

STATE OF IDAHO)
 : ss. Monday, August 1, 2022
County of Bingham)

THE BOARD OF BINGHAM COUNTY COMMISSIONERS MET IN REGULAR SESSION. The following matters were considered:

Present: Chairman Manwaring
 Commissioner Bair
 Commissioner Lewis
 Lindsey Dalley- Commission Clerk

STAFF MEETING

Present: Pam Eckhardt- County Clerk
 Donavan Harrington- County Assessor
 Jimmy Roberts- County Coroner
 Dusty Whited- Public Works Director
 Scott Reese- Parks & Recreation
 John Dewey- Human Resources Director/County Legal Counsel
 Laraine Pope- Human Resources Technician
 Eric Jackson- Building Maintenance Director
 Addie Jo Harris- Planning & Development
 Cody Lewis- Drug Court
 Paul Rogers- Prosecuting Attorney
 Jeff Gardner- Chief Deputy Sheriff
 Laura Lora- Payroll & Indigent Services
 Sheri Landon- Magistrate/District Court
 Danette Miller- Elections
 Chief Gordon Croft- Blackfoot Police
 Tanna Beal- County Treasurer
Via Zoom: Shawn Hill- Probation Department
Excused: Marc Carroll- City of Blackfoot Mayor
 Scott Mensching- IT Director
 Julie Buck- Extension Office

The Commissioners met with Department Heads and Elected Officials for the August 2022 Staff Meeting. Commissioner Lewis conducted the meeting.

Pledge of Allegiance: Commissioner Lewis

Approval of Minutes for Staff Meeting held on July 2022: Commissioner Lewis confirmed there were no changes to be made and the minutes were approved as written.

Special Presentation: Laraine Pope, Human Resources Technician, stated some employees may not understand the process of amending or approving policies within the Employee Handbook. When requests are submitted, the proposal is sent to the Personnel Board, who consists of only Elected Officials. After which, the feedback received is brought before the Board of County Commissioners for their denial or approval. After the policy is adopted, it is added to the handbook, which is located on the Common "O" Drive. If there are any questions, please contact her.

Employee Years of Service Recognition: Chief Deputy Jeff Gardner recognized Apolonia Ojeda "Pollo", who is a Detention Corporal in the jail facility, for five years of service to Bingham County. He is reliable, level headed and is appreciated.

Chairman Manwaring: Stated discussion was held in regards to adding department heads to the Personnel Board in order to keep all departments involved in upcoming discussions and decisions. When a change is made to any policy, it is first taken to the Personnel Board for input before coming in front of the Board of Commissioners for approval.

Chief Deputy Jeff Gardner stated he believes it is important to have all department heads involved in discussions such as this.

Commissioner Bair added currently the Personnel Board consists of all Elected Officials minus the Commissioners.

Paul Rogers stated that Planning & Development had an interest in adding department heads to the Personnel Board.

Chairman Manwaring added that Lindsey Dalley sends out Staff Meeting Minutes after each meeting but there could be an employee out of the office or on vacation and not see that email. He believes it is important to be sure that all department heads are involved in order to inform the employees.

Commissioner Bair: Last week he attended the National Association of Counties Annual Conference in Denver. There were several programs that could be of interest to the county employees. The first one is called Personal Protection Insurance (PPI), which is an insurance company that is going to be administered through Gallager. This has several benefits involved including but not limited to dental, vision and life insurance. This will be available to all employees and the county would not contribute. Laraine Pope should have additional details available at the upcoming benefits fair.

Next Commissioner Bair briefly discussed Operation Green Light (November 11, 2022), wherein the National Association of Counties wanted to recognize Veterans Day. The entire week will be known as "Green Week" and the National Association of Counties will be sending all counties a green globe to utilize during "Green Week".

Commissioner Lewis: Stated she is on the Behavioral Health Crisis Center Board out of Idaho Falls, who does a lot for Bingham County. United Way, in conjunction with several other agencies, put together a website, findhelpidaho.org, which would be a good resource for several of the county departments to have on hand. Idaho Falls Police and Bonneville County Sheriff's Office has cards in their patrol vehicles when needed.

Clerk Eckhardt: Change in the Clerk's Office beginning today: Lynette George has retired and Patty Walters will be moving to her position with claims and financials; Gina Perschon will be the Chief Deputy and Laura Lora will be the fulltime payroll clerk and retain Veteran's Services and some Indigent Services. They will be making the physical move of desks and offices over the next two weeks.

County Seal:

- The county seal is now completed as per the decision by department heads last month. The seal was created by a graphic artist at Get Found First here in Blackfoot. It took a couple of months of discovery and design and went through multiple changes to get to this final version. If you remember we previously worked a couple of months with the new website company EvoGov to redesign our logo and had employees vote on various designs but discontinued working with them. The comments from that voting helped as we started the process over with Get Found First.
- The new design depicts the mountain views in the county, the Snake River, potatoes, grain, and green fields representing our agricultural community, and the bison representing our county relationship with the Shoshone Bannock Tribes. Also included is the date of establishment of the county in 1885 and "State of Idaho".

- The versions are on the "O" drive under **County Seal 2022 Updated**. There is also a "directions" page explaining the use of the various versions: JPG, PNG, PDF, and Vector. There is also a ZIP file of all the versions. If there are any questions or concerns, please contact Lindsey Dalley at Ext: 3013.
- Changing of vehicle seals and documents were discussed.

Records Retention and Basement Clean Up:

Department heads were given a copy of the Idaho Association of Counties Records Retention Manual, Records Retention Schedule, and Idaho Code 31-871 which is the code guiding the manual. The Clerk's Office had a lot of records being retained in the basement. Some were marked well with retention dates but many were not. This was a project that Clerk Eckhardt has wanted to accomplish for the past 7 years and the Clerk before her tried also but it needed some dedicated personnel time of which we didn't really have. For the last few weeks the Elections Office was willing to take this on as they didn't have an election to prepare for in August. Megan Kearsley and Kelli Robbins reviewed the codes and retention schedules, sorted through boxes, organized the shelving, consulted with many of you on your records, labeled shelving, pulled 350 boxes that were past their retention dates, and labeled the remaining boxes with contents and retention dates.

The boxes then had to be carried up the stairs to the main hall to prepare for the shredding company (no elevator). Eric, Jason and Charlie brought up about 200 of the boxes, many of you answered the email request to help, and Cody Lewis brought up the last 75! Danette, Megan and Kelli organized the box brigade, condensed the records into 250 boxes, which Shred It picked up the next day.

- **If your department stores records in the basement please do the following:**
 - Label all boxes with contents and retention dates. Megan or Kelli can share their template if needed.
 - Use the shelves labeled for your department.
 - At least yearly review your storage area for records that have passed their retention dates.
 - Prepare a resolution for records destruction to be signed by the Commissioners.
 - Have the Prosecutor's Office review if needed.
 - The Clerk or Commissioner's Clerk can assist if needed.
 - To keep the basement clean and in order, please do not use the basement as a storage place for things you do not know what to do with. Everything should have a purpose and a place.

Website Design:

Hopefully all departments have had a chance to meet with the Project Manager to discuss their pages. The cutoff date for meetings was July 29th. Current content will start to be migrated and should be viewable for review in a couple of weeks.

Laura Lora: Stated the end of Fiscal Year is approaching and would like to remind all employees to start thinking about using up any comp time that they may have on the books. If not, any comp time will be paid out at the end of September.

Donavan Harrington: Had no updates at this time.

Dusty Whited: Had no updates at this time.

Jimmy Roberts: Stated that he would like to thank the Commissioners and Chief Deputy Sheriff Jeff Gardner, for assisting in repurposing of a truck for the Coroners Office. Dallen Farmer is the newest

Deputy Coroner and will be training for the next several months. Coroner Roberts stated that he attended a conference in Las Vegas, which was extremely beneficial. During the month of July, the Coroners Office has had 17 cases, of those cases 14 were natural deaths and 3 were accidental deaths.

Scott Reese: Had no updates at this time.

Sheri Landon: Had no updates at this time.

Laraine Pope: Had no updates at this time.

Eric Jackson: Reminded everyone if there are any issues with cooling, please contact him on his cell phone.

Addie Jo Harris: Had no updates at this time.

Shawn Hill: Had no updates at this time.

Cody Lewis: Stated that Misdemeanor Drug Court Graduation is on August 25, 2022 at 4:00 p.m., and Felony Drug Court Graduation is August 30, 2022 at 4:00 p.m.

Paul Rogers: Stated that John Dewey is leaving and his last day is Friday, August 5. He will be going back to Bonneville County as the Chief Deputy Prosecuting Attorney. He stated that he does have a new hire who will start on August 15. If anyone has any questions or concerns, please contact him.

Jeff Gardner- Chief Deputy Sheriff: Stated that he would like to thank John Dewey and Laraine Pope for their assistance with a recent Employee Handbook issue, and thanked the Board of Commissioners as well.

Tanna Beal: Had no updates at this time.

Danette Miller: Stated that she would like to thank those who helped with the project in the basement and moving boxes upstairs. It looks nice and organized downstairs.

Chief Gordon Croft: Has no updates at this time other than he will be working with Clerk Eckhardt on destruction of old records and files that were found downstairs.

Commissioner Lewis confirmed there was nothing further for discussion and stated the next Staff Meeting is scheduled for Monday, September 12, 2022 at 8:30 a.m., as September 5th is Labor Day and the Courthouse is closed.

Nothing further at this time.

PROBATION DEPARTMENT

Present: Shawn Hill- Probation
 Laraine Pope- Human Resources
 Paul Rogers- Prosecuting Attorney

The Board met with Shawn Hill to discuss department updates and other agenda items. Chairman Manwaring welcomed all to the meeting and turned the time over to Mr. Hill.

Mr. Hill stated an interview was conducted for the vacant Adult Misdemeanor Probation Officer position, wherein an offer was made. Currently the starting wage for this position is N20, Step 1 (\$19.61 per hour) but he would request permission to increase the starting wage to an N20, Step 2 (\$20.79 per hour), due to the experience, this individual has.

Laraine Pope, Human Resources concurred and stated her recommendation would be to offer the N20, Step 2. Mr. Hill stated this individual would need to be sent to the Academy, which would be next July.

Decision: Commissioner Bair moved to approve the salary of N20, Step 2 (\$20.789 per hour) for the Adult Misdemeanor Probation Officer. Commissioner Lewis seconded. All voted in favor. the motion carried.

ASSESSOR'S OFFICE/ EXECUTIVE SESSION

Present: Donavan Harrington- County Assessor
 Paul Rogers- Prosecuting Attorney
 Laraine Pope- Human Resources
 Pam Eckhardt- County Clerk

The Board met with Donovan Harrington to discuss department updates and other agenda items. Chairman Manwaring welcomed all to the meeting.

The Board met to hold an Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider personnel matters. Commissioner Lewis moved to go into Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider personnel matters. Commissioner Bair seconded. All voted in favor. The Board moved into Executive Session at 9:44 a.m. Commissioner Lewis moved to go out of Executive Session. Commissioner Bair seconded. All voted in favor. The Board moved out of Executive Session at 9:52 a.m.

Decision: Commissioner Bair moved to approve the pay scale for the Appraisal Supervisor from an N20, Step 10 (\$26.33 per hour) to an N21, Step 10 (\$27.11 per hour), which will take effect immediately. Commissioner Lewis seconded. All voted in favor. The motion carried.

DISCUSSION & DECISION REGARDING THE REQUEST FOR A SECOND RESOURCE OFFICER FOR SNAKE RIVER SCHOOL DISTRICT- REQUESTED BY CHIEF DEPUTY GARDNER

Present: Jeff Gardner- Chief Deputy Sheriff
 Pam Eckhardt- County Clerk
 Paul Rogers- Prosecuting Attorney

The Board met with Chief Deputy Gardner to hold discussion and make a decision regarding the submitted request for a second Resource Officer for Snake River School District. Chairman Manwaring welcomed all to the meeting and turned the time over to Chief Deputy Gardner.

Chief Deputy Gardner explained that he attended a meeting with the Snake River School District, wherein discussion was held in regards to requesting an additional School Resource Officer. This would be beneficial in light of several issues occurring in schools throughout the United States. Snake River School District is doing everything they can to mitigate risk in the schools. Mr. Kress, Superintendent, stated that Snake River School District would be willing to pay wages, if the County would pay the cost for benefits. Chief Deputy Gardner added that the Sheriff's Office has a vehicle available and sufficient equipment to move forward with this request.

Clerk Eckhardt explained that the Snake River School District would cover salary cost in the amount of \$45,447.00 with the 2% increase and Bingham County would pay \$20,596.00 for benefits. The amount being paid to Bingham County for the salary would show as a revenue source for the County. Chief Deputy Gardner added during the summer months, this employee would work solely for the County on patrol.

Commissioner Lewis stated she thinks this is a great idea as it is important to have Law Enforcement in the schools for safety.

Commissioner Bair stated he is reluctant to pay two half salaries and does not want to commit for the future.

Chairman Manwaring stated that other security precautions need to be taken other than just having a second School Resource Officer. Chief Deputy Gardner stated the school district would be updating security plans and continue to have required active shooter trainings.

Decision: Commissioner Lewis moved to add a second School Resource Officer for the Snake River School District to help mitigate risk. Snake River School District will pay the salary for this employee and Bingham County would pay benefit costs and provide equipment. A written agreement will be also be signed between Bingham County and the Snake River School District for this new position. Commissioner Bair seconded. All voted in favor. The motion carried.

CORONER'S OFFICE BUDGET DISCUSSION

Present: Jimmy Roberts- County Coroner
Paul Rogers- Prosecuting Attorney
Pam Eckhardt- County Clerk
Stacy Salazar- Chief Deputy Coroner
Ollie Wimbush- Deputy Prosecuting Attorney
Beth Ann Roberts- Attendee
Laraine Pope- Human Resources

The Board met to discuss the proposed budget for FY 2022-2023 for the Coroner's Office. Chairman Manwaring welcomed all to the meeting and turned the time over to Mr. Roberts.

Mr. Roberts first addressed the salary of the Chief Deputy Coroner, wherein he believes this should be compensated as a second step level (S4, Step 2), which is the same as Detective's. This is reasonable expecting that the Coroner's Office to perform at the same level as a Detective on a scene and produce the same quality of work. Chairman Manwaring stated this is comparing a part-time employee with a full-time employee. When the Chief Deputy Coroner is called out to a scene, they should be paid an hourly wage equal to a second step Detective. His next proposal would be that the Deputy Coroner's be paid the same as an entry level Detective (S4, Step 1). Ms. Pope gave her input stating the idea of the stipend and the hourly rate for time out on any job, is not unreasonable. She has reviewed the documentation provided by Mr. Roberts, wherein she believes that putting in a number of hours when a Deputy Coroner or the Chief Deputy Coroner is called out is a necessity.

Discussion was held in regards to the comparables provided by Mr. Roberts. Commissioner Lewis asked Human Resources if there were in-house comparables for these positions, wherein Ms. Pope stated she did not have those numbers at this time due to the change occurring within the Human Resources Office, along with the lack of time to prepare.

Chairman Manwaring stated the Coroner is an elected position, wherein the last two years Elected Officials have received an increase but there are several years where they do not. Typically, the Elected Officials meet and decide rather or not they would take an increase in order to give the employees at least the 2% cost of living. Two years ago, the County was in a position to approve a 9.5% increase on Elected Officials over a two-year period. He explained that David Lane reviewed the Coroner position, which received a 5% increase each year, making a 10% increase over the last two years. This position has been a part-time position for quite some time and stated that Mr. Roberts knew this was as such when he took the position. When a wage increase is requested, it needs to be part of the budget process to be reviewed.

Discussion was held in regards to autopsies, wherein Mr. Roberts explained that an employee of the Coroner's Office should attend the autopsy no matter what, as they will need to answer any questions that the Pathologist may have and makes that individual a better practitioner. Commissioner Bair stated his concern and explained previously the Coroner's Office transported decedents in a pickup to the

autopsy, wherein there were a few issues and it was decided that would no longer occur. Since that time, it has been either Hawker Funeral Home or Nalder Funeral Home who would complete the transport. He believes out of respect for both the decedent and their family, the transport should be done via a hearse or a van. Stacy Salazar, Chief Deputy Coroner, stated she held discussion with Perry Hawker who was on board and in fact stated they would rather not transport, especially if they have several funeral services and do not have an individual to send on the transport. Commissioner Lewis stated if this does become an option in the future, she believes at this time Hawker and Nalder Funeral Homes should continue transporting and maybe work to add this possible cost into the budget and have further discussion. Mr. Roberts stated that he would like to move forward and keep the conversation open.

Discussion was held in regards to the amount of autopsies that have been completed and the cost involved. Mr. Roberts explained that the cost to have a Coroner employee attend the autopsy and mileage is included in the \$65,000.00 Autopsy budget line item proposed currently. In the future, if the facility in Pocatello were completed, this line item would decrease substantially.

A brief discussion was held in regards to the cost of the vehicle provided by the Sheriff's Office and stated that \$4,000.00 would be reimbursed yearly for the duration of 3 years, for a total reimbursement of \$12,000.00. Mr. Roberts stated the Coroner's Office would need a drawer system installed in that pickup in order to keep supplies and things, which would cost approximately \$5,000.00, with a total of \$9,000.00 for the Capital Fund.

Discussion returned to the pay of the Chief Deputy Coroner and a Deputy Coroner, wherein Commissioner Lewis if a stipend and hourly rate were approved, how that would be placed in the budget. Clerk Eckhardt stated she is unsure, as the amount is unknown at this time. Mr. Roberts stated he reviewed the number of calls each employee attended. Ms. Salazar interjected by stating that she worked 100 hours at \$.22 cents per hour in the month of July and thankfully she has another full time income and is able to serve her community. Mr. Roberts stated within each packet, he has provided case files to show the difference in work of previous cases and current cases to show the quality of work put into each case.

Commissioner Bair stated the numbers need to be added into the budget and he is still not sure of the specific amount being requested for his employees. Clerk Eckhardt stated the original amount requested for all employee salaries was \$28,459.00 total. Ms. Pope confirmed that a Detective is S4, Step 1 at \$23.09 and a S4, Step 2 at \$24.48. Commissioner Lewis stated if \$30,000.00 with both the stipend and hourly rate but she agrees they should be paid for their work. Ms. Pope concurred, as this is how the Detectives are reimbursed. Clerk Eckhardt stated that \$30,000.00 could be budgeted, if it runs over then the amount could increase in the future. The Board reiterated that it would be the responsibility of the Coroner to track hours to be sure that the budgeted amount is not exceeded. These salary increases would start in the new fiscal year. The Chief Deputy Coroner and the Deputy Coroner would be added to the time sheet program to track hours properly and the increases would be solidified via personnel action forms in order to keep record of what is being paid.

Lastly, discussion was held in regards to the Coroner salary proposal, wherein Chairman Manwaring stated this discussion should be held in a meeting with all Elected Officials. Commissioner Bair and Commissioner Lewis both concurred.

Human Resources will review the information and make a recommendation on the appropriate salary.

Clerk Eckhardt will advertise at \$30,000.00 for the Chief Deputy Coroner and the Deputy Coroner's, along with publishing high at \$30,000.00 for the Coroner and meet with the Elected Officials to discuss this specific salary further.

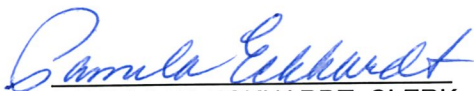
EXECUTIVE SESSION

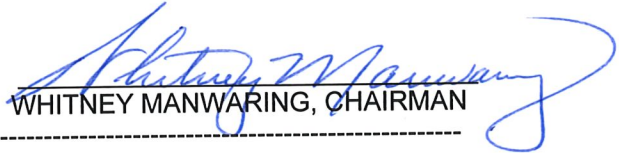
The Board met to hold an Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider personnel matters. Commissioner Bair moved to go into Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider personnel matters. Commissioner Lewis seconded. All voted in favor. The

Board moved into Executive Session at 3:06 p.m. Commissioner Lewis moved to go out of Executive Session. Commissioner Bair seconded. All voted in favor. The Board moved out of Executive Session.

Decision: No decision to be made on the record at this time.

THE MOTION PASSED TO DISMISS UNTIL WEDNESDAY AUGUST 3, 2022


PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk-----


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Wednesday, August 3, 2022
County of Bingham)

THE BOARD OF BINGHAM COUNTY COMMISSIONERS MET IN REGULAR SESSION. The following matters were considered:

Present: Chairman Manwaring
 Commissioner Bair
 Commissioner Lewis
 Lindsey Dalley- Deputy Clerk

CASH WARRANTS

Cash Warrants were approved in the amount of \$307.10, \$307.10, \$307.10, \$45.00 & \$45.00 for a total of \$1,011.30.

COLLEGE OF EASTERN IDAHO

A Certificate of Residency was approved by the Board and sent to the College of Eastern Idaho for the following Bingham County students: Danielle L. Valdez, Taylor G. Ker, Lizette Galvan and Taya Robbins.

Decision: Commissioner Bair moved to approve Cash Warrants, Claims & Administrative Documents. Chairman Manwaring seconded. Both voted in favor. The motion carried.

TAX INQUIRIES

The Board met to discuss and make a decision regarding the Tax Inquiries, which were as follows:

RP0250402 Ramirez Abel & Donna Living Trust- Homeowner signed up for Homeowners Exemption for 2022.

Decision: Commissioner Bair moved to approve the Tax Inquiry for RP0250402. Chairman Manwaring seconded. Both voted in favor. The motion carried.

RP0461301 Lawrence Christopher & Michelle- Homeowner signed up for Homeowners Exemption for 2022.

Decision: Commissioner Bair moved to approve the Tax Inquiry for RP0461301. Chairman Manwaring seconded. Both voted in favor. The motion carried.

RP1061600 Davis Valissa & Jaden- Homeowner signed up for Homeowners Exemption for 2022.

Decision: Commissioner Bair moved to approve the Tax Inquiry for RP1061600. Chairman Manwaring seconded. Both voted in favor. The motion carried.

SHERIFF'S OFFICE

Present: Jeff Gardner- Chief Deputy Sheriff
Paul Rogers- Prosecuting Attorney
John Dewey- County Legal Counsel
Excused: Commissioner Lewis

The Board met with Chief Deputy Sheriff Gardner to discuss department updates and other agenda items. Chairman Manwaring welcomed all to the meeting and turned the time over to Chief Deputy Gardner.

Chief Deputy Gardner stated the jail population is currently at 122 inmates. The Prosecutors Office has been working with Lieutenant Fellows to review which inmates are qualified to be released on ankle monitors. There are still 4 state inmates that are currently being held and waiting to be transported.

A brief discussion was held regarding the Request for Qualifications for the Bingham County Jail Expansion Project. Chief Deputy Gardner stated that both John Dewey and Paul Rogers have reviewed with no changes or concerns.

Decision: Commissioner Bair moved to approve the Request for Qualifications for the Bingham County Jail Expansion Project and give Chief Deputy Gardner and Commission Clerk, Lindsey Dalley, the authority to move forward with the publication process. Chairman Manwaring seconded. Both voted in favor. The motion carried.

PUBLIC WORKS

Present: Dusty Whited- Public Works Director
Mayor Barrett- City of Aberdeen
Troy Lenhart- Road & Bridge Supervisor
Paul Rogers- Prosecuting Attorney
John Dewey- County Legal Counsel
Derrick Going- Solid Waste Supervisor

The Board met with Dusty Whited, Public Works Director, to discuss department updates and other agenda items. Chairman Manwaring welcomed all to the meeting and turned the time over to Mayor Barrett.

Mayor Barrett stated that he would like to thank the County Road & Bridge crew for chipping in Aberdeen and he appreciates all of their work. Next, he stated that the City of Aberdeen has been in negotiations to purchase 68.3 acres west of the airport for future development. They have since purchased the property and it is under agricultural irrigation until a plan is in place. In order to proceed, the City will need to get approximately 720 feet of the road closed. More than likely it will not happen for one to two years but would like to start discussion on how the process would proceed. The County would need to hold a vacation hearing to vacate the portion of road that the City owns but is within the County.

Mayor Barrett held communication with FAA, wherein a grant was provided to assist with the purchase of the property. This would be helpful in case of a fire in or an issue with the airports in Pocatello or Idaho Falls.

Commissioners concurred that it would be beneficial to both advertise and hold the Public Hearing in the City of Aberdeen in order to receive the proper input or concerns that the citizens may have. Discussion was held stating that verbiage could be placed within a Resolution stating that this portion of the road would only be vacated if the airport project proceeds. Mr. Whited added, to assist with the grant process, he believes a letter from the County showing their support of the project may be helpful.

Mayor Barrett will move forward and prepare with the Vacation process and submit to Commission Clerk, Lindsey Dalley, to publish and schedule the Public Hearing.

Next, Mr. Whited discussed the Agreement for Professional Services for the 129,000 Pound Truck Route Engineering and Safety Analysis. He explained this would be funded by ITD Funding and the check has already been received. This Agreement will give Keller Associates the ability to proceed with the analysis.

Decision: Commissioner Lewis moved to approve the Agreement for Professional Services with Keller Associates for the project of the 129,000 Pound Truck Route in the amount of \$30,000.00 and the funding has been received from the Idaho Transportation Department. Commissioner Bair seconded. All voted in favor. The motion carried.

Next, Mr. Whited explained the submitted Credit Application for Semi Service Inc., to allow Public Works to purchase truck parts. Chairman Manwaring confirmed there is no credit limit on this particular credit application.

Decision: The Board had no issues and the Credit Application for Semi Service Inc., was approved at this time.

Lastly, Mr. Whited requested that the budget and salary proposal discussion be continued, due to an LHTAC Advisory Meeting in Boise that he was required to attend and he has not had sufficient time to further prepare. A brief discussion was held in regards to the internal comparables required, non-compliance with the handbook and the lack of information that has been provided to Human Resources.

The conclusion was that this matter was rescheduled for a later date. The budget will be published to include the requests in order to be sure they are covered, if approved in the future.

MCDONALDVILLE PROPERTY ACCESS DISCUSSION & DECISION

Present: Gwen Inskeep- County Surveyor
Addie Jo Harris- Planning & Development
John Dewey- County Legal Counsel

The Board met to hold discussion and make a possible decision regarding access to the McDonaldville property (2.61 acres) to be sold at the August 2022 Auction. Chairman Manwaring welcomed all to the meeting and turned the time over to Ms. Inskeep.

Ms. Inskeep stated that she requested this meeting in order to discuss the access to the McDonaldville property that is currently up for auction in August. There currently does not appear to be an existing easement and if one is desired, direction is needed on where that easement needs to come from. Chairman Manwaring stated that Mr. Jensen had approached the Board several years ago stating that he is interested in purchasing this portion of the property as he owns the property right next to the subject property and would have access. With the possibility of this property being sold to someone other than Mr. Jensen, this could be an issue.

Mr. Dewey advised that this property could be sold either way. If the property does not have an access, it may limit the bidding possibility for the interested parties. Commissioner Lewis stated as long as the County discloses there is not an access point, there should not be liability to the County. Mr. Dewey stated that the new owner would have to obtain access on their own.

All Commissioners were in favor of proceeding to auction as is and disclosing the access issue.

Chairman Manwaring stated for the record that this meeting would be continued until 3:00 p.m., in order for Clerk Eckhardt to be present.

Decision: Commissioner Lewis moved to continue the discussion and decision regarding budget until 3:00 p.m. Commissioner Bair seconded. All voted in favor. The motion carried.

PROSECUTOR'S OFFICE

Present: Paul Rogers- Prosecuting Attorney
John Dewey- County Legal Counsel

The Board met with Paul Rogers to discuss department updates.

CONTINUED FROM 11:00 A.M. - FINAL DISCUSSION & DECISION REGARDING FY 2022-2023 COUNTY BUDGET

Present: Pam Eckhardt- County Clerk
Gina Perschon- County Auditor

The Board met with Clerk Eckhardt to hold final discussion and make a decision regarding the FY 2022-2023 County Budget. Chairman Manwaring welcomed all to the meeting and turned the time over to Clerk Eckhardt.

A brief review and discussion was held in regards to the budget for each department.

Clerk Eckhardt stated there is a meeting scheduled for August 17th, to further discuss salary for the Elected Officials.

Discussion was held in regards to the Cost of Living percentage to be given to County employees. Commissioner Bair stated that he would be in favor of a 4% Cost of Living, wherein Chairman Manwaring and Commissioner Lewis disagreed and were in agreeance for remaining at a 2% Cost of Living, due to wanting to keep the levy rate down.

Further, a brief discussion was held in regards to the possibility of giving each employee a one-time merit pay due to the excess funds from HB735, County Indigent Services.

THE MOTION PASSED TO DISMISS UNTIL FRIDAY AUGUST 5, 2022


PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Friday, August 5, 2022
County of Bingham)

THE BOARD OF BINGHAM COUNTY COMMISSIONERS MET IN REGULAR SESSION. The following matters were considered:

Present: Chairman Manwaring
Commissioner Bair
Lindsey Dalley- Deputy Clerk
Via Zoom: Commissioner Lewis

CLAIMS

Claims were approved in the amount of \$245,163.04.

COLLEGE OF EASTERN IDAHO

A Certificate of Residency was approved by the Board and sent to the College of Eastern Idaho for the following Bingham County students: Lauren E. Waggoner & Taylor M. Cosentine.

COLLEGE OF SOUTHERN IDAHO

A Certificate of Residency was approved by the Board and sent to the College of Eastern Idaho for the following Bingham County student: Marysol Cruz.

PERSONNEL ACTION FORMS

The Board approved Personnel Action Forms, which were as follows:

Employee Status Sheet- Merit	Administrative Corporal
Salary Increase Form	Scale House Operator
	Solid Waste Lead/Operator

Decision: Commissioner Bair moved to approve Cash Warrants, Claims, Administrative Forms and Personnel Action Forms. Chairman Manwaring seconded. All voted in favor. The motion carried.

DECISION REGARDING THE 2022 NOMINATION FOR AT-LARGE POSITION FOR THE CAPITAL CRIMES DEFENSE FUND

Decision: Commissioner Bair moved to nominate Brian Reed for the At-Large position for the Capital Crimes Defense Fund. Commissioner Lewis seconded. All voted in favor. The motion carried.

DECISION REGARDING THE 2022 NOMINATION FOR THE CAPITAL CRIMES DEFENSE BOARD ELECTION

Decision: Commissioner Bair moved to nominate Whitney Manwaring for the Capital Crimes Defense Board. Commissioner Lewis seconded. All voted in favor. The motion carried.

DISCUSSION & DECISION REGARDING THE REQUEST FOR SPECIAL PUBLIC DEFENDER- REQUESTED BY CLERK ECKHARDT

Present: Pam Eckhardt- County Clerk
Sheri Landon- Court Operations Supervisor
Darren Simpson- Judge

The Board met to hold discussion and make a decision regarding the request for a special Public Defender in regards to a Post-Conviction Appeal filed by Melanie Smith. Chairman Manwaring welcomed all to the meeting and turned the time over to Judge Simpson

Judge Simpson stated there have been some changes within the Public Defense Contract as Nathan Rivera has elected to forego maintaining the contract. Briana Rosier was the Public Defender who covered for Mr. Rivera and she is an excellent attorney. There has been an appeal filed in the appropriate timeline by Melanie Smith, for Post-Conviction Relief alleging that previous Counsel, Mr. Archibald was ineffective. In the event of this allegation, Ms. Rosier was appointed to the Appeal case and Melanie

Smith has met with her on several occasion building a good working relationship. Judge Simpson stated he has concerns regarding appointment of another attorney where this relationship has gone well. Ms. Rosier is moving to Georgia but is willing to continue this case at the rate of \$100.00 per hour for out of court/zoom hearings and \$150.00 per hour for in person court hearings, plus travel expenses. In speaking with Ms. Rosier, it is anticipated that she would meet with her client via zoom for preparation. The Evidentiary Hearing is the only hearing that Ms. Rosier would need to be in person, which is anticipated to last two days. The expenses added would be airline ticket, per diem and hotel. Judge Simpson stated that the funding is available in the budget but due to the special expenses, he is before the Board for final approval. There are other attorneys that are able to cover this case but they are hopeful that Ms. Rosier could continue due to the nature of the charge and the working relationship she has with Ms. Smith.

Chairman Manwaring asked if there have been issues with clients who would rather meet with their counsel in person, to which Judge Simpson stated that Ms. Rosier has met with her client person and he does not believe that zoom meetings would be an issue at this point.

Clerk Eckhardt added there is the ability to apply for extraordinary litigation funding through the PEC, which could assist with the cost. This funding is solely for cases that take an increased amount of work, which she believes this would fall under that category.

Commissioner Lewis stated she would be in favor of allowing Ms. Rosier to continue representing the Appellant. Clerk Eckhardt has stated that special funding is available for special circumstances and that the Appellant have counsel that she can communicate with. Therefore, she believes it would be appropriate to keep Ms. Rosier on the case at this time. Chairman Manwaring concurred and stated he would worry if counsel was changed and the possible conflict that may arise.

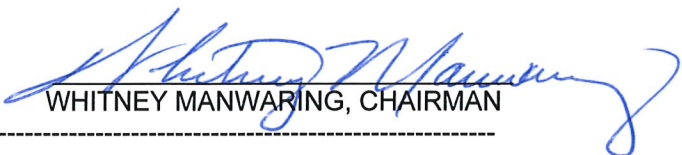
Judge Simpson reiterated to the Board that he is not able to guarantee how many days the Evidentiary Hearing would take. The Evidentiary Hearing will require that Ms. Smith be in person, as well as whomever the attorney may be.

Commissioner Bair stated he is reluctant to have Ms. Rosier continue due to the extra expense that would be paid, when there is a local attorney who could cover just as well and he would like to save the large expense if possible. He reiterated that he would be in favor of Manuel Murdoch taking on this Appeal.

Decision: Commissioner Lewis moved to allow Briana Rosier to continue representing Melanie Smith on the Post-Conviction Relief, due to the special circumstances, which would include additional costs but could apply for extra funding. Chairman Manwaring seconded. In favor- Chairman Manwaring and Commissioner Lewis. In opposition- Commissioner Bair. The motion carried.

THE MOTION PASSED TO DISMISS UNTIL MONDAY AUGUST 8, 2022


PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk-----


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Monday, August 8, 2022
County of Bingham)

THE BOARD OF BINGHAM COUNTY COMMISSIONERS MET IN REGULAR SESSION. The following matters were considered:

Present: Chairman Manwaring
 Commissioner Bair
 Commissioner Lewis
 Lindsey Dalley- Deputy Clerk

EXECUTIVE SESSION

The Board met to hold an Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider personnel matters. Commissioner Lewis moved to go into Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider personnel matters. Commissioner Bair seconded. All voted in favor. The Board moved into Executive Session at 2:07 p.m. Commissioner Lewis moved to go out of Executive Session. Chairman Manwaring seconded. All voted in favor. The Board moved out of Executive Session at 2:32 p.m.

Decision: Chairman Manwaring stated discussion was held in regards to the Human Resources Director position and when the vacancy was opened, it was not emailed out to County employees nor posted on the bulletin board. At this time, Lindsey Dalley, Commission Clerk, will email the job vacancy to all County employees.

REQUEST FOR APPROVAL ON AUTHORIZING A MAIN LINE EXTENSION TO THE PROPERTY EAST OF THE BLM FIRE STATION IN THE AREA FORMERLY INCORPORATED AS ATOMIC CITY AND APPROVAL OF A CLAW BACK AGREEMENT- REQUESTED BY STEVEN ADAMS

Present: Pam Eckhardt- County Clerk
 Gwen Inskeep- County Surveyor
 Tiffany Olsen- Planning & Development Director
 Paul Rogers- Prosecuting Attorney
 Ryan Jolley- Chief Deputy Prosecuting Attorney
 Ollie Wimbish- Deputy Prosecuting Attorney
 Steven Adams- Choice Services Group
 Dusty Whited- Public Works Director

The Board met to hold discussion and make a possible decision regarding the submitted request for approval to authorize a main line extension to the property East of the BLM fire station in the area formerly incorporated as Atomic City and approval of a Claw Back Agreement, which was requested by Steven Adams. Chairman Manwaring welcomed all to the meeting and turned the time over to Mr. Adams.

Mr. Adams stated the engineer that was completing a study on the water system and stated there is capacity for the project. He stated that he has worked close with Dusty Whited who had him send the engineering design to the contractor, attesting that they have reviewed and their expectations have been met.

Chairman Manwaring read an email from Kyle Jones, HLE, which stated, "For the parcel next to the BLM building, I don't see a problem having them extend the main line and add a fire hydrant at the end of the main line. The main line extension would need to be designed by an Engineer but shouldn't take much and then get DEQ approval. Is he just trying to get water services for one home or a new subdivision?"

300- feet of 8-inch main line is costing approximately \$75 per foot of pipe, roughly, estimating the main line extension it would be \$22,500 for the installation of the pipe, \$6,500 for a new hydrant at the end of the line. Then if there were a water service than there would be more cost, along with cost to design and submit to DEQ as well.

Mr. Adams stated since this email, the system has been engineered and when the engineer looked at the system, he stated that a fire hydrant could not be installed as it is only a six-inch main line through the city but there has to be a cleaning valve that is similar. This is all shown in the design and was worked through with the County Staff.

Chairman Manwaring stated he is unsure how this would happen prior to the Auction, wherein the Atomic City Water System will be sold. Mr. Adams responded by stating he knew this would not be complete prior to the sale but he would need permission from whomever is running the system before he can move forward. This was a four-month process and he does not want to start from beginning with the new authority. Mr. Adams stated he thinks that this extension will add value to the property for the auction and possibly bring in additional bidders as it would show that it is growing.

Paul Rogers stated if the Board made the decision to approve this request, the decision would transfer with the system and could be placed as a condition. He stated that the Agreement is not ready for signing as there are correction to be made and definitions to be clarified. Overall, it is a good Agreement and if that is what the Board would like to do, the changes could be made and this could be executed at a later date.

Mr. Rogers referred to paragraph 17; it looks as though this was meant to encompass more than one county. His opinion is this agreement should be more specific to Bingham County.

In paragraph 14; the County agrees to not allow any developer but the way developer is written, it restricts the developer from being benefited from the property. It also states that there are exhibits, to which there are none attached.

Mr. Adams stated he has no concerns with the proposed changes and clarifications. Further discussion was held in regards to the progress and extension of the system. Mr. Adams stated this is a project that he has been pursuing since the email that was first sent to Clerk Eckhardt several months ago. The request for this meeting was two and a half weeks ago and it was not something he tried to schedule right before the sale. It is a municipal system and rather the County runs the system or a private entity, someone has to be the caretaker of the system.

Commissioner Lewis stated everything done by the County has a fee or cost by resolution. As there are no set fees for this system, how would that work for Bingham County. Mr. Adams stated this is not a hookup for service, this is adding to the actual system. The fee would be 100% cost and payment for the addition, which he would pay fully for. Once the project is completed, there would be hookup and meter fees.

Commissioner Lewis stated her concern is that the County has no process to follow pertaining to this type of request and it concerns her to do anything that may affect future dealings with the system if it is not sold. Mr. Rogers stated he could draft a document showing the process in which this would proceed. Depending on how the sale goes, there could be months before it is turned over to the new owner.

Clerk Eckhardt added that the current cost for hook up to the water system is \$2,500.00 as placed prior to the disincorporation of Atomic City and she feels that is the number used in order to remain consistent. Commissioner Lewis concurred.

Planning and Development Director, Tiffany Olsen, stated anytime infrastructure is added rather it be water, sewer or gas, it is a value. She would respectfully, from an economic development point, state that infrastructure is a value to Bingham County. Although this subject area has not seen a significant amount

of development, there are requests that come through her office that could be a viable location if they were able to put in certain infrastructure.

Mr. Adams added that the INL is growing and this proposal will assist with that but if the County does not wish to proceed, he will not go any further with this project.

Discussion was held in regards to the timing, wherein Mr. Adams stated he had a contractor who is working on this project and if that were to come through, the timing would work, with a potential of being completed by early next Spring. There again, he has not been in touch with DEQ and is unsure of the time it would take to received their approval. Mr. Adams added it is the duty of the Board as Elected Officials to review requests such as these to see if it is a reasonable request for the system. Chairman Manwaring stated he does not have an issue with approving this request but if there is a contract, legal needs to review and approve after all changes have been made.

Clerk Eckhardt asked for clarification if the Chairman would be advising, if approved, of the extension and they would have to follow the agreement. Chairman Manwaring confirmed and stated that this agreement would be part of the sale of the property and it would be disclosed. Mr. Rogers stated his concern, if this is approved, is possible restrictions on the County being able to sell the property. Mr. Rogers added that the County could allow the extension but the future owner could choose to not follow through. Adding lines to the system does have value and it could be a difficult decision to the Board but could be stated within the Agreement that it may not be guaranteed after the sale of the system.

Mr. Adams stated this is a government service and there is always additions being made to public utilities and he does not believe that this would be a liability to the future owner. It is another extension and would assist in paying bills, along with an \$80,000.00 infrastructure improvement at no cost to the owner.

Decision: Commissioner Bair moved to approve the Application for Extension of the Water Line in Atomic City for approximately 1,085 feet of 6-inch PVC pipe. Commissioner Lewis seconded and added that this information would be disclosed at the auction. All voted in favor. The motion carried.

DISCUSSION & DECISION REGARDING COUNTY BUDGET AND HEALTH INSURANCE COST-REQUESTED BY CLERK ECKHARDT.

Present: Pam Eckhardt- County Clerk
Gina Perschon- County Auditor
Dusty Whited- Public Works Director

The Board met with Clerk Eckhardt to discuss and make a decision regarding County Budget and the increase health insurance cost. Chairman Manwaring welcomed all to the meeting and turned the time over to Clerk Eckhardt.

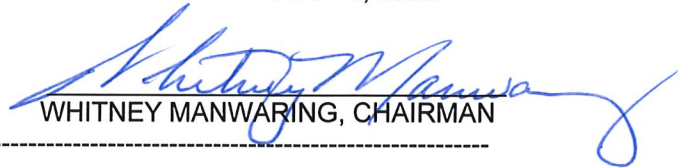
Clerk Eckhardt stated originally when working on the budget, she counted for the County's portion of the 9.5% increase on health insurance but it was not until she was working with payroll when it was questioned if the 50/50 split would remain the same. While doing further research, it was found that in giving a 2% cost of living, most employees would be taken by the increase in the health insurance. She is before the Board today to inquire if the County would like to absorb the cost to the employees, as has been done in the past.

Commissioner Lewis stated she would approve of the County covering the entire 9.5% increase in medical costs. Chairman Manwaring and Commissioner Bair were also in agreeance.

Decision: Commissioner Lewis moved that the County cover the entire 9.5% increase in health insurance, instead of the employee covering said cost. Commissioner Bair seconded. All voted in favor. The motion carried.

THE MOTION PASSED TO DISMISS UNTIL TUESDAY AUGUST 9, 2022


PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk-----


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Tuesday, August 9, 2022
County of Bingham)

THE BOARD OF BINGHAM COUNTY COMMISSIONERS MET IN REGULAR SESSION. The following matters were considered:

Present: Chairman Manwaring
 Commissioner Bair
 Commissioner Lewis
 Lindsey Dalley- Commission Clerk

MEETING TO RECEIVE THE PLANNING & ZONING COMMISSIONS RECOMMENDATION TO APPROVE THE JKW SUBDIVISION PRELIMINARY PLAT- REQUESTED BY COLBY & NATALIE HULSE

Present: Tiffany Olsen- Planning & Development Director
 Addie Jo Harris- Planning & Development
 Ryan Jolley- Chief Deputy Prosecuting Attorney

The Board held a meeting to receive the Planning & Zoning Commissions recommendation to approve the JKW Subdivision Preliminary Plat- Requested by Colby & Natalie Hulse. Chairman Manwaring welcomed all to the meeting, introductions were held and the time was turned over to Ms. Harris.

Ms. Harris presented the Staff Report for the record.

Commissioner Lewis explained that the Reason & Decision state that it will be a new pressurized irrigation system but on less than four acres, where there is no road, the County usually does not do a Development Agreement and asked if enforcement of this would become a civil matter. Planning & Development Director Tiffany Olsen responded by explaining that traditionally there has not been a Development Agreement for an Application such as this but Planning & Development will begin doing so on all infrastructure pursuant to Bingham County Code Section 10-14-11. Commissioner Lewis confirmed with Director Olsen that there would be a Development Agreement for this infrastructure upon approval by legal counsel.

Commissioner Bair asked for clarification regarding pressurized irrigation on the property, to which Ms. Harris confirmed there is current irrigation for farming purposes and it would need to be converted to be used for residential purposes. Director Olsen added there would be a pump and associated mechanisms installed for each lot. If there was an existing system, Planning & Development would require a letter from the engineer stating that the system is functional and provides enough capacity for each lot.

Chairman Manwaring confirmed with Ms. Harris that the concerns addressed by David Romrell were taken care of, to which she stated they had.

Commissioner Bair stated this property is within the City of Firth Area of Impact and asked if there was any concerns received. Ms. Harris stated that notice was provided and there were no concerns or feedback received. Ms. Olsen added there are no specific guidelines on growth within the City of Firth Area of Impact Agreement.

Decision: Commissioner Lewis moved to uphold the recommendation of the Planning & Zoning Commission, to approve the request by Colby and Natalie Hulse to approve a 2-Lot Subdivision to be known as "JKW Acres". To ensure that pressurized irrigation is installed, a Development Agreement will be signed prior to the approval of the Final Plat. Commissioner Bair seconded. All voted in favor. The motion carried.

Request for Reconsideration/Judicial Review: Upon denial or approval of a Zone Change, with adverse conditions, pursuant to Idaho Code Section 67-6535(2)(b), the Applicant or affected person seeking Judicial Review of compliance with the provisions of this section must first seek reconsideration of the final decision within fourteen (14) days. Such written request must identify specific deficiencies in the decision for which reconsideration is sought.

Regulatory Takings: Additionally, the Applicant may request a regulatory takings analysis as per Idaho Code Section 67-8003. An affected person aggrieved by a final decision concerning matters identified in Section 67-6521(1)(a), Idaho Code may within twenty-eight (28) days after all remedies have been exhausted under local ordinance, seek Judicial Review as provided by Chapter 52, Title 67, Idaho Code.

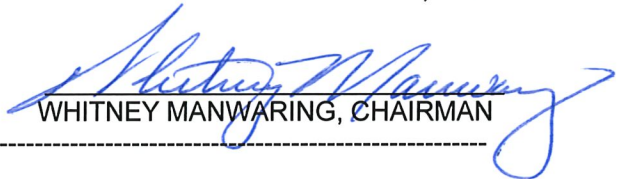
PLANNING & DEVELOPMENT

Present: Tiffany Olsen- Planning & Development Director
Addie Jo Harris- Planning & Development
Ryan Jolley- Chief Deputy Prosecuting Attorney

The Board met with Tiffany Olsen to discuss department updates within the Planning & Development Division.

THE MOTION PASSED TO DISMISS UNTIL WEDNESDAY AUGUST 10, 2022


PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Wednesday, August 10, 2022
County of Bingham)

THE BOARD OF BINGHAM COUNTY COMMISSIONERS MET IN REGULAR SESSION. The following matters were considered:

Present: Chairman Manwaring
Commissioner Bair
Commissioner Lewis
Lindsey Dalley- Commission Clerk

COMMISSIONER MINUTES FROM JUNE 1-17, 2022

Decision: Commissioner Bair moved to approve the Commissioner Minutes from June 1-17, 2022. Commissioner Lewis seconded. All voted in favor. The motion carried.

PERSONNEL BOARD MEMBER DECISION

The Board met to approve additional members to be added to the Personnel Board. Chairman Manwaring stated a previous meeting was held wherein there was discussion held in regards to adding several department heads who supervise larger departments, to the Personnel Board. The members proposed to

be added were Tiffany Olsen- Planning & Development, Dusty Whited- Public Works & Shawn Hill- Probation.

Decision: Commissioner Bair moved to add the Planning & Development Director, Public Works Director & Probation Services Director, to the Personnel Board. Commissioner Lewis seconded. All voted in favor. The motion carried.

TAX INQUIRIES

The Board met to approve submitted Tax Inquiries, which were as follows:

MH352S3OSE0080	Beck, Kelly & Janet- Homeowner signed up for the Homeowners Exemption for 2022.
RP1421770	Porter, Anthony & Amy- Homeowner signed up for the Homeowners Exemption for 2022.
RP1320600	Casey, Lance & Paula- Homeowner signed up for the Homeowners Exemption for 2022.
RP1203200	Taylor, Blake & Ayala Roxana- Homeowner signed up for the Homeowners Exemption for 2022.
RP 5005402	Keeton, Stephanie Lee- Homeowner signed up for the Homeowners Exemption for 2022.

Decision: Commissioner Lewis moved to approve the Tax Inquiries as presented. Commissioner Bair seconded. All voted in favor. The motion carried.

JAIL INSPECTION

The Board of Commissioners attended the Jail Inspection with Chief Deputy Sheriff Jeff Gardner.

SHERIFF'S OFFICE

Present: Jeff Gardner- Chief Deputy Sheriff
Dusty Whited- Public Works Director

The Board met with Chief Deputy Gardner to discuss updates within the Sheriff's Office.

Decision: This matter will be put on hold at this time in order to gather additional quotes.

PUBLIC WORKS

Present: Dusty Whited- Public Works Director

The Board met with Dusty Whited to discuss department updates.

MEETING WITH JODY JACKMAN- FAIR BOARD MEMBER, TO DISCUSS ANY UPDATES OR CONCERNS PERTAINING TO THE UPCOMING EASTERN IDAHO STATE FAIR.

Present: Jody Jackman- Fair Board Member

The Board met with Jody Jackman to discuss any updates or concerns pertaining to the upcoming Eastern Idaho State Fair.

APPROVAL OF REASON & DECISION FOR ZONING AMENDMENT FROM "R" RESIDENTIAL TO "C1" LIGHT COMMERCIAL FOR APPROXIMATELY 1.04 ACRES LOCATED AT 1205 W. HIGHWAY 39, SUBMITTED BY THADDEAUS SCOTT

Present: Tiffany Olsen- Planning & Development Director

Decision: Commissioner Lewis moved to approve the Reason & Decision for Zoning Amendment from "R" Residential to "C1" Light Commercial for approximately 1.04 acres located at 1205 W. Highway 39, submitted by Thaddeaus Scott. Commissioner Bair seconded. All voted in favor. The motion carried.

DECISION REGARDING EQUIPMENT & SERVICE SUPPLY CONTRACT WITH YOST OFFICE SYSTEMS- REQUESTED BY TIFFANY OLSEN

Present: Tiffany Olsen- Planning & Development Director

The Board met to discuss and make a decision regarding the Equipment & Service Supply Contract with Yost Office Systems. Chairman Manwaring welcomed all to the meeting and turned the time over to Ms. Olsen.

Ms. Olsen stated she has negotiated the contract and has since gained a credit in the amount of \$576.69. This was to receive a smaller based rate and enlarging what the contract allows, therefore decreasing overages in cost. This contract would effectively begin January 1, 2023 as opposed to August 10, 2023 and would be 8 months of savings.

Decision: Commissioner Bair moved to approve the Equipment & Service Supply Contract with Yost Office Systems for the Bingham County Planning & Development Department for a Kyocera Copier/Printer. Chairman Manwaring seconded. All voted in favor. The motion carried.

DECISION REGARDING ASSISTANT DIRECTOR/LEAD PLANNER POSITION EFFECTIVE DATE

Present: Tiffany Olsen- Planning & Development Director

The Board met with Tiffany Olsen to discuss the Assistant Director/Lead Planner job description and effective date. Chairman Manwaring welcomed all to the meeting and turned the time over to Director Olsen.

Director Olsen discussed the Assistant Director/Lead Planner job description and stated the previous proposal was for the salary N23 pay grade category. The Board asked that she prepare a job description, with the consensus of Human Resources, which has been completed. It is before the Board today and she asked that said description be approved, along with the N23, Step 4 and ask that it be in effect as of August 1, 2022.

Decision: Commissioner Bair moved to approve the Assistant Director/Lead Planner job description at N23, Step 4 (\$24.08), to be effective in August of 2022. Commissioner Lewis seconded. All voted in favor. The motion carried.

DECISION REGARDING PERMIT TECHNICIAN/ASSISTANT PLANNER POSITION EFFECTIVE DATE

Present: Tiffany Olsen- Planning & Development Director

The Board met with Tiffany Olsen to discuss the Assistant Planner/Permit Technician job description and effective date for pay. Chairman Manwaring welcomed all to the meeting and turned the time over to Director Olsen.

Director Olsen discussed the Permit Technician/Assistant Planner position, which has been discussed previously. The specific employee has been providing assistance in this capacity since June and when this was presented previously, a pay grade of N16, Step 2 to which Human Resources concurred. It was suggested that this employee pass the Permit Technician exam prior to this increase. She has spoken with this employee and in the process have learned that there are parts of that position that are not used within their department currently. They could but it would take additional time and training to have that completed. Where the items added into the job description are pursuant to the Assistant Planner position that has nothing to do with the Permit Technician position. She would like the Board's permission to go ahead and have this promotion approved for the month of August and direct her to be sure that the employee completes the exam.

Commissioner Lewis asked what the time line was to get the exam completed, wherein Director Olsen stated the employee would like to attend a course, which would be in spring of 2023 but she believes that the written exam without the course is attainable. This employee reached her one-year anniversary last month in July. Director Olsen added that she would check with the Board in six months to discuss progress or completion if it were not attainable but she does not anticipate that would be an issue.

Commissioner Lewis questioned Director Olsen regarding a previous statement, wherein she stated the budget for the Planning & Development Department was tight and they had expended 83% currently. She asked if this is approved for the month of August where would that put the budget. Director Olsen responded by stating there are funds they do not plan to expend in travel/training fund as well as some in the publications fund that could assist in covering this increase.

Decision: Commissioner Lewis moved to approve the Permit Technician/Assistant Planner job description with a salary of N16, Step 2, starting in August, pursuant to the final review of job description and approval by the Human Resources Department. Commissioner Bair seconded. All voted in favor. The motion carried.

DECISION REGARDING WATER LINE AGREEMENT FOR MAIN LINE EXTENSION TO PROPERTY EAST OF THE BLM FIRE STATION IN THE AREA FORMERLY INCORPORATED AS ATOMIC CITY- REQUESTED BY STEVEN ADAMS

Present: Tiffany Olsen- Planning & Development Director
Steven Adams- Requested meeting

The Board met to hold discussion and make a possible decision regarding the Water Line Agreement for main line extension to the property East of the BLM fire station in the area formerly incorporated as Atomic City. Chairman Manwaring welcomed all to the meeting and stated there were changes to be made to the Agreement, which have not been done.

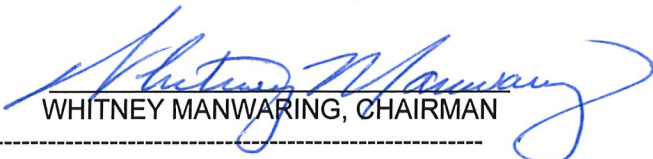
Commissioner Clerk, Lindsey Dalley, attempted to contact Mr. Adams, to which there was no response and a voicemail was left.

At this time the Board felt that this matter should be rescheduled due to Legal Counsel being absent, as well as no response from Mr. Adams.

Decision: No decision was made at this time and this decision was continued until Friday, August 12, 2022 at 8:15 a.m. for final approval.

THE MOTION PASSED TO DISMISS UNTIL FRIDAY AUGUST 12, 2022


PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk-----


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Friday, August 12, 2022
County of Bingham)

THE BOARD OF BINGHAM COUNTY COMMISSIONERS MET IN REGULAR SESSION. The following matters were considered:

Present: Chairman Manwaring
Commissioner Bair
Commissioner Lewis
Lindsey Dalley- Commission Clerk

CONTINUED FROM AUGUST 10, 2022- DECISION REGARDING WATER LINE AGREEMENT FOR MAIN LINE EXTENSION TO THE PROPERTY TO THE EAST OF THE BLM FIRE STATION IN THE AREA FORMERLY INCORPORATED AS ATOMIC CITY- REQUESTED BY STEVEN ADAMS

Present: Steven Adams- Requested Meeting
Amanda Willard- Planning & Development

Chairman Manwaring welcomed all to the meeting and explained that this matter had been continued from August 10th in order for changes to be made to the Agreement, which has been completed by Paul Rogers, Prosecuting Attorney.

Decision: Commissioner Lewis moved to approve the Water Line Extension Agreement to be made with Choice Services Group, LLC. Said agreement has several errors to be changed and wording within number 14 to match Legal Counsels recommendation, along with adding Exhibit B and clarify that this is in Bingham County. The Agreement will be signed once all changes have been made. Commissioner Bair seconded. All voted in favor. The motion carried.

PRIOR APPROVAL FOR MAJOR PURCHASE OF SIGNAGE FROM SIGN UP, FOR THE PLANNING & DEVELOPMENT BUILDING- REQUESTED BY TIFFANY OLSEN

Present: Amanda Willard- Planning & Development
Addie Jo Harris- Planning & Development

The Board met to discuss and make a decision regarding the submitted Prior Approval for Major Purchase for signage from Sign Up, to be placed outside of the Planning & Development Building. Said purchase is in the amount of \$1,197.59, to be paid out of PILT.

Decision: Commissioner Bair moved to approve the Prior Approval for Major Purchase of signage to be placed outside of the Planning & Development Building. Said purchase is in the amount of \$1,197.59, to be paid out of PILT. Commissioner Lewis seconded. All voted in favor. The motion carried.

ALCOHOL CATERING PERMIT- JOSE NAVARRETE

The Board met to approve the Alcohol Catering Permit for Jose Navarrete for an employee appreciation event to be held by Spudnik Equipment on August 12, 2022.

Decision: Commissioner Lewis moved to approve the Alcohol Catering Permit for Jose Navarrete for an employee appreciation event to be held by Spudnik Equipment on August 12, 2022. Commissioner Bair seconded. All voted in favor. The motion carried.

CLAIMS

Claims were approved in the amount of \$373,313.59.

Decision: Commissioner Bair moved to approve Claims in the amount of \$373,313.59. Commissioner Lewis seconded. All voted in favor. The motion carried.

EMERGENCY MEETING PURSUANT TO IDAHO CODE SECTION 74-204, TO RECONVENE THE BOARD OF EQUALIZATION, IN ORDER TO ADDRESS PROPERTY ASSET VALUES ADDED TO THE TAX ROLLS IN ERROR

- Present: Donavan Harrington- County Assessor
- Debbie Cunningham- Chief Deputy Assessor
- Audree Barzee- Assessor's Office
- Pam Eckhardt- County Clerk
- Via Phone: Chairman Manwaring
- Excused: Commissioner Lewis

The Board held an Emergency Meeting pursuant to Idaho Code Section 74-204, to reconvene the Board of Equalization in order to address property asset values that were added to the tax rolls in error. Chairman Manwaring welcomed all to the meeting and turned the time over to the Assessor's Office.

Ms. Cunningham explained that Bingham County was notified by the Consulting Appraiser that they were requiring additional information regarding why there was a large increase in category 56, which is Personal Property, specifically construction equipment. Upon providing an explanation, it was reminded that HB565 was passed last in the legislative session this past winter and acted to be retroactive as to the 1st of January, 2022. In that bill, it specifies any self-propelled, self-powered or pull type equipment and machinery that is employed for construction and designed to travel to various job sites is exempted. That was not done with Personal Property was entered, wherein they have since gone back through and pulled the parcels listed that should have been removed and are as follows:

Agricultural Services PP9012000 Exempting \$80,828.00

Decision: Commissioner Bair moved to exempt \$80,828.00 for Agricultural Services- PP9012000. Chairman Manwaring seconded. Both voted in favor. The motion carried.

Chapco Group Inc. PP022030

Ms. Cunningham stated the above entity was included on the list as it had some category 56 but that equipment was determined to be used onsite and does not leave the job site Therefore, there is no exemption to be requested.

Horrocks Ready Mix PP9042602

Ms. Cunningham stated this is the same and has nothing to be exempt at this time.

Loosli Construction PP9053104 Exempting \$132,909.00

Decision: Commissioner Bair moved to exempt \$132,909.00 for Loosli Construction- PP9053104. Chairman Manwaring seconded. Both voted in favor. The motion carried.

Rainmaker LLC DBA
Valley Equipment & Irrigation PP9071201 Exempting \$102,450.00

Decision: Commissioner Bair moved to exempt \$102,450.00 for Rainmaker LLC DBA Valley Equipment & Irrigation- PP9071201. Chairman Manwaring seconded. Both voted in favor. The motion carried.

Steadman Construction Inc. PP9072300 Exempting \$520,640.00

Decision: Commissioner Bair moved to exempt \$520,640.00 for Steadman Construction Inc. Chairman Manwaring seconded. Both voted in favor. The motion carried.

Stolworthy Earth Design LLC PP9072805 Exempting \$93,700.00

Decision: Commissioner Bair moved to exempt \$93,700.00 for Stolworthy Earth Design LLC-PP072805. Chairman Manwaring seconded. Both voted in favor. The motion carried.

Signature Financial LLC PP9087510 Exempting \$356,400.00

Decision: Commissioner Bair moved to exempt \$356,400.00 for Signature Financial LLC-PP9087510. Chairman Manwaring seconded. Both voted in favor. The motion carried.

Oxbow Earthworks Inc. PP9091200 Exempting \$49,565.00

Decision: Commissioner Bair moved to exempt \$49,565.00 for Oxbow Earthworks Inc.- PP9091200. Chairman Manwaring seconded. Both voted in favor. The motion carried.

Nolen Buffi, The Hoe Works PP9092000 Exempting \$160,880.00

Decision: Commissioner Bair moved to exempt \$160,880.00 for Nolen Buffi, The Hoe Works-PP9092000. Chairman Manwaring seconded. Both voted in favor. The motion carried.

Western States Equipment Co. PP9096000 Exempting \$91,035.00

Decision: Commissioner Bair moved to exempt \$91,035.00 for Western States Equipment Co. - PP9096000. Chairman Manwaring seconded. Both voted in favor. The motion carried.

Western States Equipment Co. PP9096100 Exempting \$339,960.00

Decision: Commissioner Bair moved to exempt \$339,960.00 for Western States Equipment Co. - PP9096000. Chairman Manwaring seconded. Both voted in favor. The motion carried.

Western States Equipment Co. PP9096200 Exempting \$4,215.00

Decision: Commissioner Bair moved to exempt \$4,215.00 for Western States Equipment Co. - PP9096200. Chairman Manwaring seconded. Both voted in favor. The motion carried.

Western States Equipment Co. PP9096300 Exempting \$373,539.00

Decision: Commissioner Bair moved to exempt \$373,539.00 for Western States Equipment Co.-PP9096300. Both voted in favor. The motion carried.

Western States Equipment Co. PP9096400 Exempting \$140,445.00

Decision: Commissioner Bair moved to exempt \$373,539.00 for Western States Equipment Co. - PP9096400. Both voted in favor. The motion carried.

Western States Equipment Co. PP9096500 Exempting \$436,343.00

Decision: Commissioner Bair moved to exempt \$436,343.00 for Western States Equipment Co. - PP9096500. Chairman Manwaring seconded. Both voted in favor. The motion carried.

Bateman Bros. Construction Co. PP9097000 Exempting \$169,521.00

Decision: Commissioner Bair moved to exempt \$169,521.00 for Bateman Bros. Construction Co. – PP9097000. Chairman Manwaring seconded. Both voted in favor. The motion carried.

Cannon Builders Inc. PP9098000 Exempting \$301,526.00

Decision: Commissioner Bair moved to exempt \$301,526.00 for Cannon Builders Inc. –PP9098000. Chairman Manwaring seconded. Both voted in favor. The motion carried.

Chairman Manwaring confirmed that letters would be sent to the above entities in regards to the changes that have been made.

Commissioner Bair moved to go out of the Board of Equalization. Chairman Manwaring seconded. Both voted in favor. The motion carried.

THE MOTION PASSED TO DISMISS UNTIL MONDAY AUGUST 15, 2022

PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk-----

WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Monday, August 15, 2022
 County of Bingham)

THE BOARD OF BINGHAM COUNTY COMMISSIONERS MET IN REGULAR SESSION. The following matters were considered:

Present: Chairman Manwaring
 Commissioner Bair
 Commissioner Lewis
 Lindsey Dalley- Commission Clerk

EXECUTIVE SESSION

The Board met to hold an Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider personnel matters. Commissioner Lewis moved to go into Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider personnel matters. Commissioner Bair seconded. All voted in favor. The Board moved into Executive Session at 11:30 a.m. Commissioner Lewis moved to go out of Executive Session. Commissioner Bair seconded. All voted in favor. The Board moved out of Executive Session at 12:31 p.m.

Decision: No Decision to be made on the record at this time.

TAX DEED & COUNTY PROPERTY AUCTION

The Board met in Courtroom #1 for a Public Auction of properties taken on Tax Deed as well as the sale of County owned properties. There were two Tax Deed properties and two County owned properties that were auctioned, which were as follows:

<u>SALE LOT</u>	<u>PARCEL #</u>	<u>FORMER OWNER</u>	<u>LEGAL DESCRIPTION</u>	<u>BUYER</u>	<u>SALE PRICE</u>
1	RP4015901 (Tax Deed)	Connie L Martin C/O Heidi Pickins	T1S R36E SEC 25 Firth (See Exhibit "A" available in the County Clerk's Office in the Bingham County Courthouse)	Ralph Baker	\$26,000.00
2	RP0635500 (Tax Deed)	Eric Chacon	T4S R35E SEC 29 Reservation (See Exhibit "A" available in the County Clerk's Office in the Bingham County Courthouse)	Sean & Chantelle Macy	\$6,000.00
3	RP0019313	Atomic City- Well #2	T1N R31E SEC 03 T- 6726 Commercial	Blake Lyke & Vickie O'haro	\$20,000.00
	RP6001402 RP6001502 RP6001902 RP6002100	Atomic City- Municipal Public Water System for the former Atomic City	T1N R31E SEC 03 Atomic City BLK 3 Lots 27-36		

		Includes Well #1 and the pump house			
4	2.61 Acres + 5 water rights. Instrument No. 743680	McDonaldville	Part of the South 1/2 Northeast 1/4 Section 8 Township 2 South Range 35 East Boise Meridian, Bingham County, Idaho more. (See full legal description in the County Clerk's Office in the Bingham County Courthouse)	Brett Panting	\$25,000.00

EXECUTIVE SESSION

The Board met to hold an Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider personnel matters. Commissioner Lewis moved to go into Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider personnel matters. Commissioner Bair seconded. All voted in favor. The Board moved into Executive Session at 3:05 p.m. Commissioner Lewis moved to go out of Executive Session. Commissioner Bair seconded. All voted in favor. The Board moved out of Executive Session at 3:33 p.m.

Decision: No Decision to be made on the record at this time.

DISCUSSION & DECISION REGARDING APPOINTMENT OF SHERIFF TO COMPLETE TERM UNTIL NOVEMBER ELECTION

The Board met to appoint the new Bingham County Sheriff to complete the term until the November Election. Chairman Manwaring welcomed all to the meeting and explained the Republican Committee met last week to review the two candidates, Jeff Gardner and Stephen Woolf, wherein Jeff Gardner was the nominee to be placed on the November Ballot for the Republican Party, and his name has come before the Board for final appointment.

Chairman Manwaring asked Chief Deputy Gardner to explain what drew him to become a law enforcement officer, wherein he explained out of high school he went into construction. He was enjoying that but he always felt like there was something more to do and he was unsure what that was. Growing up he had neighbors that were police officers and had the upmost respect for them and the way they treated him. He heard about the law enforcement program at Idaho State University, enrolled and has not looked back since.

Chairman Manwaring referred to Chief Deputy Gardner's resume wherein it shows a variety of areas that he has been involved in, which is impressive. He asked Chief Deputy Gardner to highlight his experience with budget. Chief Deputy Gardner stated the County is financially responsible to the citizens of Bingham County and running a tight budget as much as possible is the most important thing for the County. This last budget year he was solely responsible for, he was able to make cuts and tighten funds where it was possible in order to function positively.

Lastly, Chairman Manwaring asked Chief Deputy Gardner's perspective on the importance of leadership, wherein Chief Deputy Gardner stated leadership is the key tool to guiding employees of the Bingham County Sheriff's Office. It was not done alone but as a team and through hard times, as a team they were able to rely on each other just like a family would and that shows resiliency. With that resiliency, came opportunity, which brought growth in several individuals. There were retirements that took place within the past nine months and have been able to go through the promotion process bringing in great new leaders. That comes from leadership up and down the chain of command, not just at the top.

Commissioner Bair asked Chief Deputy Gardner to explain the organizational changes that have been made within the Sheriff's Office. Chief Deputy Gardner stated for several years he has been wanting to reorganize the Sheriff's Office. It felt as though the Sheriff's Office was not organized efficiently. When retirements occurred, he reorganized the administrative structure and took responsibilities out of those retired positions and built in redundancy, so if one individual is gone, another could fulfill those duties when needed. With that came efficiency and manpower could be reallocated to the patrol division. With this, they have been able to put a Sergeant at the North end of the County and supervise a team of 5 patrolmen. The County is growing rapidly and these changes will help.

Commissioner Bair asked Chief Deputy Gardner to explain his relationship with the surrounding jurisdictions. Chief Deputy Gardner stated there are several local law enforcement leaders reach out to him to give their recommendation for him to be the appointed Sheriff. He has served with the Sheriff attending tri-county meetings and working with 17 counties throughout Southeast Idaho. He believes it is crucial to be able to resource share and function efficiently. The Sheriff's Office is currently working with Fort Hall Police Department on information sharing to get their 911 center up to an enhanced 911 center with the end goal that they could be EMD Certified. The Detective Division is a combined unit with the City of Blackfoot and along with the Commissioners, support was able to work in getting them into their new building in order to give them sufficient space to work efficiently. Recently they have invited Shelley Police Department to take part of that and once their staffing levels up; they will be adding a detective to the division.

Commissioner Lewis asked Chief Deputy Gardner to explain further on relationships, specifically which entities he sees important to have relationships with. Chief Deputy Gardner stated one of the most important relationships to have is with the school district's as youth are extremely important. Currently the Sheriff's Office is in the process of doing a vulnerability assessment with Snake River High School, wherein he hopes to do the same with both Firth and Aberdeen. After that, his plan is to invite Shelley Police Department and Blackfoot Police Department to work together and do the same assessment, in order to continue with training for both teachers and administrative staff.

Chief Deputy Gardner further explained there is a mental health crisis and partners should work together to find better solutions because right now it is a crisis. He would like to work surrounding counties to figure out a plan in moving forward.

Chairman Manwaring stated there have been several businesses and individuals that have reached out to show support for Jeff Gardner, which means a lot.

Decision: Commissioner Bair moved to appoint Jeff Gardner to be the Sheriff of Bingham County. Commissioner Lewis seconded. All voted in favor. The motion carried.

Chairman Manwaring added that Jeff Gardner would be sworn in tomorrow morning at 9:00 a.m., due to some of his family members not being able to attend. It is important that all family be able to attend.

DECISION REGARDING OFFICE SPACE FOR ADDITIONAL DEPUTY PROSECUTING ATTORNEY

Present: Paul Rogers- Prosecuting Attorney
 Ryan Jolley- Chief Deputy Prosecuting Attorney
 Pamela Eckhardt- County Clerk

The Board met to hold discussion regarding additional office space for a Deputy Prosecuting Attorney.

Discussion was held in regards to the request for additional office space, the security issue, and remodeling that is to occur. Mr. Rogers stated they are requesting the previous Indigent Service Director's office for a new Deputy Prosecuting Attorney.

Discussion was held in regards to security issues with access to the Prosecutor's offices and the plan in moving forward with remodeling.

The Board had no issues with the Prosecutor's Office using the office of the old Indigent Services Director. The security issue will be addressed in moving forward with the remodeling project.

THE MOTION PASSED TO DISMISS UNTIL TUESDAY AUGUST 16, 2022

PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk-----

WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. **Tuesday, August 16, 2022**
County of Bingham)

THE BOARD OF BINGHAM COUNTY COMMISSIONERS MET IN REGULAR SESSION. The following matters were considered:

Present: Chairman Manwaring
 Commissioner Bair
 Commissioner Lewis
 Lindsey Dalley- Commission Clerk

CONTINUED FROM AUGUST 15, 2022- DECISION REGARDING APPOINTMENT OF SHERIFF TO COMPLETE TERM UNTIL THE NOVEMBER ELECTION

The Board met to formally appoint Jeff Gardner as the Bingham County Sheriff. Chairman Manwaring welcomed all to the meeting and swore in Jeff Gardner at this time.

DECISION AND SIGNING OF NEW WEST LAW CONTRACT FOR PROSECUTING ATTORNEYS AND PUBLIC DEFENDERS

Present: Pamela Eckhardt- County Clerk
 Paul Rogers- Prosecuting Attorney

The Board met to approve and sign the West Law Contract for the Prosecuting Attorneys and Public Defenders. Chairman Manwaring welcomed all to the meeting and turned the time over to Clerk Eckhardt.

Clerk Eckhardt explained this contract is a renewal for five years. There is an increase each year, wherein this year the cost is \$594.00 per month for ten attorneys. This is split in half between the Prosecutor's Office and the Public Defenders. The cost this year will be \$735.00 with the first two months being \$630.00 as they are moving to a new West Law Proflex and will give time to train on the new program.

Decision: Commissioner Bair moved to approve the West Law Contract, which is a 60-month contract. Commissioner Lewis seconded. All voted in favor. The motion carried.

APPEAL OF THE PLANNING & ZONING COMMISSIONS RECOMMENDATION TO DENY ROYAL RENTALS LLC CONDITIONAL USE PERMIT FOR MULTI-USE FAMILY DWELLINGS IN AN "R/A" RESIDENTIAL/AGRICULTURE ZONING DISTRICT

Present: Paul Rogers- Prosecuting Attorney
 Tiffany Olsen- Planning & Development Director
 Addie Jo Harris- Planning & Development
 Steve Heath- Connect Engineering

Blake Jolley- Connect Engineering
Brett Falkenrath- Falken Construction
Collin Hunter- Applicant- Royal Rentals

The Board met to hear the Appeal of the Planning & Zoning Commissions recommendation to deny the Royal Rentals LLC Conditional Use Permit for Multi-Use Family Dwellings in an "R/A" Residential/Agriculture Zoning District. Chairman Manwaring welcomed all to the meeting, introductions were held and the time was turned over to Tiffany Olsen, Planning & Development Director.

Director Olsen presented the Staff Report for the record.

Upon completion of presentation of the Staff Report by Tiffany Olsen, Planning & Development Director, Commissioner Bair declared a potential conflict as he is neighbors with Blake Jolley, Connect Engineering, and Collin Hunter, Appellant, has secured a real estate mortgage for him several years ago but he does not believe this would influence his decision on the Application. Chairman Manwaring nor Commissioner Lewis had an issue with the potential conflict and the meeting moved into the Board's discussion and review of the Appellant's Basis for Appeal.

Chairman Manwaring stated there was testimony regarding the school district and that they would prefer the access be on a County Road rather than a State Highway for safety reasons. A brief discussion was held in regards to the speed limit on Lemhi Road and Mr. Whited stated in his testimony that this road has a functional classification as Minor Collector according to the Bingham County Road Standards.

Chairman Manwaring referred to Exhibit S-20 (T-11), wherein Jolene Secrist, represented England Lateral Ditch Company, testified there are several canals through the area and this development may cause a loss of access issues for maintenance of the ditches. Chairman Manwaring explained that via Idaho Code, canal companies have a right to clean and work the canal and he would agree that development might cause issues. Director Olsen stated this matter was discussed and indicated the Applicant is willing to place a fence along the easement line to give a safe area but still had enough room by Idaho Code to maintain the canal.

Chairman Manwaring stated this property is not located in the flood plain but being in close proximity to canals, the response was that there would be no basements. Chairman Manwaring stated one concern to discuss is the location of access and his previously mentioned concern regarding access to the canal or ditch to allow for maintenance.

Commissioner Bair agreed that the safest access would be on Lemhi Road as there is a significant amount of traffic on Highway 26.

A brief discussion was held in regards to an extended turning lane to Lemhi Road, wherein Commissioner Lewis added this could be further discussed at the time a plat is presented. Director Olsen added the Application for Subdivision is dependent on the decision made by the Board today. If granted the access will be on Lemhi Road, which could be reviewed prior to a proposed plat being presented to the Board. Director Olsen referred to Exhibit S-15, wherein there is a deceleration lane turning right when traveling west on Highway 26.

REVIEW OF APPELLANT'S BASIS FOR APPEAL

1. The proposed site layout has been developed in conjunction with the following entities.

Planning & Development Staff Comments: The Appellants are correct in the representation of meetings and on-site discussions with county departments prior to the Public Hearing, which resulted in a modified design to the proposed site plan.

The Board found that the access be on Lemhi Road rather than Highway 26 based upon safety concerns and the high traffic on Highway 26.

2. The proposed on-site potable wells and septic systems were painstakingly modified to adhere to ALL State and Federal regulations.

Planning & Development Staff Comments: The Department of Public Health did not provide an Agency comment to the Application but the Applicant testified he has engineered plans for a larger drain field and 4 larger septic systems than the existing 5 that are on the site; the intent is to abandon the 5 and create 4 new systems (1 per structure/lot) that are up to date and meet all regulations. Further, the Applicants Representative testified he has been working with both the Department of Public Health and Environmental Quality to ensure specifications are met and will be viable for residential/multi-family use. In section II(b), the Planning & Zoning Commission recognized permitting for these utilities are subject to the two regulatory agencies but were suspicious that the Applicant (Appellant) may be trying to avoid higher standards or requirements from such agencies by placing each lot in separate ownership. Pursuant to Bingham County Code, in R/A Zoning, a single septic system is allowed on one (1) acre parcels; the proposal is for one larger septic system, per parcel, servicing one structure containing 5 dwellings in each structure.

Chairman Manwaring stated that the developer could plan to use one larger septic system per parcel but the final approval is made by the Department of Public Health and the Department of Environmental Quality, not the County.

3. The Conditional Use exemption was not given adequate consideration.

Planning & Development Staff Comments: In review of Exhibit S-3 in the Planning & Zoning Staff Report, the nearest Residential "R" Zoning District is approx. 260 feet or 0.05 miles to the South East of the subject parcel and the larger "R" Zoning (near Moreland) is 0.25 miles from the subject parcel. Pursuant to the Land Use Chart, in a "R" Zone, multi-family dwellings are allowed without further permitting as long as the Applicant complies with all requirements of Bingham County Code Section 10-7-23 "Multi-Family Development."

Commissioner Bair stated the Comprehensive Plan identifies this area as Multi-Use except for one corner portion that is Agriculture. The subject property is close to a Residential/Agriculture Zone and although there were several questions regarding water and sewer, that would be discussed during the subdivision hearing.

Commissioner Lewis stated in looking at the Land Use Chart, a Conditional Use Permit for multi-family housing is allowed in an "R/A" designation zone. The subject property is also close to areas that are zoned "R" where this would be allowed.

Chairman Manwaring added the surrounding land uses are: "R/A" Residential/Agriculture, property to the East is designated as "A" Agriculture, "C2" Heavy Commercial & "M1" Light Manufacturing, property to the South is designated as "M1" Light Manufacturing and property to the West is designated as "R/A" Residential/Agriculture and "M1" Light Manufacturing.

4. The proposed concept in-fact conserves more green space/agricultural ground than a traditional "R/A" development would in the same 5 acres.

Planning & Zoning Staff nor the Board had any comments regarding this statement.

5. The future benefits to the area were not adequately explored.

Planning & Zoning Staff nor the Board had any comments regarding this statement.

6. Lastly, the Appellant requests that if the Board cannot find in favor of the Appeal, that it considers remanding the Application to the Planning & Zoning Commission to obtain more information related to the discussion and reasons the Commission denied the Application, which may include

statements from the Department of Environmental Quality, Idaho Transportation Department, irrigation company, major employers in the area, and the School District.

After discussion, the Board did not find it necessary for a remand to the Planning & Zoning Commission.

Decision: Commissioner Bair moved to overrule the decision of the Planning & Zoning Commission and approve the Conditional Use Permit for Royal Rentals LLC, for a Multi-Use Family Development on approximately 4.619 acres, approximate location is Township 2S, Range 34E, Section 23, which is based on the record as presented and the Reason & Decision of the Planning & Zoning Commission. Commissioner Lewis seconded. Chairman Manwaring stated that he would like to add two conditions, which are as follows:

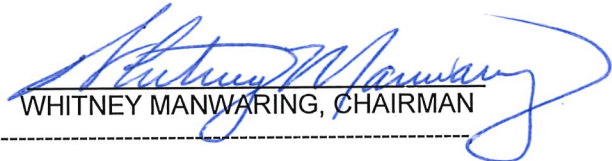
- 1) Access to be on Lemhi Road.
- 2) Be sure there is a clear space to maintain the ditches and canals.

Commissioner Bair amended his motion to add the conditions that access will be on Lemhi Road instead of Highway 26 and the ditch that runs parallel to Highway 26 will be fenced in a manner that the canal companies can conduct maintenance. Commissioner Lewis seconded. All voted in favor, the motion carried.

Upon denial or approval of a Conditional Use Permit with adverse conditions, the Applicant may request a regulatory takings analysis as per Idaho Code Section 67-8003. An affected person aggrieved by a final decision concerning matters identified in Section 67-6521(1)(a), Idaho Code, may within twenty-eight (28) days after all remedies have been exhausted under local ordinances seek judicial review as provided by Chapter 52, Title 67, Idaho Code.

THE MOTION PASSED TO DISMISS UNTIL WEDNESDAY AUGUST 17, 2022


 PAMELA W. ECKHARDT, CLERK
 Lindsey Dalley- Commission Clerk


 WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. **Wednesday, August 17, 2022**
 County of Bingham)

THE BOARD OF BINGHAM COUNTY COMMISSIONERS MET IN REGULAR SESSION. The following matters were considered:

Present: Chairman Manwaring
 Commissioner Bair
 Commissioner Lewis
 Lindsey Dalley- Commission Clerk

CASH WARRANTS

Cash Warrants were approved in the amount of \$220.00, \$1,417.03, \$288,615.11, \$90,468.04 & \$62,224.36, for a total of \$442,944.54.

COLLEGE OF SOUTHERN IDAHO

A Certificate of Residency was approved by the Board and sent to the College of Southern Idaho for the following Bingham County student: Brandon Gabriel Torres Velazquez.

Decision: Commissioner Lewis moved to approve Cash Warrants, Claims and Administrative Documents. Chairman Manwaring seconded. All voted in favor. The motion carried.

PUBLIC WORKS

Present: Dusty Whited- Public Works Director
 Paul Rogers- Prosecuting Attorney
 Laraine Pope- Human Resources

The Board met with Dusty Whited to discuss department updates and other agenda items. Chairman Manwaring welcomed all to the meeting and turned the time over to Mr. Whited.

Mr. Whited stated he would like to address the reclassifications that were submitted for the Solid Waste Department, which included the following:

Lead Operator:	Currently N14	Proposed N16
Truck Driver	Currently N13	Proposed N15
Solid Waste Operator	Currently N12	Proposed N14
Scale Attendant	Currently N5	Proposed N10
Lead Scale Attendant	Currently N10	Proposed N12

Mr. Whited provided a narrative to the Board, which stated the following:

Lead Operators service and manage operations and are responsible for training new employees. With the high turnover rate of employees in Solid Waste this has been increasingly demanding. The Leads are experienced in the operation of several types of heavy equipment and are also required to hold a Class A CDL. Leads are familiar with the County Safety Policy and assure safe operations at all facilities. They also must establish and maintain effective working relationships with all involved in Solid Waste.

Solid Waste Operator position has been difficult to hire and retain qualified employees with the \$15.56 starting wage even with the \$500.00 sign on bonus that is offered. Operators are familiar with the safe operation of all the heavy equipment and must effectively communicate with each other and all county citizens that visit all County Solid Waste locations. They also coordinate with loading and transfer of MSW to the Bannock County Landfill from CTS with the contracted hauling company, which is an average of 100 tons per day.

Truck Drivers are going to be even harder to retain and hire largely because of the new State Law that states all new drivers must obtain their CDL through an accredited driver training school. With the shortage of CDL drivers available and the overall unprecedented wage increase for over-the road drivers it has become a state-wide issue. Solid Waste drivers often move to Road and Bridge as soon as a position is available for the four-ten schedule.

The only position in this request for reclassification that has an internal equity with positions in the courthouse is the Scale Attendant. Positions like Secretary/Assessors, Deputy Clerk/Archivist, Secretary/Parks & Recreation, at the pay scale N10. In the last year the scale has had an average of 172 weigh tickets per day which may vary anywhere from 150 to 350 and accounts for just under \$2.2 million dollars in revenue. The Lead Scale Attendant supervises two employees. He believes an N12 would be in line with Public Works Administrative Assistant, Indigent/Veterans and the Administrative Assistant for the Extension Office.

Commissioner Bair stated he met with Dusty Whited, Troy Lenhart and Derrick Going wherein he learned one reason that the County is unable to find truck drivers is due to the new Federal Law that you have to go to professional driving school to get a CDL, which is approximately \$5,000.00. Expecting truck drivers to start at \$16.01, when it is far more than that for training is hard to do.

Laraine Pope, Human Resources, stated she agreed with the proposed reclassifications.

Decision: Commissioner Bair moved to approve the following reclassifications for the Solid Waste Department:

Lead Operator:	Currently N14	Proposed N16
Truck Driver	Currently N13	Proposed N15
Solid Waste Operator	Currently N12	Proposed N14
Scale Attendant	Currently N5	Proposed N10
Lead Scale Attendant	Currently N10	Proposed N12

Commissioner Lewis seconded. Commissioner Bair amended his motion to add that these changes would be in effect October 1st and anniversary dates will remain the same. Commissioner Lewis seconded. All voted in favor. The motion carried.

Next, Mr. Whited explained the proposed reclassifications for the Road & Bridge Department, which were as follows:

Sign and Traffic Technician	Currently N10	Proposed N12
Truck Driver	Currently N13	Proposed N15
Equipment Operator in Training	Currently N14	Proposed N16
Equipment Operator	Currently N15	Proposed N17
Senior Equipment Operator	Currently N17	Proposed N19
Crusher Operator in Training	Currently N14	Proposed N16
Crusher Operator	Currently N15	Proposed N17
Mechanic	Currently N15	Proposed N17
Senior Mechanic	Currently N18	Proposed N20
Road & Bridge Lead	Currently N20	Proposed N22
Crusher Lead	Currently N18	Proposed N20

In his documentation presented to the Board, Mr. Whited stated he has no control over compaction within the current grades of Road and Bridge job positions. When one position is one grade above the next Truck Driver N13, Operator in Training N14 and an Operator, N15. These positions need to be moved all at once in order to keep the hierarchy of the department and encourage employees to want to move up, therefore improving employee morale and performance. This proposed wage adjustment will bring the department closer to other county's existing wages before adjustments that they are doing, to try and maintain adequate levels of employees for a safe and efficient work load.

Decision: Commissioner Lewis moved to approve the reclassifications for the Road & Bridge Department, which were as follows:

Sign and Traffic Technician	Currently N10	Proposed N12
Truck Driver	Currently N13	Proposed N15
Equipment Operator in Training	Currently N14	Proposed N16
Equipment Operator	Currently N15	Proposed N17
Senior Equipment Operator	Currently N17	Proposed N19
Crusher Operator in Training	Currently N14	Proposed N16
Crusher Operator	Currently N15	Proposed N17
Mechanic	Currently N15	Proposed N17
Senior Mechanic	Currently N18	Proposed N20
Road & Bridge Lead	Currently N20	Proposed N22
Crusher Lead	Currently N18	Proposed N20

Commissioner Lewis added that these changes would be in effect on October 1st and the anniversary dates for these employees would remain the same. Commissioner Bair seconded. All voted in favor. The motion carried.

Lastly, Mr. Whited explained his request for review of grade for the Solid Waste Supervisor, which is as follows:

Solid Waste Supervisor	Currently N20	Proposed N24
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In his documentation presented to the Board, Mr. Whited stated that the Solid Waste personnel are a very specialized field and usually only come from other counties. The Primary responsibilities of this position are:

- Manage three transfer stations and landfills along with multiple pieces of large equipment
- Understand DEQ and Southeast Idaho Department of Health requirements
- Coordinates the schedule for three locations that combined are open six days a week up to eleven hours per day
- Maintains an effective working relationship with Bannock County Solid Waste
- Supervises thirteen employee including three leads
- Coordinates the daily hauling of municipal solid waste from CTS to Bannock County with the contract hauler
- Coordinates with DEQ and manages the burning of large amounts of tree limbs at CTS
- Manages three operation plans with DEQ; the operation plan is the County's permit to operate solid waste facilities

He stated this position cannot be compared to any other positions within the County and the Solid Waste Supervisor has a unique skill set that can only be obtained by working in the field. The current Solid Waste Supervisor is very knowledgeable and has been in the Solid Waste field for many years. There is a lot of movement in the Solid Waste field currently with two new waste districts in our area. He oversees three landfills/transfer stations with only thirteen employees. He often drives the hook lift truck while managing at the same time. He works with DEQ and Southeastern Idaho Public Health on a regular basis

to assure the County is compliant at all times. Mr. Whited stated this employee should be compensated for the knowledge and dependability that he brings to Bingham County.

Laraine Pope, Human Resources, concurred with Mr. Whited and stated that N24 is the appropriate scale for this position.

Decision: Commissioner Bair moved to approve the reclassification of the Solid Waste Supervisor to N24, effective October 1st and his anniversary date would remain the same. Commissioner Lewis seconded. All voted in favor. The motion carried.

A brief discussion was held in regards to further budget items and the new County logo.

DISCUSSION & DECISION REGARDING RE-SIGNING OF DEVELOPMENT AGREEMENT FOR SILVER LEAF DIVISION 4

Present: Tiffany Olsen- Planning & Development Director
Addie Jo Harris- Planning & Development
Chris Street- HLE
Paul Rogers- Prosecuting Attorney

The Board met to discuss and make a decision to resign the Development Agreement for Silver Leaf Division 4. Chairman Manwaring welcomed all to the meeting and turned the time over to Tiffany Olsen.

Director Olsen stated the Development Agreement was before the Board on September 22, 2021 and in the process of discussing development terms, the document failed to get recorded. Today she is requesting that the document be dated the same but be signed and notarized as today. The Development Agreement states that the financial security, if choosing a method other than bonding, can only be returned after the warranty period is exhausted, which is one year after all of the infrastructure has been accepted. There has been a requested submitted to return the cashier's check but under the terms of the Development Agreement, the County cannot.

Commissioner Lewis asked when it was completed, to which Director Olsen stated it is in the process of being accepted. The roads have been validated and the testing has passed. However, the signage that was installed were incorrect and it is her understanding they are in the process of replacing those signs. Until these things have been completed, the road cannot be accepted nor can the cashier's check be returned.

Director Olsen stated she believes this has been the past practice for the administration over the Development Agreements, to provide the Board with a satisfied Development Agreement document, advising that the road has been accepted and the Development Agreement may be released but the agreement specifically states that can only be returned and satisfied after the warranty period has exhausted.

Commission Clerk, Lindsey Dalley, confirmed that she doubled checked the Commission file to be sure it was not placed in there by accident but it was not. Chris Street explained that he is not sure what happened but the original document was misplaced.

Decision: Commissioner Lewis moved to re-sign the misplaced Development Agreement for Silver Leaf Division 4, which will keep the date but will be signed and notarized today. Commissioner Bair seconded. All voted in favor. The motion carried.

REQUEST TO ADVERTISE BUILDING INSPECTOR POSITION- REQUESTED BY TIFFANY OLSEN

Present: Tiffany Olsen- Planning & Development Director
Addie Jo Harris- Planning & Development
Paul Rogers- Prosecuting Attorney

The Board met to discuss and make a decision regarding the request to advertise the vacant Building Inspector position. Chairman Manwaring welcomed all to the meeting and turned the time over to Tiffany Olsen.

Director Olsen stated that she has provided the Board with notice that Brady Burkman has taken a position and his last day is Friday. She would like to move forward with advertising the Building Inspector position with the range of pay and does not plan on making any changes to the job description. The range of pay is offered at an N19 (\$19.06 to \$27.97). If an Applicant has their mechanical certification, under the class specification, they would be eligible for an N20. She would like permission to work with Human Resources to get this advertised as soon as possible.

The Board had no issues.

Decision: Commissioner Lewis moved to allow advertisement of the vacant Building Inspector position for the Planning & Development Department. Chairman Manwaring seconded. All voted in favor. The motion carried.

DISCUSSION & DECISION REGARDING ELECTED OFFICIAL SALARY

Present: Pamela Eckhardt- County Clerk
Donavan Harrington- County Assessor
Tanna Beal- County Treasurer
Jimmy Roberts- County Coroner
Jeff Gardner- Bingham County Sheriff
Excused: Paul Rogers- Prosecuting Attorney

The Board met with Elected Officials to further discuss salary and proposed changes submitted. Chairman Manwaring welcomed all to the meeting. Chairman Manwaring stated this meeting is to further discuss rather or not the Elected Official will receive the 2% cost of living. He stated that Clerk Eckhardt has figured the 2% increase in the budget but the final decision needs to be made. There was also a request from Jimmy Roberts submitted in regards to a substantial increase of his salary.

Tanna Beal stated as an Elected Official, she would not take a 2% cost of living. With the economy, the way that it is currently, a 2% would be minimal and she would like to give a higher percentage. She believes that the County can do better than that for its employees. She has looked at what surrounding counties have done with their cost of living. Commissioner Bair added that he spoke with Commissioner Christensen recently and they are giving their employees 5%, in addition to their normal wage increase. Ms. Beal further explained if you break down the 2% that is not a large increase.

Commissioner Lewis stated the County did not want to increase taxes, therefore where would she propose the funding come from to give higher cost of living, to which Ms. Beal stated she is unsure. Chairman Manwaring stated last week, a significant amount was cut from the budget to keep the levy rate low.

Clerk Eckhardt stated with the end of the Indigent program and the state paying back for indigent defense, either this tax year or next, the \$400,000.00 would have to be taken off the budget, which was passed by law. The meeting after this is the meeting wherein she will recommend that it be taken off the budget this year. Currently there is about \$13.5 Million being levied, which is less than last year.

Donavan Harrington stated he concurs with Tanna Beal and in his personal business; they are giving their employees 10% in pay due to the economy. He knows that the County has had a hard time hiring employees and not staying up with the cost of living, the county will fall further behind.

Clerk Eckhardt stated there is plenty of fund balance and asked for input to do a 2% cost of living in this fiscal year and a 2% in next fiscal year. Tanna Beal stated that still puts Bingham County so far behind from what other counties are doing. Clerk Eckhardt proposed giving each employee a one-time financial assistance along with the 2% cost of living. Commissioner Lewis stated that the County was already covering the health insurance increase that has occurred rather than having the employee have that increase for the upcoming Fiscal Year.

Sheriff Jeff Gardner stated if the County does not stay competitive with increases in percentages to some degree, there will be a high amount of vacancies and overtime they will be in the same boat. He would rather do small increases rather having to do one large increase.

Jimmy Roberts stated recruitment and retention are always a conversation and to him retention is almost more important than recruitment. Taking care of the County's current employees has to take precedence and although it may be tough, it has to be done. Commissioner Lewis agreed that retention is extremely important.

Chairman Manwaring stated it is the Board that has to be fiscally responsible and he is looking out for the taxpayers of Bingham County.

Tanna Beal stated that she has to be fiscally responsible as well and understands that come December, many of the people the Board has not heard from, she will. She is about keeping the levy low but if it is within our means to give a higher percentage, she believes the County is not being fiscally responsible to the employees.

Chairman Manwaring added for the past year or two, each department has worked on retention and believes that each department has gotten an increase on the salary scale to be competitive. He added that this is the responsibility of the department head or Elected Official to bring the proposal for increase before the Board and Human Resources.

Clerk Eckhardt added that she can understand both sides and if this is approved by the Board, the funding will be found to do so. Commissioner Lewis stated that the County has worked hard to get the fund balance and does not want to get into the situation where more fund balance is being used than should be.

Donavan Harrington proposed a 4% cost of living for employees to which Chairman Manwaring and Commissioner Lewis were not in favor as they are unsure how it would be funded.

Decision: Commissioner Lewis moved to include a 2% cost of living for the Elected Officials in the upcoming budget. Commissioner Bair seconded. All voted in favor. The motion carried.

Next, discussion was held in regards to the salary increase submitted by Jimmy Roberts, County Coroner, wherein Commissioner Lewis read an email sent my Paul Rogers, Prosecuting Attorney, in light of his absence.

Chairman Manwaring stated he agreed with what Mr. Rogers said about being the Interim Coroner and that he would like to see what the upcoming year and gather comparable information.

Commissioner Bair stated that he appreciates the drive and passion that Jimmy has, along with what he does for the County but he is on the same page as Mr. Rogers. His preference is to leave the salary as is and discuss next fiscal year. He added that he does not foresee a time when the Coroner position will be a fulltime position.

Jimmy Roberts stated because the responsibilities of the Coroner do not define it as full time or part time. However, PERSI defines it as beyond part time because it is greater than 19 hours per week. He stated in looking at growth currently, the requirements in 2022 for death investigations and liability alone, for him being prepared to do a job correctly the first time pays off. The Coroner's Office is good for the community and he is proud to be here but his knowledge, skill and abilities are what is normally not found. He has more training than most in death investigations and if you look at quality of investigation being provided, it is night and day, to what was occurring previously. Mr. Roberts stated that he does not have an issue with waiting until next year to address this matter closely but believes it does need to be done. This does not mean that he will slow down in what he is doing for the community but again, this should be a full time status with proper compensation in order to have someone that is accountable not only to the Board but the community as well.

Chairman Manwaring stated he could see this increase occurring over a 5 year time period but the shocking factor to him is to see this large of request.

Commissioner Bair stated his concern is the amount of autopsies being requested, especially if they aren't truly needed and stated he is concerned for the Coroner's Budget. Jimmy Roberts responded by stated he is not going to tell one family that their family member is not worth being sent to autopsy based on a budget, that will not happen ever and stated it would be figured out the funding. He stated the Coroner's Office is obligated as a community to take care of community members and there is no way that he will not send a decedent to autopsy. Commissioner Bair added he would like to remind Mr. Roberts to be careful and be sure that when an autopsy is ordered, that it is truly needed. Mr. Roberts stated he has been careful and has previously discussed his relationship with the Forensic Pathologist in Ada County, wherein he calls to discuss specific cases in order to see if a determination can be made without autopsy. The fact that there have been 4 autopsies in the past week due to the situations that those individuals were in, his decision is going to lay with the family and what is most important for them, which is important for the community. Commissioner Lewis stated consistency is important as long as everyone is being treated the same way and she appreciates the consistency.

Commissioner Lewis stated it is important to have input from the other Elected Officials because all are equal. She asked Sheriff Gardner for his input, who then stated that Jimmy Roberts has brought a better quality of service as a Coroner, than Bingham County has seen. The Sheriff's Office is working closely with the Coroner's Office to be sure that professionalism is administered and work on protocols to assist in the process of investigation. He agrees that incremental steps are appropriate in getting the Coroner's position to be full time, in order to be fiscally responsible to the citizens but provide proper service to the citizens. In the event, Jimmy has had to leave town, the Sheriff's Office has been doing bi-weekly meetings with the Coroner's Office and Detectives to be sure that things are properly documented or having him in the phone if there are questions while he may be out of town. Chairman Manwaring suggested that Jimmy Roberts might put together a protocol as to the scene and photographs that could be implemented with the Sheriff's Office.

Tanna Beal stated she appreciates the job that the Coroner does and the fact that he is putting extreme effort into his job. She would agree that it is an under paid position but would agree that the hours and increase and pay should be addressed. When she started her first term in office, her hours were significantly higher than they are now and things tend to level out the longer you are in office.

Jimmy Roberts stated luckily he is in a position where he could wait for the increase but if someone were to run against him, he would want that individual to be able to pay their mortgage and things such as that. Commissioner Lewis added getting someone is qualified is important and you have to pay enough to get someone fit for the position.

Commissioner Lewis stated a few years ago, with all Elected Officials, a three-year increase plan was implemented, which may be a good option for this position and to have Human Resources on board. Chairman Manwaring stated his suggestion would be to increase over 5 years to a full time position and have a plan moving forward in order to hit that goal. Jimmy Roberts concurred and stated that is what his request was; he was not wanting it to occur right now.

DISCUSSION & DECISION REGARDING INDIGENT SERVICES FUND BALANCE PER HB735

Present: Pamela Eckhardt- County Clerk
 Tanna Beal- County Treasurer
 Jeff Gardner- Bingham County Sheriff
 Laura Lora- Payroll
 Jimmy Roberts- County Coroner
 Donovan Harrington- County Assessor

Excused: Commissioner Bair

The Board met with Clerk Eckhardt to discuss the Indigent Services Fund Balance per HB735. Chairman Manwaring welcomed all to the meeting and turned the time over to Clerk Eckhardt.

Clerk Eckhardt explained that the Idaho Legislature passed House Bill 735a, which removes authority for counties to levy indigent funds. A section of this bill is now Idaho Code Section 63-802(6) stating reductions in County property tax by the amount levied for indigent defense must be reduced by tax year 2023 but it is optional to make the reduction in tax year 2022. Sales tax distributions for indigent defense replacement will begin in July 2022 and will be quarterly thereafter. Bingham County must reduce our property tax \$367,129.00. She is recommending the County take the reduction this year. The County has received the first quarterly payment of \$91,830.48 and the commitment of financial assistance from the Public Defense Commission in the amount of \$173,910.00.

The Fund Balance for the Indigent Fund must be transferred at the end of this fiscal year and there would be approximately \$500,000.00 in fund balance as of September 20, 2022, which will be done by resolution as the fund is inoperative. She would suggest moving \$200,000.00 to the District Court fund for Indigent Defense and the remaining \$300,000.00 to the General Fund as all remaining indigent expenses have been moved to the Clerk's Fund.

While offering a 2% cost of living to employees for Fiscal Year 2023, she would like to further discuss consideration of a one-time payment to the employees at the end of this Fiscal year to assist with the rising cost of housing, gas and food. The proposal is \$500.00 for each full time employee and \$250.00 for each part time employee. Chairman Manwaring stated he would propose to increase the one-time payment to \$1,000.00 for full time employees and \$500.00 for part time employees.

Both Chairman Manwaring and Commissioner Lewis stated they would be in favor of the \$1,000.00 per full time employees and \$500.00 for part time employees. This decision will be placed on the agenda for final decision on Friday, August 19th.

THE MOTION PASSED TO DISMISS UNTIL FRIDAY AUGUST 19, 2022

PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk-----

WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Friday, August 19, 2022
County of Bingham)

THE BOARD OF BINGHAM COUNTY COMMISSIONERS MET IN REGULAR SESSION. The following matters were considered:

Present: Chairman Manwaring
 Commissioner Bair
 Commissioner Lewis
 Lindsey Dalley- Commission Clerk

CLAIMS

Claims were approved in the amount of \$96,219.99.

PERSONNEL ACTION FORMS

The Board approved Personnel Action Forms, which were as follows:

Salary Increase Form	Court Bailiff Solid Waste Lead/Operator Deputy Court Clerk
Employee Status Sheet	Planner to Assistant Director/Lead Planner Permit Tech to Permit Tech/Assistant Planner HR/Risk Management Tech to HR Director/Risk Management Chief Deputy Sheriff to Bingham County Sheriff
New Employee Status Sheet	Trainee Appraiser Animal Control Officer Solid Waste Operator Criminal Deputy Prosecutor

COLLEGE OF SOUTHERN IDAHO

Certificate's of Residency were approved by the Board and sent to the College of Southern Idaho for the following Bingham County students: Alexis M. McKenzie & Lizette Reyes.

COLLEGE OF EASTERN IDAHO

Certificate's of Residency were approved by the Board and sent to the College of Eastern Idaho for the following Bingham County students: Audrey Stoddart, Jason Tucker and Jesse Woolsey.

Decision: Commissioner Lewis moved to approve Cash Warrants, Claims, Administrative Documents and Personnel Action Forms as presented. Commissioner Bair seconded. All voted in favor. The motion carried.

APPROVAL OF BINGHAM COUNTY CONFLICT PUBLIC DEFENDER CONTRACT FOR JEREMY BROWN

Present: Pamela Eckhardt- County Clerk
 Paul Rogers- Prosecuting Attorney
 Laraine Pope- Human Resources

The Board met to discuss and approve the Bingham County Conflict Public Defender Contract for Jeremy Brown & Jeffrey Jimenez.

Decision: Commissioner Bair moved to approve the Bingham County Conflict Public Defender Contract for Jeremy Brown. Commissioner Lewis seconded. All voted in favor. The motion carried.

Commissioner Lewis moved to approve the Bingham County Public Defender Contract for Jeffrey Jimenez. Chairman Manwaring seconded. All voted in favor. The motion carried.

APPROVAL OF BINGHAM COUNTY FISCAL YEAR 2023 INDIGENT DEFENSE FINANCIAL ASSISTANCE AGREEMENT

Present: Pamela Eckhardt- County Clerk

The Board met to approve and sign the Bingham County Fiscal Year 2023 Indigent Defense Financial Assistance Agreement.

Decision: Commissioner Bair moved to approve the Indigent Defense Financial Agreement in the amount of \$173,910.00. Commissioner Lewis seconded. All voted in favor. The motion carried.

CONTINUANCE FROM WEDNESDAY AUGUST 17, 2022 MEETING REGARDING INDIGENT SERVICES FUND

Present: Pamela Eckhardt- County Clerk

The Board met to make a decision regarding the one-time payment to employees. Chairman Manwaring welcomed all to the meeting.

Clerk Eckhardt stated if approved, the funds would come from the current fund balance and use the remaining indigent funds to backfill this amount.

Decision: Commissioner Lewis moved to approve a one-time payment of \$1,000.00 for full time employees and \$500.00 for part time employees, which will be included in September paychecks. The total is \$298,799.00, to be paid from the current fund balance and will use remaining indigent funds to backfill this amount. Commissioner Bair seconded. All voted in favor. The motion carried.

EXECUTIVE SESSION

The Board met to hold an Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider Personnel matters. Commissioner Bair moved to go into Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider Personnel Matters. Commissioner Lewis seconded. All voted in favor. The Board moved into Executive Session at 8:32 a.m. Commissioner Lewis moved to go out of Executive Session. Commissioner Bair seconded. All voted in favor. The Board moved out of Executive Session at 8:52 a.m.

Decision: Commissioner Lewis moved to combine Veteran Services and the Human Resources Technician position due to the change and the position would work out of the Human Resources Office. Clerk Eckhardt will speak with this employee in regards to the proposal. Commissioner Bair seconded. All voted in favor. The motion carried.

EXECUTIVES SESSION

The Board met to hold an Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider Personnel matters. Commissioner Bair moved to go into Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider Personnel Matters. Commissioner Lewis seconded. All voted in favor. The

Board moved into Executive Session at 8:59 a.m. Commissioner Lewis moved to go out of Executive Session. Commissioner Bair seconded. All voted in favor. The Board moved out of Executive Session at 9:11 a.m.

Decision: Commissioner Lewis moved to make an exception to the Employee Handbook due to the timing for testing for Certified Appraiser. Currently at an N17, Step 2 and will increase to N19, Step 1 with no 5% increase. This employee has signed an acknowledgment stating she knows she will not receive the raise and anniversary date will reset. Commissioner Bair seconded. All voted in favor. The motion carried.

THE MOTION PASSED TO DISMISS UNTIL TUESDAY AUGUST 23, 2022



PAMELA W. ECKHARDT, CLERK

Lindsey Dalley- Commission Clerk-----



WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. **Tuesday, August 23, 2022**
County of Bingham)

THE BOARD OF BINGHAM COUNTY COMMISSIONERS MET IN REGULAR SESSION. The following matters were considered:

Present: Chairman Manwaring
 Commissioner Lewis
 Lindsey Dalley- Commission Clerk
Via Zoom: Commissioner Bair

PLANNING & DEVELOPMENT

Present: Tiffany Olsen- Planning & Development
 Ryan Jolley- Chief Deputy Prosecuting Attorney
 Jamie Holm- Homeowner in Deer Meadows Subdivision

The Board met with Tiffany Olsen, Planning & Development Director, to discuss department updates and other agenda items. Chairman Manwaring welcomed all to the meeting and turned the time over to Director Olsen.

Discussion was held in regards to Deer Meadows 2 Subdivision, wherein Director Olsen explained that there are three out of six lots had addresses changed earlier this month. When finalizing the Plat HLE had 540 as the grid number and it was brought to light by the Snake River School District that this should be 560, the boundary line for Snake River and Blackfoot School Districts. It was explained to Mrs. Holm and two other residents that have Certificates of Occupancy, that their address needs to be changed from 540 to 560 to commensurate with paying appropriate taxes related to school districts and bonds. All three were cooperative and understanding, although this is an inconvenience.

Director Olsen stated there is a new resident in the subdivision who used to be a UPS driver or mail carrier and identified that not only are these six home on the East side of the street but should have odd numbers for addresses instead of even numbers. When this subdivision was platted, numbers were administered incorrectly by the Planning & Development Department. Commissioner Lewis confirmed this was by Ordinance, wherein Director Olsen stated it was an error within her department.

Director Olsen stated that Addie Jo Harris spoke with the homeowners, who have expressed that they would like to keep their address as is. Homes are required to have the number on the house, which all of

them have brand new metal numbers and changing of the number could leave holes within the siding. Mrs. Holm has ordered a custom sign that would be affixed to her home. If the number of the home is searched on the google map search, it will show that the home needs to be on the other side of the road and could be an issue with delivery service or emergency services. The homeowners feel that it would be obvious that the address is not on the other side of the road but this is an unfortunate predicament and she would like to bring this to the Boards attention.

Commissioner Lewis asked Legal Counsel where this is set by ordinance and on the South side should be certain numbers, the ordinance would need to be followed, to allow the address to stay the same as it is now, the Ordinance would need to be changed. Mr. Jolley confirmed. Chairman Manwaring added for emergency services it is important to be the correct numbers. Director Olsen stated if the determination is made to make the change, she would propose that the Planning & Development Department pay for any signage to be changed on the effected homes, as it was a County mistake. She added that the Planning & Development Department would work with the homeowners to gather cost and give reimbursement for the same.

The Board was in favor but placed this matter on the agenda for Friday, August 26th for final approval.

Next, the Board discussed and approved the following Reason & Decision documents for land use decisions made, which were as follows:

Decision: Commissioner Lewis moved to approve the Reason & Decision for JKW Acres Subdivision. Commissioner Bair seconded. All voted in favor. The motion carried.

Commissioner Lewis moved to approve the Reason & Decision for the 1st Amended Stone River Estates Subdivision. Commissioner Bair seconded. All voted in favor. The motion carried.

Commissioner Lewis moved to approve the Reason & Decision for the H&H Subdivision. Commissioner Bair seconded. All voted in favor. The motion carried.

Commissioner Lewis moved to approve the Reason & Decision for the Arco Wind Appeal. Commissioner Bair seconded. All voted in favor. The motion carried.

Commissioner Lewis moved to approve the Reason & Decision for the 3-Putt Partners Zone Change from "A" Agriculture to "R/A" Residential/Agriculture. Commissioner Bair seconded. All voted in favor. The motion carried.

Commissioner Lewis moved to approve the Reason & Decision for The Acres Subdivision. Commissioner Bair seconded. All voted in favor. The motion carried.

Lastly, Director Olsen gave discussed updates within the Planning & Development Division.

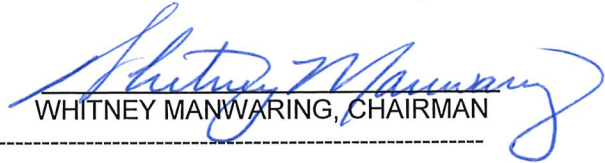
EXECUTIVE SESSION

The Board met to hold an Executive Session pursuant to Idaho Code §74-206(1)(d), to consider Records that are exempt from public disclosure. Commissioner Lewis moved to go into Executive Session pursuant to Idaho Code §74-206(1)(d), to consider record that are exempt from public disclosure. Chairman Manwaring seconded. All voted in favor. The Board moved into Executive Session at 3:02 p.m. Commissioner Lewis moved to go out of Executive Session. Chairman Manwaring seconded. All voted in favor. The Board moved out of Executive Session at 3:07 p.m.

Decision: Commissioner Lewis moved to follow the recommendation of the Indigent Services Director, Laura Lora, to excuse the remaining balance for Case Number 2014-140 in the amount of \$3,492.73, due to this individual making faithful payments. Chairman Manwaring seconded. All voted in favor. The motion carried.

THE MOTION PASSED TO DISMISS UNTIL WEDNESDAY AUGUST 24, 2022


PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk-----


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. **Wednesday, August 24, 2022**
County of Bingham)

THE BOARD OF BINGHAM COUNTY COMMISSIONERS MET IN REGULAR SESSION. The following matters were considered:

Present: Chairman Manwaring
 Commissioner Bair
 Commissioner Lewis
 Lindsey Dalley- Commission Clerk

MEDICAL INDIGENT MATTER

RECORDED: A Release of Financial Assistance Lien was signed by the Board and recorded as Instrument No. 748635.

COLLEGE OF EASTERN IDAHO

Certificate's of Residency were approved by the Board and sent to the College of Eastern Idaho for the following Bingham County Student's: LeAnn Nyman, John B. Mangum and Aliyah C. Gamino.

COLLEGE OF SOUTHERN IDAHO

Certificate's of Residency were approved by the Board and sent to the College of Southern Idaho for the following Bingham County Student's: Eduardo Diaz, Maria A. Partida, Josie C. Williams, Candon D. Dahle, Taylor L. Cannon and Mariela Rivas.

Decision: Commissioner Lewis moved to approve Cash Warrants, Claims & Administrative Documents. Commissioner Bair seconded. All voted in favor. The motion carried.

APPROVAL OF COMMISSIONER MINUTES FROM JUNE 22-30, 2022

The Board met to approve Commissioner Minutes from June 22-30, 2022.

Decision: Commissioner Lewis moved to approve the Commissioner Minutes from June 22-30, 2022. Commissioner Bair seconded. All voted in favor. The motion carried.

PRIOR APPROVAL FOR A REPLACEMENT 44-INCH PLOTTER PRINTER- ASSESSOR'S OFFICE

Present: Wendy Mecham- GIS
 Gwen Inskeep- County Surveyor
 Debbie Cunningham- Chief Deputy Assessor

The Board met to discuss and make a decision regarding the submitted Prior Approval for Major Purchase of a replacement 44-inch plotter printer. Chairman Manwaring welcomed all to the meeting and turned the time over to Gwen Inskeep, County Surveyor.

Discussion was held wherein the Board was informed that the current machines are currently at end of life and it would be beneficial to replace both right now and trade in the current plotter. If not, the County would be paying Bonneville Blueprint to print out the larger images and could become costly at \$40.00 per print.

There was question as to which fund this purchase would be paid out of, as it is not showing as being budgeted for.

There was no decision made and this matter will be tabled for a later date in order to confirm which fund this would be paid out of, along with a missing Prior Approval for a 36-inch scanner what was not included.

SHERIFF'S OFFICE

Present: Jeff Gardner- Bingham County Sheriff

The Board met with Sheriff Jeff Gardner to discuss department updates.

PUBLIC WORKS

Present: Dusty Whited- Public Works Director
Gale Lim- Property Owner
Laraine Pope- Human Resources
Tiffany Olsen- Planning & Development Director
Jeff Gardner- Bingham County Sheriff
Ryan Jolley- Chief Deputy Prosecuting Attorney

The Board met with Dusty Whited, Public Works Director, to discuss department updates and other agenda items. Chairman Manwaring welcomed all to the meeting and turned the time over to Mr. Whited.

Mr. Whited turned the time over to Mr. Gale Lim in regards to ribbon curbing within the Lava Ridge Cove Subdivision. Mr. Lim explained his concerns with ribbon curbing and stated in conversation with Bannock County, they do not use ribbon curbing because when plowing snow, it takes approximately 4-5 years, concrete and asphalt will expand. There is moisture inside, which causes issues. Mr. Lim stated he discussed this issue with Mr. Whited and gave his recommendation to put 3 inches of asphalt over the entire surface and do the full length. The cost is not much difference but will eliminate an opening, which will eventually destroy the shoulder of the road. Long-term, this would be beneficial to the taxpayers of Bingham County.

Chairman Manwaring stated he agreed with Mr. Lim. The Board of Commissioners received numerous complaints when grass is planted up to the asphalt, winds blows, dust collects, the grass grows and when the grader passes tearing up the grass, the property owner is upset. This was discussed previously and the Board attempted to receive input from developers but asked Mr. Whited to expand on why the ribbon curbing has been required.

Mr. Whited stated a meeting was previously held, wherein Luke Jolley from HLE stated that he was opposed to ribbon curbing but there is nothing that could be done other than a type of curbing. Curb and Gutter is a better option but collects storm water and that ends with needing catch basins and underground storage. With Idaho winters and the moisture that occurs, all concrete is going to move away from where it was intended to be. When rolling asphalt, unless there is something to protect the edge, the edge will get thin. One of the main issues is the grass, as it will grow through asphalt. As Chairman Manwaring stated, when maintenance is done on the roads, the edges are exposed in order to chip seal or micro seal to the edge of the road. Ribbon curbing eliminates all of those issues and he would agree with Chairman Manwaring and that ribbon curbing makes a nicer looking subdivision and keeps the edges clean, which adds value.

Commissioner Lewis stated if the change were made, it would need to be completed via the Ordinance process, which includes publication and a Public Hearing to receive input from the citizens. Commissioner Lewis asked Ryan Jolley, Legal Counsel, where this subdivision was approved with the requirement of the ordinance for ribbon curbing, even if the ordinance is changed, would that affect the subdivision that is already been approved under the old ordinance, to which Ryan Jolley stated there is a possibility that it could.

Chairman Manwaring added that he would be in favor of changing the ordinance and put the option, to have either ribbon curbing or a 3-inch mat. Mr. Lim added that anything placed under the mat is crucial to protect the moisture and he would encourage any experimenting and monitor to see what would be more beneficial.

Commissioner Bair added that he would like the change to go out to look see some of the older subdivisions and see how the ribbon curbing has held up. Ms. Olsen added that she would compile a list of subdivisions developed after 2019 that have ribbon curbing.

Mr. Lim stated this is a major commitment made to the citizens of Bingham County and he wants to do what is best. He referred to a subdivision in Groveland where there are issues with ribbon curbing and Chairman Manwaring added that he has looked at the same subdivision with the same thoughts that the grader would catch on the curbing. Mr. Lim stated there are two subdivisions to compare and see what would work best, which he would suggest.

Ms. Olsen stated the construction drawings for Lava Ridge Cove have been received. If there is consideration of an ordinance change, that is a long process and would delay development by several months. With no guarantee of the Ordinance being changed, it will be the middle of fall or early winter before publication and a hearing could be held. Mr. Lim stated from his point of view, the builder would be upset and he has no issue with posting a bond and paving later, in order to sell lots but reiterated that he is asking the Board to do what is right.

Ms. Olsen stated that Silver Leaf Division 4 did a variance request and ribbon curbing was waived for that subdivision. That is another subdivision to look at as it has no ribbon curbing and the reason being in that situation was that Silver Leaf Divisions 1 through 3 did not have ribbon curbing. Commissioner Lewis clarified with Ms. Olsen that the Final Plat has to meet what the Ordinance is at the current time. Ms. Olsen stated it is not only the Final Plat but would be the Development Agreement, which accepts the construction drawings and those drawings would be at the in compliance with the codes enforced at that time.

At this time, this matter will be placed on hold in order for the Board to look at the different subdivisions to see how the ribbon curbing is holding up and if decided, the Ordinance process will be completed in order to give a second option other than ribbon curbing. Mr. Lim will follow up within the next few weeks on this matter.

Next, Mr. Whited explained the submitted Prior Approval for Major Purchase for repair of the bridge located on South Riverton Road. Said repair is for the amount of \$11,608.00 and the Shoshone Bannock Tribe will pay for repairs on their portion. Said amount would be paid from Fund 32-00-705-00.

Decision: Commissioner Lewis moved to approve the Prior Approval for Major Purchase for repair of the South Riverton Bridge in the amount of \$11,608.00, to be paid from Fund 32-00-705-00. Commissioner Bair seconded. All voted in favor. The motion carried.

Next, Mr. Whited explained the proposed agreement between Bingham County and Cedar Creek Wind LLC. Mr. Whited stated this agreement has been reviewed by Legal Counsel and has been in the works for six months. The routes for materials are shown in the maps provided and they have done a thorough job in determining which routes can handle the project traffic. If any damage is done to the roads by their company, they agreed to cover all cost for repair.

Decision: Commissioner Bair moved to approve the Agreement between Bingham County and Cedar Creek Wind LLC. Commissioner Lewis seconded. All voted in favor. The motion carried.

Next, Mr. Whited referred to the Memorandum of Agreement between Bingham County and Phil & Shirley Christensen in regards to crushing gravel from their pit and be on their property when working on the mountain roads. Said agreement is for \$1.00 per cubic yard to be paid to the Christensen's. This would be no less than 5,000 cubic yards but no more than 15,000 cubic yards.

Decision: Commissioner Lewis moved to approve the agreement with Phil and Shirley Christensen at \$1.00 per cubic yard. Commissioner Bair seconded. All voted in favor. The motion carried.

Next, Mr. Whited explained the submitted Prior Approval for Major Purchase of 10 mower flails in the amount of \$1,822.80, to be paid from Fund 27-60-559-00.

Decision: Commissioner Lewis moved to approve the Prior Approval for Major Purchase of 10 mower flails in the amount of \$1,822.80, to be paid from Fund 27-60-559-00. Commissioner Bair seconded. All voted in favor. The motion carried.

Next, Mr. Whited explained the submitted Prior Approval for Major Purchase of weed killing chemicals in the amount of \$25,085.50, to be paid from Fund 27-60-630-00.

Decision: Commissioner Bair moved to approve the Prior Approval for Major Purchase of weed killing chemicals in the amount of \$25,085.50, to be paid from Fund 27-60-630-00. Commissioner Lewis seconded. All voted in favor. The motion carried.

Chairman Manwaring stated that all other Public Works agenda items would be continued until after the Public Hearing for the Fiscal Year 2023 Budget.

PUBLIC HEARING TO APPROVE FISCAL YEAR 2023 BINGHAM COUNTY BUDGET & AMBULANCE BUDGET

Present: Pamela Eckhardt- County Clerk
Ryan Jolley- Chief Deputy Prosecuting Attorney
Paul Rogers- Prosecuting Attorney
Tyler Draney- Parks & Recreation
Scott Reese- Parks & Recreation Director/Emergency Management
Jimmy Roberts- County Coroner
Shawn Hill- Probation Service Director
Laraine Pope- Human Resources
Jeff Gardner- Bingham County Sheriff
Scott Mensching- IT Director
Tiffany Olsen- Planning & Development Director
Gina Perschon- Chief Deputy Clerk
Dusty Whited- Public Works Director
Tanna Beal- County Treasurer
Mark Gough- Probation Services

Excused: Commissioner Bair

The Board met to approve the Fiscal Year 2023 County Budget and Ambulance Budget. Chairman Manwaring welcomed all to the meeting, introductions were held and the time was turned over to Clerk Eckhardt.

Clerk Eckhardt thanked the Board of County Commissioners and welcomed all department heads and Elected Officials to the meeting, along with thanking Gina Perschon, Lynette George and Patty Walters for their help in preparing the budget.

Next, Clerk Eckhardt presented the budget process, which is pursuant to Idaho Code Section 31-1602 through 31-1605. Beginning in May, department heads area asked to submit detailed expenditure budget requests by fund for the upcoming fiscal year to the County Clerk. Expenditures are then compared against projected revenues within these funds. These projections are based on the prior year's revenues along with trend analysis for the previous five years.

Meetings are held with the Board of County Commissioners, the Clerk and the Department Administrators to refine and evaluate the expenditure requests. A tentative balanced budget is formulated for each department and fund, and published in the Bingham News Chronicle by the third week in August. A Public Hearing is held to allow public comment regarding the proposed budget. The Commissioners then approve and adopt the budget by resolution for the upcoming fiscal year.

Revenues and Expenditures

The Bingham County proposed budget for fiscal year 2023 is \$38,040,163.00.

Revenues: Broad and diverse sources of revenue are utilized to protect property taxpayers and promote the county's financial security. There are three revenue categories used for budgeting in Bingham County:

- "Other" revenue- consists of charges for services and user fees, licenses and permits, state and federal revenue sources, and interest on investments.
 - Projected "Other" revenue for fiscal year 2023 is \$21,354,016.00.
 - Proposed property tax- proposed tax to be levied is \$13,421,469.00
 - Fund Balance reserves- proposed reserves to be used \$3,264,678.00
- | | |
|-----------------|-----------------|
| Total Revenues: | \$38,040,163.00 |
|-----------------|-----------------|

Budget Highlights:

Indigent Fund: The legislative changes to this fund are a major cause and effect in this budget. Medicaid expansion in Idaho had decreased the need for medical indigent assistance over the past couple of years. The Idaho Legislature passed HB 735, which repeals the County medically indigent program, repeals the County charity levy, and alters the manner in which indigent public defense is funded, and provides property tax relief to Idahoans. The legislation removed the authority for counties to levy for indigent funds in the upcoming budget. This has affected our county budget in the following ways:

- Property tax relief. County property tax must be reduced by the amount levied for indigent defense in the past three years by tax year 2023. Bingham County is choosing to take the reduction in the current tax year of 2022 by lowering the requested property tax by \$367,046.00.
- The budget for Indigent Public Defense has not been moved into the District Court Fund. The state will reimburse counties through a sales tax revenue stream for the next two years. In 2025 the state will fully fund a statewide Indigent Defense System.
- The two employees in Indigent Services will continue to bill and collect on previously approved Indigent cases, continue as Veteran Service Officers, and have been assigned additional duties within the Clerk's Office. The expenditures and revenues associated have been moved to the Clerk's Fund.
- Jail medical line items are note attributed to the Justice Fund. A negotiated contract between the County and Bingham Memorial Hospital for jail medical services has reduced costs.

Justice Fund: An additional School Resource Office for Snake River School District #52 has been added. Last year the County committed to a salary structure competitive with surrounding Eastern Idaho Law Enforcement Agencies. Training and certification for new personnel is costly and staying competitive protects this investment.

Bingham County is a member of Gem Plan, a health care pool with 22 other counties. Bingham County will have a 9.5% increase in healthcare costs for FY 2023. To assist employees, the increase in the costs for dependent care will be absorbed by the county.

Health District: Idaho Code section 39-424A puts responsibility to the counties for providing additional annual aid to the public health districts. This legislative act has added \$156,260.00 over Fiscal year 2022 to the yearly County contribution to Southeastern Idaho Public Health. The assessment is 70% based on population and 30% based on taxable market value of the County.

Public Works: Increased ongoing Transportation Revenue Sharing from the State of Idaho has enabled the County to budget increased wages for Public Works employees to stay competitive with the private sector. This increase is important for the succession planning for skilled and trained employee as retiring employees are replaced.

American Rescue Plan Act (ARPA): Federal dollars are sent directly to counties to cover increased expenditures, replenish lost revenue and mitigate economic hard from the COVID-19 pandemic. \$2 Million has been budgeted for remodeling of District Court, remodeling the election storage room, upgrading the public restrooms and the jail expansion.

Nearly half of the County's budget is made up of salaries and benefits, making employees the county's most valuable asset. Increasing revenues from sources other than property tax contribute to personnel investment. This proposed budget includes a 2% cost of living adjustment for employees.

Property Tax: The County is reducing the property tax request by \$367,046.00 over last year's amount. **The County will not be taking the allowable 3% increase or any increase for new construction. Requested taxes are \$13,421,469.00.**

Chairman Manwaring stated he appreciates the effort and work done by the Clerk's Office, department heads and Elected Officials.

Decision: Commissioner Lewis moved to approve the Fiscal Year 2023 Budget via Bingham County Resolution 2022-29. Chairman Manwaring seconded. Both voted in favor. The motion carried and said resolution was approved as follows:

**BINGHAM COUNTY
RESOLUTION NO. 2022-29**

**A RESOLUTION ADOPTING THE BUDGET FOR FISCAL YEAR
2023 FOR THE COUNTY OF BINGHAM, STATE OF IDAHO**

WHEREAS, Idaho Code §31-1605 requires a public hearing upon budget appropriations; and,


WHEREAS, The Board of County Commissioners met in Commission Chambers at the Bingham County Courthouse on August 24, 2022, pursuant to the designated published time;

AND WHEREAS, after discussion of the budget, and no objections found thereto,

THEREFORE, BE IT RESOLVED that upon conclusion of said hearing the Bingham County Board of Commissioners determined and fixed the amount of the FY 2023 Bingham County budget in the amount of **\$38,040,163** which is not greater than the amount of the published tentative budget, nor includes an amount to be raised from property taxes greater than the amount advertised.

ADOPTED the 24TH day of August, 2022.

BOARD OF COUNTY COMMISSIONERS

By: 
Whitney Manwaring, Chairman

Mark R. Bair, Commissioner


Jessica L. Lewis, Commissioner



ATTEST: 
Pamela W Eckhardt
Bingham County Clerk

Commissioner Lewis moved to approve Bingham County Resolution 2022-30, a resolution reserving foregone for the county of Bingham, State of Idaho. Chairman Manwaring seconded. Both voted in favor. The motion carried and said resolution was approved as follows:

**BINGHAM COUNTY
RESOLUTION NO. 2022-30**

**A RESOLUTION RESERVING FORGONE
FOR THE COUNTY OF BINGHAM, STATE OF IDAHO**

WHEREAS, Bingham County, Idaho intends to reserve forgone for the 2022 Dollar Certification in the amount of \$1,114,430.

WHEREAS, Bingham County, Idaho has met the notice and hearing requirements in Idaho Code §63-802 on reserving the forgone amount.

THEREFORE, BE IT RESOLVED by the majority vote taken by the Board of County Commissioners on August 24, 2022, that the above stated amount is to be included in the total forgone amount for use at a future date.

ADOPTED the 24TH day of August, 2022.

BOARD OF COUNTY COMMISSIONERS

By: *Whitney Manwaring*
Whitney Manwaring, Chairman



Mark R. Bair, Commissioner

Jessica Lewis
Jessica L. Lewis, Commissioner

ATTEST: *Pamela Eckhardt*
Pamela W Eckhardt
Bingham County Clerk

Commissioner Lewis moved to approve Bingham County Resolution 2022-31, a resolution adopting the budget for Fiscal year 2023 for the Bingham County Ambulance District. Chairman Manwaring seconded. Both voted in favor. The motion carried and said resolution was approved as follows:

**BINGHAM COUNTY
RESOLUTION NO. 2022-31**

**A RESOLUTION ADOPTING THE BUDGET FOR FISCAL YEAR
2023 FOR THE BINGHAM COUNTY AMBULANCE DISTRICT,
BINGHAM COUNTY, IDAHO**

WHEREAS, Idaho Code §31-1605 requires a public hearing upon budget appropriations; and,

WHEREAS, The Board of County Commissioners met in Commission Chambers at the Bingham County Courthouse on August 24, 2022, pursuant to the designated published time; and,

WHEREAS, there was no opposition to said budget;

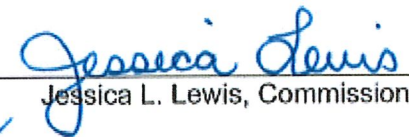
THEREFORE, BE IT RESOLVED that upon conclusion of said hearing, the Bingham County Board of Commissioners determined and fixed the amount of the FY 2023 Bingham County Ambulance District budget in the amount of **\$1,209,416**, which includes **\$253** in forgone for the purpose of maintenance and operations. The amount is not greater than the amount of the published tentative budget, nor includes an amount to be raised from property taxes greater than the amount advertised.

ADOPTED August 24, 2022.

BOARD OF COUNTY COMMISSIONERS


By: 
Whitney Manwaring, Chairman

Mark R. Bair, Commissioner



Jessica L. Lewis, Commissioner



ATTEST: 
Pamela W. Eckhardt
Bingham County Clerk

Commissioner Lewis moved to close the Budget Hearing for Fiscal Year 2023. Chairman Manwaring seconded. Both voted in favor. The motion carried.

CONTINUANCE OF PUBLIC WORKS AGENDA

Present: Dusty Whited- Public Works Director
 Paul Rogers- Prosecuting Attorney

The Board met to continue the Public Works agenda item discussion and decisions. Chairman Manwaring welcomed all to the meeting and turned the time over to Mr. Whited.

A brief discussion was held in regards to the County seal and pricing to purchase them for each piece of Public Works Equipment. Mr. Whited stated he spoke with Clerk Eckhardt and did price comparisons. There were company who would complete the decals for as low as \$2.97 per each 10-inch decal but he would be nervous to do so as he worries they would not be good quality. He would prefer to go through a company in Pocatello and would be able to supply them quickly for \$11.52 per decal.

Decision: Commissioner Lewis moved to allow Public Works to purchase 200 County logo decals, specifically for the Public Works Department, at \$11.52 for each 10-inch decal. The proper Fund will be provided by Clerk Eckhardt to cover cost. Chairman Manwaring seconded. Both voted in favor. The motion carried.

Next, Mr. Whited stated there was previous discussion in regards to the Weed Tech position within the Weed Department, wherein he would like to propose moving that employee to the Tier 2 pay scale. Human Resources has looked into this proposal and there are no issues. Ms. Pope confirmed there are no issues with this proposal.

Decision: Commissioner Lewis moved to approve the Tier 2 proposal for not using the health insurance to apply to the Weed Tech position, which would increase pay from \$17.50 to \$21.00 per hour. Chairman Manwaring seconded. Both voted in favor. The motion carried. This would be in effect as soon as it works best for payroll matters.

Next, discussion was held in regards to the proposal made by Mr. Whited, to allow the Solid Waste Supervisor to take home a County vehicle due to the amount of times he is called in, the time to get to Blackfoot, pick up a truck, especially if traveling to Aberdeen, that adds a lot of time to the trip.

Chairman Manwaring stated his concern is that this Supervisor is currently being paid over-time when he is called out. Commissioner Lewis concurred and stated this situation would be hard to justify to the public as to why a Bingham County vehicle is in another County. It is costing the County taxpayers money, as well as wear and tear on the vehicles.

Paul Rogers stated he has to deal with this issue in several different aspects but he believes that County employees should be driving to where they need to pick up a County vehicle rather than having a take home vehicle.

Commissioner Lewis stated there are several departments that are called into work, drive to the courthouse and pick up a County vehicle. Ms. Pope agreed and stated that it should be the same for all departments.

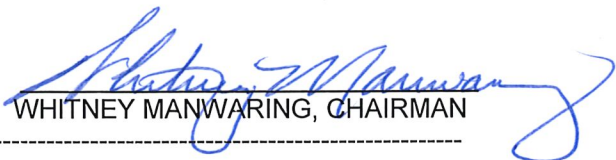
This matter was placed on hold at this time for further input from the Personnel Board.

MEETING WITH LOMBARD CONRAD ARCHITECTS

The Board met with Lombard Conrad Architects to discuss updates on the Bingham County Jail Expansion Project.

THE MOTION PASSED TO DISMISS UNTIL FRIDAY AUGUST 26, 2022


PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk-----


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Friday, August 26, 2022
County of Bingham)

THE BOARD OF BINGHAM COUNTY COMMISSIONERS MET IN REGULAR SESSION. The following matters were considered:

Present: Chairman Manwaring
 Commissioner Bair
 Lindsey Dalley- Commission Clerk
Excused: Commissioner Lewis

CLAIMS

Claims were approved in the amount of \$ 144,765.32.

PERSONNEL ACTION FORMS

Personnel Action Forms were approved as follows:

- | | |
|---------------------------|------------------------------|
| New Employee Status Sheet | Solid Waste Operator |
| | Adult Probation Officer |
| | Detention Deputy |
| | Detention Deputy |
| | Detention Deputy |
| Employee Status Sheet | Weed Tech II |
| | Lieutenant- Sheriff's Office |

Decision: Commissioner Bair moved to approve Cash Warrants, Claims, Administrative Documents and Personnel Action Forms. Chairman Manwaring seconded. Both voted in favor. The motion carried.

BINGHAM COUNTY ORDINANCE 2022-14

The Board met to approve Bingham County Ordinance 2022-14, an ordinance amending the general Bingham County Zoning Ordinance 2012-08 and accompanying zoning map by changing the zoning use district of the below described real property from its present classification of "R" Residential to "C21" Light Commercial for Thaddeaus Scott.

Decision: Commissioner Bair moved to approve Bingham County Ordinance 2022-14, an Ordinance amending the general Bingham County Zoning Ordinance 2012-08 and accompanying zoning map by changing the zoning use district of the below described real property from its present classification of "R" Residential to "C21" Light Commercial for Thaddeaus Scott. Chairman Manwaring seconded. Both voted in favor. The motion carried and said Ordinance was recorded as follows:

Instrument # 748692

BINGHAM COUNTY

8-26-2022 09:26:00 AM No. of Pages: 2

Recorded for : BINGHAM COUNTY COMMISSIONERS

PAMELA W. ECKHARDT

Fee: 0.00

Ex-Officio Recorder Deputy

**BINGHAM COUNTY
ORDINANCE 2022-14**

AN ORDINANCE AMENDING THE GENERAL BINGHAM COUNTY ZONING ORDINANCE 2012-08 AND ACCOMPANYING ZONING MAP BY CHANGING THE ZONING USE DISTRICT OF THE BELOW-DESCRIBED REAL PROPERTY FROM ITS PRESENT CLASSIFICATION AS "R" RESIDENTIAL TO "C1" LIGHT COMMERCIAL.

BE IT ORDAINED by the Board of County Commissioners of Bingham County, Idaho, as follows:

Section 1: The Bingham County Zoning Ordinance and Zoning Map are hereby amended by changing the zoning use district of the following described real property from its present classification as "R" Residential to "C1" Light Commercial. The real property to which this zoning amendment applies is described as follows:

PARCEL I:

A portion of the NE1/4SE1/4 of Section 1, Township 3 South, Range 33 E.B.M., Bingham County, Idaho, described as: Beginning at a point on the West line of a County Road that is S. along the Section line 30 feet and W. 40 feet from the E1/4 corner of said section, and running thence S. 146 feet; thence W. 175.60 feet to the Easterly line of State Highway 39, thence N. 30°30'20" E. along said Highway 169.54 feet; thence E. 98.41 feet to the Point of Beginning.

PARCEL II:

A portion of the NE1/4SE1/4 of Section 1, Township 3 South, Range 33 E.B.M., Bingham County, Idaho, described as: Beginning at a point which is 296 feet S. and 40 feet W. from the E ¼ corner of said Section 1; and running thence W. 140 feet; thence S. 30 feet; thence W. 30 feet; thence N. 30 feet; thence W. 76.69 feet, more or less, to the east right-of-way line of the State Highway; thence N. 30°30' E. along said east line 139.27 feet; thence E. 176 feet to the west line of Main Street of Rockford Townsite; thence south along said west line 120 feet to the point of beginning.

Section 2: This Ordinance shall become effective upon its publication in the manner required by law.

Passed and Approved by the Board of County Commissioners, County of Bingham, State of Idaho, at a Public Hearing held on the 11th day of May 2022.

Signed this 26th day of August 2022.

ATTEST:



BOARD OF COUNTY COMMISSIONERS
BINGHAM COUNTY, IDAHO

Pamela Eckhardt
Bingham County Clerk

Whitney Manwaring, Chairman

Mark R. Bair, Commissioner

Jessica Lewis, Commissioner

TAX INQUIRIES

The Board approved Tax Inquiries as follows and for the following reasons:

RP1421480	Homeowner signed up for the homeowners exemption for 2022
MH352534PW0160A	Homeowner signed up for the homeowners exemption for 2022
RP0249005	Homeowner signed up for the homeowners exemption for 2022
RP8214000	Homeowner signed up for the homeowners exemption for 2022
RP2014100	Homeowner signed up for the homeowners exemption for 2022
RP2080745	Homeowner signed up for the homeowners exemption for 2022
RP1074200	Homeowner signed up for the homeowners exemption for 2022
RP1099100	Homeowner signed up for the homeowners exemption for 2022

Decision: Commissioner Bair moved to approve the submitted Tax Inquiries. Chairman Manwaring seconded. Both voted in favor. The motion carried.

PRIOR APPROVAL- BUILDING MAINTENANCE

The Board met to discuss and approve/deny the submitted Prior Approval for Major Purchase for a Trane Chiller for the AC Chiller for cooling/heating within the Courthouse. Said purchase is in the amount of \$4,652.00 and would be paid from Fund 01-10-494-00.

Decision: Commissioner Bair moved to approve the Prior Approval for Major Purchase for a Trane Chiller for the AC Chiller for cooling/heating within the Courthouse. Said purchase is in the amount of \$4,652.00 and would be paid from Fund 01-10-494-00. Chairman Manwaring seconded. Both voted in favor. The motion carried.

REQUEST BY PRESTYN JACAWAY TO PLACE A FLAG POLE AT THE 4-H EXTENSION BUILDING FOR HIS EAGLE PROJECT

Present: Prestyn Jacaway- Submitted request
 Tiffany Olsen- Planning & Development Director

The Board met with Prestyn Jacaway to discuss his request to place a flagpole at the 4-H Extension Building for his Eagle Project. Chairman Manwaring welcomed all to the meeting and turned the time over to Prestyn Jacaway.

Discussion was held in regards to regulations for placing a flagpole and Prestyn Jacaway was provided with contact information for the City of Blackfoot to be sure that all requirements are met.

Decision: Commissioner Bair moved to allow Prestyn Jacaway to place a flagpole at the Extension Building in Blackfoot for his Eagle Project. Chairman Manwaring seconded. Both voted in favor. The motion carried.

DECISION REGARDING ADDRESSING ERROR WITHIN DEER MEADOWS 2 AND COST INVOLVED IN CORRECTING THE ADDRESS- REQUESTED BY TIFFANY OLSEN- PLANNING & DEVELOPMENT DIRECTOR

Present: Tiffany Olsen- Planning & Development Director

The Board met to discuss and make a decision regarding the addressing error within the Deer Meadows 2 Subdivision and cost involved in correcting the address. Chairman Manwaring welcomed all to the meeting and turned the time over to Tiffany Olsen.

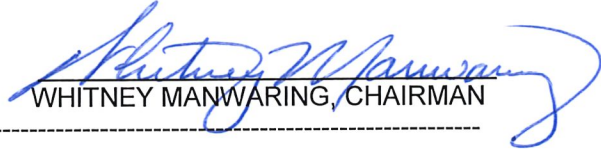
Director Olsen explained there was an addressing issue for several homes on the East side of Deer Meadows 2 Subdivision and she would propose that the Planning & Development Division reimburse the homeowners for cost incurred.

Decision: Commissioner Bair moved to approve the reimbursement for three homes within the Deer Meadows 2 Subdivision and cost involved in correcting the addresses. Director Olsen will gather the cost from each homeowner. Chairman Manwaring seconded. Both voted in favor. The Motion carried.

THE MOTION PASSED TO DISMISS UNTIL MONDAY AUGUST 29, 2022



PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk-----



WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Monday, August 29, 2022
County of Bingham)

THE BOARD OF BINGHAM COUNTY COMMISSIONERS MET IN REGULAR SESSION. The following matters were considered:

Present: Chairman Manwaring
 Commissioner Bair
 Lindsey Dalley- Commission Clerk
Excused: Commissioner Lewis

CASH WARRANTS

Cash Warrants were approved in the amount of \$8,731.72.

Decision: Commissioner Bair moved to approve Cash Warrants as presented. Chairman Manwaring seconded. Both voted in favor. The motion carried.

DISCUSSION & DECISION REGARDING DONATED PTO REQUEST THAT IS OUTSIDE OF THE EMPLOYEE HANDBOOK GUIDELINES- REQUESTED BY SHERIFF GARDNER

Present: Jeff Gardner- Bingham County Sheriff
 Paul Rogers- Prosecuting Attorney
 Pamela Eckhardt- County Clerk

The Board met to hold discussion and make a decision regarding donated PTO that is outside of the Employee Handbook guidelines. Chairman Manwaring welcomed all to the meeting and turned the time over to Sheriff Gardner.

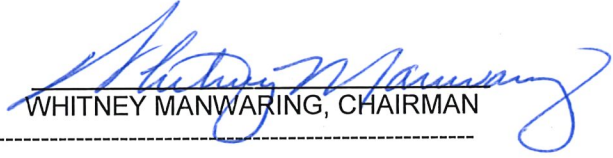
Sheriff Gardner explained that he had missed the deadline to be paid out his PTO in transferring from Chief Deputy Sheriff to Sheriff. In the event of this occurring, he would like to donate his PTO to 2 dispatchers, which would be 77 hours to each dispatcher.

Legal Counsel stated there was no issue with this request.

Decision: Commissioner Bair moved to approve donation from Sheriff Gardner to 2 dispatchers at 77 hours each of PTO time, in exception of section 17.12 of the Employee Handbook. Chairman Manwaring seconded. Both voted in favor. The motion carried.

THE MOTION PASSED TO DISMISS UNTIL WEDNESDAY AUGUST 31, 2022


PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk-----


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. **Wednesday, August 31, 2022**
County of Bingham)

THE BOARD OF BINGHAM COUNTY COMMISSIONERS MET IN REGULAR SESSION. The following matters were considered:

Present: Chairman Manwaring
 Commissioner Bair
 Commissioner Lewis
 Lindsey Dalley- Commission Clerk

PAYROLL

Payroll was approved in the amount of \$696,682.81.

COLLEGE OF SOUTHERN IDAHO

A Certificate of Residency was approved by the Board and sent to the College of Southern Idaho for the following Bingham County student's: Abigail Disney, Rebekah Esser, and Hannah Kunz.

COLLEGE OF EASTERN IDAHO

A Certificate of Residency was approved by the Board and sent to the College of Eastern Idaho for the following Bingham County student: Katie A. Kirby.

INDIGENT MATTER

RECORDED: A Release of Financial Assistance Lien was approved and recorded as Instrument # 748856.

Decision: Commissioner Bair moved to approve Cash Warrants, Claims and Administrative Documents as presented. Commissioner Lewis seconded. All voted in favor. The motion carried.

PROR APPROVAL- ASSESSOR'S OFFICE

Present: Donavan Harrington- County Assessor
 Pamela Eckhardt- County Clerk
 Debbie Cunningham- Chief Deputy Assessor
 Wendy Mecham- GIS
 Gwen Inskeep- County Surveyor

The Board met to make a decision regarding the submitted Prior Approval for Major Purchase of a 44-Inch plotter printer and a 36-inch plotter printer. Chairman Manwaring welcomed all to the meeting and turned the time over to Mr. Harrington.

Mr. Harrington explained that the current equipment is aging and therefore, he visited with Clerk Eckhardt and in doing so realized that the Capital Expense line item for the GIS Department is overspent. He reviewed several line items within the budget to see where funds could be used to cover this amount.

Further discussion was held in regards to the Assessor's Office covering costs for the Sheriff's Office 911 upgrade, which was done as the funding as there but now had approached the Sheriff to see if that money could be repaid into the Assessor's Office. Sheriff Gardner stated there would be no issue with doing so.

Commissioner Lewis confirmed that the line item would be overspend but will not overspend the GIS Budget.

Decision: Commissioner Lewis moved to approve the Prior Approval for Major Purchase of a 44-inch colored plotter printer and 36-inch plotter scanner, for a total amount of \$27,644.00 to be paid from Fund 20-01-899-00. Commissioner Bair seconded. All voted in favor. The motion carried.

SHERIFF'S OFFICE

Present: Jeff Gardner- Bingham County Sheriff
Paul Rogers- Prosecuting Attorney
Pamela Eckhardt- County Clerk

The Board met with Sheriff Gardner to discuss updates within the Sheriff's Office. Chairman Manwaring welcomed all to the meeting and turned the time over to Sheriff Gardner.

Sheriff Gardner stated he would request that the presentation of appreciation for Matt Galloway be placed on hold at this time as Mr. Galloway is currently out of the office.

The jail population is currently 126 inmates.

A brief discussion was held in regards to the Prosecuting Attorneys being allowed to carry a firearm, including in the courtroom during any hearings. Sheriff Gardner stated this proposal was brought up by Chief Deputy Prosecuting Attorney, Ryan Jolley, and stated that he is not opposed to the proposal but would like to speak with the judges prior to any decision being made by the board. Commissioner Lewis asked if this proposal follows the Employee Handbook requirements and stated that Legal Counsel may need to speak with ICRMP. Additional research will be done on this proposal and Sheriff Gardner will bring a proposal to the Board once ready.

PUBLIC WORKS

Present: Troy Lenhart- Road & Bridge Supervisor
Paul Rogers- Prosecuting Attorney

The Board met to discuss agenda items for the Public Works Department. Chairman Manwaring welcomed all to the meeting and turned the time over to Mr. Lenhart.

Mr. Lenhart stated the first item is to seek approval to purchase a new backhoe for the Road & Bridge Department and use the remaining budgeted funds to make a down payment on six pickup trucks. Mr. Lenhart confirmed that the current 1989 John Deere backhoe from the Springfield Shop would be traded in as well.

Decision: Commissioner Bair moved to approve the Prior Approval for Major Purchase of a 2022 CAT 420 XE Backhoe, the difference to be paid, including the trade in, is \$126,714.00, to be paid from Fund 02-40-803-00. Commissioner Lewis seconded. All voted in favor. The motion carried.

Next, Mr. Lenhart presented the Credit Application for bulk purchase of oils from Lubrication Engineers Inc and there will be no credit limit.

Decision: Commissioner Lewis moved to approve the Credit Application with Lubrication Engineers Inc., for bulk purchase of oils. Commissioner Bair seconded. All voted in favor. The motion carried.

PRIOR APPROVAL- EXTENSION OFFICE

Present: Julie Buck- Extension Office

The Board met to discuss and make a decision regarding the submitted Prior Approval for Major Purchase of a laptop for a 4-H Extension Office employee. Said purchase is for the amount of \$1,460.00 and would be paid from Fund 01-13-800-00.

Decision: Commissioner Bair moved to approve the Prior Approval for Major Purchase of a laptop for a 4-H Extension Office employee in the amount of \$1,460.00, to be paid from Fund: 01-13-800-00. Commissioner Lewis seconded. All voted in favor. The motion carried.

HUMAN RESOURCES

Present: Laraine Pope- Human Resources
Paul Rogers- Prosecuting Attorney
Pamela Eckhardt- County Clerk

The Board met with Laraine Pope to discuss department updates.

EXECUTIVE SESSION

The Board met to hold an Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider Personnel matters. Commissioner Lewis moved to go into Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider personnel matters. Commissioner Bair seconded. All voted in favor. The Board moved into Executive Session at 11:16 a.m. Commissioner Lewis moved to go out of Executive Session. Commissioner Bair seconded. All voted in favor. The Board moved out of Executive Session at 11:47 a.m.

Decision: Commissioner Bair moved to advertise the part-time Human Resources Technician position at an N13 grade. Commissioner Lewis seconded. All voted in favor. The motion carried.

PUBLIC DEFENSE CONTRACTS

Present: Pamela Eckhardt- County Clerk
Manuel Murdoch- Public Defender
Jeff Kunz- Public Defender
Paul Rogers- Prosecuting Attorney
Sheri Landon- Courts Supervisor

The Board met to hold discussion regarding the current Public Defenders Contracts. Chairman Manwaring welcomed all to the meeting and explained that David Cannon submitted a letter to the Board of Commissioners in regards to an increase in pay for the Public Defenders.

Mr. Murdoch stated they are before the Board today to receive feedback as to the thoughts of the Board pertaining to the letter and how to proceed.

Discussion was held regarding to Covid-19 and the increase in work that has occurred since. While the courts were shut down, the Public Defenders did not necessarily lose any of their workload as they were still meeting with clients, filing paperwork and still holding hearings via zoom more than once. Mr. Murdoch stated cases were being continued and none were resolved. Now that the courts have opened there has been a back log in order to become current.

Clerk Eckhardt stated there is a reserve in case there are overages and this year while it is under the Indigent Defense Budget, but is currently over \$40,000.00 and will have another \$40,000.00 next month as well.

Mr. Kunz stated there has been an inflation in cost, time and cost increase to pay staff. The requirements of what needs to be done on each of these cases, as far as time, has increased immensely. In order to pay staff, they have to increase wages in order to remain fully staffed. Mr. Kunz further explained the increase in work for each case that is needed in order to be sure that the clients rights are not violated. This request for increase is simply due to cost increasing

Mr. Murdoch stated he has watched his employees and they work tirelessly with clients to be sure that they are fairly represented.

Commissioner Lewis stated she does not have an issue with increasing amount, as long as the funding is available to do so.

Clerk Eckhardt stated she has no issue with adding an additional \$10.00 per hour for each Public Defender Contract in order to help cover the costs. If needed, the budget may need to be opened at the end of the year but the funding is available in other budgets and will be covered.

The Board had no issues with the proposal to add \$10.00 per each Public Defender, which would be approximately \$75,000.00 more. They requested that Clerk Eckhardt run the amounts to be sure that everything would be covered.

CLAIMS FOR THE PREVIOUS MONTH WERE APPROVED AS FOLLOWS:

Current Expenses	\$408,904.93	Tort.....	\$1,500.00
Road & Bridge	\$185,113.28	Veterans Memorial.....	\$1,017.02
Airport.....	\$24.02	Weeds.....	\$13,632.81
Justice Fund	\$379,785.34	Emergency Communication... ..	\$26,217.88
District Court.....	\$67,981.02	Road & Bridge Special	
Preventative Health.....	\$153,515.25	Projects.....	\$1,626,488.79
Historical Society.....	\$1,676.77	Waterways	\$1,582.79
Indigent.....	\$54,918.32	PILT.....	\$10,878.71
Parks & Recreation.....	\$19,724.21	Drug Court Fund.....	\$3,448.58
Revaluation.....	\$25,152.95	Junior College.....	\$550.00
Solid Waste	\$207,252.29	Consolidated Elections.....	\$2,707.68

THE MOTION PASSED TO DISMISS UNTIL FRIDAY SEPTEMBER 2, 2022


PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk-----


WHITNEY MANWARING, CHAIRMAN