



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

Phone: (208) 878-7302
Fax: (208) 878-9109

Monday, October 27, 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. Clerk Larsen asked to be excused at 10:30 a.m. to depart for a junior college committee meeting in Boise. Deputy Clerk Susan Keck will clerk the balance of the Board meeting.

THOSE PRESENT:

County Commissioners:

Dennis Crane, Chairman
Prosecuting Attorney:
Doug Abenroth

Paul Christensen
Administrator:
Kerry D. McMurray

Bob Kunau
Clerk of the Board:
Joseph W. Larsen

Others:

Josh Bartlome, Solid Waste
Casey Anderson, Burley City Council
Ruthe Hobbs
George Warrell, Undersheriff

Darwin Johnson, Jail Director
Laurie Welch, Times News
Dwight Davis, Assessor
Patty Justesen, Treasurer
Joel Packham, U of I Extension

Gordon Edwards, Weed Control
Hilaree Whitehead, Deputy Clerk
Susan Keck, Elections Director
Jay Heward, Sheriff

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 MATTERS

a) 9:05 AM

CALENDAR

- i) Joint Public Defender meeting at 7:30 a.m. Tuesday, October 28, 2014, at the Commission Chambers
- ii) Joint Justice meeting at 8:00 a.m. Tuesday, October 28, 2014, at the Commission Chambers
- iii) Cassia Regional Medical Center (CRMC) Board meeting at 7:00 a.m. Wednesday, October 29, 2014, for Commissioner Christensen
- iv) Southern Idaho Solid Waste meeting at 10:00 a.m. Wednesday, October 29, 2014, for Commissioner Christensen
- v) Open house to welcome Kit Mullen, the new Sawtooth National Forest Supervisor, will be held between 3:00 p.m. and 6:00 p.m. Thursday, October 30, 2014, at the Sawtooth National Forest Supervisor's office in Twin Falls
- vi) Quarterly Economic Development meeting at 12:00 p.m. Thursday, November 30, 2014, at the Burley Inn for Commissioner Kunau

CASSIA COUNTY COMMISSION
REGULAR SESSION
Monday, October 27, 2014

- vii) Junior College workgroup committee meeting regarding county funding of junior colleges at 1:00 p.m. Monday, October 27, 2014, in Boise for Clerk Larsen
- viii) Interviews for an open judge position in Hailey will be attended by Chairman Crane.
- ix) The Idaho Criminal Intelligence Center and the Bureau of Homeland Security will present Sovereign Citizen Training on October 30, 2014, in Boise. Elected officials have been invited.
- b) 9:05 AM CORRESPONDENCE
 - i) Letter from City of Burley regarding Urban Renewal. Bonanza Motors area and southeast of the City of Burley according to Casey Anderson. Has legal description
 - ii) Thank you note to the Board from Damon Richman for their purchase of his pig at the County Fair
 - iii) Letter from the Idaho Transportation Department informing the County of a 15 day requirement for notification of any tax obligations due from Project No. IM-84-3(081)216, Contract No. 7318 with Ralph Wadsworth Construction Company.
 - iv) Notification was received that County Commissioner Gerber from Elko County, Nevada died. A letter of condolence will be sent from the Board.
- c) 9:25 AM PERSONNEL
 - i) CHANGE OF STATUS
 - (1) MINI-CASSIA CRIMINAL JUSTICE CENTER (MCCJC)
 - (a) Hiring of Callie David Clark for the open Detention Deputy position. Clark has met physical fitness requirements.

9:26 AM

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

- d) 10:10 AM APPROVAL OF MINUTES

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE MINUTES OF THE BOARD FROM OCTOBER 20, 2014. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- e) 9:25 AM JUNIOR COLLEGE RESIDENCY APPLICATIONS
 - i) The Board reviewed four CSI Junior College Residency Applications; three high school dual credit and one non-dual credit applications

9:25 AM

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

- ii) Larsen commented on a semi-annual invoice from CSI that included charges for denials as well as approved applications. The Board will send a letter to CSI addressing the invoicing for the future that should only include what actually has been approved by the Board.
- f) 10:21AM COUNTY PAYABLES

CURRENT EXPENSES	104	\$13,217.32
INDIGENT FUND	105	\$3,531.37
DISTRICT COURT FUND	106	\$217.75
COUNTY ROADS & BRIDGES FUND	107	\$445.00
COMMUNITY COLLEGE FUND	113	\$59,500.00
REVALUATION FUND	114	\$48.00

COUNTY ELECTION FUND	116	\$992.76
ASSESSOR TRUST FUND	123	\$28.25
JUSTICE FUND	130	\$14,450.20
PHYSICAL FACILITIES FUND	144	\$1,436.26
ADULT MISDEMEANOR PROBATION	149	\$1,015.79
	TOTAL	\$94,882.70

**MOTION: COMMISSIONER KUNAU MOVED TO APPROVE COUNTY PAYABLES DATED OCTOBER 27, 2014.
COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**

- g) 10:22 AM COUNTY ROAD AND BRIDGE
 - i) Chairman Crane reported that things with Road and Bridge were going well.
 - ii) Inmates have helped putting in snow fencing.
 - iii) The road crew is putting in extensions to culverts in Elba.
- h) 10:45 AM BUILDING AND GROUNDS MATTERS
 - i) The Board reviewed the work on the 3rd floor with shelving for the courts.
- i) 10:28 AM ELECTIONS MATTERS
 - i) Elections Director Susan Keck informed the Board that 75 in person early voters have voted at the early voting location at the courthouse. Of those voters, 39 have used our new ExpressVote voting machines and 36 have used traditional ballots.
 - ii) The new ExpressVote machines have been a great success.
- 2) 9:10 AM DELIBERATE ON BUILDINGS FOR TRANSFER STATIONS
 - a) Southern Idaho Solid Waste Executive Director Josh Bartlome referred to a trip that the Board made last year to the Malta transfer station where it was discussed building custom sheds with restrooms, HVAC, and electrical work.
 - b) Bartlome put out for bids the custom building of permanent structure sheds to contractors. One contractor responded with a bid of \$16,900 for a 12'x12' structure with 2"x4" wall structures on a cement slab with electrical work and restroom. They are currently paying a \$3600 annual fee for porta potties and sheds that have to be replaced every 15 years. Bartlome determined that it will save money in the long run to purchase permanent structures.
 - c) The bid has a 5% escalator for each year to construct additional buildings.
 - d) They would like to construct one building per year for the next four years with the first one in Oakley.
 - e) Commissioner Kunau asked about the additional cost to do a 2"x6" wall structure.
 - f) Commissioner Christensen asked Larsen if that had been budgeted for FY2015. He indicated that it had.
 - g) Bartlome will secure costs for increasing from a 2"x4" wall structure to 2"x6" in order to achieve an increased insulation r-factor.
 - h) He will also ask about the septic tank size and will get back with Commissioner Christensen.
 - i) It will be put on a future Board agenda for further discussion.
- 3) 9:22 AM DELIBERATE ON HILL ACRES SUBDIVISION
 - a) Comments were solicited as required from neighbors and adjoining property owners for the proposed Hill Acres Subdivision.
 - b) McMurray indicated they had met all requirements.
 - c) Only one phone call was received and there were no dissenting concerns.
 - d) Commissioner Kunau read the declaration for the subdivision.

9:27 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE THE HILL ACRES SUBDIVISION AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

4) 9:30 AM DISCUSS COURT SECURITY WITH SHERIFF HEWARD

- a) Sheriff Heward indicated that court security personnel formed a Court Security Committee this past week. They extended an invitation for Commissioner Kunau to be a member as he is responsible for building and grounds.
- b) They are currently looking at security measures they have in place at other locations.
- c) Heward expressed concern for the need of window coverings for the security office. The cost of that would be about \$650. They are trying to get funds from Homeland Security. If that is not possible, they will use funds out of the County Law Enforcement Building Fund.
- d) Commissioner Crane asked if they wanted window coverings so as not to be visible by patrons. Commissioner Christensen stressed the benefit of having a visible presence to deter potential problems.
- e) It was determined to leave it up to the committee to decide on policy and window coverings. The Board recommended meeting before their next scheduled meeting in January. Shannon Taylor will contact the Board regarding that.

5) 9:43 AM DELIBERATE ON GRANT FOR SHERIFF'S OFFICE

- a) Heward and Undersheriff George Warrell discussed with the Board an annual Homeland Security Grant.
- b) Warrell indicated that the amount had dropped and that Federal money is drying up.

9:45 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE AND SIGN THE HOMELAND SECURITY GRANT AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

6) 9:45 AM DEPARTMENT HEAD MEETING

- a) JAY HEWARD – SHERIFF
 - i) Heward talked about the marijuana eradication his office has been involved with.
 - ii) He has attended Homeland Security training recently.
 - iii) A CCJC security meeting was held this past week to establish safety and security protocol.
 - iv) They are currently at full staffing in the Sheriff's department.
- b) PATTY JUSTESEN – TREASURER
 - i) Justesen presented the Statement of Treasurer's Cash and Urban Renewal report.
 - ii) They have begun their checklist of procedures for the upcoming tax drive.
 - iii) Programming issues and concerns that originated from the State level needed to be adjusted.
- c) DWIGHT DAVIS – ASSESSOR
 - i) Davis reported that they are covering for Minidoka County in their DMV department while they are working on their facilities that have experienced problems with mold.
- d) JOE LARSEN – CLERK
 - i) The Idaho Institute of Court Management held its annual workshops and training in Boise this past week. All Cassia County deputy court clerks participated.
 - ii) The General Election will be held on November 4, 2014, with polls opened at all precinct polling places from 8:00 a.m. until 8:00 p.m. Early voting has taken place since October 20th at the courthouse and will conclude at 5:00 p.m. this coming Friday. The new ExpressVote voting machines will be used this election. During training with poll judges and during early vote many have made very positive comments about the ease and speed of the voting process with the ExpressVote.

CASSIA COUNTY COMMISSION

REGULAR SESSION

Monday, October 27, 2014

4 | Page

- iii) Same-sex marriage licenses are now being issued in the Recorder's office at the direction of the Attorney General following the lifting of the Supreme Court stay.
- e) DOUG ABENROTH – PROSECUTING ATTORNEY
 - i) New Deputy Prosecuting Attorney Paul Jeffries began employment in Cassia County on October 1st.
 - ii) The Prosecutor's office will be working on several upcoming trials.
 - iii) Abenroth reported on numerous felony filings and his office has been very busy.
 - iv) They are currently reviewing applications/resumes for their open part time secretary position.
- f) KERRY MCMURRAY – ADMINISTRATOR
 - i) Their department has been working on shelving on the 3rd floor of the courthouse for records storage.
 - ii) McMurray reported on Planning and Zoning issues.
- g) AMBER PREWITT – ADULT MISDEMEANOR PROBATION
 - i) (not present)
- h) DARWIN JOHNSON – MINI-CASSIA CRIMINAL JUSTICE CENTER
 - i) Johnson reported that their census at the MCCJC is currently 161 with 117 from Cassia County.
 - ii) He indicated that they are cramped for space with male holds.
 - iii) The jail hired a new detention officer who started work today.
 - iv) They were recently informed of a Department of Labor audit that they informed McMurray and Larsen for their further instruction and review.
- i) GORDON EDWARDS – WEED AND PEST CONTROL
 - i) Edwards reported that they are currently doing their fall work.
 - ii) They are concerned with pepper weed.
 - iii) Inspections on the Snake River are about 1/3 completed for Zebra mussels.
 - iv) Commissioner Christensen asked Edwards to draft letter for reserve weed control.
 - v) Chairman Crane noted skeleton weed by the 2nd lift canal main pumping station.
- j) CRAIG RINEHART – CORONER
 - i) (not present)
- k) JOEL PACKHAM – EXTENSION AGENT
 - i) Packham reported that they are starting 4-H meetings this week.
 - ii) He reported that online and credit card payments are now available in their office.
 - iii) They will begin other classes in December regarding market outlook, pesticides, etc.
 - iv) Edwards and Packham will draft comments for Waters of the United States to be sent in a letter.
 - v) Commissioner Christensen asked if juvenile probation traffic on the north end of the basement of the courthouse was working satisfactorily. Packham said it seems to be working well.
- 7) 10:30 AM PROSECUTOR STORAGE ROOM REPAIR – ROCKY MOUNTAIN CLAIMS SERVICE REPORT
 - a) ICRMP asked for a report regarding storage room damage below public defender's office.
 - b) It was recommended that the bathroom facility be torn out.
 - c) Costs of repairs was reviewed.
 - d) The Board asked McMurray to get estimates for the cost of removal of the bathroom facility in the storage area as per the claim report recommendation.
- 8) 10:38 AM DELTA DENTAL RENEWAL PRESENTATION
 - a) McMurray presented information to the Board on proposed a proposed 11% administration fee which was not an increase.
 - b) He further indicated that things were working well with Delta Dental.

10:39 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO ACCEPT THE DELTA DENAL RENEWAL AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

9) 10:55 AM DELIBERATE ON AND EXECUTE IDAHO DEPARTMENT OF HOMELAND SECURITY 2014 SUB-RECIPIENT AGREEMENTS AWARD NUMBERS 16031-01 AND 16031-02

a) McMurray briefed the Board on the Homeland Security sub-recipient agreements.

10:55 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO EXECUTE THE IDAHO DEPARTMENT OF HOMELAND SECURITY RECIPIENT AGREEMENTS AWARD NUMBER 16031-01 AND 16031-02 AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY

10) 11:00 AM INDIGENT MATTERS

11:00 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: 2014094
- b) Certificate of Denial: 2014086
- c) Order of Dismissal: 2014063
- d) Notice of Lien and Application for Medically Indigent Benefits: 2014094, 2014095, 2014096, 2014097
- e) Release of Medically Indigent Lien: 2014063, 2014070
- f) Medical Records/Utilization Management Review: 2014094

11:13 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 11:15 AM.

11) 10:44 AM REVIEW IDAHO PUBLIC UTILITIES (IPUC) CASE NO. GNR-U-14-01 NOTICE OF PETITION

- a) Commissioner Kunau briefed the Board on an IPUC Notice of Petition from power companies to exempt them from requirements of face-to-face contact immediately before terminating customer's service for non-payment.
- b) The Board determined no comment on the petition was needed.

12) 11:45 AM MID SNAKE COMMISSION NOMINEE

- a) There are two vacant positions that the Board may recommend nominees for the Mid Snake Commission.
- b) After discussion, it was determined to recommend Burley Irrigation District Board member Dean Edgar and County Administrator Kerry McMurray, who already attends those meeting, for those two open positions.

11:46 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO RECOMMEND APPOINTMENT OF DEAN EDGAR AND KERRY MC MURRAY TO TWO OPEN POSITIONS WITH THE MID SNAKE COMMISSION. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY..

13) 11:30 AM UNITED STATES FOREST SERVICE (USFS)/BUREAU OF LAND MANAGEMENT (BLM) REPORT

- a) Mark Dowell – USFS DISTRICT RANGER/HYDROLOGIST
 - i) Dowell is reporting today as Loren Poppert is meeting the new USFS Regional Director Kit Mullen.

CASSIA COUNTY COMMISSION

REGULAR SESSION

Monday, October 27, 2014

6 | Page

- ii) He reported on a prescribe burning at Howell Canyon for cleaning up underbrush. They might need to close the road for brief periods due to smoke.
 - iii) The Travel Management meeting has been cancelled. They will attempt to reschedule that meeting sometime within next two weeks.
 - iv) One timber sale on the Sublett range remains active.
 - v) The Thompson Flat Campground reconstruction is underway. They are trying to complete that this fall. In-house USFS road crew members are working that construction.
 - vi) Dowell reported on hunting patrol indicating that there is a lot of off road use. The open hunt on the Raft River range has been a “circus” according to Dowell stating that the public is not aware of rules and regulations.
 - vii) End of season grazing issues include work with permittees and issuing non-compliance notices.
 - viii) He indicated that they have not heard anything from the USFS biologist or the company regarding Black Pine gold mining. They are working with quarry operators.
- b) JIM THARP – BLM ACTING FIELD MANAGER
- i) (not present)
- 14) 12:00 PM PUBLIC TESTING OF ELECTION EQUIPMENT FOR NOVEMBER 4, 2014 GENERAL ELECTION
- a) The required public testing of election equipment for the November 4, 2014 General Election was presented for the public and the Board by Elections Director Susan Keck and Deputy Elections Clerk Hilaree Whitehead.
 - b) The first use of the newly-acquired ExpressVote voting system that has replaced the Automark system from Election Systems & Software was introduced and tested.
 - c) The DS200 Digital Scan precinct voting tabulator was also tested along with election night reporting (ERM) software.
 - d) The integrated ElectionWare software recently approved and acquired by the County was used to present test tabulation results.
- 15) 10:40 AM PRIVATE SITE LINKS TO COUNTY WEBSITE
- a) McMurray reported on the desire of some private companies to have a link to their website from the County’s website.
 - b) He expressed concern that we are putting the County out there to refer and vouch for their services.
 - c) It was also pointed out that they may not even be Idaho companies.
- 10:43 AM**
- MOTION: COMMISSIONER KUNAU MOVED TO NOT ALLOW LINKING COMMERCIAL OR PRIVATE COMPANIES FROM THE COUNTY WEBSITE. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.**
- 16) 12:30 PM ADJOURNMENT

APPROVED:

/s/ _____

Dennis Crane, Chairman of the Board

ATTEST:

/s/ _____

Joseph W. Larsen, Clerk of the Board