



Cassia County Board of Commissioners

Cassia County Courthouse
Commission Chambers
1459 Overland Ave. – Room 206
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, September 29, 2014

The Board of Cassia County Commissioners met in regular session on Monday, September 29, 2014, at 9:00 a.m. in the Commission 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:	Doug Abenroth
	County Administrator:	Kerry D. McMurray
	Others:	Sam Adams, Road and Bridge Amber Prewitt, Misdemeanor Probation Chris Jensen, Sheriff's Office Kevin Horak, Sheriff's Office

- 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) Commissioner Christensen will be out of town from Wednesday, October 1st through Sunday, October 5th.
 - ii) Middle Snake Regional Water Resource Commission Third Annual Legislative dinner to be held October 1st with the social hour beginning at 6:00 p.m. and dinner at 7:00 p.m. at the Jerome Senior Citizens.
 - iii) Invitation to the Annual Fall Dinner of Wood River Resource Conservation and Development on October 23rd at 5:30 p.m. for the social hour and at 6:30 p.m. for dinner
 - iv) Commissioner Christensen reported that a meeting will be held in Bannock County on October 8th for their engineers and County Commissioners regarding solid waste disposal in their area. Christensen will be in attendance at that meeting on behalf of our solid waste district. He also discussed the burning off of methane that can be utilized for the sale of electricity.

- b) Discussion ensued regarding a Planning and Zoning hearing that will be held regarding a waste transfer station that is being considered by the City of Burley. It was pointed out that it was an ordinance amendment issue rather than a zoning issue with its potential placement on the location of the city property proposed.
- c) 9:05 AM CORRESPONDENCE
 - i) Letter from Kenny Harper at NuVu Glass regarding a personnel issue
- d) 9:10 AM PERSONNEL
 - i) CHANGE OF STATUS
 - (1) SHERIFF'S OFFICE
 - (a) Cost of living increase in rate of pay for Mini-Cassia Adult Misdemeanor Probation Director Amber Prewitt – Effective October 1, 2014
 - (2) MINI-CASSIA ADULT MISDEMEANOR PROBATION
 - (a) Director Amber Prewitt discussed an increase in rate of pay that was inadvertently missed during budgeting for FY2015 for the approved move of U/A Technician/Secretary Dominik Pedraza from part time to full time. Larsen indicated the request was not clear and the Auditor's office did not catch the omission. It was pointed out that this will put them over their "A" Budget amounts for FY2015 by about \$4,000 that will need to be shifted from the "B" Budget of unspent money or the budget will need to be opened to account for the approval.
 - (b) Cost of living increase in rate of pay for Deputy Probation Officer Enrica Molina – Effective October 1, 2014
 - (c) Cost of living increase in rate of pay for Deputy Probation Officer Rosanna Chaidez – Effective October 1, 2014
 - (d) Cost of living increase in rate of pay for Deputy Probation Officer Angel Barboza – Effective October 1, 2014
 - (e) Cost of living increase in rate of pay for Senior Probation Officer Rojelio Mancias – Effective October 1, 2014
 - (f) Cost of living increase in rate of pay and grade change from part time U/A Technician/Secretary to full time U/A Technician/Secretary for Dominik Pedraza – Effective October 1, 2014

9:30 AM

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

- e) 9:07 AM APPROVAL OF MINUTES

9:07 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE MINUTES OF THE BOARD FROM SEPTEMBER 22, 2014. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- f) 9:31 AM JUNIOR COLLEGE RESIDENCY APPLICATIONS
 - i) The Board reviewed 86 Junior College Residency Applications; 82 CSI high school dual credit, three CSI non-dual credit, and one CWI non-dual credit.

9:31 AM

MOTION: COMMISSIONER KUNAU MOVED TO APPROVE 86 JUNIOR COLLEGE RESIDENCY APPLICATIONS AS PRESENTED. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- ii) Larsen reported to the Board regarding a Junior College Committee meeting he attended this past Friday in Boise with IAC representatives, County Commissioners, executive representatives from all three Idaho community colleges and himself.
 - iii) A new Certificate of Residency form was discussed to supply Counties with the appropriate information they need that has in the past been missing.
 - iv) They also discussed the ultimate responsibility for County assistance consideration by the Board in each County rests with the student. Inadequate information should result in a denial to the student.
 - v) Larsen will coordinate further with the College of Southern Idaho to try and chart a new course for a better relationship between them and counties that are out of the district.
- g) 11:28 AM COUNTY PAYABLES

<i>September 23, 2014 Payables</i>		
JUSTICE FUND	130	\$310.00
	TOTAL	\$310.00
<i>September 29, 2014 Payables</i>		
CURRENT EXPENSES	104	\$14,299.11
INDIGENT FUND	105	\$1,034.20
DISTRICT COURT FUND	106	\$3,297.92
COUNTY ROAD & BRIDGE FUND	107	\$2,385.06
WEED & PEST FUND	108	\$3,533.44
AMBULANCE SERVICE	110	\$21,502.50
REVALUATION FUND	114	\$377.19
COUNTY BOAT LICENSE FUND	117	\$676.00
JUSTICE FUND	130	\$28,507.52
EMERGENCY MEDICAL SERVICE FEES	133	\$6,499.98
PHYSICAL FACILITIES FUND	144	\$781.25
	TOTAL	\$82,894.17

11:28 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO RATIFY PAYMENT OF A COUNTY PAYABLE DATED SEPTEMBER 23, 2014, AND APPROVE COUNTY PAYABLES DATED SEPTEMBER 29, 2014. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- h) 9:07 AM COUNTY ROAD AND BRIDGE
- i) Road and Bridge Supervisor Sam Adams informed the Board that the Idaho Transportation Department (ITD) recently had a portable sand hopper and conveyor system that did not sell at public auction. He indicated it could possibly be used with the power screen in processing gravel at County Road and Bridge gravel sites.
 - ii) He asked that the Board contact Devin Rigby with ITD to see if the County would be able to obtain the unit. He indicated that the engine was fine and they had done metal work on the

frame. If they were able to obtain the equipment, they may need to design a hopper to screen off the big rocks.

9:12 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO ALLOW ROAD AND BRIDGE SUPERVISOR SAM ADAMS TO ACT UPON ITD TRANSPORTATION EQUIPMENT IF AVAILABLE FOR THE COUNTY TO RECEIVE THAT EQUIPMENT AS SURPLUS. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- iii) McMurray was asked by the Board to put the numbers together and write a letter to Rigby.
 - iv) Adams also reported that their crew was working on the EY Road near Almo to make it better for plowing snow in the winter.
 - v) They have also been working on the Little Cove Ranch Road all week.
 - vi) During the month of October they are planning on getting roads ready for a potential hard winter that is predicted this year.
 - vii) He has experienced difficulty with the cement contractor in getting the new fuel depot ready before winter. He expressed concern of whether or not they were really interested in doing the project. They do prefer it be completed by December or January.
- i) 9:06 AM GATEWAY MATTERS
- i) Commissioner Kunau reported that information is no longer being obtained for the County-proposed corridor of the Gateway West power line project.
 - ii) Information is only being obtained from Areas 8 and 9 outside of the County-proposed corridor.
- 2) 9:15 AM DELIBERATE ON SHERIFF'S OFFICE VEHICLE PURCHASE
- a) Deputy Chris Jensen reported that Sheriff Heward was attending a FEMA hearing today.
 - b) The Sheriff's office has \$27,000 budgeted for the purchase of a vehicle for FY2015.
 - c) They received two bids from Bonanza Motors for the potential purchase:
 - i) A 2015 Dodge Ram 2500 pickup for \$27,804
 - ii) A 2015 GMC 2500 pickup for \$27,000
 - d) That vehicle would replace a truck that is currently being used by Deputy Clark Ward that now has over 200,000 miles on it.
 - e) They desire to keep this vehicle as a spare. It is currently down for two or three weeks for repairs.
 - f) Commissioner Christensen asked about the potential for saving costs by purchasing a 1500 rather than a 2500. Jensen reported that fuel efficiency is not that much different and that pulling a trailer or boat functions much better with a 2500.
 - g) Commissioner Kunau indicated that there is a five mile per gallon drop with a 2500 over a 1500 and that tires are also a factor.
 - h) The Board also asked if the Sheriff's office would check to see if there are any 2014 pickup models left. Jensen said he didn't think there were any other 2014's left in the government bid process.

9:20 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE THE PURCHASE OF A 2015 GMC 2500 PICKUP FOR \$27,000 AS PRESENTED AFTER ASKING AND FINDING THERE ARE NO 2014 MODELS REMAINING THROUGH THE GOVERNMENT BID PROCESS. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 3) 9:50 AM DELIBERATE ON ACH ORIGINATION AGREEMENT WITH DL EVANS BANK
- a) McMurray reviewed the ACH Origination Agreement and recommended changes in some of the provisions to D.L. Evans Bank.
 - b) One change requested was regarding assignment of rights to the contract which could be done by D.L. Evans Bank but not by the County. They declined to make the change requested on behalf of the bank and indicated that Cassia County could terminate the agreement at any time.
 - c) McMurray indicated that all other changes requested in the verbiage of the agreement had been made as requested and he recommended signing the agreement.

9:53 AM

MOTION: COMMISSIONER KUNAU MOVED TO AGREE WITH AND SIGN THE PROPOSED ACH AGREEMENT BETWEEN CASSIA COUNTY AND D.L. EVANS BANK AS PRESENTED. COMMISSIONER CHRISTENSEN SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 4) 10:01 AM DISCUSS PROTOCOL FOR WALL HANGINGS IN THE CASSIA COUNTY JUDICIAL CENTER (CCJC)
- a) Larsen requested clarification of protocol for placement of wall hangings at the CCJC. Some wall hangings had fallen down and needed repair and rehanging. He was desirous to make sure that process was done by the appropriate individuals and through an approved process.
 - b) McMurray prepared a rough draft proposal for protocol that the Board discussed.
 - c) After clarifying points of process for that protocol, the Board asked McMurray to prepare a resolution to establish the protocol for wall hangings. Further action was tabled.
- 5) 10:13 AM REVIEW AND EXECUTE BALLOT FOR CAPITAL CRIMES DEFENSE FUND BOARD AT-LARGE POSITION
- a) A letter was received from IAC Executive Director Dan Chadwick regarding the filling of the Capital Crimes Defense Fund Board At-Large Positions.
 - b) Two nominations were received; Latah County Commissioner Dave McGraw and Madison County Commissioner Jon Weber.
 - c) Commissioner Christensen, who is chairman of that Board, indicated Dave McGraw has been serving in that two year term. The Board saw no reason to change

10:15 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE A VOTE FOR DAVE MC GRAW AS THE CAPITAL CRIMES DEFENSE FUND AT-LARGE BOARD MEMBER. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 6) 9:35 AM LINC FUNDING REQUEST DELIBERATIONS
- a) Sarah Michael from the District 4 Community Transportation Association of Idaho inquired of the Board if they had approved funding to them in the amount of \$1,000.
 - b) That amount was a match with the County and other municipalities to the Idaho Transportation Department for transportation for the aged or needy through a voucher system with a local taxi.
 - c) Following the Board's discussion, they determined to table the matter for now.
- 7) 9:40 AM MINI-CASSIA VETERANS ADVISORY BOARD:
- a) REVIEW MINUTES OF SEPTEMBER 4, 2014 MEETING
 - i) Commissioner Kunau did not attend the September 4th meeting for the Mini-Cassia Veterans Advisory Board.
 - ii) This Board determined that they cannot approve the minutes but rather would review them.

- b) RATIFY REAPPOINTMENT OF CURT RUSSELL FOR NEW TERM ENDING SEPTEMBER 30, 2017
 - i) The Board recommended the ratification of the appointment of Curt Russell to that Board.

10:35 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO RATIFY THE APPOINTMENT OF CURT RUSSELL TO THE BOARD OF THE MINI-CASSIA VETERANS ADVISORY BOARD. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

8) 10:37AM DELIBERATE ON ADDENDUM H – SERVICE LEVEL AGREEMENT FOR PAYPORT TO THE CASSIA COUNTY EXTENSION OFFICE

- a) The Board reviewed proposed Addendum H to the Service Level Agreement between Access Idaho for Payport Service to allow for credit card services for the Extension office.
- b) The Board’s recommendation was to approve that proposed addendum.

10:37 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE ADDENDUM H TO THE SERVICE LEVEL AGREEMENT FOR THE USE OF PAYPORT AS WITH OTHER COUNTY ENTITIES AND AS PROPOSED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

9) 10:37 AM DISCUSS REPRESENTATIVES FOR MID SNAKE REGIONAL WATER RESOURCE COMMISSION

- a) The Mid Snake Regional Water Resource Commission meeting on Wednesday, October 1st will be attended by Chairman Crane and Commissioner Kunau.
- b) It was pointed out that Noel Bowcut resigned as a member of the commission for health reasons.
- c) The County needs to appoint at least one new member but could appoint two.
- d) Chairman Crane will consult with the Burley Irrigation District about a possible representative from their district.
- e) McMurray has been attending the meeting as a non-voting member and was recommended by the Board to serve as a voting member for one of the open positions.

10:41 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPOINT KERRY MC MURRAY TO ONE OF THE OPEN POSITIONS FOR THE MID SNAKE WATER RESOURCE COMMISSION AND FOR THE BOARD TO CONTINUE TO EXPLORE POSSIBILITIES FOR A SECOND APPOINTMENT. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

10) 10:42 AM CALIFORNIA TRAIL SIGNAGE REQUEST DELIBERATION

- a) McMurray received a letter from Wallace Keck, Superintendent of the City of Rocks National Reserve regarding the California Trail Signage request.
- b) The proposal was for six signs to be erected in the County in specific locations.
- c) The signs will be fabricated and provided by the National Trails Intermountain Region office of the National Parks Service.
- d) The County will determine specifications for the sign posts and hardware, installation procedures, and distance from the road. Oversight will be by the County.
- e) Sam Adams from Road and Bridge will provide a posthole digger and they will also work with the Oakley Highway District.
- f) A jurisdictional agreement from the County is needed to authorize the City of Rocks National Reserve within its jurisdiction to place the signage according to the agreement.

10:46 AM

MOTION: COMMISSIONER CHRISTENSEN MOVED TO APPROVE SIGN AUTHORIZATION ON BEHALF OF THE COUNTY FOR THE PROPOSED CALIFORNIA TRAIL SIGNAGE AS PRESENTED. COMMISSIONER KUNAU SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

11) 10:20 AM REVIEW IDAHO PUBLIC UTILITIES COMMISSION CASE NO. IPC-E-14-24

a) The Board reviewed the case but determined no action or comment was necessary.

12) 10:49 AM INDIGENT MATTERS

10:49 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) Certificate of Denial: 2014067, 2014072, 2014073, 2014074

b) Certificate of Approval: 2014071

c) Order of Dismissal: 2014035

d) Notice of Continuance of Hearing: 2014025, 2014054, 2014055, 2014059, 2014060

e) Release of Medically Indigent Lien: 2014088

f) Order of Reimbursement: 2013077

g) Release of Medically Indigent Lien: 2014038, 2011085

11:14 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 11:14 AM.

11:14 AM EXECUTIVE SESSION

MOTION: COMMISSIONER CHRISTENSEN MOVED TO CONVENE IN EXECUTIVE SESSION REGARDING EMPLOYEE MATTERS UNDER IDAHO CODE SECTION 67-2345(1)(B). 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 11:28 AM.

13) 11:40 AM JUDICIAL CENTER COURTROOM REVIEW

a) The Board ventured to the Cassia County Judicial Center to review concerns expressed about visibility of the judge from the bench to the witness stand.

b) The Board consulted with Judge Mick Hodges regarding concerns he had with that visibility.

c) In exploring options, the Board determined along with Judge Hodges to construct an approximate five inch elevation at the witness stand to see if that would alleviate the problem.

14) 12:14 PM ADJOURNMENT

CASSIA COUNTY COMMISSION

REGULAR SESSION

Monday, September 29, 2014

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APPROVED:

/s/ _____

Dennis Crane, Chairman of the Board

ATTEST:

/s/ _____

Joseph W. Larsen, Clerk of the Board