$1,593.31
911 COMMUNICATIONS FUND	115	\$357.08
ASSESSOR TRUST FUND	123	\$154.15
JUSTICE FUND	130	\$42,440.38
CASSIA DRUG TASK FORCE	136	\$443.99
PHYSICAL FACILITIES FUND	144	\$1,156.35
ADULT MISDEMEANOR PROBATION	149	\$952.59
	TOTAL	\$121,857.25

- i) Officer Bird explained to the Board the receipt of cash from sales of M&M's for DARE program at White Pine Intermediate School for sale during lunchtime.
- ii) They have been doing this project for the past 20 years. Sales are down this year due to some changes at schools. Officer Bird indicated that it is more of a public relations program than a money maker. It does help with costs for T shirts for DARE graduation as there are 302 students in the 5th grade graduation alone.
- iii) In answer to concerns with charges at Costco in Twin Falls for the product they sell, Bird indicated that he does it on his own time. McMurray indicated that as an employee, he can't volunteer his time but must be on the clock for his travel.
- iv) Bird felt that using Costco, where they can bulk purchase and get the product for a lower costs, was worth doing. Commissioner Christensen asked if any local retailers would give them a break in cost of the product. Sheriff Heward said he was going to approach Smith's to see.
- v) Larsen pointed out that the County is obligated to follow General Accepted Accounting Principles and guidelines of the Governmental Accounting Standards Board by Idaho statute. Both require that all sales proceeds be turned over to the Auditor's Office for appropriate Accounting and not to intermingle those proceeds with documented expenditures.

10:39 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE COUNTY PAYABLES DATED NOVEMBER 24, 2014. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- g) 9:16 AM COUNTY ROAD AND BRIDGE
 - i) Chairman Crane reported there was work related to storms over the weekend.
 - ii) Road and Bridge has been doing some grading.
 - iii) He has been in contact with Road and Bridge Supervisor Sam Adams each day.
 - iv) Adams reported that they have some old used lumber from a bridge that was torn out. He asked for permission to trade with Gary Jones for water that he provides. McMurray reported that where the value is under \$250, it would be permissible for the Board to do that if they desired.

9:16 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE THE TRADE OF OLD LUMBER FOR WATER ROAD AND BRIDGE GETS FROM GARY JONES. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- h) 9:16 AM BUILDING AND GROUNDS MATTERS
 - i) McMurray reported on working with sound quality issues in the courtrooms at the Cassia County Judicial Center (CCJC). They have consulted with Phase IV and PMT. They will be at the CCJC at some time on December 2nd. Judge Crabtree reported they could not hear one of the attorneys. He provided a recording of the hearing to help pinpoint and resolve the issues.

- ii) They are currently getting bids for the HVAC system changes for the Prosecutor's office. They are waiting for those bids to come in.
- iii) Bids have been requested of NuVu Glass and Rupert Glass for placement of windows in the doors of the Juvenile Probation office.
- i) 9:18 AM GATEWAY MATTERS
 - i) Commissioner Kunau reported on Gateway West and Sage Grouse issues. Attorney Doug Balfour reported that they are not using provided reports that we were in hopes would help us in the decision process. In effect, they are showing nothing that illustrates the minimal impact to the proposed alternate routes.
 - ii) Chairman Crane asked for a meeting of the Gateway Task Force after the first of the year.
- 2) 9:23 AM DELIBERATE ON SOUTHERN IDAHO ECONOMIC DEVELOPMENT ORGANIZATION (SIEDO) INVESTMENT
 - a) The Board discussed the recent purchase of the mall property in North Burley.
 - b) Commissioner Kunau said a lot of projects have been reported but they provide no information on who they are or when they plan to establish here.
 - c) He said the fruit processing Frulact Group coming to Rupert was largely due to obtaining disadvantaged funding through SIEDO.
 - d) It was suggested by the Board that if we continue to fund SIEDO; however, it should be no more than what was paid last year.

9:25 AM

MOTION: COMMISSIONER KUNAU MOVED TO FUND SIEDO IN THE SAME AMOUNT AS WHAT THE COUNTY FUNDED THEM LAST FISCAL YEAR. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 3) 9:25 AM REVIEW AND CONSIDER FOR APPROVAL THE APPLICATION OF BARBARA LANKFORD FOR BOARD OF COMMUNITY GUARDIANS
 - a) Cassia County resident Barbara Lankford completed an application to the Board of Community Guardians the Board reviewed.
 - b) Her husband Jerry Lankford who worked at the Cassia Regional Medical Center is on the Board currently.
 - c) Mrs. Lankford is a retired Idaho Health and Welfare worker.

9:27 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE THE APPOINTMENT OF BARBARA LANKFORD TO THE BOARD OF COMMUNITY GUARDIANS AS PRESENTED. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 4) 9:27 AM REVIEW REQUEST FROM HIGH COUNTRY RESOURCE CONSERVATION AND DEVELOPMENT AREA REGARDING CLOUD SEEDING FUNDING
 - a) The Board has not contributed to this Cloud Seeding Program previously.
 - b) The County gets a request for this each year.

9:29 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO DENY THE REQUEST FOR FUNDING OF THE CLOUD SEEDING PROGRAM WITH HIGH COUNTRY RESOURCE CONSERVATION AND DEVELOPMENT AREA, INC. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 5) 9:45 AM DEPARTMENT HEAD MEETING
 - a) JAY HEWARD – SHERIFF
 - i) Heward provided statistics from October and November to present. Civil services have been very high. There have been 254 arrests in October up until now and they have been really busy. They

received 4,345 calls for service during that timeframe and 617 citations were issued. Citations generated revenue totaling \$48, 513 from October to present.

- ii) Chairman Crane asked for a breakdown of citations issued for the City and for the rest of the County. Heward said he would provide that.
- b) PATTY JUSTESEN – TREASURER
 - i) Justesen provided the Board with a Treasurer’s Cash Report. An Urban Renewal Report was not provided this month. She reported that things look good thus far for this fiscal year.
 - ii) She reported that numerous payments have been made thus far during this current tax drive.
 - iii) They have had many tax notices returned as undeliverable that they will need to follow through on.
- c) DWIGHT DAVIS – ASSESSOR
 - i) Davis reported that they are currently revaluing property and are ahead of schedule.
 - ii) He also said that land values are trending upward.
 - iii) Building lots and acreages are increasing and his office will do a study in January to adjust values.
 - iv) Christensen requested a copy of that study. Davis indicated that the Board will be involved.
- d) JOE LARSEN – CLERK
 - i) Larsen said their work and reporting of the November 4, 2014, General Election is concluding. He also reported on the success of the implementation of new election equipment.
 - ii) Chairman Crane asked Larsen to discuss with department heads his request that was approved by the Board the previous week to conduct a cost-benefit analysis with our current accounting system and one with Computer Arts, Inc. (CAI).
 - (1) Larsen indicated the analysis is a comprehensive look at the two current options we have available in Idaho for accounting as we have been with Stephenson’s AS400 server solution or with CAI as a window’s and web-based solution. Three counties have their own customized programmers on staff, seven counties use Stephenson’s Computer Consulting, and 35 counties use CAI.
 - (2) He stressed that an appropriate analysis takes time and that he is only recommending that analysis to adequately determine what serves Cassia County and in particular the Auditor’s office appropriately.
 - (3) A concern is the IRS reporting required after January 1, 2015, for the Affordable Care Act. It is still in rough draft form, but will require data collection and form preparation in the Auditor’s office to comply. That will require accounting software adaptations to comply.
 - (4) Larsen stressed his concerns are to consider web-based solutions for the Auditor, Welfare, and Recorder office. Adaptation with what other departments are doing is critical but what we know so far eliminates duplicity of work done in several other departments that the CAI software provides. He also stressed his desire was simply to conduct an analysis at this point.
 - iii) Chairman Crane asked other departments their thoughts on the matter.
 - (1) Assessor Davis stressed benefits that can come from looking at contemporary solutions.
 - (2) Treasurer Justesen indicated she wasn’t aware that this was being looked into. She also commented on the Idaho State Tax Commission’s changes they are implementing.
 - (3) Sheriff Heward said they are looking at a law enforcement solution with Zuercher Technologies. Larsen said that CAI integrates Zuercher’s software solution with their Clerk’s Financial Program with no difficulties. Heward also suggested looking into having a full time qualified and trained Information Technology Specialist as a lot of other counties have.
 - (4) Prosecutor Abenroth indicated that it could statutorily require a bid process.

- e) DOUG ABENROTH – PROSECUTING ATTORNEY
 - i) Abenroth reported that his office is busy with new cases.
 - ii) Felonies have increased and they currently have court schedules for 30 plus felonies.
 - iii) They are currently in the process of interviews for a new part time secretary.
 - iv) Their newly hired Deputy Prosecutor, Paul Jeffries, is working out well.
 - v) Deputy Prosecutor McCord Larsen is working hard with the Sheriff's office.
 - vi) They are working on a number of drug cases and have experienced an uptick with sex crimes as well as adult and juvenile felony cases.
 - vii) The Lara murder trial is coming up in January.
- f) KERRY MCMURRAY – ADMINISTRATOR
 - i) McMurray provided the October building department report, which included 14 Ag Siting Permits issued totaling \$1,050.00, 16 Building Permits totaling \$12,223.22, and one Manufactured Home Permit issued totaling \$150.00.
 - ii) The Planning and Zoning Committee met last week and signed off on the South Ridge feedlot.
 - iii) The three year term of service for Planning and Zoning Committee members, Robert Brice and Nolan Peterson conclude the end of December. They both expressed a desire to continue if appointed.

10:04 AM

MOTION: COMMISSIONER KUNAU MOVED TO RE-APPOINT BOTH ROBERT BRICE AND NOLAN PETERSON FOR A THREE YEAR TERM TO THE PLANNING AND ZONING COMMISSION. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- iv) McMurray said they would like to review moving the time for Planning and Zoning meetings from 2:00 p.m. to 3:00 p.m. to better accommodate the schedules of commission members.
- g) AMBER PREWITT – ADULT MISDEMEANOR PROBATION
 - i) (Not present)
- h) DARWIN JOHNSON – MINI-CASSIA CRIMINAL JUSTICE CENTER
 - i) Johnson reported a census count at the jail of 150; 75 from Cassia County, 40 from Minidoka County, and 35 inmates that generate revenue.
 - ii) He said the State removed some male inmates as we did not have beds for them. He said they will bring in seven female inmates today which will bring the State numbers up.
 - iii) Commissioner Christensen asked about staff data entry issues that have been a problem in the past with the Minidoka County Sheriff. He indicated they are addressing that.
- i) GORDON EDWARDS – WEED AND PEST CONTROL
 - i) Edwards reported that they are repairing motors and pumps on their outfits as things are slowing down for them right now.
 - ii) He is going to follow through on the Elko County agreement they had made with putting out poison eggs to deal with the Sage Grouse issue in a concerted effort to prevent them from an endangered species listing. Chairman Crane asked Edwards to report back to the Board on that effort.
 - iii) Edwards asked for the Board's support to submit a tax bill to Rainbow Ranch located near I-15 to cover costs they have incurred spraying for scotch thistle that Rainbow Ranch has not taken care of on their property.

10:41 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO ALLOW A TAX BILL TO BE ISSUED TO RAINBOW RANCH TO COVER COSTS OF SPRAYING FOR SCOTCH THISTLE ON THEIR PROPERTY. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- j) CRAIG RINEHART – CORONER
 - i) (Not present)
 - k) JOEL PACKHAM – EXTENSION AGENT
 - i) Packham reported that a newsletter he provided the Board includes the classes they are teaching.
 - ii) Master garden planner will meet with the Board and Packham in January. He will send the Board a copy of the plan they have for their summer garden.
 - iii) The Extension Office’s new courthouse offices have worked great for them.
 - l) Elected Officials Christmas Party
 - i) The Board discussed whether or not to have a Christmas party for elected officials.
 - ii) It was determined that would not take place this year.
 - iii) Some of the elected officials are planning things with their individual departments and making donations of gifts to the Christmas Council.
- 6) 10:36 AM SIGNATURE ON APPLICATIONS FOR REINSURANCE WITH MBA NEEDED
- a) Kelly Bowen was in need of signatures of approval for quotes from different companies for stop loss or excessive loss policies for the County’s partially self-funded health plan.

10:36 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO SIGN THE APPLICATIONS FOR STOP LOSS OR EXCESSIVE LOSS POLICIES FOR THE COUNTY’S PARTIALLY SELF-FUNDED HEALTH PLAN. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

7) 10:42 AM INDIGENT MATTERS

10:42 AM EXECUTIVE SESSION

MOTION: COMMISSIONER KUNAU MOVED TO CONVENE IN EXECUTIVE SESSION REGARDING MEDICAL INDIGENT MATTERS UNDER IDAHO CODE SECTION 67-2345(1)(D). COMMISSIONER CHRISTENSEN 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: 2014106, 2014107
- b) Request for Medical Lien consideration: 2013055
- c) Certificate of Approval: 2014058, 2014073, 2014080, 2014081, 2014096
- d) Order of Dismissal: 2014047, 2014060
- e) Notice of Lien and Application for Medically Indigent Benefits: 2014106, 2014107, 2014108, 2014109
- f) Notice of Continuance of Hearing: 2013075, 2014025
- g) Release of Medically Indigent Lien: 2014047, 2014060, 2014074, 2014076, 2014085, 2014090, 2014091
- h) Order of Reimbursement: 2014058, 2014073, 2014081
- i) Medical Records/Utilization Management Review: 2014106, 2014107

11:24 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 11:24 AM.

8) 11:30 AM UNITED STATES FOREST SERVICE (USFS)/BUREAU OF LAND MANAGEMENT (BLM) REPORT

- a) LOREN POPPERT – USFS DISTRICT RANGER
 - i) Chairman Crane asked Poppert if he received the Board’s letter regarding the Forest Service’s road obliteration plans and if he was prepared to discuss that.
 - ii) A number of citizens were in attendance and voiced opposition to continued road closures.

**CASSIA COUNTY COMMISSION
REGULAR SESSION**

Monday, November 24, 2014

7 | Page

- iii) Poppert said planned road obliterations were approved years ago and they are being obliterated as they are not commissioned roads.
- b) JIM THARP – BLM ACTING FIELD MANAGER
 - i) Tharp reported on the Battle Creek law suit outcome and indicated it was a harsh ruling. He voiced serious concerns about the ruling and that they are not happy about it.
- 9) 11:58 PM ADJOURNMENT

APPROVED:

/s/ _____

Dennis Crane, Chairman of the Board

ATTEST:

/s/ _____

Joseph W. Larsen, Clerk of the Board