



Cassia County Board of Commissioners REGULAR MEETING MINUTES

Monday, August 14, 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) 9:03 AM Roll call

Roll Call.

Present: Leonard M. Beck - Chair, Kent R. Searle - Member, Bob Kunau - Member, Cally Velasquez - Deputy Clerk (Not voting).

- 4) 9:03 AM Calendar, meetings, committee reports, and correspondence were reviewed.
 - a) 8/14/2023 Murtaugh Highway District meeting - Beck
 - b) 8/16/2023 Cassia County Fair Parade
 - i) County elected officials need to meet at the old wood barn on the corner of 27th Street and Hiland.
 - ii) Mr. McMurray was asked to send out an email to the elected officials detailing such.
 - c) 8/16/2023 - South Central Public Health Board meeting in Shoshone - Kunau
 - d) Beck reported on the transportation meeting he attended last week. At that meeting, Mr. Barrus reminded the highway districts to look at their needs for a planned \$50 million dollars going to rural entities. Beck contacted Ryan Ward and directed him to also speak with Scott Hitt, Chancey Perkins, and Wes Hawks for input on the matter.
 - e) Beck was hoping to attend a Board of Tax Appeals hearing for education. He wanted to find out if the appeals would ultimately affect the County's budget or L-2 for FY2024.
 - f) General correspondence on pipeline safety was received.
 - g) 9:17 AM Searle shared a recent experience at the landfill that provided a cursory education on their processes. It was confirmed that the Solid Waste Department had purchased five new Kenworth Trucks for the next fiscal year. Searle was surprised to learn of the amount of traffic received at the landfill. It was reported that six semis from Hailey arrive each day and approximately 30 - 40 semis from Twin Falls arrive daily.
 - h) 9:21 AM Beck discussed more of the Solid Waste Department's plans and preliminary findings in their attempts to expand the operation by installing a recycling system for power generation.
 - i) 11:09 AM Kunau asked if there was any new information on the City of Burley Law Enforcement budget. Searle said there was information that needed to wait for the sheriff's participation in the discussion so it will be added to the agenda for next week.

9:04 AM Mr. McMurray entered the meeting.

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Instrument # 2023002618

BURLEY, CASSIA, IDAHO

8-21-2023 10:27:17 AM No. of Pages: 8

Recorded for : CASSIA COUNTY COMMISSIONERS

JOSEPH LARSEN

Fee: 0.00

Ex-Officio Recorder Deputy

Index to: COMMISSIONERS MINUTES

EV

5) 9:15 AM Approve payables for 8/14/2023

- a) Beck asked for clarification on payments to conflict attorneys due to the termination of contract services with Mr. Zollinger.
- b) Searle was concerned about the charges for interpreter services at 911 but stated that he would investigate that on his own.
- c) Searle also asked about the \$30,000.00 payment for the solid waste roll off. It was discussed that the expenditure was for the well at the roll off site.

9:20 AM **Motion and Action:** Approve payables \$450,170.21 as presented on 8/14/2023, **Moved by** Kent R. Searle - Member, **Seconded by** Bob Kunau - Member.
Motion passed unanimously.

6) 9:09 AM Approve minutes from 8/7/2023

9:10 AM **Motion and Action:** Approve minutes from 8/7/2023 as presented, **Moved by** Kent R. Searle - Member, **Seconded by** Bob Kunau - Member.
Motion passed unanimously.

7) 9:10 AM Approval of synopsis for July 2023

9:10 AM **Motion and Action:** Approve synopsis for July 2023 as presented, **Moved by** Bob Kunau - Member, **Seconded by** Kent R. Searle - Member.
Motion passed unanimously.

8) 9:11 AM Approval of Clerk's Office recommendations regarding junior college Certificates of Residency

9:12 AM **Motion and Action:** Approve Clerk's Office recommendations to approve 34 and deny one junior college Certificates of Residency as presented, **Moved by** Kent R. Searle - Member, **Seconded by** Bob Kunau - Member.
Motion passed unanimously.

9) 9:12 AM Personnel Matters - Change of Status Requests

- a) Public Defender's Office - Erika Gonzalez - Legal Secretary - new hire
- b) Misdemeanor Probation - Michael Velasquez - Pre-Trial Probation Officer - voluntary resignation
- c) Prosecutor's Office - Brock Bischoff - Deputy Prosecutor - voluntary resignation

9:14 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.

10) 10:01 AM Executive Session

10:01 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, Idaho Code § 74-206 (1) (d) to consider records that are exempt from public disclosure, and Idaho Code § 74-206 (1) (i) to communicate with risk manager/insurer regarding pending/imminently-likely claims, **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.

10:51 AM Upon exit of Executive Session, the board took the matter under advisement.

10:51 AM **Motion and Action:** Approve recommendations of the Social Services Director regarding indigent matters, **Moved by** Bob Kunau - Member, **Seconded by** Leonard M. Beck - Chair.
Motion passed.

11) 9:23 AM Consider Mini-Cassia Board of Community Guardians request for funding for FY2024

9:25 AM **Motion and Action:** Approve the Mini-Cassia Board of Community Guardians request for funding for FY2024 as presented, **Moved by** Bob Kunau - Member, **Seconded by** Kent R. Searle - Member.
Motion passed unanimously.

SCHEDULED ACTION AGENDA ITEMS

12) 9:26 AM Consider DMV title fee, set date for public hearing and publication - Assessor

- a) Tori Chesley represented the Assessor's Office and presented their request for the institution of an administrative fee that was recently approved by House Bill No. 85.
- b) In the written information she submitted, she included calculations justifying the administrative fee and what surrounding counties have set for their respective administrative fees.
- c) The state now retains all revenue generated from the internet transactions. House Bill No. 85 was passed to allow counties to recover the loss of revenue to the counties from those transactions.
- d) It has been left to each county to determine what their administrative fee would be set at. Cassia County had been receiving \$6.00 per internet transaction before the state took that revenue away.
- e) Due to public notice timelines and ITD deadlines, Chesley requested that if this was approved, a resolution would need to be signed and ready for her to submit to Boise by September 7th. This would allow the new fee to commence October 1st. The next opportunity would be a submission to ITD by October 7th and wouldn't take effect until November 1st.
- f) ITD reported that 61,372 transactions were processed in the Assessor's office for FY2022. Chelsey estimated that their current intake was about 70 - 80 titles per day just from dealerships. She stated that ITD did not provide a report of only the title related transactions. Beck asked if a letter from the Board requesting that information would be helpful, she thought it might help.
- g) She requested the administrative fee be set at \$6.00. This would increase the cost of processing titles from \$14.00 to \$20.00. The county currently receives \$3.00 for title transactions. The fee would increase the county portion to \$9.00 per title.

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- h) The Board expressed concern that the fee was too high and wanted to know more about how these revenues were processed for the department. They asked about how the budget was formulated to sustain the operations of that department.
 - i) It was discussed that Minidoka County hadn't set a fee yet. Fees set by other counties were discussed.
 - j) Beck asked her to provide some talking points that they could address in a letter to ITD to request the desired information.
 - k) Beck asked for a later discussion on the matter; once additional information regarding the revenue and budgeting for that department could be discussed.
- 13) 10:53 AM Decision on Peter Grush application for zoning amendment from AP to MU
- a) Searle read from a statement he prepared outlining his analysis of the petition. Mr. Grush was requesting that the zoning of his 80 acres be changed from agricultural prime to multiple use so that he could split off ten acres to his brother-in-law to build a house.
 - b) The Board expressed concern that although they had no problems with this intention, changing the zoning of such a large parcel in an area where water availability is a major concern would open the way for subdivision development, which they were trying to discourage. Such future development, if in compliance with all of the county regulations, could not legally be denied.
 - c) The Board questioned why the Planning & Zoning Commission would recommend approval of this application when they recommended denial of another recent application under similar circumstances in the same area.
 - d) Beck commented that an 80-acre subdivision with one-acre lots for homes would use more water than a pivot. The parcel currently has no water rights and is used as dry grazing.

11:02 AM **Motion and Action:** The decision on the Peter Grush Application for a zoning amendment from prime ag to multiple use be denied, **Moved by** Kent R. Searle - Member, **Seconded by** Bob Kunau - Member. Motion passed unanimously.

- e) Mr. McMurray stated that he would prepare a resolution for next week on the decision. He acknowledged the conflicts of the application with the comprehensive plan and asked if any issues were brought forth on the delivery of public services. From a records standpoint, he needed to acknowledge if that was addressed in the matter. None were mentioned as being a problem.
- 14) 11:09 AM Recess to travel to fairgrounds
- 15) 11:32 AM Tour of fairgrounds
- a) Members of the Fair Board provided a brief tour of the fairgrounds, focusing on the most recent improvements just installed such as the dairy barn, corral panels, and fencing. Additions to the announcer's booth were also pointed out.
 - b) Beck expressed great enjoyment at the concert he attended recently there. He remarked that the attendance was good and the showmanship of the entertainers was very well done. He especially appreciated the tribute to the armed forces.
- 16) 12:30 PM Lunch with Fair Board at El Caporal - 610 Overland Ave, Burley, ID
- a) Projections and expectations for a successful fair event were discussed. Because of Minidoka County's successful fair last week, hopes were for similar results for Cassia County. The process for securing concert entertainment each year was discussed.

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- b) One challenge they have every year is the territorial nature of some vendors at the fair. Disputes are addressed each year due to a vendor's placement in proximity to foot traffic or other desirable locations on fairgrounds.
- c) Frustrations were expressed at the tensions between some members of the board and the fair board's collective desire to move on from past contentions. They expressed a desire to work more efficiently with more productive meetings and will continue to work on overcoming that challenge. The Commissioners offered their support for a solution.
- d) Equipment purchases they may be looking into include a replacement skid-steer, a replacement water truck, and a copier. Beck recommended that Carla reach out to Michelle Wallace in the Auditor's Office regarding the copier.

UNFINISHED BUSINESS ACTION AGENDA ITEMS

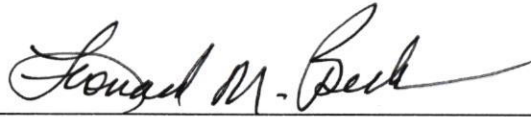
17) 11:07 AM Proposed County Building Discussion

- a) Kunau reported on a conversation he had with the project manager, Josh Moser. It was mentioned that Mr. Moser would like a weekly meeting with the Board for at least an hour to keep the project moving. Kunau was still hoping to start construction this next spring.
- b) Mr. McMurray will reach out to Mr. Moser and work on some sort of schedule that would work for everyone involved.

18) 2:06 PM Adjourn at El Caporal

2:06 PM **Motion and Action:** Adjourn, **Moved by** Kent R. Searle - Member, **Seconded by** Bob Kunau - Member. Motion passed unanimously.

APPROVED:

A handwritten signature in black ink, reading "Leonard M. Beck", written over a horizontal line.

Leonard M. Beck, Chair

DEPUTY CLERK OF THE BOARD:

A handwritten signature in blue ink, reading "Cally Velasquez", written over a horizontal line.

Cally Velasquez

SUMMARY CLAIMS APPROVAL REPORT INCLUDING BUDGET BALANCES

BOTH UNPAID CLAIMS & DEMANDS GENERAL GOVERNMENT FUNDS
86% 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	3,941,472.66	60,082.81	1,296,425.34	25%
0002 ROAD & BRIDGE	579,720.00	450,506.08	3,057.00	129,213.92	22%
0006 DISTRICT COURT	374,120.00	254,194.79	5,453.74	119,925.21	32%
0008 JUSTICE FUND	12,291,405.00	9,963,335.72	142,964.73	2,328,069.28	19%
0012 M-C MISDEMEANOR PROBATION	1,098,450.00	875,595.18	23,063.82	222,854.82	20%
0016 SOCIAL SERVICES-ASSISTANCE	747,118.00	254,006.77	14,131.42	493,111.23	66%
0018 CASSIA COUNTY FAIR	270,708.00	195,974.28	29,267.00	74,733.72	28%
0020 REVALUATION	452,825.00	343,895.03	7,010.09	108,929.97	24%
0023 SOLID WASTE DISTRICT	828,700.00	828,691.00	30,000.00	9.00	0%
0025 WATERWAYS	50,000.00	3,730.01	86.00	46,269.99	93%
0027 NOXIOUS WEED & PEST	426,030.00	264,747.76	8,982.62	161,282.24	38%
0028 SNOWMOBILE	86,450.00	23,756.18	27.07	62,693.82	73%
0032 PREVENTIVE HEALTH FUND	272,300.00	248,320.92	22,684.44	23,979.08	9%
0048 EMPLOYEE BENEFITS FUND	3,621,490.00	2,868,043.40	103,359.47	753,446.60	21%
		Total Amount Paid	450,170.21		

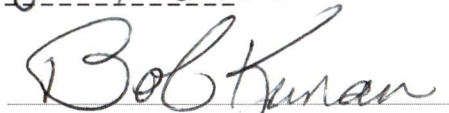
STATE OF IDAHO
CASSIA COUNTY

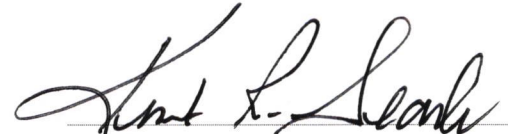
WE, THE CASSIA COUNTY COMMISSIONERS, BEING DULY SWORN DO HEREBY CERTIFY AND DECLARE THAT
WE HAVE REVIEWED THE DEMANDS ENUMERATED AND REFERRED TO IN THE FOREGOING REGISTER, AND THAT THE SAME ARE
TO THE BEST OF OUR KNOWLEDGE ACCURATE AND ARE JUST CLAIMS AGAINST THE COUNTY, AND THAT THERE ARE FUNDS
AVAILABLE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

APPROVED FOR DISTRIBUTION AS OF _____

8-14-2023


COMMISSIONER


COMMISSIONER


COMMISSIONER

attest: Cally Velazquez deputy clerk

* WARNING: This fund is over budget

Cassia County Commissioner Meeting

Attendance Log

Date: 8/14/2023

NAME (Please Print)	TOWN	REPRESENTING
1. J. Thompson		CESO
2. Tim Chesley		CASSIA ASSESSOR'S DMV
3. Kellan Rex		7 SPRINGS RANCH
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