



# Cassia County Board of Commissioners

## MEETING MINUTES

### Monday, April 10, 2023

Cassia County Courthouse • Commission Chambers  
1459 Overland Ave • Room 206 • Burley ID 83318

9:00 AM

The Cassia County Board of Commissioners met today at the place and time as posted by agenda pursuant to Idaho Code § 74-204 for Open Meetings Law.

#### ACTION AGENDA ITEMS

- 1) 9:02 AM Call to order
- 2) Pledge of Allegiance and prayer
- 3) 9:07 AM Roll call

#### **Roll Call.**

**Present:** Leonard M. Beck – Chair, Kent R. Searle – Member, Bob Kunau - Member, Kerry McMurray - Assistant to Board (Not voting), Sharene Ahlin - Deputy Clerk (Not voting).

- 4) 9:07 AM Amendment of agenda
  - a) It was discussed that a discussion item for the proposed new building had not been included on the agenda for the meeting.
  - b) McMurray advised that it would be appropriate to amend the agenda to include a discussion for that matter.

9:08 AM **Motion and Action:** Amend the agenda for this meeting pursuant to Idaho Code § 74-204 (4) (c) to include discussion regarding a proposed new office building for Cassia County, **Moved by** Bob Kunau - Member, **Seconded by** Kent R. Searle – Member. Motion passed unanimously.

- 5) 9:07 AM Calendar, meetings, committee reports, and correspondence were discussed
  - a) Joint Juvenile Probation and Jail meetings on Tuesday, 4/11/2023
  - b) IT Committee meeting will be rescheduled to later in the month.,
  - c) Snow levels in the area were discussed. It was stated that there was 90" of snow at Scout Camp, with a water content that was high.
  - d) 11:21 AM Prosecutor Larsen commented regarding: Planned Parenthood et al. v. Labrador et al.
    - i) Prosecutor Larsen has been named in the case and sued by Planned Parenthood.
    - ii) They are seeking an injunction to keep prosecuting attorneys from pursuing prosecution of the new abortion law that was signed by the governor last week.
    - iii) Larsen has been in contact with the Attorney General's Office, as well as with counsel for the plaintiffs in the matter. He stated that the AG's Office would gladly represent the prosecuting attorneys as they believe that their interests are running congruent to one another. Since that can change, Larsen will keep the Board up to date on the matters.
    - iv) He stated that the potential for loss is low, however potential for costs relating to the matter is high.

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**Instrument # 2023001055**

BURLEY, CASSIA, IDAHO

4-19-2023 10:34:11 AM No. of Pages: 8

Recorded for : CASSIA COUNTY COMMISSIONERS

JOSEPH LARSEN

Fee: 0.00

Ex-Officio Recorder Deputy

Index to: COMMISSIONERS MINUTES

**EV**

6) 9:16 AM Approve payables for 04/10/2023

9:16 AM **Motion and Action:** Approve payables as presented on 04/10/2023 in the amount of \$566,043.43, **Moved by** Kent R. Searle – Member, **Seconded by** Bob Kunau - Member. Motion passed unanimously.

7) 9:19 AM Approve minutes

9:19 AM **Motion and Action:** Approve signing the minutes from 3/20/2023 as presented, **Moved by** Kent R. Searle – Member, **Seconded by** Bob Kunau - Member. Motion passed unanimously.

9:20 AM **Motion and Action:** Approve minutes from 4/6/2023 as presented, **Moved by** Bob Kunau - Member, **Seconded by** Kent R. Searle – Member. Motion passed unanimously.

8) 9:21 AM Approval of Clerk’s Office recommendations regarding junior college Certificates of Residency

9:21 AM **Motion and Action:** Approve Clerk’s Office recommendations to approve four junior college Certificates of Residency as presented, **Moved by** Bob Kunau - Member, **Seconded by** Kent R. Searle – Member. Motion passed unanimously.

9) 9:22 AM Personnel Matters - Change of Status Requests

- a) MCCJC – Killian Atwood – Detention Deputy (uncertified) – new hire
- b) Zoning & Building – Ernest Juarez - Building Official – voluntary resignation
- c) Public Defender - Marilyn Paul - Deputy Public Defender (part time PERSI eligible) - voluntary resignation
- d) Public Defender – Marilyn Paul – Deputy Public Defender (part time non-PERSI eligible) – new hire

9:24 AM **Motion and Action:** Approve Change of Status Requests as presented, **Moved by** Bob Kunau - Member, **Seconded by** Kent R. Searle – Member. Motion passed unanimously.

10) 9:45 AM Executive Sessions

9:45 AM **Motion and Action:** Enter Executive Session pursuant to Idaho Code § 74-206 (1) (b) to consider personnel issues, Idaho Code § 74-206 (1) (c) to deliberate acquisition of an interest in real property, and Idaho Code § 74-206 (1) (d) to consider records that are exempt from public disclosure.

**Moved by** Bob Kunau – Member, **Seconded by** Kent R. Searle - Member.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 3).

**Yes:** Kent R. Searle - Member, Bob Kunau - Member, Leonard M. Beck - Chair.

11:17 AM Upon exit of Executive Session, the board took the matter under advisement.

### **SCHEDULED ACTION AGENDA ITEMS**

11) 9:26 AM Final plat signing for Cotterel Mountain Subdivision

- a) McMurray explained that the subdivision is between the port of entry and Malta on the old highway. It is a four-lot subdivision.
- b) It was handled administratively as a minor subdivision and has gone through the process. There were no comments opposing the subdivision.

9:28 AM **Motion and Action:** Sign the final plat for the Cotterel Mountain Subdivision as presented, **Moved by** Kent R. Searle – Member, **Seconded by** Bob Kunau - Member. Motion passed unanimously.

12) 9:31 AM Property tax exemption request from Water's Edge Fellowship – Assessor's Office

- a) Applicant advised by email that she would not be pursuing the matter further.

13) 9:32 AM Property tax exemption request from LDS Church – Assessor's Office

- a) Assessor Adams provided a map and discussed the status of some of the parcels that the LDS Church has requested exemption on.
- b) Idaho Code § 63-602 (3) provides guidance on various property tax exemptions, and states that many of the exemptions do require an application be made annually.
- c) It was determined that going forward that the Assessor's Office will send a letter out to each of the property owners that had received an exemption subject to annual application, directing them to apply for such each year. The completed list would then be presented to the Board for consideration after the deadline to apply had passed.

9:40 AM **Motion and Action:** Approve tax exemption for the properties presented by the Church of Jesus Christ of Latter-Day Saints, as presented, **Moved by** Bob Kunau - Member, **Seconded by** Kent R. Searle – Member. Motion passed unanimously.

14) 9:43 AM Review and approve Cooperative Law Enforcement Agreement with Sawtooth National Forest

9:44 AM **Motion and Action:** Sign the Cooperative Law Enforcement Agreement with the Sawtooth National Forest as presented, **Moved by** Kent R. Searle – Member, **Seconded by** Bob Kunau - Member. Motion passed unanimously.

15) 11:32 AM Recess

11:32 AM **Motion and Action:** Approve Change of Status Requests as presented **Moved by** Kent R. Searle - Member, **Seconded by** Bob Kunau – Member. Motion passed unanimously.

16) 2:31 Reconvene

17) 2:32 PM Joint meeting with Minidoka County Commissioners

- a) Periodic update from Senator Risch's office
  - i) Representatives from the offices of Senator Mike Crapo, Senator Jim Risch, and Congressman Mike Simpson appeared to provide an update for the commissioners.

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- ii) Those representing the legislators included:
  - (1) Samantha Marshall
  - (2) Mike Mathews
  - (3) Linda Culver
  - (4) Jessica Hammond
- iii) A brief review of the services available through their offices was provided.
  - (1) Information regarding programs
  - (2) U.S. Flags can be purchased through the local offices.
  - (3) Newsletters providing updates on projects.
  - (4) U.S. Service Academy Nominations.
  - (5) Tickets for tours of the White House, Library of Congress, U.S. Capitol, Supreme Court, Kennedy Center, National Archives, as well as the Pentagon.
  - (6) Congressional Casework, such as rural development, soil and water conservation, health and welfare reports from Department of Defense, Request for medals from Department of Defense, as well as to provide comments or opinions on matters of interest.
- iv) It was noted that Congressman Mike Simpson is still taking comments on the Columbia Basin initiative.
- b) 3:48 PM Joint Budget discussion
  - i) Chair Beck stated the results had not yet been received from Ameriben for Cassia County's step and grade evaluation. They are holding off on making any recommendations on salary adjustments until those results have been received, which are expected soon.
  - ii) Minidoka Commissioner Schenk stated that the State of Idaho is generally offering an hourly increase of \$1.25 to each employee, with enhanced increases for attorneys and those involved in law enforcement and detention positions. He stressed that Minidoka County's budget is constrained.

**UNFINISHED BUSINESS ACTION AGENDA ITEMS**

- 18) 11:18 AM FY2024 Budget related discussion
  - a) The budget paperwork will be provided by department heads and elected officials by the statutory deadline of 5/1/2023.
  - b) The completed budget paperwork must be returned to the Auditor's Office by 5/15/2023.
- 19) 11:25 AM Proposed Office Building discussion
  - a) Commissioner Kunau stated that it was necessary to define the general specifications and proved to erstadt Engineering.
  - b) It was discussed that if landscaping and lawn is placed around the building, that will require sprinklers and related maintenance expenses.

**20** 3:58 PM Adjourn

3:58 PM **Motion and Action:** Adjourn, **Moved by** Bob Kunau - Member, **Seconded by** Kent R. Searle – Member.  
Motion passed unanimously.

APPROVED:

A handwritten signature in black ink, appearing to read "Leonard M. Beck", is written over a solid horizontal line.

Leonard M. Beck, Chair

DEPUTY CLERK OF THE BOARD:

A handwritten signature in black ink, appearing to read "Sharene Ahlin", is written over a solid horizontal line.

Sharene Ahlin

# SUMMARY CLAIMS APPROVAL REPORT INCLUDING BUDGET BALANCES

**BOTH UNPAID CLAIMS & DEMANDS GENERAL GOVERNMENT FUNDS**

**52% OF FISCAL YEAR ELAPSED**

**\* UNAPPROVED DEMANDS APPEAR IN ACTUALS AND ALSO AS AN INVOICE .**

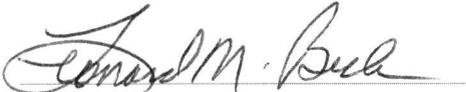
Fund	Budget	Actual	Demand/Claims Amt	Budget Remaining	% Budget Remaining
0001 GENERAL FUND (CURRENT EXPENSE)	5,237,898.00	2,488,696.66	96,049.30	2,749,201.34	52%
0002 ROAD & BRIDGE	579,720.00	231,563.92	83,967.99	348,156.08	60%
0006 DISTRICT COURT	374,120.00	163,548.50	5,029.89	210,571.50	56%
0008 JUSTICE FUND	12,291,405.00	5,876,607.73	203,718.87	6,414,797.27	52%
0012 M-C MISDEMEANOR PROBATION	1,098,450.00	525,266.68	22,916.83	573,183.32	52%
0013 911 COMMUNICATIONS	871,000.00	78,020.79	9,520.55	792,979.21	91%
0015 CONSOLIDATED ELECTIONS	217,865.00	35,179.75	3,594.84	182,685.25	84%
0016 SOCIAL SERVICES-ASSISTANCE	747,118.00	127,998.40	2,616.50	619,119.60	83%
0018 CASSIA COUNTY FAIR	270,708.00	81,959.00	1,392.00	188,749.00	70%
0020 REVALUATION	452,825.00	201,203.11	7,029.97	251,621.89	56%
0027 NOXIOUS WEED & PEST	426,030.00	138,969.69	5,231.55	287,060.31	67%
0028 SNOWMOBILE	86,450.00	23,199.86	66.05	63,250.14	73%
0029 PHYSICAL FACILITIES	274,300.00	723,930.43	2,331.51	-449,630.43	-164%
0048 EMPLOYEE BENEFITS FUND	3,621,490.00	1,592,599.58	122,196.91	2,028,890.42	56%
0053 NARCOTICS SEIZED ASSETS FUND	40,000.00	16,562.97	380.67	23,437.03	59%
			<b>Total Amount Paid</b>	<b>566,043.43</b>	

STATE OF IDAHO  
CASSIA COUNTY

WE, THE CASSIA COUNTY COMMISSIONERS, BEING DULY SWORN DO HEREBY CERTIFY AND DECLARE THAT WE HAVE REVIEWED THE DEMANDS ENUMERATED AND REFERRED TO IN THE FOREGOING REGISTER, AND THAT THE SAME ARE TO THE BEST OF OUR KNOWLEDGE ACCURATE AND ARE JUST CLAIMS AGAINST THE COUNTY, AND THAT THERE ARE FUNDS AVAILABLE FOR PAYMENT THEREOF IN THE COUNTY TREASURY.

APPROVED FOR DISTRIBUTION AS OF \_\_\_\_\_

4-10-2023

  
COMMISSIONER

  
COMMISSIONER

  
COMMISSIONER

**\* WARNING: This fund is over budget**

# Cassia County Commissioner Meeting

## Attendance Log

Date: 4-10-2023

	<b>NAME (Please Print)</b>	<b>TOWN</b>	<b>REPRESENTING</b>
1.	Zack Lavier	Argert	Colterel Mountain Subdivision
2.	George Wurrell	Dakley	Sheriff
3.	J. Thompson		CEO
4.	U. Manning	Burley	Assessors
5.	Walt Adams	Burley	Assessor
6.	Samantha Marshall	Twin Falls	Senator Mike Crapo
7.	Mike Mathews	Twin Falls	Senator Jim Risch
8.	Wayne A. Schenk	Report	Minidoka
9.	Jared Oton	Hyburn	Minidoka county
10.	Dan Schaeffer	Peel	Minidoka County
11.	Jane Stevenson	Report	Minidoka County
12.	Phaner Whitehead Orans	Burley	Auditor's
13.	JOE LARSEN	Burley	clock
14.			
15.			
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