



Cassia County Board of Commissioners

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

Board Members:

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

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Monday, May 4, 2015

9:00 AM

The Cassia County Board of Commissioners met this day in regular session in the Commission Chambers of the Cassia County Courthouse. Prosecuting Attorney Doug Abenroth was excused today as he is attending a conference in Boise Monday, May 4, 2015 through Wednesday May 6, 2015.

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:

Bryce Morgan, Citizen
(Morgan is City Councilman)
John Craner, Citizen
(Craner is City Councilman)
Mark Mitton, City Administrator
Paul Aston
Heather Evans, Deputy Auditor
Blair Bowers, Fair Groundskeeper
Bob Naerebout, Idaho Dairyman

Casey Anderson, Citizen
(Anderson is City Councilman)
Ruthe Hobbs, Citizen
Tony Morley, Citizen
Carol Anderson, City of Burley
Gary Allen, Rep of Bill Millenkamp
Bill Millenkamp, Millenkamp Cattle
Paul Marchant, Fair Board

Randy Hawkins, Citizen
(Hawkins is City Councilman)
Russ Mallory
(Mallory is City Councilman)
Garth Dayley, Citizen
Laurie Welch, Times News
Dwight Davis, Assessor
Lana Bowers, Citizen
Todd Powers, Fair Board

UNSCHEDULED AGENDA ITEMS

- 1) 9:00 AM CALL TO ORDER, PLEDGE OF ALLEGIANCE, PRAYER
- 2) 9:02 AM REVIEW CALENDARS AND MEETINGS
 - a) Fair Board meeting Tuesday evening, May 5, 2015, for Chairman Crane
 - b) Idaho Association of Commissioners and Clerks Conference June 9th through June 11th in Coeur d'Alene
 - c) An IPPA Conference for Abenroth will be held from May 4th through May 6th.
 - d) DARE graduation for the White Pine Intermediate School at 7:00 p.m. Tuesday, May 5th at the King Fine Arts Center
 - e) District IV Elected Officials quarterly meeting at 10:00 a.m. Wednesday, May 27th in Blaine County
- 3) 9:02 AM REVIEW CORRESPONDENCE
 - a) Minidoka Dam Spillway Completion Ceremony at 10:30 a.m. Wednesday, May 27th
 - b) Letter from a young Boy Scout regarding the speed of vehicles and use of bicycles near the road to Castle Rock in the Almo area.

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- c) Letter from Conflict Public Defender Clayne Zollinger regarding Conflict Public Defense. Chairman Crane suggested the Board should review it further and place it on the next Board agenda. Chairman Crane asked Larsen to provide the Board financial background into the matter.
- 4) 9:05 AM REVIEW JUNIOR COLLEGE CERTIFICATE OF RESIDENCY RECOMMENDATIONS FOR APPROVAL
 - i) The Board reviewed six junior college Certificate of Residency applications.
 - ii) Recommendation from the Clerk's Office was for approval of four high school dual credit applications and two non-dual credit applications.

9:05 AM

MOTION: PAUL CHRISTENSEN, MEMBER, MOVED TO APPROVE SIX JUNIOR COLLEGE RESIDENCY APPLICATIONS AS PRESENTED. BOB KUNAU, MEMBER, SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

5) 9:06 AM PERSONNEL MATTERS

- a) Timecards for the Fair and Road and Bridge
- b) Chairman Crane said they are all in order

6) 9:07 AM COUNTY ROAD AND BRIDGE DEPARTMENT MATTERS

- a) Chairman Crane visited with Road and Bridge supervisor Sam Adams this morning.
- b) They are currently graveling the Green Canyon Road.
- c) They are changing the advertisement for the part time position and Adams will be stopping by later today to get flyers to put up around the area.

7) 9:07 AM BUILDINGS AND GROUNDS MATTERS

- a) Sewer line from the Public Defender's Office to the alley was successfully completed last week. McMurray reported that process went smoothly and they didn't have to shut the water off for the two days involved in the project.

8) 9:07 AM GATEWAY TRANSMISSION LINE MATTERS

- a) Commissioner Kunau reported on the final Environmental Impact Study (EIS) announcement for Gateway West Transmission Line which is scheduled for May 13th.
- b) Attorney Doug Balfour said he would probably hear something ahead of that. He will review that information when he receives it and communicate his resolution of that to the Board.

9) 9:10 AM REVIEW IDAHO PUBLIC UTILITIES COMMISSION CASE NO. IPC-E-15-14 NOTICE OF APPLICATION

- a) Commissioner Kunau stated this case has to do with Idaho Powers annual adjustment of rate which is related to the rate of flow in the Snake River for the percentage of power that is generated by hydro.
- b) Idaho Power users will actually pay less this year than they did this last year.
- c) No response from the Board is necessary.

10) 9:11 AM DELIBERATE ON APPOINTMENT OF LAW ENFORCEMENT REPRESENTATIVE TO THE 9-1-1 ADVISORY BOARD

- a) McMurray reported the two year term for Chris Jensen has run out.
- b) It was proposed to reappoint Jensen to a four year term to facilitate staggering of terms.
- c) McMurray said Jensen is willing and has done a good job so far.

9:12 AM

MOTION: PAUL CHRISTENSEN, MEMBER, MOVED TO APPOINT CHRIS JENSEN TO A FOUR YEAR TERM TO THE 9-1-1 ADVISORY BOARD. BOB KUNAU, MEMBER, SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

11) 9:29 AM REVIEW COUNTY PAYABLES FOR APPROVAL (*attachment included*)

9:29 AM

MOTION: PAUL CHRISTENSEN, MEMBER, MOVED TO APPROVE COUNTY PAYABLES FOR MAY 4, 2015. BOB KUNAU, MEMBER, SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

12) 10:18 AM DISCUSS OUR REVIEW OF GREATER SAGE GROUSE PLAN – FINAL EIS DATED MAY 13, 2015

a) McMurray said there is a short turnaround time for comment into the State on the final EIS as the deadline is May 13, 2015.

b) Comments will be prepared by McMurray for the Board's review.

13) 10:19 AM CONTRACT MATTERS TO WHICH COUNTY IS A PARTY – No matters to discuss today.

14) 10:19 AM GRANT APPLICATION MATTERS – No matters to discuss today.

15) 10:26 AM REVIEW MINUTES FOR APPROVAL

10:26 AM

MOTION: PAUL CHRISTENSEN, MEMBER, MOVED TO APPROVE MINUTES OF THE BOARD FROM APRIL 27, 2015. BOB KUNAU, MEMBER, SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

10:26 AM

MOTION: BOB KUNAU, MEMBER, MOVED TO APPROVE MINUTES FROM A SPECIAL MEETING OF THE BOARD FROM MAY 1, 2015. PAUL CHRISTENSEN, MEMBER, SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

SCHEDULED AGENDA ITEM

16) 9:09 AM BOARD OF EQUALIZATION (BOE)

a) No BOE was needed today, but Davis did provide the Board with a list of all who applied this year for the Property Tax Reduction (Circuit Breaker) for the Board's review as per statute.

b) Davis reported there are a little over \$213,000 worth of taxes that have been qualified for which included 435 applicants.

17) 9:15 AM REVIEW AND SIGN SPRING CREEK CROSSING SUBDIVISION PLAT

a) Paul Aston said this proposed plat is on 550 East of Burley just south of Highway 81.

b) It is a 20 acre, 21 lot plat that has been reviewed and approved by the Planning and Zoning Commission, the Burley Highway District, and the Burley Irrigation District. The final step is to bring it to the Board for approval and signatures.

c) Commissioner Christensen asked if it had been reviewed by the Administrative Office.

d) Deputy Prosecutor Larsen said Prosecutor Abenroth needed to sign the plat. He is planning to be back in the office in two days on Wednesday. Clerk Larsen will attest to the signatures once Abenroth has signed the plat.

9:18 AM

MOTION: BOB KUNAU, MEMBER, MOVED TO APPROVE AND SIGN THE SPRING CREEK CROSSING SUBDIVISION PLAT AS PRESENTED. PAUL CHRISTENSEN, MEMBER, SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

18) 9:20 AM DELIBERATE ON AND CONSIDER EXECUTION OF 2015-2016 LAW ENFORCEMENT CONTRACT WITH CITY OF BURLEY

a) McMurray said concerns raised last week by the Board that the proposed contract presented by City of Burley attorney, David Shirley, showed a change in language pertaining to the audit and inspection of records. He further stated that it was not a change in language from last year's contract and that it allows for the audit and inspection of records between the City of Burley and the Sheriff's Office.

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- b) A change in the Header where it states October 1, 2015, to September 30, 2016, is to reflect the new term of the contract. Section 7.1 also reflects that term.
- c) Section 8.1 reflects the change in amount, an increase of 2%, of the contract at \$1,479,000.00 with monthly installments of \$123,250.00.
- d) Two original contracts have been prepared; one for each party. The Board will need to sign them both and then get them to the City of Burley for their review and signatures once Shirley receives them from McMurray.
- e) Chairman Crane said it looked in order from what had been agreed.

9:22 AM

MOTION: PAUL CHRISTENSEN, MEMBER, MOVED TO APPROVE AND SIGN THE 2015-2016 LAW ENFORCEMENT CONTRACT WITH THE CITY OF BURLEY AS PRESENTED AND REVIEWED BY THE BOARD. BOB KUNAU, MEMBER, SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

19) 9:31 AM PROPOSED ZONING ORDINANCE AMENDMENTS HEARING

- a) Chairman Crane called for the proposed zoning ordinance amendment hearing to go on the record at 9:31 a.m.
- b) Chairman Crane asked McMurray to conduct the hearing.
- c) McMurray said this matter originally came forward before the Planning and Zoning Commission who held a hearing on February 19, 2015. That was then carried over for further deliberations in a hearing on March 19, 2015.
- d) Following those hearings, the Planning and Zoning Commission made recommendations to the Commissioners concerning the adoption of certain amendments and repeals of Title 9. That was referred to the Board in a letter dated March 20, 2015, for comments to make a decision. The recommendation of the Planning & Zoning Commissioner was to adopt the recommendations forwarded concerning Section 9-5-2, which is permit modifications in Zoning Administrator authority. Additionally, 9-10-11 and 9-11-10, which concerns permit development in poultry CAFO's and standard CAFO's; amendment in 9-11-6 (h) waste management that clarifies the use of nutrient management acres for density calculations; 9-11-12 striking language with regard to limitation of time that a permit is valid; and amendments to 9-9-4 that were requested by folks that are concerned with the 2nd Amendment that clarified firearms usage that would not prevent an officer from discharging a firearm in the performance of his or her duty or for the defense of personal property.
- a) The hearing was opened to comments.
 - i) Bill Millenkamp's attorney, Gary Allen from Boise made comments and presented a PowerPoint presentation detailing their concerns in the conversion of a feedlot to a dairy operation.
 - ii) Allen said he felt they had come to a successful resolution to the situation and they are very pleased with that.
 - iii) Tyson Nelson, Nature Farm, LLC indicated that they have been working with the Planning and Zoning Commission regarding a number of the amendments as well and they are in support of the proposed changes. His request was for the Board to approve the proposed changes as well.
 - iv) Commissioner Christensen asked if the DEQ treats a milk cow the same as a beef cow for the animal unit count. McMurray stated they treat them differently by County ordinance in counting them as an animal unit. The Department of Agriculture deals with that on the State level.
 - v) McMurray stated most of the discussion had been in regards to the 9-5-2 proposal. He asked if there was further discussion on any of the other proposals. Allen said dairy cows count more in the calculation formula towards animal units as compared to beef cows.

- vi) Chairman Crane asked if the Board would like to vote on the proposed changes or take it under advisement. Commissioner Christensen said he would like to see the redlined copy to compare the current ordinance as compared to the proposed changes as it had been awhile since he had reviewed it. As such, he desired to take it under advisement. Commissioner Kunau agreed with taking the proposals under advisement.
 - vii) Chairman Crane asked for that information to be prepared and it will be brought up on the Board agenda for next week.
 - viii) The hearing went off the record at the request of Chairman Crane at 9:53 a.m.
- 2) 10:00 AM TESTING ON ELECTION EQUIPMENT FOR THE MAY 2015 CONSOLIDATED ELECTION
- a) Larsen advised the Board that the testing would take place in the Elections Office as a deputy clerk has called in sick today and the remaining two staff members must be present at all times during Early Voting.
 - b) A total of seven; the Board, a Deputy Prosecutor, the Chief Elections Officer, the Elections Director, and the Deputy Elections Director, were present for the public testing of the DS200 Tabulator, the Express Vote, and the ERM software that will be used in the May 19, 2015 Consolidated Election.
 - c) All protocol for testing was utilized and all equipment and software performed as expected to allow the use of such in the upcoming May 19th election.
- 3) 10:30 AM DISCUSS TRANSFER STATION FEASIBILITY WITH THE CITY OF BURLEY
- a) City Administrator Mark Mitton spoke of the process the City and County went through for the proposed site for a solid waste transfer station. He referred to City property on 300 West and Highway 30 of Burley
 - b) Mitton had a number of people ask if that facility could be for public use, especially for those residents outside the City of Burley. His response was that he didn't know as they have not gone through the Conditional Use Permit process as of yet. A number of issues need to be ironed out before we get there. He desired to discuss that matter today with the Board.
 - c) Mitton talked with Josh Bartlome from the Southern Idaho Solid Waste (SISW) after passage of the County ordinance and Bartlome stated SISW would want to run the transfer station, if approved, as they do other transfer stations in their district. Mitton said he completely understands that rationale. Bartlome told Mitton that they would also like to bill the County as they do with all the other transfer stations that the County currently operates.
 - d) A discussion is what Mitton said needs to take place regarding whether the County wants to participate in that transfer station or if public use for non-City residents will be considered.
 - e) Bartlome and Mitton also discussed the concept of recycling as it keeps some things out of the landfill that preserves longevity of its use. If that is going to be useful, it needs to be considered in the design phase of the transfer station rather than after the fact. These are issues they would like to start talking about before we get further down the road.
 - f) They would also like to identify savings the City would realize that they could put forward for the operation of the transfer station and identify how the County will participate in that also.
 - g) Bartlome told Mitton they should come back to the SISW District with a plan. Mitton wanted to come to the Board to work together in establishing a plan. If they cannot agree on a plan, he guessed it would not go forward and we will just keep doing things the way it has been done.
 - h) Mitton will be asking the Clerk for financial information on parcel fees and expenses so he can put together a whole plan. Mitton asked that somebody be directed to work with him from the County in putting a plan together for the Board to review and so the Public Work Committee can review it. That will at least provide a document to begin talks to determine what will work and what will not.

- i) After that is completed, then the Conditional Use Permit process can go forward.
- j) Commissioner Christensen asked Mitton as part of his analysis, if he is going to seek a feasibility study of what the costs would be. Mitton stated they want to identify all the costs of maintenance and the operation of the facility. The City has always been willing to put something into the construction of the facility, so they want to develop all of that. He said public use and recycling needs to be discussed if that is going to be a part of the project as it pertains to the total cost.
- k) Commissioner Christensen said the only transfer station that he is aware of that has recycling is in Blaine County. Mitton stated Twin Falls has some that is self-recycling. Commissioner Christensen said some steel is pulled off by employees of the SISW District and they accumulate and sell that. He still felt a feasibility study is something that is still needed early on to see if there is a cost savings and to see what the impact is to the taxpayer on the front end to determine what commitment may be possible.
- l) Commissioner Kunau said he would like to see it open to the public as people travel to the landfill site with piles of garbage that do not always make it there even though they are supposed to tarp their load.
- m) Chairman Crane asked if when the landfill was first proposed if there wasn't consideration of a transfer station for the City of Burley. Commissioner Christensen's understanding, as it was before his time as a Commissioner, that the City of Burley, when offered that option, looked at the logistics and the mileage and decided they did not want a transfer station for the City of Burley. For years it has bounced back and forth and at some point some money was put on the table by the Commissioners. In the past 20 years, the City has contracted with others like Santos and have pulled some of those recyclables off and then that ended. The City has then come back to see if the County would participate in the process. Chairman Crane asked when that was under consideration, if a site was identified. Commissioner Christensen said he didn't think a specific site was addressed. Mitton commented and said the Service Center on Parke Avenue was talked about but it was very unpopular with the community and he thought they determined to not pursue it based on that. They didn't have another site at that point to consider. Mitton said the cost from Santos got to be too much so they went back to hauling the waste themselves.
- n) Chairman Crane said that he thought a study was made that showed the miles the City had to travel to haul the waste to the landfill was a determining factor as to why a transfer station was not needed. Mitton said he had never seen anything like that and his sanitation people do not know anything about that and they have been here a long time. They have been collecting data on the number of trucks they have, miles of use, and gas mileage. Their trucks are not made for travel like that but rather for stop and go pickups.
- o) Commissioner Christensen's recollection was that at the time the SISW District was formed, they had dumpsites in south of Burley, Malta, Albion, Oakley, and Elba-Almo. To accommodate those closed landfills, the transfer sites were proposed. They all concurred there is a lot of history that is just not known.
- p) Hawkins asked whether mileage calculations had to do with the Milner Butte proposed site versus the Burley Butte proposed site early on. Commissioner Christensen's recollection was that a site at 800 West and 400 South, as identified by Commissioner Kunau, was met with quite a bit of opposition. It was then moved two and a half miles west from the original site. That made the haul of waste that much more. A pit was dug and a liner placed but things went wrong and the SISW District was able to buy the current site from Pickett's. Mitton had heard that, but was unaware of what impact that had on the decision-making at the time.
- q) Commissioner Kunau asked if a reduction of the cost to citizens of the City of Burley would happen if they only had to transport waste to the edge of the City at the proposed transfer station site. He said if the County has to increase fees to all residents of the County with the establishment of a new transfer

site, the City residents should see a decrease. Mitton said he didn't know that right now because they haven't identified all the costs. His guess is that they would take those savings from not having to go to the landfill and help fund the operation of the transfer station along with the County, keeping it kind of neutral. He said he wouldn't see any savings in garbage fees so they could help the County pay for the transfer station if it comes to fruition. They would just pay that on a monthly basis to the County so they could pay the landfill or something like that.

- r) John Craner commented that before moving into the City of Burley from the County, that a Church assignment they had was to clean the road from Bedke Boulevard until about 500 West. It was a huge undertaking to clean both sides of the road and a lot of the trash that was picked up was as Commissioner Kunau indicated, items that had blown off trucks and cars. They picked up things such as tires and batteries. Due to garbage accumulating along the fence line out there, he sees the transfer station a benefit to both the City and the County entities, as well as to all the businesses that are locating in that area.
 - s) Commissioner Christensen made the observation, as he sits on the SISW Board, total waste volumes are up over 16% for this fiscal year over the previous year. Mitton said he has been tracking waste with the City for several years and he said it goes up and down depending on construction in the City, but the trend is normally up. That is why they have discussed recycling as a means to keep that volume down. If you have to build a new landfill, then everybody's expense goes up.
 - t) Commissioner Crane said Mitton requested to assign someone to report financial and other information and be a liaison to carry information back and forth between the City and County.
- 4) 10:52 AM Chairman Crane asked McMurray or Larsen if it would be appropriate to consider indigent matters a little early. Larsen concurred it would be appropriate.

10:52 AM CONVENE EXECUTIVE SESSION

MOTION: PAUL CHRISTENSEN, MEMBER, MOVES THAT THE BOARD, PURSUANT TO IDAHO CODE § 67-2345(1)(d), CONVENE IN EXECUTIVE SESSION TO CONSIDER RECORDS EXEMPT FROM PUBLIC DISCLOSURE REGARDING INDIGENT MATTERS. BOB KUNAU, MEMBER SECONDED THE MOTION FOLLOWED BY A ROLL CALL VOTE:

DENNIS CRANE, CHAIR	YES
PAUL CHRISTENSEN, MEMBER	YES
BOB KUNAU, MEMBER	YES

Welfare Director Susan Keck presented the following cases for review and approval of the Board:

- a) Case Presentation: 2015027
- b) Certificate of Approval: 2015025
- c) Order of Dismissal: 2014055, 2015002
- d) Notice of Lien: 2015035
- e) Notice of Continuance of Hearing: 2014101
- f) Release of Medically Indigent Lien: 202009, 2014055, 2015002
- g) Medical Records/Utilization Management Review: 2015027

THE BOARD ADJOURNED THE EXECUTIVE SESSION AT 11:08 AM.

11:08 AM

MOTION: PAUL CHRISTENSEN, MEMBER, MOVED TO ACT ON THE RECOMMENDATIONS OF THE INDIGENT DIRECTOR AS DISCUSSED IN EXECUTIVE SESSION. BOB KUNAU, MEMBER, SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

- 5) 11:08 AM Chairman Crane asked Larsen if a scheduled executive session for evaluation of an employee could begin a little early. Larsen concurred it would be okay.

11:08 AM CONVENE EXECUTIVE SESSION

MOTION: BOB KUNAU, MEMBER, MOVED THAT THE BOARD, PURSUANT TO IDAHO CODE § 67-2345(1)(b), CONVENE IN EXECUTIVE SESSION TO CONSIDER PERSONNEL MATTERS TO CONSIDER THE EVALUATION OF AN EMPLOYEE. PAUL CHRISTENSEN, MEMBER, SECONDED THE MOTION, FOLLOWED BY A ROLL CALL VOTE.

DENNIS CRANE, CHAIR	YES
PAUL CHRISTENSEN, MEMBER	YES
BOB KUNAU, MEMBER	YES

THE BOARD ADJOURNED THE EXECUTIVE SESSION AT 11:28 AM AND COMMISSIONER CHRISTENSEN REPORTED THE MATTER DISCUSSED HAS BEEN TAKEN UNDER ADVISEMENT.

6) 11:30 AM MANAGEMENT/STAFFING NEEDS DISCUSSION WITH FAIR BOARD

- a) Commissioner Crane said there are concerns about management and staffing with the Fair. Through legal counsel they have come up with a solution. He asked McMurray to explain what they had come up with. McMurray said Abenroth expressed some concern and asked McMurray to lay that out as he is out of town and unable to attend this meeting.
- b) The concern Abenroth had was with the Fair Board is a voluntary board whose job is to put forth the Fair and related activities. The way that has grown is that they have also taken on the responsibility of overseeing employees. Mr. Abenroth was uncomfortable with a volunteer board having to pick up that aspect of overseeing employees. McMurray said it is analogous to the Planning and Zoning Commissioner with volunteer members. Their job is to deal with Planning and Zoning issues for the County. They work in concert with County staff, but do not have oversight of those staff members. Employment issues are left to folks appointed by the County Commissioners instead of having a volunteer Board do that. That way they can concentrate on doing their duty with the Fair and Fair activities and not overseeing employment, use of leave, and employee policy matters.
- c) Mr. Abenroth suggested that oversight of employees be moved from the responsibility of the Fair Board.
- d) Chairman Crane said the only place in the County that it might fit and kind of mirror is with McMurray in the Administrative Office, who also has responsibility with all the other buildings and grounds of the County. He has a staff of custodians that work under him. Commissioner Crane said that they thought they would put the Fairgrounds staff as well as management of the buildings and grounds as another department under the administration department. McMurray will be responsible that the grounds will be ready for the Board to put on a Fair. Correlation from the Fair Board back through McMurray regarding schedules of things that are coming up and capital expenditures. Commissioner Crane thought that would answer the issues they have had with capital expenditures forever to get it on schedule of what needs to be fixed next and what has got to be done. The schedule of events and how they relate as well as any work projects that the Fair Board are going to be involved in and how that correlates would need to go through McMurray. Chairman Crane asked Marchant and Powers what their thoughts were. Marchant expressed, without having talked to the rest of the Fair Board, that as long as they have open communications with McMurray, it should work and not be a problem. They will keep him apprised of anything they need to do. Chairman Crane said they would have to build the model as they go into it in having the grounds prepared appropriately for the Fair rather than being over it.
- e) Commissioner Christensen asked whether the Fair Board would carry forward with the contracts relating to the Fair, such as with livestock. He asked Chairman Crane to elaborate on that. He stated there are contracts to have the restrooms cleaned and the electrician to take care of electrical needs as they come up. Chairman Crane stated they still will be in charge of that. The groundskeeper will take care of having the grounds ready and that is the correlation that needs to go through the Board. He envisions that in

their meeting they will go over the calendar of upcoming events for the next month so that can be correlated with McMurray to be correlated back to the employees. Marchant said that would take a little of the burden off oversight that has been a little tough to keep track of. They have discussed how they are going to get a handle on their capital expenditure planning as well as all their expenses which is a real issue of concern right now. Chairman Crane said that has to do with the high expenses of last year and the desire to get back on budget.

- f) Commissioner Christensen asked if McMurray would be attending Fair Board Meetings so there is that communication and interaction. McMurray said he has a conflict with one of those meetings but they can work something out to resolve that. Chairman Crane said it is saddling McMurray with additional responsibility but it fits as the rest of the County works. It also addressed Abenroth's concern with a volunteer board supervising employees as a problem. Marchant said he envisions Fair Board member Ryan Samples, who has direct responsibility with the grounds, working and communicating closely with McMurray. He felt that would eliminate any more confusion as the Fair Board communicates through Samples and he can communicate with McMurray. Marchant felt that would make more sense than seven of them working directly with that.
- g) Commissioner Kunau said it should be started and see how it all falls together to see if it will work.
- h) Marchant agreed and advised the Board they are watching finances closely.

12:03 AM CONVENE EXECUTIVE SESSION

MOTION: PAUL CHRISTENSEN, MEMBER, MOVED THAT THE BOARD, PURSUANT TO IDAHO CODE § 67-2345(1)(f), CONVENE IN EXECUTIVE SESSION TO COMMUNICATE WITH LEGAL COUNSEL REGARDING PENDING/IMMINENTLY-LIKELY LITIGATION. COMMISSIONER KUNAU SECONDED THE MOTION, FOLLOWED BY A ROLL CALL VOTE.

DENNIS CRANE, CHAIR	YES
PAUL CHRISTENSEN, MEMBER	YES
BOB KUNAU, MEMBER	YES

THE BOARD ADJOURNED THE EXECUTIVE SESSION AT 1:05 PM.

- a) Chairman Crane said the Board had reviewed a draft letter in response to a concern of violations of open meeting law with legal counsel. The Board is waiting for further information from legal counsel.
- b) The Board is calling a special meeting on Wednesday, May 6, 2015, at 4:00 p.m. for the purpose of having an additional executive session to consult with legal counsel. They will strive to have a response at the conclusion of the executive session on Wednesday to the letter of concern received.

1:07 AM

MOTION: PAUL CHRISTENSEN, MEMBER, MOVED TO ADJOURN. BOB KUNAU, MEMBER, SECONDED THE MOTION. THE MOTION PASSED UNANIMOUSLY.

7) 1:07 PM ADJOURNMENT

APPROVED:

/s/ _____

Dennis Crane, Chairman

CLERK OF THE BOARD:

/s/ _____

Joseph W. Larsen

ATTACHMENT:
COUNTY PAYABLES
5/4/2015

5/4/2015

COUNTY EXPENDITURES

	DEPARTMENT	FUND/DEPT	AMOUNT
104 Current Expense Fund	COUNTY COMMISSIONERS	104.401	\$375.15
	AUDITOR & RECORDER	104.402	\$867.09
	TREASURER	104.404	\$54.40
	ASSESSOR	104.405	\$46.10
	AGRICULTURAL EXTENSION	104.410	\$0.00
	COUNTY BUILDING	104.411	\$988.13
	JUDICIAL CENTER	104.412	\$0.00
	BOARD OF HEALTH	104.413	\$0.00
	PLANNING & ZONING	104.414	\$1,685.96
	GENERAL	104.415	\$2,794.63
	CIVIL DEFENSE	104.416	\$0.00
	COUNTY ELECTIONS	104.417	\$0.00
	COUNTY ADMINISTRATION	104.419	\$80.00
	VETERANS SERVICE OFFICER	104.421	\$964.67
CURRENT EXPENSE FUND TOTAL			\$7,856.13
Dedicated Funds	SOCIAL SERVICES	105.502	\$871.88
	CASSIA COUNTY COURTS	106.602	\$394.29
	COUNTY ROAD & BRIDGE	107.707	\$0.00
	WEED & PEST	108.708	\$0.00
	SOLID WASTE	109.709	\$0.00
	AMBULANCE SERVICE	110.710	\$0.00
	FAIR EXHIBITS	111.711	\$0.00
	HISTORICAL SOCIETY	112.712	\$0.00
	COMMUNITY COLLEGE	113.713	\$0.00
	REVALUATION	114.714	\$0.00
	9-1-1 COMMUNICATIONS	115.715	\$2,654.59
	CONSOLIDATED ELECTIONS	116.716	\$2,574.76
	COUNTY WATERWAYS	117.717	\$0.00
	COUNTY SNOWMOBILE	118.718	\$0.00
	ASSESSOR TRUST	123.323	\$0.00
	EMERGENCY MEDICAL SERVICE	133.733	\$0.00
	NARCOTICS SEIZED ASSETS	134.334	\$0.00
	CASSIA DRUG TASK FORCE	136.736	\$149.94
	D.A.R.E. TRUST	137.737	\$0.00
	PHYSICAL FACILITIES	144.744	\$18.76
	ADULT MISDEMEANOR PROBATION	149.749	\$6,877.64
	VIOLENT PREDATOR ACCOUNT	150.750	\$0.00
	BOX ELDER COUNTY BOOKMOBILE	151.751	\$0.00
	WIDOW BENEFIT TRUST	198.798	\$0.00
DEDICATED FUNDS TOTAL			\$13,541.86
130 Justice Fund	JUSTICE FUND	130.330	\$0.00
	CLERK OF THE DISTRICT COURT	130.803	\$0.00
	CONFLICT PUBLIC DEFENDER	130.804	\$907.00
	JUVENILE JUSTICE	130.805	\$0.00
	PROSECUTING ATTORNEY	130.807	\$33.60
	PUBLIC DEFENDER	130.808	\$0.00
	CORONER	130.809	\$1,034.87
	LAW ENFORCEMENT BUILDING	130.812	\$0.00
	SHERIFF - PATROL	130.821	\$2,901.60
	SHERIFF - INVESTIGATIONS	130.822	\$452.09
	SHERIFF - DISPATCH	130.823	\$68.67
	SHERIFF - ADMINISTRATION	130.824	\$592.73
	M-C CRIMINAL JUSTICE CENTER	130.827	\$1,928.53
	M-C JUVENILE DETENTION CENTER	130.828	\$0.00
JUSTICE FUND TOTAL			\$7,919.09
TOTAL EXPENDITURES			\$29,317.08