

STATE OF IDAHO)
 : ss. Friday, August 2, 2024
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 Jackson

CLAIMS

Claims were approved in the amount of \$324,200.80.

PAYROLL

Payroll Claim was approved in the amount of \$818,767.90.

PERSONNEL ACTION FORMS

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

Salary Increase Forms: Patrol Deputy
 Detention Deputy
 Sergeant
 Sergeant
 Detention Corporal
 Detention Deputy
 Probation Officer
 Solid Waste Truck Driver
 Solid Waste Lead/Operator

COLLEGE OF EASTERN IDAHO

The Board approved Certificate of Residency documents, which were sent to the College of Eastern Idaho for the following Bingham County student's: Norma A. Freeman, Millicent A. Mecham, Rhett Jimmie Joseph Deyo-Reich, Jesse Woolsey and Tori W. Lambert.

COLLEGE OF SOUTHERN IDAHO

The Board approved Certificate of Residency documents, which were sent to the College of Southern Idaho for the following Bingham County student's: Makenzi D. Dursteler and Emarie G. Fisher.

Decision: Commissioner Bair moved to approve Cash Warrants, Claims, Administrative Documents and Personnel Action Forms for August 2, 2024. Chairman Manwaring seconded. Both voted in favor. The motion carried.

BINGHAM COUNTY RESOLUTION 2024-28

The Board met to approve and sign Bingham County Resolution 2024-28, destruction of records for the Election Office.

Decision: Commissioner Bair moved to approve and sign Bingham County Resolution 2024-28, a formal resolution declaring certain Bingham County property not necessary or use in Bingham

County, Idaho. Chairman Manwaring seconded. Both voted in favor. The motion carried and said resolution was adopted as follows:

**BINGHAM COUNTY
RESOLUTION NO. 2024-28**

**A FORMAL RESOLUTION DECLARING CERTAIN BINGHAM COUNTY PROPERTY
NOT NECESSARY FOR USE IN BINGHAM COUNTY, IDAHO**

WHEREAS, The Bingham County Commissioners have the authority to manage county property, (Idaho Code §31-807);

WHEREAS, The Bingham County Commissioners have the authority to sell or offer for sale personal property not exceeding two hundred fifty dollars (\$250) in value at private sale, (Idaho Code §31-808);

THEREFORE BE IT HEREBY RESOLVED, by the Board of County Commissioners, Bingham County, Idaho, that the following items may be sold as excess property:

BINGHAM COUNTY ROAD & BRIDGE

**2009 Volvo SD116DX Roller
Five (5) broom bristles
Two (2) cones**

Vin: V0505116J00199900

BINGHAM COUNTY SOLID WASTE

1998 CAT Excavator 963B

Vin: 09BL02688

BINGHAM COUNTY CLERKS OFFICE

**Two (2) office chairs
One (1) filing cabinet**

DATED this 7th day of August 2024.

BINGHAM COUNTY COMMISSION



Whitney Manwaring
Whitney Manwaring, Chairman

ATTEST:

Pamela W. Eckhardt
Pamela W. Eckhardt
Bingham County Clerk

Mark R. Bair, Commissioner
Eric Jackson
Eric Jackson, Commissioner

APPROVAL OF COMMISSION MINUTES FOR JUNE 2024

The Board met to approve and sign Commission Minutes for June 2024. Chairman Manwaring confirmed that all Commissioners had reviewed the proposed minutes and if there were any changes, they had been made. Lindsey Dalley, Commission Clerk, confirmed the same.

Decision: Commissioner Bair moved to approve and sign the Commission Minutes for June 2024 as written. Chairman Manwaring seconded. Both voted in favor. The motion carried.

REQUEST FOR ASSISTANCE FROM COUNTY GIS TO DEVELOP FIRST RESPONDER MAPPING FOR THE EASTERN IDAHO STATE FAIR- REQUESTED BY DALLEN FARMER

Present: Dallen Farmer- Citizen
Debbie Cunningham- Chief Deputy Assessor
Wendy Mecham- GIS Technician

The Board met to discuss the request submitted by Dallen Farmer for assistance from the County GIS Department to develop a first responder map for the Eastern Idaho State Fair.

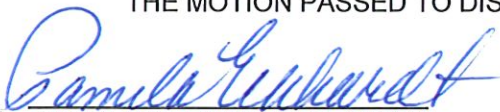
Mr. Farmer stated that he is currently working on a project to obtain his Masters Degree in Homeland Security and Emergency Management, at Idaho State University, wherein he is wanting to improve general emergency response and be prepared to deal with any major incident of one were to occur. He has identified that there is a need for better mapping for the first responders, which is what Mr. Farmer would like to assist in creating.

This project would be between 4-6 hours of assistance from the GIS department in developing the mapping. Mr. Farmer stated that he will do most of the work for this project, other than the creation of the map.

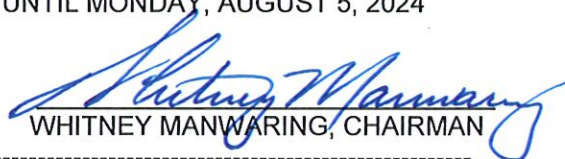
The Board had no issues with the request, nor did the GIS Department.

Decision: Commissioner Bair moved to allow the GIS Department to assist Mr. Dallen Farmer in forming of a first responder map for the Eastern Idaho State Fair. Chairman Manwaring seconded. Both voted in favor. The motion carried.

THE MOTION PASSED TO DISMISS UNTIL MONDAY, AUGUST 5, 2024



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



WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
: ss. Monday, August 5, 2024
County of Bingham)

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

PRESENT: Chairman Manwaring
Commissioner Bair
Commissioner Jackson
Pamela Eckhardt- County Clerk

STAFF MEETING

Present: Pamela Eckhardt- County Clerk
Laura Lora- Payroll/Indigent Services
Debbie Cunningham- Chief Deputy Assessor
Dusty Whited- Public Works Director
Jimmy Roberts- County Coroner
Scott Reese- Parks & Recreation/Emergency Services
Sheri Landon- Court Supervisor
Laraine Pope- Human Resources Director
Jason Marlow- Building Maintenance
Shawn Hill- Probation Services
Cody Lewis- Treatment Court
Jordyn Nebeker- Chief Deputy Sheriff
Tanna Beal- County Treasurer
Danette Miller- Elections Office

Excused: Donovan Harrington- Assessor
Tiffany Olsen- Planning & Development Director
Ryan Jolley- Prosecuting Attorney/ County Legal Counsel
Julie Buck- Extension Office
Gordon Croft- Blackfoot Chief of Police
Matt Galloway- IT Department
Jeff Gardner- Sheriff

The Commissioners met with department heads and Elected Officials for the August 2024 Staff Meeting. Commissioner Bair conducted the Staff Meeting.

Pledge of Allegiance: Commissioner Bair conducted.

Approval of Minutes for Staff Meeting held in July 2024: There were no changes to the July 2024 staff meeting minutes and said minutes were approved as written.

Special Presentation: Laraine Pope discussed emergency preparedness regarding fire alarm emergency, hostage crisis situations and suspicious mail or letters.

Safety Concerns: None.

Employee Years of Service Recognition: Jordyn Nebeker recognized Braxton Smith for five (5) years of service to the Bingham County Sheriff's Office. Braxton is a Patrol Deputy, a member of the STAR Team, has a positive attitude and is a huge motivator in the Sheriff's Office.

Jordyn Nebeker recognized Dallon Rowe for five (5) years of service to the Bingham County Sheriff's Office. Dallon was a Sergeant in the Military before he retired, is also on the SWAT Team, and is a huge asset to Bingham County.

Jordyn Nebeker recognized Jeremy Hook for fifteen (15) years of service to the Bingham County Sheriff's Office. Jeremy is a Lieutenant over the Detective Division, a good mentor to other employees and has the ability to lead people well. He is an asset to Bingham County.

Commissioner Jackson: Briefly discussed his experience of attending the Employee Support for Guard or Reserve (ESGR).

Commissioner Bair: Stated that Bingham County has several employees that have been or are currently guard members and would like to thank those individuals. Commissioner Bair also gave a brief explanation of his experience in attending the Employee Support for Guard or Reserve.

Clerk Pamela Eckhardt: Gave a brief review of the Fiscal Year 2025 Budget proposal and would like to thank everyone for their work in preparing the budget.

Laura Lora: Had no updates at this time.

Debbie Cunningham: Had no updates at this time.

Dusty Whited: Gave an update on road maintenance.

Jimmy Roberts: Stated that the Coroners Office has handled 178 total cases this year. Mr. Roberts gave an update on suicide rates and autopsies that have been conducted. Mr. Roberts stated that his department has hired two (2) Deputy Coroners within the last month and both are great candidates for the job.

Scott Reese: Stated that he would like to thank everyone for the support during and after the passing of his mother.

Sheri Landon: Had no updates at this time.

Laraine Pope: Had no updates at this time.

Jason Marlow: Gave an update on the courthouse remodel project and stated that the public restroom on the first floor should be complete in the next week.

Shawn Hill: Had no updates.

Cody Lewis: Stated that Felony Drug Court Graduation is scheduled for August 27th, Misdemeanor Drug Court Graduation is scheduled for August 29th and Mental Health Court Graduation is scheduled for August 12th.

Jordyn Nebeker: Stated that the Sheriff's Office is preparing for the Eastern Idaho State Fair and that they will have a job recruitment table with information set up outside of the command rig during the fair.

Tanna Beal: Had no updates at this time.

Danette Miller: Stated that the Election Office is preparing for the November Election.

Commissioner Bair stated next Staff Meeting is scheduled for Monday, September 9, 2024 at 8:30 a.m.

Nothing further.

APPROVAL OF 2025 BUDGET AND BINGHAM COUNTY AMBULANCE BUDGET FOR PUBLICATION

Present: Pamela Eckhardt- County Clerk
Laura Lora- Chief Deputy Clerk
Jordyn Nebeker- Chief Deputy Sheriff

The Board met to approve publication of the 2025 budget and the 2025 Bingham County Ambulance Budget.

Clerk Eckhardt stated that the number published is not to be exceeded but could decrease after publication is completed.

Clerk Eckhardt stated that she had met with the Personnel Board, who was in favor of the 2% cost of living. This was able to occur by an additional decrease of several budgets throughout the county.

Decision: Commissioner Jackson moved to approve publication of the 2025 County Budget and the 2025 Bingham County Ambulance Budget. Commissioner Bair seconded. All voted in favor. The motion carried.

PRIOR APPROVAL FOR MAJOR PURCHASE- ELECTION OFFICE

Present: Danette Miller- Elections Director

The Board met to discuss the submitted Prior Approval for 40 voting booths (enclosed in cases containing two each). This is to replace the broken booths as well as increase numbers as the polling locations/number of registered voters is steadily increasing. The estimated cost for said purchase is \$5,580.00 and is to be paid from Fund 01-15-899-09 (General Fund) \$2,000.00 and the remaining \$3,580.00 from Fund: 60-00-899-09 (Consolidated Election- Capital).

Decision: Commissioner Jackson moved to approve the Prior Approval for Major Purchase of 40 voting booths (enclosed in cases containing two each). This is to replace the broken booths as well as increase numbers as the polling locations/number of registered voters is steadily increasing. The estimated cost for said purchase is \$5,580.00 and is to be paid from Fund 01-15-899-09 (General Fund) \$2,000.00 and the remaining \$3,580.00 from Fund: 60-00-899-09 (Consolidated Election-Capital). Commissioner Bair seconded. All voted in favor. The motion carried.

REQUEST SUBMITTED BY GEOBITMINE LLC TO DISCUSS POTENTIAL SALE OF COUNTY PROPERTY CURRENTLY BEING LEASED

Present: Tiffany Olsen- Planning & Development Director
Addie Jo Jackman- Planning & Development Assistant Director
Jay Jorgensen- Geobitmine
Alicia Atkinson- Geobitmine
Krysta Aten-Schell- Geobitmine
Dusty Whited- Bingham County Public Works Director
Chase Clark- Bingham County Building Official
Ryan Jolley- Bingham County Prosecuting Attorney/Civil Counsel
Scott Reese- Bingham County Parks & Recreation/Emergency Management

The Board met with Geobitmine LLC, to discuss sale of county property currently being leased and receive an update.

Krysta Aten-Schell provided an update on phase one utility work and stated there was a snag in the process that they would like to address with the Board. All equipment that is on the site was all submitted as a part of the phase one utility work, which was submitted under the electrical permitting process, wherein Bingham County does not review mechanical or electrical as the Board may be aware. That means that the permit went through the State and all work that was identified was reviewed and approved by the State. There was a stop work order issued by Bingham County Planning and Development, stating that the equipment that was on site was going to be considered accessory structures. There has been correspondence regarding this matter and Geobitmine certainly wants to be sure they are meeting all county requirements. However, Geobitmine wants to make it clear that the equipment is not for human occupancy. There is a job site trailer, which would fall under IBC 2018 Building Code for temporary structures, if removed within 180 days, it does not require a permit. Geobitmine feel that 4 out of the 5 containers currently located on site, should be exempt from the accessory structure requirement because they are intended as temporary use only. The 8 x 40 container that is there is part of the permanent installation but is a piece of equipment and it was critical to complete the electrical installation to have the equipment in place.

Another part of the discussion was the flood plain development permit, which they are aware of the flood plain requirements and is part of the phase two development to ensure that they are meeting all necessary design elevation requirements. Again, Krysta Aten-Schell stated since this was phase one

under the utility work, Geobitmine was trying to be sure that they could facilitate the phase one process and fully intent to submit all flood plain information with phase two. They can do that at this point and time with the design elevations and Geobitmine wanted to be sure that was clear. These items will be submitted as soon as possible but wanted to point out that the flood plain development work really is for a building and that they had been in contact with Maureen O'Shea, Department of Water Resources, and have talked through the process. Utilities are reviewed differently and typically is done on a site plan review and does not have an individual certificate for each item and they were trying to be sure on the understanding.

Krysta Aten-Schell stated the concern of Geobitmine is that this equipment is vital to testing for phase two and they cannot complete engineering without turning equipment on. Therefore, the stop work order put in place put a wrench in things with their investor group. Geobitmine is respectfully requesting that the Board grant Geobitmine to turn the equipment on and they will fully comply with all requirements for phase two development and submit those drawings as soon as possible but this stop work order is very detrimental to the project.

Chairman Manwaring asked if the test trailers and equipment are operational currently, wherein Krysta Aten-Schell stated they were not but are vital to the project.

Tiffany Olsen explained that they have been trying to make contact with Maureen O'Shea and have not been able to do so. Tiffany Olsen stated she believes that Geobitmine still need compliance with the flood plain development permit. With a site and per individual structure but as discussed on a call with Krysta Aten-Schell and Jay Jorgensen, that is something that they are still looking for direction because this project is so unique.

Krysta Aten-Schell stated there are five containers currently, wherein the 8 x 20 containers are all temporary. One of them is a job trailer and the other three are temporary testing facility equipment for one style of air-cooled equipment. The 8 x 40 container is on an 18-inch gravel foundation and is intended to be permanent, however in phase two, the entire site gets considered under the flood plain development certificate. All of that utility work will be contained in a barrier, as well as the greenhouse itself. It was not feasible for Geobitmine to raise the entire site up to the base flood plain elevation, otherwise they would have done the LOMR process but is it not feasible. Therefore, they are approaching this as building in a flood plain development that will be properly flood proof and everything that is underground is waterproof already, which she has informed Maureen O'Shea of and she stated that she would accept a letter with stamped certification stating that those installs are intended for this use. The project has been phased and Geobitmine wants to be sure they are meeting all requirements. Krysta Aten-Schell stated her concern is that if the flood plain certificate was submitted on just the equipment, it does not have the required protection but that is because the project is still in progress.

Tiffany Olsen stated that this is the first time that she is hearing that the structures are temporary in nature or that they were going to be moved. There is a site plan that shows structures and she did not see that they were indicated as temporary. This is a necessity for maybe even more project management direction and the meeting held previously was related to site work and underground utilities so it was a surprise to see the job site with equipment and temporary structures, which is why a pause was placed on that level of construction. The right-of-way work is continuing, the underground utilities are continuing and are correct in that the electrical permits are all through the state. There are levels of inspections but the complication is working backwards instead of forward and trying to understand what is encompassing on the site and what is not.

Commissioner Bair asked what needs to be done to lift the stop work order because it appears that it has been disruptive to the project. Tiffany Olsen stated the containers need to be permitted and to work with through the flood plain certificates. It was also stated in a previous call that there would be contact the state to find out if there was a more efficient or effective way to manage those flood plain permits. In the last 48-hours, maybe less, business working hours, that has not been done. Therefore, there is a process that has to take place and more individuals than those in attendance at this meeting, to answer those

questions. Tiffany Olsen stated that stop work orders are issued when work being performed has not been permitted or inspected and they are lifted or removed when that work is permitted.

Chairman Manwaring asked for clarification and that the temporary containers need a permit to be placed as temporary, to which Tiffany Olsen stated the rendition of temporary structure and therefore do not need any flood plain or building permits is new to her and she would defer that question to the Building Official, if allowed.

Chase Clark, Building Official, stated that temporary structures are required to have permits. There is a provision in the Idaho Building Code (IBC), where that is addressed and states that temporary structures do have to meet the same provisions as permanent structures. The difference is that the temporary structures have a time limit of 180 days until they need removed. The permanent is more restrictive to the flood plain and is why it was important that he reach out to the State Coordinator, to which he has not received a response.

Jay Jorgensen stated that it confuses him as to why action was taken so quickly without a meeting with all parties, including Maureen O'Shea, if that is what was needed in order for Geobitmine to understand the full scope as it does not appear that everyone understands the full scope of what is and what is not required.

Tiffany Olsen stated that the level of work in the flood plain was seen, they needed to have discussion and flood plain permit and building permits are needed. Temporary structures do need building permits and may be able to come under the general flood plain development permit but they may not and that is something that will be researched further as a team with the state. Regardless they do still need a building permit and discussion as held last week about the online portal and how to get the building permit applications submitted, along with all required documentation. Again, that is why the stop work order was placed, was to get all parties on board to be sure all requirements are met.

Krysta Aten-Schell stated the addition reason this was being brought to the board's attention is that they wanted to be sure there was permission to turn on equipment and what the situation has been.

Jay Jorgensen stated that Geobitmine had a team that was flying in, flights and hotel accommodations made and paid for, to turn on all equipment and get the electrical functioning. Geobitmine has lost thousands of dollars due to the stop work order.

Tiffany Olsen stated the land use alone is agriculture and without the greenhouse and just having manufacturing, the data center component should not be operating as the land use alone is manufacturing. Tiffany Olsen asked Krysta Aten-Schell how long they anticipate the testing phase to last, wherein Ms. Aten-Schell stated that the engineering design is based on operational units, gathering the data and designing the heat capture equipment based off of operational equipment. She would foresee that once power is turned on, they stay on until such point that the heat connectors go in place, there would be a temporary shutdown, and then they would be back operational. The intent is that they would be operational through construction with the pieces of equipment. It is part of the business operations, as far as they see, and they understand that this is a unique project that has two different functions coming together on one piece of land. Geobitmine would like to ask that any part of the operations that are up and running, be considered operational because they will still be under construction closing to substantial completion near the end of the year on the greenhouse but cannot guarantee that they will be growing tomatoes by the end of the year.

Tiffany Olsen stated the way lease the was prepared was the greenhouse be operational by the end of the year, she believes that was the understanding. Tiffany Olsen questioned the timing and sequence and if the testing was going to take place over several months, the greenhouse is ordered and being delivered in September, what would the timeline look like because there is not an opportunity in land use to have one isolated component without the other and there are no plans received on the greenhouse as of yet. Therefore, all that is seen on the land is manufacturing and asked when the plans would be submitted on the greenhouse, to which Krysta Aten-Schell stated they could certainly submit preliminary designs and

stated that they have changed the greenhouse vendor as they ran into issues alluded to in the June meeting, wherein they ran into financing package with the previous vendor. The new vendor has stated with down payment on the greenhouse, they can have manufacturing of the components start immediately with delivery in the soonest of 8-10 weeks. In the meantime, they will be supplying Geobitmine with their design drawings as quickly as possible. If they were able to do deferred submittal for the mechanical, electrical and plumbing systems, they could submit on the architectural and site plan much sooner but need to be sure that is acceptable by all parties.

Tiffany Olsen stated when a member of the public comes to Planning & Development and questions what is occurring in this property and she explains the agricultural use but there is nothing there other than data center, she is challenged in her response. Commissioner Bair stated that the response should be that they are working on the greenhouse but it is all one project.

Ryan Jolley stated the difference is that agriculture needs to be the primary use and not the secondary use, due to the zoning requirements. If it is the secondary use, there is a problem with the zoning and it would need to be rezoned.

Ryan Jolley stated it is required under county zoning and the greenhouse has to be manufacturing to allow any manufacturing of bitcoin. It will need to occur as its primary use or it is illegal. It would allow liability for the county and an illegal land use on one of its leased properties in that area. It seems as though the manufacturing part will be operating prior to the agricultural part, which would mean that there would need to be a rezone completed.

Commissioner Bair stated that he is not sure there was ever conversation that the data center would occur first and then the greenhouse, or the other way around. He does not believe that it matters, so long as the project is moving towards completion as it will be agriculture.

Tiffany Olsen explained that there have not been conversations about the order of operations and that his responsibility is to enforce code. It is a concern of hers that the mining is happening without the greenhouse and one appearing visually without the other. It would be a concern for her that it does not meet the current zoning requirement.

Chairman Manwaring stated he believes there was a misunderstanding and that all involved need to be on the same page, which is following the county ordinance and code.

Tiffany Olsen stated that she was not aware that phase 1 included setting of any structures. Commissioner Bair asked what Ms. Olsen thought phase 1 included, to which she stated that phase 1 was to include site work only, not placing of structures. There was request for easement, a right of way permit to put in utilities, there was a phase 1 request for site work and underground utilities. Had she known there would be setting of any structures, she would have been working with GeoBitmine to acquire the proper permits. The issue is that the county was unaware there were going to be structures placed.

Krysta Aten-Schell stated that the intent of this meeting was to clarify the items to which the county had questions on and assuming that all conditions had been met on the temporary and permanent structures that are in place, the county would allow the electrical operations to be turned on for testing purposes and remain on while phase 2 is under construction. It is part of the operations of the business and GeoBitmine fully intends to have the greenhouse as complete as possible by the end of the year, per the lease. Rather or not there will be tomatoes grown by the end of the year, that cannot be promised, because there have been delays. That is why GeoBitmine is asking the Board to allow electrical operations to be turned on, in order to be in compliance with the lease and expectations of the county.

The main item is whether or not the Board will allow GeoBitmine to proceed with turning on power, after building permits and other requirements are obtained, until the greenhouse is constructed.

Chairman Manwaring asked Legal Counsel where a portion will be Agriculture and the other portion is Commercial, will this cause an issue because the end result will be Agriculture but if the initial portion of the project is Commercial. Ryan Jolley stated that the Board should be cautious and that the primary purpose is agriculture and up until it becomes that, the purpose should remain as testing only and the plans need to proceed as far as the greenhouse. It is important to put a timeline in place to be sure things are proceeding as they should.

A brief update was given in regards to the flood plain process, wherein Krysta Aten-Schell stated that there are survey points for the site, the base flood plain elevation, and will determine the goal of what is needed to meet. They will ensure that there is a buffer as well. GeoBitmine has survey point elevations on the equipment that was installed as part of the electrical project and what will be submitted is a site plan showing the completion of phase 2 because phase 1 relies very much on phase 2 in order to be sure the site is compliant.

Discussion was held in regards to the well and watering, wherein Dusty Whited stated that he has spoken with one of the local well companies and there would need to be a well house built and pressure tanks to support the commercial operation. The operation that it has been being used for does not necessitate a pressure tank but now that there will be additional operations, it will need to contain a pressure tank.

Krysta Aten-Schell asked if there was anything within the Lease Agreement that prohibits GeoBitmine from drilling their own well, which could be easier. Chairman Manwaring stated that there needs to be an application done but believes it could be done.

Tiffany Olsen stated when the Lease Agreement was signed, the county was under the assumption that the county's water rights were potentially going to the water bank and being used. Now that GeoBitmine has water rights leased from the water bank, that changes the component and it would be considered a property alteration improvement, which would require permission from the Board of County Commissioners but would also have to sign an Application to the Department of Water Resources.

Commissioner Bair stated that he is concerned in regards to watering the trees and that the sprinkler system may need to be updated. Dusty Whited stated the system had failures a couple of years ago and the holes were fixed and it was operational but the system is small and should be upgraded. Mr. Whited stated that he would be happy to gather quotes as to the cost to upgrade the water system.

Decision: Commissioner Bair moved to allow Geobitmine to move forward with working with the State of Idaho in regards to the flood plain. Commissioner Jackson seconded. All voted in favor. The motion carried.

DISCUSSION & POTENTIAL DECISION REGARDING IMPROVEMENT PROJECT FOR THE ROCKFORD PROJECT- REQUESTED BY EARL PRESTON

Present: Earl Preston- Rockford Airport
Scott Reese- Parks & Recreation/Emergency Management


The Board met to hold discussion and make a decision in regards to the improvement project for the Rockford Airport.

Mr. Preston explained the request for improvement project at the Rockford Airport, wherein the request is for a 2" overlay on the runway to smooth out. Therefore, he is before the Board today to ask for permission to advertise for bids. The funding has been provided from the State at approximately \$260,000.00 and the State has approved the plans proposed by Mr. Preston. The State has also stated the plan meets all requirements.

Decision: Commissioner Jackson moved to approve to put of for bids for the Rockford Airport Improvement Project. Commissioner Bair seconded. All voted in favor. The motion carried.

THE MOTION PASSED TO DISMISS UNTIL TUESDAY, AUGUST 6, 2024


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


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Tuesday, August 6, 2024
County of Bingham)

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

PRESENT: Chairman Manwaring
 Commissioner Bair
 Commissioner Jackson
 Pamela Eckhardt- County Clerk

PLANNING & DEVELOPMENT

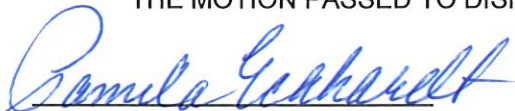
Present: Tiffany Olsen- Planning & Development Director

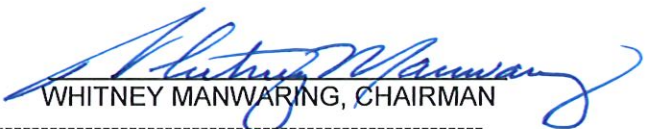
The Board met with Tiffany Olsen to discuss updates within the Planning & Development Division, which included the upcoming Planning & Zoning Commission calendar, updates from the Building Division and other miscellaneous updates.

Discussion was held in regards to the addition of the Coroner's Office to the sign out front of the Courthouse Annex Building.

There was no decision made and this matter was placed on hold for additional information.

THE MOTION PASSED TO DISMISS UNTIL WEDNESDAY, AUGUST 7, 2024


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


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Wednesday, August 7, 2024
County of Bingham)

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

PRESENT: Chairman Manwaring
 Commissioner Jackson
 Lindsey Dalley- Commission Clerk
Excused: Commissioner Bair

BINGHAM COUNTY RESOLUTION 2024-28

The Board met to approve and sign Bingham County Resolution 2024-28, a formal resolution declaring certain Bingham County property not necessary for use in Bingham County, Idaho, specifically for the Road and Bridge, Solid Waste and Clerks Office.

Decision: Commissioner Jackson moved to approve and sign Bingham County Resolution 2024-28, a formal resolution declaring certain Bingham County property not necessary for use in Bingham County, Idaho, specifically for the Road and Bridge, Solid Waste and Clerks Office. Chairman Manwaring seconded. All voted in favor. The motion carried and said resolution was adopted as follows:

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Two (2) cones

Vin: V0505116J00199900

BINGHAM COUNTY SOLID WASTE

1998 CAT Excavator 963B

Vin: 09BL02688

BINGHAM COUNTY CLERKS OFFICE

Two (2) office chairs
One (1) filing cabinet

DATED this 7th day of August 2024.

BINGHAM COUNTY COMMISSION

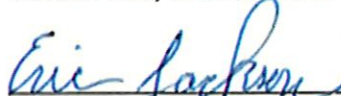


ATTEST:


Pamela W. Eckhardt
Bingham County Clerk


Whitney Manwaring, Chairman

Mark R. Bair, Commissioner


Eric Jackson, Commissioner

SHERIFF'S OFFICE

Present: Jeff Gardner- Bingham County Sheriff
Jordyn Nebeker- Bingham County Chief Deputy Sheriff

The Board met with Sheriff Gardner to discuss updates within the Sheriff's Office, which included an update on the jail expansion/courthouse remodel project, jail population and update on options to develop a vehicle compound area near the Central Transfer Station for law enforcement.

PUBLIC WORKS

Present: Dusty Whited- Public Works Director

The Board met with Dusty Whited to discuss updates within the Public Works Division, along with other agenda items.

Discussion was held in regards to purchasing a new scale for the Rattlesnake Landfill. Mr. Whited explained that he has received three bids, which were JC Scales and Service, LLC (\$61,775.00), Total Scale Service Inc., (\$96,466.62), and Cornerstone (\$112,359.00).

The Board was in favor of approving the lowest received bid from JC Scales and Service, LLC.

Decision: Commissioner Jackson moved to approve the Prior Approval for new scale at the Rattlesnake Landfill, from the lowest bidder, JC Scales and Service, LLC, at \$61,775.00. Chairman Manwaring seconded. Both voted in favor. The motion carried.

Next, discussion was held in regards to the paving of roads, wherein a portion of Moser Road in Aberdeen, End of Thompson Road and the potential of others depending on what is left of paving materials.

Decision: Commissioner Jackson moved to direct Dusty Whited to do a double shot paving on three or four roads at the end of the season with leftover paving materials. Chairman Manwaring seconded. Both voted in favor. The motion carried.

REQUEST FOR USE OF OPIOID SETTLEMENT FUNDS TO SUPPORT SERVICES SUCH AS DRUG & ALCOHOL EVALUATIONS OR TRANSPORTATION TO AND FROM TREATMENT AND MISDEMEANOR PROBATION CLIENTS, AS WELL AS OTHER RESOURCES THAT FIT WITHIN EXHIBIT A & B OF OPIOID SETTLEMENT FUND- REQUESTED BY SHAWN HILL

Present: Shawn Hill- Probation Division

The Board met to make a decision in regards to the submitted request for use of OPIOID settlement funds to support services such as drug and alcohol evaluations or transportation to and from treatment and misdemeanor probation clients, as well as other resources that fit with Exhibit (B) of OPIOID settlement fund.

Mr. Hill stated that he has been made aware of OPIOID funding availability and is requesting up to \$20,000 in funding. He has spent time looking into different ways that said funding could be utilized to help meet the needs of misdemeanor probation clients. In doing so, he would like to submit the request for funding to be used for transportation to treatment, payment for treatment and other options as described in Exhibit A(b) of the Opioid Settlement.

Decision: Commissioner Jackson moved to approve up to \$20,000.00 of the OPIOID settlement funding to help with transportation to and from treatment and evaluations that fit within Exhibit A (b) of Opioid Settlement Fund Usage Requirements. Chairman Manwaring seconded. Both voted in favor. The motion carried.

HUMAN RESOURCE DEPARTMENT UPDATE

Present: Laraine Pope- Human Resources Director

The Board met with Laraine Pope to discuss updates within the Human Resources Department.

MEETING TO DISCUSS PROCESS FOR STATEMENT OF INTENT TO DECLARE A MANUFACTURED HOME AS REAL PROPERTY- REQUESTED BY MICHELLE REAY

Present: Michelle Reay- Flying S Title
Juanita Monson- Flying S Title
Tara Rupe- Flying S Title
Donavan Harrington- County Assessor
Tiffany Olsen- Planning & Development Director
Ryan Jolley- Prosecuting Attorney/County Legal Counsel
Debbie Cunningham- Chief Deputy Assessor

The Board met with Michelle Reay to discuss the process for statement of intent to declare a manufactured homes as real property. Chairman Manwaring welcomed all to the meeting and introductions were held.

Ms. Reay explained the issues that have occurred in regards to the process in which a manufactured home is declared as real property. She explained that over the past month things have changed and the process is not as smooth as it used to be, which is causing additional time for the employees at Flying S Title Company. Her hope is that within this meeting, a plan can be put in place in order to have the process run smoothly and more efficiently.

Tiffany Olsen stated that the Planning & Development Division has a role within this process and explained that they are required to sign a form that is produced by the State Tax Commission pursuant to Idaho Code Section 63-304. There are two places that Planning & Development is to sign as an inspector, wherein the first is to verify the removal of the running gear, which is an easy visual inspection. The second item is that it is permanently affixed to a foundation on the land, wherein that item is easy to satisfy if there is a building permit or a record on the structure. The VIN number is verified as a part of the building inspection when on site with the building permit. A photograph is taken of the VIN number, inspect how the home was properly set in the foundation, if there is a building permit. The intercut situation arises when Planning & Development receives the request form and there is not a building permit, which means that Planning & Development is not able to verify how that home was fixed to the foundation because it was not inspected.

Debbie Cunningham stated that it used to be that Planning & Development did the VIN inspection as well as the foundation inspections at the same time. On a new manufactured home that is how it should be done. The one that brought over recently was a brand-new manufactured home and Planning & Development had signed off on the foundation but then it was brought to the Assessors office to complete their portion, which she believes it was done that way as that is how it was done by the previous employee that worked on these transfers. Ms. Rupe stated that she is hopeful that one of those steps could be removed so as to cut down time in the process. Ms. Cunningham stated that when a new manufactured home is included on the application, she is not sure why Planning & Development could not just complete the VIN inspection at the same time as they are already verifying the VIN. On a used manufactured home, if Planning & Development has paperwork that shows the title work permit, they do that in house and do not go to the property and inspect again. In that case, the Assessors office will need to verify the VIN number.

Ms. Olsen clarified that regardless if the manufactured home is new or used, the inspector is on the property but it depends on the stage that the application is at when submitted. So long as Planning & Development has the proper information and documentation, the turnaround time should be same day or next day at most. If not, the process could take longer.

Donavan Harrington stated that the entire revaluation staff has been trained to complete VIN inspections, which includes five (5) individuals and those inspections are generally done the same day.

Tara Rupe stated that it is the instance when several trips have to be made and they are hoping that some steps could be removed to save time within the process.

Debbie Cunningham stated the process followed is set out within Idaho Code, which has to be followed. Chairman Manwaring asked if there were steps that could possibly be combined to save time.

Ms. Olsen suggested that when Planning & Development is completed with an application, they would provide the application to the Assessors Office, rather than providing the document to the title company and this could save time within the process.

Debbie Cunningham stated that all five appraisers will be trained, along with all DMV employees, in order to assist in making the process move forward.

Ms. Reay asked if in the future it was possible for the title company to make an appointment time in order to work on these applications. Donovan Harrington stated that is not something that has been done in the past but it also depends on the day of the week and how long the line will be. Ms. Reay stated the reason it is crucial for them is because once it is recorded, the lender is required that the documents are returned to them and therefore, they are in a time crunch.

Debbie Cunningham stated that she can see why it was an issue in the past as there was only one individual who knew of this process but that will be cured and all DMV employees will know of the process. Ms. Reay stated that would be a huge step forward in making the process run smoothly.

Depending on the status of the application, all parties will be in communication to do what will be the fastest route.

Nothing Further.

DISCUSSION & DECISION ON APPROVAL FOR GEOBITMINE TO TURN ON POWER FOR TESTING AND REVIEW OPEARATIONAL STATUS AND RELATED PERMITTING AT CONSTRUCTION SITE LOCATED NEAR 767 NORTH 900 EAST, SHELLEY, IDAHO

Present: Jay Jorgensen- Geobitmine
Alicia Atkinson- Geobitmine
Tiffany Olsen- Planning & Development Director
Dusty Whited- Public Works Director

The Board met to hold discussion and make a decision on request for approval for Geobitmine to turn on data center power for testing for future greenhouse operations, review operational status and related permitting at construction site located near 767 N. 900 E., Shelley, Idaho.

Tiffany Olsen gave an update on building permit status specifically regarding the floodplain discussion held with the Department of Water Resources, wherein Chase Clark, County Building Official, had a conversation with Maureen O'Shea, who looked at the updated floodplain maps that are to be issued this month and were discussing what the appropriate base flood elevation would be. They were unable to make a determination in the length of time Maureen had available. Maureen said she was going to try her best to phone Chase Clark yesterday and was unable to do so. Mr. Clark is on vacation today through Friday, therefore, in the meeting Ms. Olsen sent Maureen a message to see if she was able to visit either with Mr. Clark late last night or if she had an opportunity to confirm the base flood elevation. Krysta Aten-Schell had sent three emails with three different base flood elevation numbers and wanted to know which one of those numbers was correct. Maureen responded that she has not had the chance to review the information requested and was still teaching a FEMA Course out of state. Until the base flood elevation is

acknowledged and confirmed, it will remain unknown and the building permits cannot proceed without the elevation being determined.

Jay Jorgensen reviewed the notes given by Krysta Aten-Schell and stated they have decided to split the flood plain development into phase one area only and will submit phase two after the building is complete. Ms. Olsen stated in order to approve building permits for phase one, the county would still need to know what the base flood elevation is. Ms. Olsen stated the base flood elevation number is determined by GeoBitmine's engineering and survey team and it will be used to determine at what level structures need to be placed. If the base flood elevation number varies at all from where the structures are currently placed and it is significant and there may be a holdup on the flood plain construction designation.

Commissioner Jackson asked Ms. Olsen if she was aware of what the base flood elevation number is for surrounding areas, wherein she stated she was not and that GeoBitmine's engineer or design professional would establish a base flood elevation, noting however that determination still has to be accepted by FEMA. If the base flood elevation number comes from FEMA, that eliminates that step and cost for GeoBitmine. Commissioner Jackson asked what would occur if they went one foot over the maximum limit and if it would still require approval of FEMA, to which Ms. Olsen stated determining what the limit is does need to be approved, regardless of what is placed.

Alicia Atkinson stated that Geobitmine has already raised the ground where the units are and she is curious, the data they were given in the elevation, she believes has already been done. It was engineered and that is why it was poured at that height and asked Ms. Olsen if that was not acceptable, to which Ms. Olsen responded that the original height (pre-construction) is unknown to the county and it is part of the process verify elevation with the Department of Water Resources and FEMA. Alicia Atkinson asked if their engineer had already come out and already did the flood plain elevation, and stated where the elevation needs to be and it was done at that level, it is not approved? Ms. Olsen summarized that GeoBitmine's engineer has not provided any information to the county to validate the base flood elevation.

Alicia Atkinson stated the Krysta Aten-Schell is very meticulous about all her projects and she does not think that she would have allowed a project to proceed unless the base flood elevation had been cleared. The elevation was built up and temporary structures were placed and if it needed to be built up further, that would have been something that Krysta would have proactively done. Ms. Olsen stated it is unfortunate that Krysta is not present for this meeting as there have been a large amount of email correspondence on how to apply for those permits and that base flood elevation needed to be established to begin with, which was recognized by Krysta and she stated that she has asked for her surveyor/engineer at Connect Engineering to do so, which to her understanding had not been done yet. Jay Jorgensen stated that is being done currently and asked Ms. Olsen if base flood elevation is something that Connect Engineering is able to determine or is it dependent on one person for the State of Idaho who works two days per week, wherein Ms. Olsen stated that any engineer or surveyor licensed within the State of Idaho can determine a base flood elevation. She added that there is a division in the State of Idaho that confirms that base flood elevation, which is who Maureen O'Shea is employed by. Ms. Olsen stated that Maureen is working to help determine the base flood elevation on behalf of Geobitmine at no cost. If Geobitmine would prefer to have Connect Engineering determine the base flood elevation and wait to have confirmation completed, that is an option available. Either way, the base flood elevation has to be confirmed.

Commissioner Bair asked Jay Jorgensen if they have hired Connect Engineering to determine the base flood elevation and that it is just a matter of confirmation from the state, to which Ms. Olsen stated there is a new Flood Plain Firm Risk Analysis Map and it is set to be adopted by late summer of this year. This area has a number of base flood elevations around this parcel and a number is established on the new mapping. Otherwise, the last set of mapping for the County is from 1979. Ms. Olsen again stated that the base flood elevation number has not been determined for the subject parcel and once that is done, all structures would need to be a minimum of what the base flood elevation is determined to be or other options would be explored by GeoBitmine's engineers. That number is then used in one of two ways, either in the Elevation Certificates or it can be used as a number to submit a LOMR (Letter of Map Revision) based on fill, which is stating that GeoBitmine has brought in so much fill to the property, that

there is a very low risk of a special hazard flooding situation and then when approved, FEMA then writes the Board a letter stating that they received the application to remove the parcel or a portion of the parcel from the flood plain and it has been removed. Regardless of which path Geobitmine may choose, individual structures or the overall map amendment based on fill, that number is the crucial component, to whichever is chosen in the flood plain. Ms. Olsen stated that Krysta Aten-Schell is very articulate and they have talked through the flood plain process several of times and all involved are challenged with how complicated and over restrictive the flood plain and Department of Water Resources standards are. With that said, the base flood elevation number is needed and at that time Geobitmine will understand whether they want to remove the property or if they want to follow with the elevation certificates. In the last email sent to Geobitmine from Mr. Clark, his suggestion was do the Elevation Certificates per building to get the permits done, be sure they are placed above minimum level and then seek the LOMR-F which would prevent having an Elevation Certificate for each structure on the project if approved.

Dusty Whited, County Public Works Director, stated there have been a transformer and a few other structures, which all need to be above the base flood elevation, which Ms. Olsen confirmed and stated that this includes any utility structure or temporary structure. The difference is that utility structures do not require building permits but would still need to be established to be set above the base flood elevation.

Jay Jorgensen asked Ms. Olsen regarding a flood barrier and if they are allowed to build that in order to protect the site if under elevation. Ms. Olsen stated that would need to be deferred to Mr. Clark because there are certain barriers that are allowed when in the flood plain and certain barriers that are not allowed, which is a part of the flood plain development permit. Ms. Olsen expanded that diverting water to other properties with a berm is not allowed.

Chairman Manwaring asked what needs to be completed for phase one, wherein Ms. Olsen stated a building permit will need to be applied for the temporary structures that are going to be removed in less than 180 days and the temporary work trailer, which was applied for early this morning but is not quite complete. Next, a flood plain development permit for the remainder of the site, along with a building permit for temporary fence as it is 8 feet tall, wherein the International Building Code requires a building permit for a fence that is more than 7 feet. Jay Jorgensen stated they have paid Connect Engineering to do this.

Jay Jorgensen stated the route being discussed will take months and if that is the case, the project will not proceed and they would let every voter in the county know. Ms. Olsen stated the Certificate of Elevation process, once the base flood elevation number is received, can easily be completed in less than 5 business days. Mr. Clark mentioned that the Applications would be reviewed as soon as possible, which is setting aside other projects to do so. Currently there is one permit submitted that is missing a few required items and therefore, that correspondence will be held to cure that issue. If all permits were submitted to review, Mr. Clark would do so.

Chairman Manwaring stated that all codes need to be followed and the state still has to sign off on the base flood elevation number.

Jay Jorgensen stated pursuant to an email from Krysta Aten-Schell, she stated that if Geobitmine must complete all three Elevation Certificates before turning power on, they should apply for a temporary flood barrier wall now otherwise they will not be turning on equipment for several months, which it seems that a motion can be made to allow phase one to be operational and still work through requirements to either to be removed from the flood plain or other items. Ms. Olsen stated in order to turn on the power, the building permits need to be issued and believes that can be done as soon as complete applications, with Elevation Certificates are received but there will be pressure placed on the surveyor or engineer of GeoBitmine to complete the documents. Again, the beginning of next week, if complete applications are submitted, those should be reviewed and building permits issued thereafter.

Ms. Olsen stated once permits are issued, the power and equipment can be turned on.

There were no further questions at this time and Chairman Manwaring asked for a motion.

STATE OF IDAHO)
 : ss. Monday, August 12, 2024
County of Bingham)

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

PRESENT: Chairman Manwaring
 Commissioner Bair
 Commissioner Jackson
 Lindsey Dalley- Commission Clerk

REQUEST SUBMITTED BY GENE WOMACK TO DISCUSS PROPERTY TAX EXEMPTION FOR STEWART HOOVER POST NO. 23, WITH POTENTIAL FORGIVENESS FOR PAST DUE TAXES

Present: Donavan Harrington- County Assessor
 Debbie Cunningham- Chief Deputy Assessor
 Audrey Barzee- Assessors Office
Via Phone: Gene Womack

The Board met to discuss the request submitted by Gene Womack for potential forgiveness of past due taxes for Stewart Hoover Post No. 23.

Mr. Womack explained that he was not aware that the tax exemption application is something that should be submitted yearly. He had contacted the county and was advised that is was past the deadline for submission and that it would need to be submitted to the Board of County Commissioners for a decision.

Mr. Harrington explained that the tax exemption application is required by code to be submitted yearly.

Mr. Womack stated he is not sure how the letter was missed but in the transition of offices, it was missed.

The Board has no concern or issue with excusing the taxes owed and the only amount owed would be for late fees, interest and solid waste fee for each year. The Commission Clerk will obtain the proper amount to be placed on proper documentation for signing by the Board.

Decision: Commissioner Bair moved to excuse taxes for Stewart Hoover Post 23, only leaving the late fee, interest and solid waste fee owing. Commissioner Jackson seconded. All voted in favor. The motion carried.

PRIOR APPROVAL FOR MAJOR PURCHASE- IT DEPARTMENT

Present: Matt Galloway- IT Director

The Board met to discuss several Prior Approval documents submitted by Matt Galloway.

Discussion was held in regards to the Prior Approval for Major Purchase of 10-hour support for ManageEngine setup. Mr. Galloway explained that ManageEngine was deployed two months ago and setup is progressing, but is complex. Mr. Galloway stated that he would like to bring in outside support who would assist in managing this software on large scale to help speed up the process. Said purchase is in the amount of \$1,500.00 and is to be paid from Fund: 01-14-524-00 (IT- Cybersecurity).

Decision: Commissioner Jackson moved to approve the Prior Approval for Major Purchase of 10-hour support for ManageEngine setup. Said purchase is in the amount of \$1,500.00 and is to be paid from Fund: 01-14-524-00 (IT- Cybersecurity). Commissioner Bair seconded. All voted in favor. The motion carried.

Next, discussion was held in regards to the Prior Approval for Major Purchase of two (2) Dell Precision 3680 workstations for Dispatch. Said purchase is in the amount of \$5,921.44 and is to be paid from Fund: 28-01-599-00 (911-Capital).

Decision: Commissioner Bair moved to approve the Prior Approval for Major Purchase of two (2) Dell Precision 3680 workstations for Dispatch. Said purchase is in the amount of \$5,921.44 and is to be paid from Fund: 28-01-599-00 (911-Capital). Commissioner Jackson seconded. All voted in favor. The motion carried.

Next, discussion was held in regards to the Prior Approval for Major Purchase of one (1) camera, two (2) network switches and two (2) desktop computers for R&B and Solid Waste. Said purchase is in the amount of \$5,771.03 and is to be paid from Fund: 24-00-450-00.

Decision: Commissioner Jackson moved to approve the Prior Approval for Major Purchase of one (1) camera, two (2) network switches and two (2) desktop computers for R&B and Solid Waste. Said purchase is in the amount of \$5,771.03 and is to be paid from Fund: 24-00-450-00. Commissioner Bair seconded. All voted in favor. The motion carried.

Lastly, discussion was held in regards to the Prior Approval for Major Purchase of two (2) cisco 9200CX switches for NG911 Project. These are needed to provide switching and routing between the failover internet sources for the NextGen 911 project with Bannock County. Said purchase is in the amount of \$5,983.78 and is to be paid from Fund: 28-01-599-00 (911- Vesta Grant).

Decision: Commissioner Bair moved to approve the Prior Approval for Major Purchase of two (2) cisco 9200CX switches for NG911 Project. These are needed to provide switching and routing between the failover internet sources for the NextGen 911 project with Bannock County. Said purchase is in the amount of \$5,983.78 and is to be paid from Fund: 28-01-599-00 (911- Vesta Grant). Commissioner Jackson seconded. All voted in favor. The motion carried.

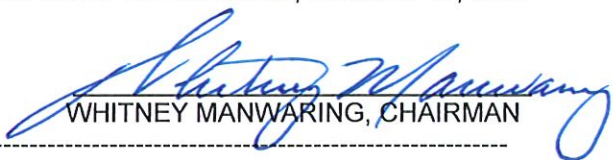
REQUEST SUBMITTED BY JIMMY ROBERTS, COUNTY CORONER, TO REVIEW PREVIOUS AND CURRENT WORKLOAD AND COMPLIANCE WITH IDAHO CODE

- Present:
- Jimmy Roberts- County Coroner
 - Taylor Calder- Idaho State Journal
 - Lea Hartman- Deputy Coroner
 - Sophia Feurenbacker- Coroner Intern
 - Flint Christensen- Chief Deputy Coroner

The Board met with Jimmy Roberts to review previous and current workload and compliance with Idaho Code.

THE MOTION PASSED TO DISMISS UNTIL WEDNESDAY, AUGUST 14, 2024


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


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Wednesday, August 14, 2024
County of Bingham)

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

PRESENT: Chairman Manwaring
 Commissioner Bair
 Commissioner Jackson
 Lindsey Dalley- Commission Clerk

JAIL INSPECTION

The Board of County Commissioner and Commission Clerk attended the jail inspection with Lieutenant Fellows, Lieutenant Talbot, Sheriff Gardner and Chief Deputy Nebeker.

CASH WARRANTS

Cash Warrants were approved in the amount of \$13,990.00, \$46.00 and \$46.00, for a total of \$14,082.00.

COLLEGE OF SOUTHERN IDAHO

One Certificate of Residency document was approved by the Board and sent to the College of Southern Idaho for the following Bingham County student: Cecilia J. Carrell.

COLLEGE OF EASTERN IDAHO

One Certificate of Residency document was approved by the Board and sent to the College of Eastern Idaho for the following Bingham County student: Abigail C. Lloyd.

Decision: Commissioner Bair moved to approve and sign Cash Warrants, Claims and administrative documents for August 14, 2024. Commissioner Jackson seconded. All voted in favor. The motion carried.

SHERIFF'S OFFICE

Present: Jordyn Nebeker- Chief Deputy Sheriff
 Kris Talbot- Sheriff's Office Lieutenant

The Board met to discuss updates within the Sheriff's Office and other agenda items.

Discussion was held in regards to the request to pay overtime from grant funds for the Eastern Idaho State Fair, with decision. Chief Deputy Nebeker explained that this request is specifically for two (2) Lieutenants and will only be for the fair.

The Board had no concerns.

Decision: Commissioner Jackson moved to approve the request to pay overtime for two (2) Lieutenants from grant funds, specifically for the Eastern Idaho State Fair. Commissioner Bair seconded. All voted in favor. The motion carried.

PUBLIC WORKS

Present: Dusty Whited- Public Works Director
 Troy Lenhart- Road & Bridge Supervisor
 Tiffany Olsen- Planning & Development Director

The Board met with Dusty Whited to discuss updates within the Public Works Division and other agenda items.

Discussion was held in regards to the watering the trees on the Goshen Farm, which is county owned property. Mr. Whited explained that there have been concerns addressed in regards to how the trees look and the current watering system. Previously, Mr. Whited stated that he had gathered bids on what the cost would be and as he recalls it was around \$9-11,000.00. Due to the increase in cost, Mr. Whited guaranteed that the cost would be double what the previous cost but that he would be happy to gather quotes.

There was no decision made and Mr. Whited will gather bids as to what the cost would be in order to proceed and update the water system.

Next, discussion was held in regards to the request from Bonneville County to crush gravel at Crane's Flat, wherein Mr. Whited explained that he had received a request from Bonneville County to assist in crushing 10,000 tons of gravel at \$2.45 per ton.

The Board had no concerns.

Decision: Commissioner Bair moved to approve the request from Bonneville County to crush 10,000 tons at \$2.45 per ton for Bonneville County at Crane's Flat. Commissioner Jackson seconded. All voted in favor. The motion carried.

Next, discussion was held in regards to the Addendum to the Agreement with LHTAC for LIL B program for Scott Bridge Project. This addendum adds to the LHTAC/LOCAL Agreement executive on the 15th of October, 2023 between Bingham County and the Local Highway Technical Assistance Council.

Decision: Commissioner Jackson moved to approve and sign the Addendum to the Agreement with LHTAX for LIL B Program for the Scott Bridge Project. Commissioner Bair seconded. All voted in favor. The motion carried.

Next, discussion was held in regards to the Prior Approval for Major Purchase of a 70-ton truck scale for the Rattlesnake Landfill. Said purchase is in the amount of \$61,775.00 and is to be paid from Fund: 23-70-803-00.

Decision: Commissioner Bair moved to approve the Prior Approval for Major Purchase of a 70-ton truck scale for the Rattlesnake Landfill. Said purchase is in the amount of \$61,775.00 and is to be paid from Fund: 23-70-803-00. Commissioner Jackson seconded. All voted in favor. The motion carried.

PUBLIC HEARING- INCREASE IN FEES FOR THE ASSESSORS OFFICE, SOLID WASTE, SHERIFFS OFFICE AND THE PARKS & RECREATION, WITH DECISION ON THE SAME

Present: Donavan Harrington- County Assessor
 Gwen Inskip- County Surveyor
 Wendy Mecham- GIS Supervisor
 Jeff Gardner- Bingham County Sheriff
 Jordyn Nebeker- Bingham County Chief Deputy Nebeker
 Shirley Featherston- Bingham County Civil Department

The Board held a Public Hearing in regards to increase fees for the Assessors Office, Solid Waste, Sheriffs Office and the Parks & Recreation Department, with decision on the same. Chairman Manwaring welcomed all to the meeting and introductions were held.

Donavan Harrington explained that the fees proposed today are those that have been implemented previously but needed to be formally adopted via Public Hearing and Resolution, specifically for the cost of copies within the GIS Department.

Lindsey Dalley spoke on behalf of Scott Reese, who is out of the office, stating that the non-resident County RV Park fee would be increased by \$5.00.

Dusty Whited explained the addition to the Solid Waste Fees, which is the emergency contingency fee, wherein if the power was out and the scale was down, rather than turning customers away, there would be a flat rate.

Shirley Featherston explained that the fee increase proposed for the Sheriff's Office is specific to the Civil Department, wherein all increases are in accordance with what surrounding counties are charging. Ms. Featherston completed extensive research to what surrounding counties are charging.

Chairman Manwaring asked if there was any testimony in favor, to which there was none.

Chairman Manwaring asked if there was any testimony in neutral, to which there was none.

Chairman Manwaring asked if there was any testimony in opposition, to which there was none.

Decision: Commissioner Jackson moved to approve Bingham County Resolution 2024-9, a resolution setting the Bingham County Sheriff's Office Fees. Commissioner Bair seconded. All voted in favor. The motion carried and said resolution was adopted as follows:

BINGHAM COUNTY RESOLUTION NO. 2024-29

A RESOLUTION SETTING THE BINGHAM COUNTY SHERIFF'S FEES

WHEREAS, Idaho Code §31-3203 vests the power in the Bingham County Board of Commissioners to set the fees charged by the Bingham County Sheriff's Office for services specified in Idaho Code §31-3203, which fees are to be in an amount reasonably related to but not exceeding the actual costs of such service; and

WHEREAS, Idaho Code §11-729, Idaho Code, Sheriff Fee for Service requires the Board of County Commissioners of each county to set sheriff's fees for serving an initial order of garnishment and writ of execution by resolution;

WHEREAS, Idaho code §11-729, Idaho Code, also allows for the Board of County Commissioners to set an additional lesser fee for making an interim return on a continuing garnishment to show disbursement of moneys held by the sheriff for return service, including for receiving and paying over money from any money garnishment, and including wage garnishment or financial institution garnishment. Such fees shall be established using criteria determined by the board not to exceed actual costs directly incurred for order of garnishment and writ of execution service;

WHEREAS, Idaho code 11-729, Idaho Code, requires the Board of County Commissioners to annually publish on the county website the criteria used to establish the total fee and the value of each criterion's proportionate share of the total fee;

WHEREAS, the Bingham County Sheriff has reviewed and analyzed the actual cost of service of process and determined that the following fees should be revised to more accurately reflect but not exceed the actual costs of serving and processing wage or financial institution garnishments;

WHEREAS, the staff of the Bingham County Sheriff's Office has conducted a review of the tasks, time, and expenses involved in conducting the services identified in I.C. §31-3203, and also I.C. §11-729, and has reviewed the fees charged by other counties in the state of Idaho, and has prepared a fee schedule which sets forth fees that are reasonably related to and do not appear to exceed the actual costs of such service; and

WHEREAS, the amount charged for sheriff's fees has not been addressed since June 19, 2019, through adoption of Resolution 2019-23, entitled Bingham County Sheriff's Office Fee Schedule,

WHEREAS the Bingham County Commissioners find that a new resolution is necessary to address the sheriff's fees to be set for the services identified in Idaho Code §31-3203; and also Idaho Code §11-729;

NOW THEREFORE, IT IS HEREBY RESOLVED by the Bingham County Board of Commissioners, that the sheriff's fees for services specified in Idaho Code §31-3203 and Idaho Code §11-729 shall be in accordance with Exhibit A, which attached hereto, and is referred to as Bingham County Sheriff – Fee Schedule.

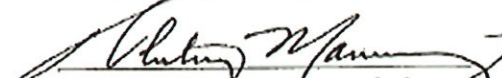
PASSED AND ADOPTED this 14th day of August, 2024.

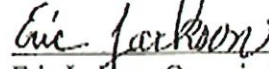
BOARD OF BINGHAM COUNTY COMMISSIONERS

ATTEST:


PAMELA W. ECKHARDT, CLERK


Mark R. Bair, Commissioner


Whitney Manwaring, Commissioner


Eric Jackson, Commissioner





BINGHAM COUNTY SHERIFF - FEE SCHEDULE

LC. §31-3203
Exhibit A

Process	Service Fee/Return Fee	Deposit
Service & Process of document/s on each individual or location that is to be served.		There may be an influx in the deposit required due to the size of vehicle or property that is to be executed upon. Plaintiff will be responsible for actual costs that are above the deposit amount that are incurred.
Affidavit and / or Order	\$50.00	
Certified Mail/Postage	Actual Cost	
Certificate of Sale	\$10.00	
Complaint	\$50.00	
Cross-Complaint	\$50.00	
Injunction	\$50.00	
Moving/Storage	Actual Cost	
Notice	\$50.00	
Notice of Levy	\$10.00	
Notice to Pay/Quit-Vacate	\$50.00	
Notice of Sale	\$10.00	
Notice of Trustees Sale	\$50.00	
Order	\$50.00	
Order to Appear or Examine	\$50.00	
Order to Show Cause	\$50.00	
Postings	\$5.00 each	
Civil Protection Order (issued by court)	No charge	
Restraining Order (issued by attorney)	\$50.00	
Returned Check Fee	\$30.00	
Sheriff's Deed	\$10.00	
Small Claims	\$50.00	
Subpoena - Civil	\$50.00	
Subpoena - Criminal	\$50.00	
Summons/Complaint	\$50.00	
Summons/Petition	\$50.00	
Writ of Execution -Garnishment	\$50.00	
Warrant of Distrain	\$60.00	
Warrant of Attachment/Civil Arrest	\$100.00	
Writ of Attachment/Assistance	\$75.00	
Writ of Execution/Assistance -Personal Property	\$100.00	\$250.00 per veh \$250.00 per veh
Writ of Possession/Assistance -Personal Property	\$75.00	
Writ of Execution/Assistance -Real Property	\$150.00	\$700.00
Writ of Restitution/Assistance (If occupants voluntarily remove themselves)	\$75.00	\$2,000.00 Minimum Plaintiff responsible for additional fees that are incurred.
Writ of Restitution/Assistance (If occupants do not voluntarily remove themselves) (Plaintiff is responsible for locksmith and any additional fees incurred.)	\$150.00	
(If the sheriff is required to forcibly remove subject/s and levy on goods and chattels, then an additional fee will be charged including additional deputies and deputy overtime pay if needed.)	\$150.00	
Deputy average wage/benefits @ regular hourly wage.	\$21.26	
Moving Expenses	Actual Costs	
Storage of Property	Actual Costs	

Sheriff's Sale Fees on Writ of Execution:	Service Fee/Return Fee	Deposit
PERSONAL PROPERTY:		
Writ of Execution/Assistance	\$100.00	\$250.00 per veh
Notice of Levy	\$10.00	
Notice of Sale	\$10.00	
Post Each Notice	\$5.00	
Publication	Actual Cost	
Sheriff's Commission for each Levy for Personal or Real Property Levied and Sold	Not to exceed \$100.00	
Sheriff's Commission without Levy for each action.	Not to exceed \$75.00	
Sheriff's Commission on each Levy for Personal or Real Property that is not sold or the sale is cancelled by plaintiff.	Not to exceed \$75.00	
Commission Credit Bid-Plaintiff Only	\$50.00	
Storage of Property	Actual Cost	
Towing of Vehicle	Actual Cost	
Certificate of Sale	\$10.00	
REAL PROPERTY:		
Writ of Execution/Assistance	\$150.00	\$700.00
Notice of Levy	\$10.00	
Notice of Sale	\$10.00	
Post Each Notice	\$5.00	
Publication	Actual Cost	
Certified Mail	Actual Cost	
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Commission Credit Bid-Plaintiff Only	\$50.00	
Certificate of Sale	\$10.00	
Sheriff's Deed	\$10.00	
Recording of documents	Actual Cost	
Certificate of Redemption	10.00	

GARNISHMENT:	
One Time Garnishment	\$50.00
Continuing Garnishment	\$50.00
Interim Return	\$10.00
Recording of any documents	Actual Costs
Copying/Printing of any legal documents including Notice of Garnishment and Claim of Exemption Packet	\$1.00 per page
CONCEALED WEAPONS:	
New Concealed Weapons Permit	\$55.00
Renewal on an existing Concealed Weapons Permit	\$38.00
Fingerprint Cards	\$10.00
RECORDS REQUEST:	
<p>There is no cost for copies under 100 pages, over 100 pages will be charged the actual cost of copies. If you are requesting copies of photographs, tapes or videos YOU must provide a 16GB thumb drive and pay a \$2.00 fee for copying. There will be a charge if nonpublic information must be redacted. Actual cost of employee's time to locate and copy the records if it exceeds 2-person hours- if it requires overtime it will be charged at 1 ½ times their wage. All costs must be prepaid.</p>	

If at any time, the Sheriff's Office needs to call in additional deputies to facilitate the proper service of documents and/or for the execution of property, an additional fee will be charged including current deputies' average wages/benefits at regular hourly wage and overtime pay if needed.

Towing of vehicle per execution, advance deposit required-actual cost
 Moving expenses: advance deposit required-actual cost
 Recording of documents -actual cost
 Publication costs -actual cost

After a lengthy survey of other Sheriff's Offices in the State of Idaho, the Bingham County Sheriff's Office is requesting that the fees collected be changed accordingly.

Jeff Gardner
 Sheriff Jeff Gardner

12/11/2014
 Dated

Decision: Commissioner Bair moved to approve and sign Bingham County Resolution 2024-26, a resolution changing fees for the Bingham County Solid Waste Department, Bingham County Assessor's Office, Bingham County Parks & Recreation and Bingham County Sheriff's Office, effective immediately for Bingham County. Commissioner Jackson seconded. All voted in favor. The motion carried and said resolution was adopted as follows:

BINGHAM COUNTY
RESOLUTION NO. 2024-26

A RESOLUTION CHANGING THE FEES FOR THE BINGHAM SOLID WASTE DEPARTMENT, BINGHAM COUNTY ASSESSORS OFFICE, BINGHAM COUNTY PARKS & RECREATION AND BINGHAM COUNTY SHERIFFS OFFICE EFFECTIVE IMMEDIATELY FOR BINGHAM COUNTY.

Whereas, the Bingham County Commissioners held a Public Hearing on the 14th day of August, 2024, and approved the following fees provided by the Bingham County Solid Waste Department, the Bingham County Assessor's Office, the Bingham County Parks & Recreation Department and the Bingham County Sheriffs Office, pursuant to Idaho Code §63-1311A.

Be it hereby resolved that the fee change for the Bingham County Solid Waste Department, the Bingham County Assessor's Office, Bingham County Parks & Recreation and the Bingham County Sheriffs Office are attached as Exhibit A-D and will be effective immediately. All previous fee schedules for these departments are repealed as of the effective dates.

ADOPTED this 14th day of August 2024.

BOARD OF COUNTY COMMISSIONERS

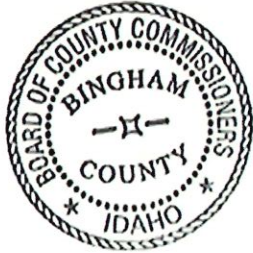
ATTEST


Pamela Eckhardt
Bingham County Clerk


Whitney Manwaring, Chairman


Mark R. Bair, Commissioner


Eric Jackson, Commissioner





BINGHAM COUNTY SHERIFF - FEE SCHEDULE

L.C. §31-3203
Exhibit A

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Order to Appear or Examine	\$50.00	
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Restraining Order (issued by attorney)	\$50.00	
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Deputy average wage/benefits @ regular hourly wage.	\$21.26	
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Storage of Property	Actual Costs	



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Storage of Property	Actual Cost	
Towing of Vehicle	Actual Cost	
Certificate of Sale	\$10.00	
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Renewal on an existing Concealed Weapons Permit	\$38.00
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If at any time, the Sheriff's Office needs to call in additional deputies to facilitate the proper service of documents and/or for the execution of property, an additional fee will be charged including current deputies' average wages/benefits at regular hourly wage and overtime pay if needed.

Towing of vehicle per execution, advance deposit required -actual cost
 Moving expenses: advance deposit required -actual cost
 Recording of documents -actual cost
 Publication costs -actual cost

After a lengthy survey of other Sheriff's Offices in the State of Idaho, the Bingham County Sheriff's Office is requesting that the fees collected be changed accordingly.

Jeff Gardner
 Sheriff Jeff Gardner

8-14-2024
 Dated



Bingham County Solid Waste Fees

		Central Transfer Station	Aberdeen Landfill & Transfer Station	Rattlesnake Landfill & Transfer Station
Household Waste - Residential	per ton	\$76	\$106	\$106
Household Waste - Commercial	per ton	\$76	\$106	\$106
Construction & Demolition Solid Waste - Residential	per ton	\$30	\$10	\$10
Construction & Demolition Solid Waste - Commercial	per ton	\$30	\$20	\$20
Grass Clippings, leaves, pine cones/needles, flowers, wood chips	per ton	\$30	\$5	\$5
Inert / Fill Material	per ton	\$5	\$5	\$5
Dirt - clean	per ton	no charge	no charge	no charge
Dead Animals	per ton	not accepted	not accepted	\$25
Dead Animal Parts - Industrial / Commercial	per ton	not accepted	not accepted	\$50
White Goods - appliances, water heaters		no charge	no charge	no charge
Vehicle Batteries (all other batteries are Household Waste)		no charge	no charge	no charge
Refrigeration units (freezers, fridges, large AC units, Etc.)		\$25	\$30	\$30
AC units - window size / small fridges		\$20	\$25	\$25
Portable Propane Tanks - up to 45 lbs (Empty Only)		\$5	\$6	\$6
Flourescent Bulbs	4' T-12 Bulb	ea	\$2	\$3
	4' T-8 Bulb	ea	\$1	\$2
	8' T-12 Bulb	ea	\$4	\$5
	8' T-8 Bulb	ea	\$2	\$3
Tires No Retail Business or Commercial Tires Accepted	passenger	ea	\$5	\$6
	pickup	ea	\$7	\$8
	truck / semi	ea	\$15	\$16
Tires with Rims	passenger	ea	\$6	\$7
	pickup	ea	\$8	\$9
	truck / semi	ea	\$17	\$18
Implement & Industrial Equipment	per ton	\$360	\$370	\$370
Oil (Residential Only, 5 gallon maximum)	per gallon or less	\$1	\$1	\$1
Anti-freeze (Residential Only, 5 gallon maximum)	per gallon or less	\$1	\$2	\$2
Paint (opened & dried)	per gallon or less	\$1	\$2	\$2
Wet Paint	per gallon or less	\$5	\$6	\$6
Burn Barrels (Prohibited)		not accepted	not accepted	not accepted
Tree Branches and / or stumps	per ton	\$12	\$12	\$12

EMERGENCY / CONTINGENCY FEES		C & D	Household
Small Pickup/Vehicle	per load	\$5	\$5
Full Sized Pickup	per load	\$5	\$10
w/Trailer less than 15'	per load	\$10	\$15
w/Trailer more than 15'	per load	\$15	\$20

COMMERCIAL EMERGENCY / CONTINGENCY FEES Rattlesnake & Aberdeen Landfills Only	
per load	\$50

\$5.00 minimum charge on all solid waste loads. \$10.00 Fee charged on All loads not tarped/secured

\$5.00 Deferred Payment Fee \$5.00 Weight Ticket

All transactions will be rounded to the nearest dollar amount.

Burn Barrels & contents within are no longer accepted - contents must be removed, separated, & cold.

Bingham County Resolution No. 2024-26

Date Effective: August 14, 2024



Cost of Bingham County GIS Data

Layer Name	Cost	Sales Tax	Total
City Limits	75.00	4.50	\$79.50
Commissioner's	50.00	3.00	\$53.00
House Addresses	200.00	12.00	\$212.00
Fire Districts	75.00	4.50	\$79.50
Parcels	300.00	18.00	\$318.00
Roads	200.00	12.00	\$212.00
Subdivisions	150.00	9.00	\$159.00
Zoning	200.00	12.00	\$212.00



Charge for Copies on HP Z9-DR Plotter

Size	Sq in	Black&White	Color	Hillshade	Photo/Aerial
8.5 x 11	204	\$ 1.00	\$ 1.25	\$ 2.00	\$ 3.00
11 x 17	264	\$ 1.00	\$ 1.50	\$ 2.75	\$ 4.00
18 x 24	432	\$ 3.00	\$ 3.25	\$ 4.25	\$ 6.50
24 x 36	864	\$ 4.00	\$ 5.00	\$ 8.75	\$13.00
36 x 48	1728	\$ 6.00	\$10.00	\$17.50	\$26.00
42 x 60	2520	\$ 8.00	\$14.00	\$25.25	\$37.75

Charge for Copies on HP LJ M751

Size	Sq in	Black&White	Color	Hillshade	Photo/Aerial
8.5 x 11	93.5	\$.25	\$.50	\$ 1.00	\$ 1.50
8.5 x 14	119	\$.35	\$.75	\$ 1.25	\$ 1.75
11 x 17	187	\$.50	\$ 1.00	\$ 1.75	\$ 2.75

Charge for Copies on Kip Copier/Scanner

Size	Sq in	Black&White	Hillshade	Photo/Aerial
8.5 x 24	204	\$ 1.00	\$ 1.75	\$ 2.50
11 x 24	264	\$ 1.00	\$ 2.00	\$ 3.25
16 x 24	384	\$ 2.00	\$ 3.00	\$ 4.75
18 x 24	432	\$ 2.00	\$ 3.50	\$ 5.50
24 x 36	864	\$ 3.00	\$ 7.00	\$10.75
36 x 48	1728	\$ 5.00	\$13.75	\$21.50

Bingham County Park Fees

(Includes Sportsmans Park in Aberdeen & North Bingham Park in Shelley)
(Day Use Only parks are Springfield, Moreland & Rose Ponds)

	RESIDENTS	NON RESIDENT OF COUNTY
Water & Electricity	\$25.00	\$45.00
Electricity Only	\$20.00	\$35.00
Tents	\$15.00	\$25.00
Pavilion	\$50.00	\$75.00

PRIOR APPROVAL- ROAD & BRIDGE

Present: Dusty Whited- Public Works Director

The Board met with Dusty Whited to discuss the submitted Prior Approval for Major Purchase of crusher screens. Said purchase is in the amount of \$6,834.46 and is to be paid from Fund: 02-46-491-01.

Decision: Commissioner Jackson moved to approve the Prior Approval for Major Purchase of crusher screens. Said purchase is in the amount of \$6,834.46 and is to be paid from Fund: 02-46-491-01. Commissioner Bair seconded. All voted in favor. The motion carried.

REQUEST TO QUIT CLAIM REMNANT PARCELS OWNED BY BINGHAM COUNTY TO BINGHAM COUNTY (FOLLOWING THE CONVEYANCE OF THE SOUTH END TO THE CITY OF SHELLEY) AS TONE METES AND BOUNDS LEGAL DESCRIPTION TO CLEAN UP TITLE AND THE PARCEL MAP- REQUESTED GWEN INSKEEP

Present: Gwen Inskeep- County Surveyor

The Board met to approve the quit claim of remnant parcels owned by Bingham County to Bingham County (Following the Conveyance of the south end to the City of Shelley) as tone metes and bounds legal description to clean up title and the parcel map.

Ms. Inskeep explained that there was a large portion of property on the westerly side of North Bingham Park that was the old riverbend. There was a disclaimer of interest completed with the Idaho Department of Lands and the City of Shelley. The park was several parcels and once the south portion was sold, it was one metes and bounds legal description created one parcel, which is clean on the county maps but the northerly portion that is still owned by the county still consists of several little parcels. She is proposing to clean this up in order to make it easier to read and see on the county maps and include what was disclaimed by the state. This Quit Claim Deed would be from Bingham County to Bingham County.

The Board had no concerns in regards to the proposal.

Decision: Commissioner Jackson moved to approve and sign the Quit Claim Deed as presented by Gwen Inskeep, once it is drafted. Commissioner Bair seconded. All voted in favor. The motion carried.

MEETING REQUESTED BY STEVEN FAULKNER IN REGARDS TO POTENTIAL PARKING SPACE FOR VETERANS IN THE COURTHOUSE PARKING LOT, WITH POTENTIAL DECISION

Present: Steven Faulkner- Citizen

The Board met with Steven Faulkner to discuss his submitted request in regards to potential parking space for veterans in the courthouse parking lot.

Mr. Faulkner asked the Board if there is a possibility for placement of parking spots, specifically for Veterans, in the Courthouse parking lot.

Discussion was held in regards to placement of Veteran parking spots both within the Courthouse parking lot, as well as at the Patriot Field parking lot. The Board was in favor.

Decision: Commissioner Bair moved to approve the request by Steven Faulkner, to place two Veteran Parking spots in the Courthouse parking lot, one more handicap parking spot in the Courthouse parking lot and three Veteran parking spots on each side of Patriot Field. Commissioner Jackson seconded. All voted in favor. The motion carried.

THE MOTION PASSED TO DISMISS UNTIL FRIDAY, AUGUST 16, 2024


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


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Friday, August 16, 2024
County of Bingham)

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

PRESENT: Chairman Manwaring
 Commissioner Jackson- Via phone
 Lindsey Dalley- Commission Clerk
Excused: Commissioner Bair

CLAIMS

Claims were approved in the amount of \$1,096,894.66.

PERSONNEL ACTION FORMS

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

Salary Increase Form: Assistant Director/Lead Planner
 Permit Tech/Assistant Planner
 Civil Office Technician
 Deputy Court Clerk
 Certified Appraiser
 Deputy Court Clerk
 Certified Appraiser
 Deputy Court Clerk
New Employee Status Sheet: Truck Driver

COLLEGE OF EASTERN IDAHO

The Board approved several Certificate of Residency documents, which were sent to the College of Eastern Idaho for the following Bingham County student's: Kalleen J. Streeper, Marissa J. Mathews, Ryan A. Harkness, Kenshin S. Nakamura Shortman, Draven K. Collier and Tristan Ann Rockhill.

COLLEGE OF SOUTHERN IDAHO

The Board approved several Certificate of Residency documents, which were sent to the College of Southern Idaho for the following Bingham County student's: Kylee K. Morgan, Layni M. Wydick and 'Alondra Diaz Ponciano.

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

APPROVAL OF TAX INQUIRY DOCUMENTS

The Board met to approve Tax Inquiry documents submitted by the County Assessors Office, which were as follows:

RP1312437	2023 Occupancy	Homeowner lived in the home only 4 months instead of 10 months. Also, her homeowner's exemption was not applied.
RP7013500	2024	Homeowner signed up for Homeowners Exemption for 2024.
RP3058502	2024	Homeowner signed up for Homeowners Exemption for 2024
RP2168875	2024	Homeowner signed up for Homeowners Exemption for 2024

RP2168640	2024	Homeowner signed up for Homeowners Exemption for 2024
RP2088802	2024	Homeowner signed up for Homeowners Exemption for 2024
RP1419972	2024	Homeowner signed up for Homeowners Exemption for 2024
RP1322710	2024	Homeowner signed up for Homeowners Exemption for 2024
RP1310281	2024	Homeowner signed up for Homeowners Exemption for 2024
RP1310221	2024	Homeowner signed up for Homeowners Exemption for 2024
RP1310223	2024	Homeowner signed up for Homeowners Exemption for 2024
RP1310212	2024	Homeowner signed up for Homeowners Exemption for 2024
RP1300215	2024	Homeowner signed up for Homeowners Exemption for 2024
RP7013500	2024	Homeowner signed up for Homeowners Exemption for 2024
RP0521305	2024	Homeowner signed up for Homeowners Exemption for 2024
RP1217003	2024	Homeowner signed up for Homeowners Exemption for 2024
RP2140300	2024	Homeowner signed up for Homeowners Exemption for 2024
RP1319436	2024	Homeowner signed up for Homeowners Exemption for 2024
RP8269850	2024	Homeowner signed up for Homeowners Exemption for 2024
RP2099500	2024	Homeowner signed up for Homeowners Exemption for 2024
RP1419940	2024	Homeowner signed up for Homeowners Exemption for 2024

Decision: Chairman Manwaring moved to approve and sign the Tax Inquiry Documents as submitted. Commissioner Jackson seconded. Both 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. Chairman Manwaring moved to go into Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider personnel matters. Commissioner Jackson seconded. Both in favor. The Board moved into Executive Session at 8:31 a.m. Chairman Manwaring moved to go out of Executive Session. Commissioner Jackson seconded. The Board moved out of Executive Session at 8:41 a.m.

Decision: Chairman Manwaring moved to approve the wages for the Chief Deputy Assessor from N21, Step 11 (\$29.61) to N22, Step 11 (\$30.47), and the wages for the GIS Administrator and Manager from N21, Step 9 (\$27.91) to an N22, Step 9 (\$28.72), as discussed within Executive Session. Commissioner Jackson seconded. Both voted in favor. The motion carried.

DISCUSSION WITH GEOBITMINE IN REGARDS TO CURRENT PROJECT AND FUTURE POSSIBLE DEVELOPMENT, WITH POTENTIAL DECISION

- Present:
- Jay Jorgensen- GeoBitmine
 - Krysta Aten-Schell- GeoBitmine
 - Tiffany Olsen- Planning & Development Director
 - Gwen Inskeep- County Surveyor
 - Scott Reese- Parks & Recreation/Emergency Management
 - Chase Clark- Building Official
 - Alicia Atkinson- GeoBitmine
 - Jake Burtenshaw- Citizen
 - Joe Wilson- Precision Electrical Services
 - Trish Jorgensen- Mother of Jay Jorgensen
 - Harold Jorgensen- Security
 - Trevor Atkinson- Idaho National Laboratory
- Via Phone: Ryan Jolley- Prosecuting Attorney/County Civil Council
- Via Zoom: Cory Roof- Greener Crop- Master Grower
- Alex Holmes- Primary Investor
 - Matt Diamond- CFO- GeoBitmine
 - Tommy Jorgensen- GeoBitmine
 - Rapha Zagury- Primary Investor
 - San Naidoo- Investor

Bill Punkoney: Attorney for GeoBitmine
Gerald Williams- Flood Plain Manager for GeoBitmine

The Board met to hold discussion in regards to current project and future possible development, with potential decision. Chairman Manwaring welcomed all to the meeting and introductions were held.

Chairman Manwaring explained that he has been excited about this project from the first day that GeoBitmine met with the Board. Some things have changed with investors and there has been some hang ups but the county is still excited about the project.

Krysta Aten-Schell stated the major concern over the last few weeks has been making sure that all parties were on the same page as far as expectations. GeoBitmine has hired a Flood Plain Engineer, Gerald Williams, who has been extremely helpful in proceeding forward with the project. As reiterated in previous meetings, the project had been submitted for electrical permitting, which is approved by the State of Idaho. However, there was a process where it was recognized that it would have been advantageous to provide the flood plain development information and accessory structures versus the main greenhouse being built first. As of this morning, all of the four permits have been submitted to Planning & Development and it is hopeful that all information requested has been provided. Ms. Aten-Schell stated that GeoBitmine is anxious to know what the turnaround time for the review of permits may be.

Tiffany Olsen confirmed that the permit applications had been received, which will go through the review process as quickly as possible. Ms. Olsen confirmed that a thorough document from Gerald Williams yesterday, that meets the requirements of the Department of Water Resources in regards to the flood plain, as well as Bingham County. It is not a technical document but it does go through and provide information that is needed for phase one of the project. There will be another document that Mr. Williams will work on, an H&H Analysis, that will come with phase two and that will be a more involved process at that time.

Next, Ms. Aten-Schell stated the intent of this meeting is to confirm the positive nature of this project and the fact that GeoBitmine really would like to work with the county and the county is interested in the same. It is important for the investors on this project to have the reassurance and confirmation. Chairman Manwaring stated that it is important to him to see the first phase of the project up and operating before making a decision to expand further. It is hard to proceed when the Board has not seen any confirmation that the project will be successful.

Alex Holmes stated within the last thirteen (13) months there has been \$600 million dollars put into energy projects and operate in the United States, Norway, Canada, Australia and continent of Africa. There has been \$10 million dollars put into the GeoBitmine Project to date and the second phase is anticipated to be an additional \$4 million dollars. Mr. Holmes stated out of all investments, this project is by far the most exciting, not only for the organization but for the capital partners. There have been a handful of road blocks for this specific project and he, as an investor, would like to receive confirmation or reassurance that this project is supported.

Bill Punkoney stated one issue that he would like to discuss is the stop work order that was put in place by the county. He is aware that is a function of the permitting that is outstanding but it is also keeping GeoBitmine from operating what has been established. Mr. Punkoney asked Krysta Aten-Schell to explain the technical reasons as to why it is important that GeoBitmine be able to turn the electricity on as soon as possible in order to be ready for the greenhouse when that is constructed.

Krysta Aten- Schell explained that turning on the electricity is a crucial step in the operation. GeoBitmine does recognize that the phased approach to the project maybe was not as fully communicated in the beginning, they are doing a prototype and everything pertaining to this project is new. As the engineering proceeds it is important that communication is had between all parties. There has been equipment has been delivered to the site, they are containerized and have different means and methods for how they intake air and exhaust air, wherein they are actively in need of data collection with live units so that performance can be reviewed and measure said performance. There has to be in situ data in order to complete the engineering design on the heat capture system, which is why there has been a push to

proceed with the project as planned. In the time that it takes to complete the necessary documents, particularly the mechanical design, the servers have to be turned on and functioning.

Jay Jorgensen asked if the stop work order could be lifted as they have submitted all documentation and would like to be able to turn on the electricity as soon as possible. Mr. Jorgensen stated that is the main purpose of this meeting, other to reintroduce the investors and gain confidence in the project. Mr. Jorgensen stated that winter is coming and they need to start on the greenhouse as soon as possible but the delays that have occurred had made this challenging.

Alex Holmes echoed what Jay Jorgensen stated and explained that from day one this has been a two-phase project and in order for the GeoBitmine team to build the schematics required to power the greenhouse, they need to be collecting data on the site. That data is unique and cannot be used from other sides, as it is unique to the environment of this project. The sooner that they can begin receiving data, the sooner they could begin constructing the greenhouse.

Bill Punkoney added that this project is an opportunity for the county to demonstrate and reaffirm its status as a good partner in this project. The reality is that, for a developer such as GeoBitmine, to come into the project and realize they are two miles from the river and still in the flood plain is something that was not expected nor were they noticed of that. It would be an excellent show of good faith if the stop work order could be lifted at least to the extent that it will stop additional construction but what is necessary to turn on the data center in order to collect data that is needed to finish design work on the greenhouse.

Ms. Olsen explained that the subject property is county owned property and all ordinance, building codes and federal regulations have to be followed consistently. Ms. Olsen confirmed that all building permit applications had been received but it is hard to put a timeframe on how long it would take to review but she would like all participants to know that this project is something that the county is looking at daily and all forces are moving in the same direction to turning electricity on.

Bill Punkoney stated that GeoBitmine wants the county to follow ordinances and the law but they would like to again express urgency, given the nature of the investment that has been made on the property.

Tiffany Olsen explained that the Department of Water Resources and FEMA conducts an audit of all assets in the county every five (5) years. Within that five (5) years, the county has to procure and produce every flood plain development permit related to a building permit or excavation, within the county. Each of those permits is reviewed and had this process not been paused on this project and cured in moving forward, she and Chase Clark have been told from the Department of Water Resources, that the state would have placed a similar stop work order and that would have affected the county audit and increased flood insurance program contributions, which is a county wide expense. Although the measure seems drastic, she stands by that it was the appropriate measure to take given the circumstances. Understandably so, that has caused some hardship that she sincerely apologizes for but it is important that consistency is upheld for all properties, especially those that are county owned.

Discussion was held in regards to the stop work order, wherein Chairman Manwaring stated the property is still in the flood plain and it needs to be confirmed that the project is at the proper elevation. Krysta Aten-Schell explained that there is a mitigation strategy and what has led to the conflict is the fact that this is a phased approach. If GeoBitmine had the ability to submit for the entire project at the same time, it would have significantly made things easier. The intent is that a portion of the building will be raised out of the flood plain and the other parts will be flood proofed, which is the approach being taken. The interim solution that GeoBitmine has come up with in the meantime, because they are not complete with the structural engineering design, they are showing some modular flood barrier walls to address the concern.

Tiffany Olsen stated of the structures that are placed, there is one permanent container, three temporary containers, a work/house trailer and a number of utility structures. The permanent container is above the base flood elevation and is on a gravel pad, which is properly placed but needs to be anchored. The three temporary containers are below the base flood elevation, wherein there are two options. One is to bring those containers up to base flood elevation wherein they need to be above that range or the mitigation

measure is a designed flood plain barrier. That is what was reviewed yesterday in order to verify the mitigation measure is acceptable with the state, as well as with the county. The flood proofing concept and what that looks like at this site was only generated this week.

Chairman Manwaring stated during the meeting held on August 7th, Commissioner Bair made the motion to allow GeoBitmine to turn on the power for testing upon completion of the flood plain matters, elevation permits and building permits were issued, after which Commissioner Jackson seconded.

Jay Jorgensen read a letter received from Senator Lent for the record.

Jay Jorgensen stated that it is still not clear to him if GeoBitmine is allowed to operate the data center while they are working through the permitting process. Chairman Manwaring asked Ryan Jolley, County Legal Counsel, if the Board has the discretion to allow a conditional lifting of the stop work order, to which Mr. Jolley stated the Board does not and that GeoBitmine needs to continue working through the permitting process and be in compliance with code.

Nothing Further.

THE MOTION PASSED TO DISMISS UNTIL MONDAY AUGUST 19, 2024


PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Monday, August 19, 2024
County of Bingham)

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

PRESENT: Chairman Manwaring
 Commissioner Bair
 Commissioner Jackson
 Lindsey Dalley- Commission Clerk

TAX DEED AUCTION

The Board met in Commission Chambers for a Public Auction of one property taken on Tax Deed. After the Public Auction, the winning bid on the two Tax Deed properties were as follows:

Property located in the Moreland Townsite: Final Bid Price: \$850.00 Winning Bidder: Joseph Walker

Property located in the Pingree Townsite: Final Bid Price: \$1,000.00 Winning Bidder: Michael Gregersen

DISCUSSION & POTENTIAL DECISION REGARDING THE FISCAL YEAR 2025 CORONERS OFFICE BUDGET

Present: Nick Buell- Deputy Coroner
Jimmy Roberts- County Coroner
Drew Jensen- Interested party
Leah Hartman- Deputy Coroner
Scott Reese- Parks & Recreation
Jan Niesh- Idaho State Journal
Laura Lora- Chief Deputy Clerk

The Board met to discuss the Fiscal Year 2025 Coroners Office Budget.

THE MOTION PASSED TO DISMISS UNTIL TUESDAY, AUGUST 20, 2024


PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
: ss. Tuesday, August 20, 2024
County of Bingham)

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

PRESENT: Chairman Manwaring
Commissioner Bair
Commissioner Jackson
Lindsey Dalley- Commission Clerk

PRIOR APPROVAL- PUBLIC WORKS

Present: Dusty Whited- Public Works Director

The Board met to discuss and make a decision in regards to the submitted Prior Approval for Major Purchase of a 2024 Chevy Silverado pickup for the Public Works Department. Said purchase is in the amount of \$52,853.65 and is to be paid from Fund: 02-40-803-00 (Road & Bridge- Capital- Heavy Equipment.

Mr. Whited explained that this purchase was originally within the proposed Fiscal Year 2025 budget but in order to decrease that budget, it was preferred to come from this years budget.

Decision: Commissioner Bair moved to approve the Prior Approval for Major Purchase of a 2024 Chevy Silverado pickup for the Public Works Department. Said purchase is in the amount of \$52,853.65 and is to be paid from Fund: 02-40-803-00 (Road & Bridge- Capital- Heavy Equipment. Commissioner Jackson seconded. All voted in favor. The motion carried.

APPROVAL OF BID TO PLACE CONDUIT FROM SCALE HOUSE TO TRANSFER STATION FOR IT DAMAGE FROM LIGHTENING

Present: Dusty Whited- Public Works Director
Matt Galloway- IT Director
Bill Haight- IT Department
Laraine Pope- Human Resources Director

The Board met to discuss and make a decision in regards to the bid to place conduit from the scale house to the transfer station for IT damage done by the lightening. Mr. Whited stated that Matt Galloway and the IT Department have been working tirelessly to become operational again. The wires between the scale house and the central transfer station were melted during the big storm.

There were two bids received for this project, one of which was from K.V., Inc in the amount of \$17,800.00 and the second is from Mickelsen Construction in the amount of \$30,500.00.

The Board was in favor of approving the quote of lowest bid from K.V., Inc.

Decision: Commissioner Jackson moved to approve the low bid from K.V., Inc in the amount of \$17,800.00. Commissioner Bair seconded. All voted in favor. The motion carried.

DISCUSSION & POTENTIAL DECISION REGARDING STOP WORK ORDERS

Present: Tiffany Olsen- Planning & Development Director
Addie Jo Jackman- Planning & Development Assistant Director
Ryan Jolley- Prosecuting Attorney
Amanda Willard- Permit Tech/Assistant Planner
Chase Clark- Building Official

The Board met to hold discussion in regards to stop work orders that are placed on projects not in compliance. There was no decision made.

APPLICATION FOR TAX HARDSHIP- 159 NORTH 710 WEST, BLACKFOOT, IDAHO

Present: Ramona Ping- Applicant
Barbara Marlatt- Treasurers Office
Susan Denny- Indigent/Veteran Services

The Board met to review and make a decision in regards to the submitted Tax Hardship Application for the home located at 159 North 710 West, submitted by Ramona Ping.

Susan Denny explained her review of the application.

Ramona Ping explained her current financial situation.

The Board held deliberation in regards to a few options to assist Ms. Ping and were in favor of forgiving taxes and interest but that Ms. Ping would pay for the Solid Waste Fees, by making monthly \$10.00 payments. The Board was also in favor of continuing to wave penalty and interest that occur on the unpaid amount until it is paid.

Decision: Commissioner Bair moved to cancel the taxes for 2021, 2022 and 2023 and the accrued interest. Ms. Ping will pay \$10.00 per month with the first payment being due October 1, 2024, to catch up on the Solid Waste Fees. Ms. Ping has applied for the Circuit Breaker program for 2024. Commissioner Jackson seconded. All voted in favor. The motion carried.

APPROVAL TO ADVERTISE COMPUTER MAPPER/SUPERVISOR POSITION PRIOR TO VACANCY

Present: Debbie Cunningham- Chief Deputy Assessor
Laraine Pope- Human Resources Director

The Board met to discuss and make a decision in regards to the request to advertise the Computer Mapper/Supervisor position prior to vacancy.

Debbie Cunningham explained that they have a current Appraiser who has shown interest in this position once it becomes vacant due to a resignation. If this transition occurs, it would leave a vacant Appraiser position.

Discussion was held in regards to what the pay would be for this position, wherein Ms. Cunningham stated that her wage would transfer with her due to the fact that she will maintain her appraisal certification.

Ms. Pope stated that she is in favor of allowing this transition.

Decision: Commissioner Jackson move to approve lateral move from Appraisal Department to the Computer Mapper/Supervisor. Commissioner Bair seconded. Commissioner Jackson amended the motion to add that the salary will remain N19, Step 2. Commissioner Bair seconded the amendment. All voted in favor. The motion carried.

THE MOTION PASSED TO DISMISS UNTIL WEDNESDAY, AUGUST 21, 2024



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



WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Wednesday, August 21, 2024
County of Bingham)

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

PRESENT: Chairman Manwaring
 Commissioner Bair
 Commissioner Jackson
 Lindsey Dalley- Commission Clerk

CASH WARRANT

Two (2) Cash Warrants were approved in the amount of \$52,853.65 and \$185,850.38, for a total of \$238,704.03.

COLLEGE OF EASTERN IDAHO

Two (2) Certificate of Residency documents were approved and sent to the College of Eastern Idaho for the following Bingham County student's: Tatum M. Palmer and Enmanuel R. Pizarro.

Decision: Commissioner Bair moved to approve and sign Cash Warrants, Claims and Administrative Documents for August 21, 2024. Commissioner Jackson seconded. All voted in favor. The motion carried.

SHERIFF'S OFFICE

Present: Jeff Gardner- Bingham County Sheriff
Jordyn Nebeker- Bingham County Chief Deputy Sheriff
Pamela Eckhardt- County Clerk
Via Phone: Laraine Pope- Human Resources Director

The Board met with Sheriff Gardner to discuss updates within the Sheriff's Office, along with other agenda items.

Discussion was held in regards for reclassification of the 911 Supervisor position, wherein Chief Deputy Nebeker explained that the level of responsibility that this position carried is drastic to what it did previously and the 911 Supervisor could easily be the equivalent of a Lieutenant. Due to it not being feasible or appropriate to have an exempt position as this time, it is proposed that this position be placed on the S5 line of the Sheriff's Office scale with the sergeants. Chief Deputy Nebeker advised the Board that an updated job description has been proposed as well.

Ms. Pope stated that she is in support of the proposal and reiterated that this reclassification is specific to the position and not the individual in the position.

Sheriff Gardner stated that this reclassification was included in the Fiscal Year 2025 budget process.

The Board had no concerns.

Decision: Commissioner Jackson moved to approve the reclassification of the 911 Supervisor from an S4, Step 8 to an S5, Step 5, effective October 1, 2024. Commissioner Bair seconded. All voted in favor. The motion carried.

Next, discussion was held in regards to the request for reclassification of the Pretrial Services Coordinator, wherein Chief Deputy Nebeker explained that this position supervises over 100 people on pretrial services and has been the buffer to lean on to try and keep the jail count down. This position gives input during the sentencing process, which is highly considered by the Prosecutors Office.

The previous individual in this position did not supervise the number of individuals that are currently being supervised and the roles of this position have increased.

Ms. Pope stated that she is in favor of the proposal and has no concerns.

The Board has no concerns.

Decision: Commissioner Bair moved to approve the reclassification of the Pretrial Services Coordinator from N12, Step 8 to N15, Step 7, effective October 1, 2024. Commissioner Jackson seconded. All voted in favor. The motion carried.

Lastly, discussion was held in regards to the Prior Approval for Major Purchase of lease payments to Bancorp. Said purchase is in the amount of \$185,850.38 and is to be paid from funds as follows:

\$115,000.00	Fund:05-03-801-00 (Capital Vehicle)
\$26,750.00	Fund: 05-09-801-00 (Aberdeen Capital Vehicle)
\$44,100.38	Fund: 9137 (Sheriff's Revolving Trust)

Decision: Commissioner Jackson moved to approve the Prior Approval for Major Purchase of lease payments to Bancorp in the amount of \$185,850.38 and paid for as listed above. Commissioner Bair seconded. All voted in favor. The motion carried.

PUBLIC WORKS

Present: Dusty Whited- Public Works Director
 Troy Lenhart- Road & Bridge Supervisor

The Board met with Dusty Whited to discuss updates within the Public Works Division, along with other agenda items.

Discussion was held in regards to the request for speed limit reduction for Country Club Road (1400 N), which is currently 50 mph and is proposed to be decreased to 35mph. Mr. Whited explained that Country Club Road is a minor collector and the 85th percentile speed is 43.7 in one location and 54.9 in the other location, as there are two counters placed. The average daily traffic is 695 and 682. Therefore, in further review, Mr. Whited feels as though the current speed limit is properly posted.

Mr. Whited added that the Sheriff's Office agrees to the speed limit remaining 50 mph.

Therefore, the recommendation of Mr. Whited is to keep the speed limit at 50 mph.

Next, discussion was held in regards to the request for speed limit reduction for Groveland Road (400 W) from 210 North to 350 North, which is currently 50 mph and is proposed to be decreased to 35 mph. Mr. Whited explained that Groveland Road is a minor arterial and the 85th percentile speed is 51.7 with an average daily traffic of 2092. Therefore, in further review, Mr. Whited feels as though the current speed limit is properly posted.

Mr. Whited added that the Sheriff's Office is also in favor of the speed limit remaining 50 mph.

Therefore, the recommendation of Mr. Whited is to keep the speed limit at 50 mph.

The Board made no action and both speed limits would remain the same.

Next, discussion was held in regards to the request from Mayor Barrett in Aberdeen to assist with chip sealing in Aberdeen. Mr. Whited stated that the City of Aberdeen has received a grant from LHTAC for this project but Mayor Barrett has not had any success in finding anyone to assist. This project is approximately one mile and in looking at the schedule, Mr. Whited has found time wherein the county could assist with the project. The City of Aberdeen will purchase all of the oils and chips and the county will only supply the labor to complete the project.

The Board had no concerns.

Decision: Commissioner Jackson moved to approve the request from Mayor Barrett to assist with chip sealing in Aberdeen. Commissioner Bair seconded. All voted in favor. The motion carried.

Discussion was held in regards to the request to publish the Truck Driver position, prior to vacancy. Mr. Whited stated that one Truck Driver has submitted his resignation letter and he would like to post the position as soon as possible so as to fill the position.

Decision: Commissioner Bair moved to approve the publication of the Truck Driver position, prior to vacancy. Commissioner Jackson seconded. All voted in favor. The motion carried.

CORONER BUDGET CONTINUED FROM MONDAY

Present: Jimmy Roberts- County Coroner
Nick Buell- Deputy Coroner
Jan Niesh- Idaho State Journal
Pamela Eckhardt- County Clerk
Perry Hawker- Hawker Funeral Home

The Board met to hold a meeting continued from Monday in regards to the budget of the County Coroners Office.

FISCAL YEAR 2025 BINGHAM COUNTY AMBULANCE DISTRICT BUDGET HEARING

Present: Jeff Gardner- Sheriff
Jordyn Nebeker- Chief Deputy Sheriff
Brandon Jolley- Shelley Firth Fire
Chief Howell- Blackfoot Fire
Shawn Hill- Probation Department
Matt Galloway- IT Department
Bill Haight- IT Department
Ryan Jolley- Prosecuting Attorney
Tiffany Olsen- Planning & Development
Mary Reyes- Probation Department
Lyle Barney- Shelley/Firth Ambulance
Pamela Eckhardt- County Clerk
Dusty Whited- Public Works Director
Steve Stuart- Blackfoot Fire
Danette Miller- Election Department
Laura Lora- Chief Deputy Clerk
Jason Marlow- Building Maintenance
Darrell Fellows- Bingham County Sheriffs Office

The Board met to hold a Public Hearing in regards to the Fiscal Year 2025 Bingham County Ambulance District Budget.

Clerk Eckhardt presented the Fiscal year 2025 Bingham County Ambulance District Budget and foregone.

Chairman Manwaring asked if there was testimony in favor, to which there was none.

Chairman Manwaring asked if there was testimony in neutral, to which there was none.

Chairman Manwaring asked if there was testimony in opposition, to which there was none.

Decision: Commissioner Jackson moved to approve Bingham County Resolution 2024-31, a resolution adopting the Bingham County Fiscal year 2025 Ambulance District Budget. Commissioner Bair seconded. All voted in favor. The motion carried and said resolution was adopted as follows:

BINGHAM COUNTY
RESOLUTION NO. 2024-31

A RESOLUTION ADOPTING THE BUDGET FOR FISCAL
YEAR 2025 FOR THE BINGHAM COUNTY AMBULANCE DISTRICT,
BINGHAM COUNTY, 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 21, 2024, 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 2025 Bingham County Ambulance District budget in the amount of \$1,332,444. 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 21, 2024.

BOARD OF COUNTY COMMISSIONERS

By:



Whitney Manwaring, Chairman


Mark R. Bair, Commissioner


Eric Jackson, Commissioner



ATTEST:


Pamela W. Eckhardt
Bingham County Clerk

FISCAL YEAR 2025 BINGHAM COUNTY BUDGET HEARING

Present: Jeff Gardner- Sheriff
Jordyn Nebeker- Chief Deputy Sheriff
Brandon Jolley- Shelley Firth Fire
Chief Howell- Blackfoot Fire
Shawn Hill- Probation Department
Matt Galloway- IT Department
Bill Haight- IT Department
Ryan Jolley- Prosecuting Attorney
Tiffany Olsen- Planning & Development
Mary Reyes- Probation Department
Lyle Barney- Shelley/Firth Ambulance
Pamela Eckhardt- County Clerk
Dusty Whited- Public Works Director
Steve Stuart- Blackfoot Fire
Danette Miller- Election Department
Laura Lora- Chief Deputy Clerk
Jason Marlow- Building Maintenance
Darrell Fellows- Bingham County Sheriffs Office

The Board held a Public Hearing in regards to the Fiscal Year 2025 Bingham County Budget.

Clerk Eckhardt presented the Fiscal Year 2025 Bingham County Budget.

Chairman Manwaring asked if there was testimony in favor, to which there was none.

Chairman Manwaring asked if there was testimony in neutral, to which there was none.

Chairman Manwaring asked if there was testimony in opposition, to which there was none.

Decision: Commissioner Bair moved to approve the Fiscal Year 2025 Bingham County Budget and Bingham County Resolution 2024-30. Commissioner Jackson seconded. All voted in favor. The motion carried and said resolution was adopted as follows:

BINGHAM COUNTY
RESOLUTION NO. 2024-30

A RESOLUTION ADOPTING THE BUDGET FOR FISCAL
YEAR 2025 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 21, 2024, 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 2025 Bingham County budget in the amount of \$41,390,762 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 August 21, 2024.

BOARD OF COUNTY COMMISSIONERS

By:



Whitney Marwaring, Chairman


Mark R. Bair, Commissioner


Eric Jackson, Commissioner



ATTEST:


Pamela W. Eckhardt
Bingham County Clerk

BINGHAM COUNTY RESOLUTION 2024-32, A RESOLUTION RECOVERING FOREGONE FOR THE BINGHAM COUNTY AMBULANCE DISTRICT

Present: Jeff Gardner- Sheriff
Jordyn Nebeker- Chief Deputy Sheriff
Brandon Jolley- Shelley Firth Fire
Chief Howell- Blackfoot Fire
Shawn Hill- Probation Department
Matt Galloway- IT Department
Bill Haight- IT Department
Ryan Jolley- Prosecuting Attorney
Tiffany Olsen- Planning & Development
Mary Reyes- Probation Department
Lyle Barney- Shelley/Firth Ambulance
Pamela Eckhardt- County Clerk
Dusty Whited- Public Works Director
Steve Stuart- Blackfoot Fire
Danette Miller- Election Department
Laura Lora- Chief Deputy Clerk
Jason Marlow- Building Maintenance
Darrell Fellows- Bingham County Sheriffs Office

The Board met to approve Bingham County Resolution 2024-32, a resolution recovering foregone for the Bingham County Ambulance District.

Decision: Commissioner Bair moved to approve Bingham County Resolution 2024-32, a resolution recovering foregone for the Bingham County Ambulance District. Commissioner Jackson seconded. All voted in favor. The motion carried and said resolution was adopted as follows:

BINGHAM COUNTY
RESOLUTION NO. 2024-32

A RESOLUTION RECOVERING FORGONE
FOR THE BINGHAM COUNTY AMBULANCE DISTRICT,
COUNTY OF BINGHAM, STATE OF IDAHO

WHEREAS, Bingham County, Idaho intends to recover forgone for the 2024 Dollar Certification of Budget Request in the amount of \$197.

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 21, 2024, that the above stated amount is to be included in the total forgone amount for use at a future date.

ADOPTED August 21, 2024.

BOARD OF COUNTY COMMISSIONERS

By: 
Whitney Mahwaring, Chairman


Mark R. Bair, Commissioner

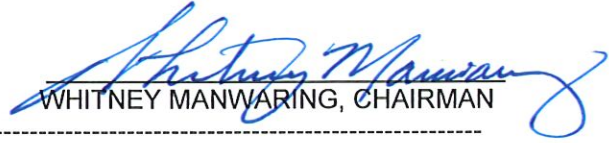

Eric Jackson, Commissioner



ATTEST: 
Pamela W Eckhardt
Bingham County Clerk

THE MOTION PASSED TO DISMISS UNTIL THURSDAY, AUGUST 22, 2024


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


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Thursday, August 22, 2024
County of Bingham)

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

PRESENT: Chairman Manwaring
 Commissioner Jackson
 Lindsey Dalley- Commission Clerk
EXCUSED: Commissioner Bair

MEETING TO (1) DISCUSS AND DETERMINE LESSEE GEOBITMINE LLC'S FLOODPLAIN DEVELOPMENT OPTIONS FOR A PORTION OF PARCEL BC0529303 IDENTIFIED AS PARCEL 1, LOCATED EAST OF THE GOSHEN SUBSTATION AT 767 N 900 E, SHELLEY, IDAHO AND (2) DISCUSS LEGALLY CREATING PARCEL 1 BY RECORDING A QUITCLAIM DEED

Present: Tiffany Olsen- Planning & Development Director
 Addie Jo Jackman- Planning & Development Assistant Director
 Gwen Inskeep- County Surveyor
 Dusty Whited- Public Works Director
 Peter Jackson- Idaho Department of Water Resources- Flood Plain Manager
 Alicia Atkinson- GeoBitmine
 Krysta Aten-Schell- GeoBitmine
Via Zoom: Gerald Williams- Flood Plain Engineer
 Jay Jorgensen- GeoBitmine

The Board held a meeting to (1) discuss and determine Lessee GeoBitmine LLC's Floodplain Development options for a portion of parcel BC0529303 identified as Parcel 1, located east of the Goshen Substation of 767 N 900 E, Shelley, Idaho and (2) discuss legally creating parcel 1 by recording a Quit Claim Deed. Chairman Manwaring welcomed all to the meeting and introductions were held.

Tiffany Olsen stated that GeoBitmine and their engineer have worked diligently in preparing a path forward for construction on phase 1 and that report is before the Board today. The meeting today is important as in the Lease Agreement between Bingham County and GeoBitmine, there is a section under "Property Improvements", which requires the county to provide written approval for any construction, design, size, location, signs, or any structures on the property and how the property is developed. The site plan before the Board today is the most current site plan from the Building Permit Application, which is currently being reviewed by the Building Official. The report from Mr. Williams is specific to phase 1 and it is important to gain the Board of County Commissioners concurrence in the path forward that GeoBitmine has selected.

Krysta Aten-Schell explained the intent is to properly protect any individuals on-site that may be maintaining facilities during phase 1 operation and also the property protection. GeoBitmine does recognize that there are phases to this project and as such they had to come up with a temporary solution for the phase 1 area, which is the muscle wall that has been previously discussed and is a modular element. Ms. Aten-Schell stated this is a unique approach and for phase 2, there will be permanent flood wall foundations designed. However, in the interim, this was the approach in order to satisfy the county and be sure they are doing due

diligence to protect items as required in the County Ordinance. GeoBitmine has held discussion with Peter Jackson and the county regarding the proposed approach, along with Mr. Williams who helped determine the size of the wall to be placed and they are still working through some engineering details for anchoring the structure as required but does believe that all parties have come to a consensus.

Peter Jackson stated the initial information stated there being a 4-foot muscle wall but Ms. Aten-Schell stated a 3-foot muscle wall. Ms. Aten-Schell stated this was revised based on base flood plain elevation that was identified under the current requirements, based on the analysis of Mr. Williams' report, GeoBitmine was looking at the required height and it appeared that 3-foot would be sufficient and allowed them to reduce cost as well. The 4-foot was assumed as worse case scenario and if that is not acceptable based on Mr. Williams' information it will be revised but based on the information within the established elevations and the grades at the location, 3-foot should be sufficient.

Gerald Williams introduced himself for the record and reviewed his submitted memorandum regarding general floodplain and site information for the record. Mr. Williams explained both the 1- step process and the 2-step process that GeoBitmine could take to move forward with FEMA, which are as follows:

FEMA 2-Step: Study/plans>>CLOMR>>FEMA Approval>> Permit/Build>> LOMR. This process involves a few months to do the study with concept plans, approximately 6-months for FEMA approval of the CLOMR application, and only then can the project be permitted and constructed, then a final as-built LOMR is submitted to FEMA for approval

FEMA 1-Step: Plans>> County Acceptance/Permit/Build>>>LOMR. This process involves providing he County at least concept plans for the floodwall, the county is comfortable with WEI's Determination of BFE's, what is proposed for a wall, and the process—and issues a permit, and then the floodwall and project are built. Meanwhile, the full scale LMOR study will be performed so that once the floodwall and study are completed, the LOMR application is submitted and processed.

Mr. Williams stated it is the county who is to determine if they would allow the 1-step FEMA renew process instead of the 2-step process. Mr. Williams stated the 1-step FEMA renew process is what is being proposed and he would be happy to answer any questions.

Chase Clark stated it is important to note the risk associated and why this meeting is important. The county has the role of property owner and is subject to risk. Not only does the county accept responsibility of the risks but also subject to them as the property owner. That decision would be coming from the Board of County Commissioners.

Ms. Aten-Schell stated the main reasoning for the meeting today is to gain approval from the Board to proceed with the 1-Step process with FEMA.

Commissioner Jackson stated that he would be in favor of allowing GeoBitmine to follow the 1-step process.

Chairman Manwaring stated that he is also in favor of allowing GeoBitmine to follow the 1-step process.

Decision: Commissioner Jackson moved to proceed with the 1-step process with FEMA as discussed. Chairman Manwaring seconded. Both voted in favor. The motion carried.

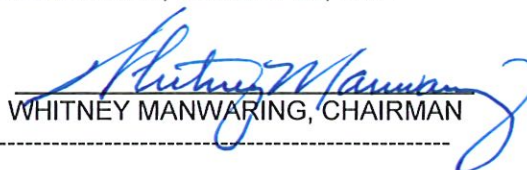
Ms. Olsen explained the need for a Quit Claim Deed to create a 6.068 parcel identified as Parcel 1, which would have its own parcel number, would be separate from the 154 acres and would allow for more accurate measurements.

The Board had no concerns.

Decision: Commissioner Jackson moved to approve and accept the Quit Claim Deed as discussed, which will be signed once prepared. Chairman Manwaring seconded. Both voted in favor. The motion carried.

THE MOTION PASSED TO DISMISS UNTIL FRIDAY, AUGUST 23, 2024


PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
: ss. Friday, August 23, 2024
County of Bingham)

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

PRESENT: Chairman Manwaring
Commissioner Bair
Commissioner Jackson
Lindsey Dalley- Commission Clerk

CLAIMS

Claims were approved in the amount of \$291,235.56.

PERSONNEL ACTION FORMS

The Board met to approve Personnel Action Forms, which were as follows:

Employee Status Sheet: GIS Administrator Manager
Revaluation Supervisor/Chief Deputy Assessor

COLLEGE OF EASTERN IDAHO

Five (5) Certificate of Residency documents were approved by the Board and sent to the College of Eastern Idaho for the following Bingham County Student's: Alan Ponciano Jasso, Kalleen J. Streeper, Lauren E. Waggoner, Gage T. Vasquez and Janae Turner.

Decision: Commissioner Bair moved to approve Cash Warrants, Claims, Administrative Documents and Personnel Action Forms for August 23, 2024. Commissioner Jackson seconded. All voted in favor. The motion carried.

TAX INQUIRY DOCUMENTS

The Board met to approve Tax Inquiry documents submitted by the Assessors Office, which were as follows:

MH352532IW001A	2024	Homeowner signed up for Homeowners Exemption
RP/MH8099400	2024	Homeowner signed up for Homeowners Exemption
RP1312437	2024	Homeowner signed up for Homeowners Exemption/ homeowner only had 50% instead of 100% homeowner signed affidavit of possessory.
RP8273050	2024	Homeowner signed up for Homeowners Exemption
RP8272100	2024	Homeowner signed up for Homeowners Exemption

Decision: Commissioner Jackson moved to approve and sign the tax inquiry documents as presented. 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 Jackson seconded. Both in favor. The Board moved into Executive Session at 8:19 a.m. Commissioner Jackson moved to go out of Executive Session. Commissioner Bair seconded. The Board moved out of Executive Session at 8:26 a.m.

Decision: Commissioner Jackson moved to offer the Deputy Coroner position to the individual discussed within Executive Session. Chairman Manwaring 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 Jackson moved to go into Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider personnel matters. Commissioner Bair seconded. Both in favor. The Board moved into Executive Session at 8:38 a.m. Commissioner Jackson moved to go out of Executive Session. Commissioner Bair seconded. The Board moved out of Executive Session at 8:44 a.m.

Decision: No decision to be made at this time.

BID OPENING FOR SCOTT BRIDGE REHABILITATION PROJECT

Present: Hugo Martinez- Cannon Builders
Clifton Koon- Keller Associates
Adelaide Koon- Citizen
Dykman Construction


The Board met to hold a bid opening for the Scott Bridge Rehabilitation Project. Chairman Manwaring welcomed all to the meeting and introductions were held.

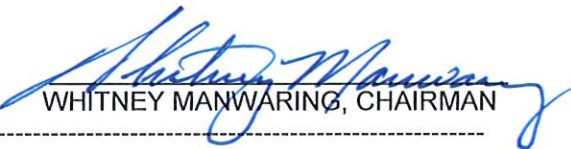
Two bids were submitted and opened, which were as follows:

- | | |
|------------------------|--------------|
| 1) Dykman Construction | \$450,000.00 |
| 2) Cannon Builders | \$476,525.00 |

Chairman Manwaring stated that the submitted bids would be taken into consideration and the awarding bidder will be advised.

THE MOTION PASSED TO DISMISS UNTIL MONDAY, AUGUST 26, 2024


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


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Monday, August 26, 2024
County of Bingham)

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

PRESENT: Chairman Manwaring
 Commissioner Bair
 Commissioner Jackson
 Lindsey Dalley- Commission Clerk

BID OPENING FOR ROCKFORD AIRPORT IMPROVEMENT PROJECT

Present: Scott Reese- Parks & Recreation
 Ryan Jolley- Prosecuting Attorney/County Legal Counsel

The Board met to hold the bid opening for the Rockford Airport Improvement Project. Chairman Manwaring welcomed all to the meeting and introductions were held.

Bids were opened as follows:

- 1) Gale Lim Construction \$244,715.00
- 2) Mickelsen Construction \$258,500.00

Chairman Manwaring stated that the sealed bids would be taken under advisement and the awarding bidder would be advised.

DISCUSSION & DECISION REGARDING RIDGE STREET PROPERTY LEASE WITH THE EASTERN IDAHO STATE FAIR AND POTENTIAL PURCHASE OF FAIR TICKETS

Present: Ryan Jolley- Prosecuting Attorney/County Legal Counsel
 Pamela Eckhardt- County Clerk
 Jan Niesh- Idaho State Journal

The Board met to hold discussion and make a decision regarding the Ridge Street Lease with the Eastern Idaho State Fair and potential purchase of fair tickets.

Ryan Jolley stated that in review of the Lease Agreement for the landfill parking area that is used for staging, initially this agreement was entered in 2014, for a 5-year period, ended in 2019 with renewal annually unless modification is made.

Due to the increase in admission costs, the credit amount received under the agreement does not cover enough tickets for all full-time employees in the county, as done in the past. There were 188 tickets provided and there are 349 full time employees.

Discussion was held in regards to purchasing the necessary amount of tickets in order to provide one ticket to all full-time county employees as done in the past. The Board would need to meet with the Eastern Idaho State Fair to discuss this further in order to get the proper amount of tickets.

Decision: Commissioner Bair moved to authorize Pam Eckhardt to purchase 61 more tickets for a total of \$488.00, so that all full-time employees can have a gate ticket. Commissioner Jackson seconded. All voted in favor. The motion carried.

APPROVAL AND SIGNING OF LEASE AGREEMENT BETWEEN BINGHAM COUNTY AND BLACKFOOT BOOSTERS PERTAINING TO FAIR PARKING

Present: Katie Hone- Blackfoot Boosters
Kimberly George- Blackfoot Boosters

The Board met to approve and sign the Lease Agreement between Bingham County and the Blackfoot Boosters Pertaining to fair parking.

Chairman Manwaring stated for the record that there have been no significant changes made to the Lease Agreement.

Decision: Commissioner Jackson moved to approve and sign the Lease Agreement between Bingham County and Blackfoot High School Bronco Boosters for fair parking. 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)(f), to communicate with legal counsel regarding pending/imminently-likely litigation. Commissioner Bair moved to go into Executive Session pursuant to Idaho Code §74-206(1)(f), to communicate with legal counsel regarding pending/imminently-likely litigation. Commissioner Jackson seconded. Both in favor. The Board moved into Executive Session at 10:16 a.m. Commissioner Bair moved to go out of Executive Session. Commissioner Jackson seconded. The Board moved out of Executive Session at 10:39 a.m.

Decision: No decision to be made on the record.

DECISION TO POST CRIMINAL/CIVIL DEPUTY ATTORNEY POSITION AND APPROVAL OF SALARY RANGE

Present: Ryan Jolley- Prosecuting Attorney/County Legal Counsel
Laraine Pope- Human Resources Director
Jan Niesh- Idaho State Journal

The Board met to hold discussion and make a decision in regards to the request to post a Criminal/Civil Deputy Attorney position and approval of salary range for the same. Chairman Manwaring welcomed all to the meeting and turned the time over to Ryan Jolley.


Ryan Jolley stated that one of the current Deputy Prosecuting Attorneys has put in his resignation letter and therefore, he would like to advertise for this position. The only amendment to be made is that he would like to advertise as a Civil/Criminal Deputy, as he would like assistance in conducting the civil business for the county.

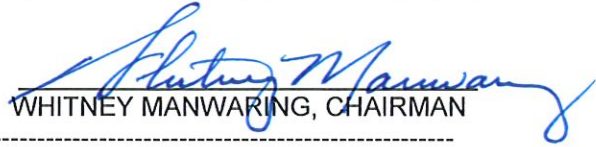
The proposed salary range that was approved within the budget for this position is \$84,864.00 to \$90,032.22.

The Board had no issues.

Decision: Commissioner Jackson moved to approve the request from Ryan Jolley to advertise for a Civil/Criminal Deputy, with a range of \$84,864.00 to \$90,032.22. Commissioner Bair seconded. All voted in favor. The motion carried.

THE MOTION PASSED TO DISMISS UNTIL WEDNESDAY, AUGUST 28, 2024


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


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Wednesday, August 28, 2024
County of Bingham)

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

PRESENT: Chairman Manwaring
 Commissioner Bair
 Commissioner Jackson
 Lindsey Dalley- Commission Clerk

CASH WARRANTS

One (1) Cash Warrant was approved in the amount of \$19,671.98.

PAYROLL

Payroll Claims were approved in the amount of \$838,452.61.

PRIOR APPROVAL- SHELLEY FIRTH AMBULANCE SERVICE

The Board met to discuss and make a decision in regards to the submitted Prior Approval for Purchase of Narcan for the Shelley-Firth Ambulance Service. Said purchase is in the amount of \$3,780.00 and is to be paid from Fund: 49-00-559-00.

Decision: Commissioner Jackson moved to approve the Prior Approval for Major Purchase of Narcan for the Shelley-Firth Ambulance Service. Said purchase is in the amount of \$3,780.00 and is to be paid from Fund: 49-00-559-00. Commissioner Bair

SHERIFF'S OFFICE

Present: Jordyn Nebeker- Chief Deputy Sheriff
 Jeff Gardner- Sheriff

The Board met with Sheriff Gardner to discuss updates within the Sheriff's Office, which included jail population and an update in regards to the jail expansion project.

PUBLIC WORKS

Present: Dusty Whited- Public Works Director

The Board met with Dusty Whited to discuss updates within the Public Works Department, along with other agenda items.

Mr. Whited stated that previously the Board approved the new position of Shop Tech. This position was placed in the Fiscal 2025 budget but due to a Truck Driver vacancy and having salary savings, Mr. Whited is requesting to advertise the position right now. The position would be posted with a wage range from N10, Step 1 (\$15.58) to N10, Step 5 (\$18.05).

The Board had no concerns.

Decision: Commissioner Bair moved to approve the posting of the Shop Tech position at an N10, Step 1 (\$15.58) to N10, Step 5 (\$18.05). Commissioner Jackson seconded. All voted in favor. The motion carried.

DISCUSSION & DECISION REGARDING DAMAGE INCURRED DURING THE JAIL EXPANSION PROJECT AND HOW TO PROCEED- REQUESTED BY JASON MARLOW- BUILDING MAINTENANCE

Present: Jason Marlow- Building Maintenance

The Board met to hold discussion and make a decision regarding damage incurred during the jail expansion project and how the Board would like to proceed.

Mr. Marlow explained that while placing the generator, Daniels Masonry, accidentally scratched/damaged the generator. The brick layers scratched a panel on the side of the generator with the fork lift, which was presented to Wes with Headwaters Construction, as a damage claim and he then contacted Jason. Mr. Marlow stated that they would like to ask the Board for approval to sanding/bonding the damage and placing a caution sticker over the damaged spot.

The Board was in favor of the proposal rather than replacing the generator due to cost.

Decision: Commissioner Jackson moved to give the permission to Daniels Masonry the permission to fix the damage done to the generator, so long as it meets expectations of the county. If not, the county may need to proceed in another direction and file a claim for the damage. Commissioner Bair seconded. All voted in favor. The motion carried.

DISCUSSION & DECISION REGARDING THE REQUEST FOR ASSISTANCE WITH REPAIRS AND MAINTENANCE OR INCREASE OF QUARTERLY FUNDING FOR THE ABERDEEN SENIOR CENTER- REQUESTED BY TODD LITTLE- PRESIDENT

Present: Todd Little- Aberdeen Senior Center President
Brett Nelson- Aberdeen Senior Center Treasurer
Jason Marlow- Building Maintenance
Ryan Jolley- Prosecuting Attorney/County Legal Counsel

The Board met to discuss and make a decision in regards to the request for assistance with repairs and maintenance or increase in quarterly funding for the Aberdeen Senior Center. Chairman Manwaring welcomed all to the meeting and introductions were held.

Discussion was held in regards to expensive maintenance projects that have been done and the Aberdeen Senior Center has paid for. The building is owned by the county and the Senior Center has been paying for all maintenance on the building. Mr. Little stated that the HVAC System has been replaced, there have been plumbing issues and electrical issues, therefore spending a lot of their funding to do fix these issues and they are barely making it financially.

Chairman Manwaring stated a few years ago SICOG worked on a grant to complete work on the kitchen, HVAC and several other things, which Mr. Little confirmed was correct. Mr. Little stated that the Senior Center has tried to get matched funding for all projects but a lot of it has been out of pocket. The bottom line is that the Senior Center is not sustainable on \$7,000 per quarter due to the increase in cost. Mr. Little stated that the Senior Center has held fundraisers and sent out letters to the community for donations to assist in the cost of operation. There has not been an increase of the funding in years and he would like to propose a possible increase. Commissioner Bair stated that the struggle the county would have in approving an increase at this time is that the Fiscal year 2025 budget has been set and approved. Therefore, an increase would have to occur next fiscal year.

Discussion was held in regards to the Meals on Wheels program through the Senior Center, wherein Mr. Nelson stated that they contribute approximately 8,500 meals per year. Some are paid for and others cannot afford to pay for them.

Discussion was held in regards to the roof of the Senior Center, which has been leaking badly. Mr. Nelson stated in the past there had been water collecting on the roof and it started to leak, wherein they had a company come and pump off that water, which was approximately 2800 gallons of water. Chairman Manwaring stated that going into winter time, getting the roof fixed should be a priority and needs to be done. Mr. Nelson stated that he would be happy to gather quotes as to what the cost would be for repair and he would provide those to Lindsey Dalley, Commission Clerk.

No decision was made.

PROSECUTING ATTORNEY

Present: Ryan Jolley- Prosecuting Attorney/County Legal Counsel

The Board met with Ryan Jolley to discuss updates within the Prosecutors Office.

PRIOR APPROVAL FOR MAJOR PURCHASE OF UA TESTING DEVICES FROM REDWOOD TOXICOLOGY LABORATORY INC- REQUESTED BY SHAWN HILL- PROBATION DEPARTMENT

Present: Shawn Hill- Probation Division
Mark Gough- Probation Division
Ryan Jolley- Prosecuting Attorney/County Civil Counsel

The Board met to discuss and make a decision in regards to the Prior Approval for Major Purchase of UA Testing Devices from Redwood Toxicology Laboratory Inc. Said purchase is in the amount of \$12,500.00 and is to be split between Fund: 06-54-740-01 and Fund: 06-55-742-00.

The Board had no concern.

Decision: Commissioner Bair moved to approve the Prior Approval for Major Purchase of UA Testing Devices from Redwood Toxicology Laboratory Inc. Said purchase is in the amount of \$12,500.00 and is to be split between Fund: 06-54-740-01 and Fund: 06-55-742-00. Commissioner Jackson seconded. All voted in favor. The motion carried.

REQUEST TO CANCEL PENALTY AND INTEREST ON ASSESSMENTS DUE TO A FAILED CHANGE IN OWNERSHIP BY THE ASSESSORS OFFICE AND NEW OWNER NOT BEING NOTIFIED- REQUESTED BY AUDREY STANFIELD

Present: Audrey Stanfield- Assessors Office
Donavan Harrington- County Assessor

The Board met to discuss the submitted request to cancel penalty and interest on assessments due to a failed change in ownership by the Assessors Office and the new owner not being notified.

Ms. Stanfield explained that there was an error made by the Assessors Office and the name of the owner was not changed as it should have been. Therefore, the new owner had not been notified or received their tax notice. Ms. Stanfield stated per Idaho Code Section 63-902(9), which states "If you do not receive a tax notice on property, this does not excuse the late charge and interest for non-payment".

Therefore, Ms. Stanfield is requesting that the Board excuse the late fees and interest on the parcels, which are as follows: RP1312449 and RP1312452.

The Board had no concern.

Decision: Commissioner Jackson moved to approve to excuse penalty and interest on taxes in the stated parcels due to an error made by the Assessors Office. Commissioner Bair seconded. All voted in favor. The motion carried.

Commission Clerk, Lindsey Dalley, will send the property owner a letter explaining the excusal of penalty and interest.

DISCUSSION & POTENTIAL DECISION REGARDING REQUEST FOR RELIEF OF PROPERTY TAXES ON SEVERAL PARCELS- REQUESTED BY TINA BANGERTER.

Present: Tina Bangerter- Lucky Duck Daycare
Tanna Beal- County Treasurer
Donavan Harrington- County Assessor
Debbie Cunningham- County Chief Deputy Assessor
Ryan Jolley- Prosecuting Attorney- County Legal Counsel
Ann Ogden- Attended with Tina Bangerter

The Board met to discuss and make a potential decision regarding the request for relief of property taxes on several parcels.

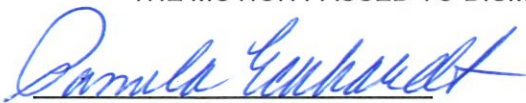
Ms. Bangerter explained her current situation and potential future hardship, with potential relief of property taxes.

Ms. Beal stated that there are currently no taxes owned on the parcels owned by Ms. Bangerter, therefore there is nothing to be excused. This is typically not discussed unless the property owner is in arrears several years.

Discussion was held in regards to the Tax Hardship Application process, which is the process that Ms. Bangerter should follow if she chooses.

No decision was made.

THE MOTION PASSED TO DISMISS UNTIL FRIDAY, AUGUST 30, 2024


PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Friday, August 30, 2024
County of Bingham)

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

PRESENT: Chairman Manwaring
Commissioner Bair
Commissioner Jackson
Lindsey Dalley- Commission Clerk

CASH WARRANTS

One (1) Cash Warrant was approved in the amount of \$57,155.76.

CLAIMS

Claims were approved in the amount of \$491,198.87.

PERSONNEL ACTION FORMS

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

New Employee Status Sheet: Motor Vehicle Specialist
Deputy Coroner

Decision: Commissioner Jackson moved to approve and sign Cash Warrants, Claims, Administrative Documents and Personnel Action Forms, for August 30, 2024. Commissioner Bair seconded. All voted in favor. The motion carried.

TAX INQUIRY DOCUMENTS

The Board met to approve Tax Inquiry Documents, which were as follows:

RP1310226	2024	Homeowner signed up for Homeowners Exemption for 2024
RP1300114	2024	Homeowner signed up for Homeowners Exemption for 2024
RP8268330	2024	Homeowner signed up for Homeowners Exemption for 2024

Decision: Commissioner Bair moved to approve and sign Tax Inquiry documents as presented. Commissioner Jackson seconded. All voted in favor. The motion carried.

REQUEST TO SET UP A BOOTH IN THE COURTHOUSE PARKING LOT, CLOSER TO DISPATCH AREA TO PROMOTE THE STOP THE SILENCE CHARITY BALL- REQUESTED BY SYDNEE FLORES

Present: Sydnee Flores- Stop the Silence Charity Ball
Susan Nalley- Victim Witness Coordinator
Jeff Gardner- County Sheriff
Jordyn Nebeker- Chief Deputy Sheriff
Kris Talbot- Sheriffs Office Detention Lieutenant

The Board met to discuss the request to set up a booth in the courthouse parking lot, closer to the dispatch area, to promote the Stop the Silence Charity Ball, requested by Sydnee Flores.

Ms. Flores explained her past with domestic violence and stated that the Stop the Silence Charity Ball is something that she started in order to give back to the community and those that helped her through her time of need.

Ms. Flores stated that she is requesting to place canopy tent on a portion of the courthouse parking lot or where the Board may deem acceptable, in order to pass out flyers and information about the charity ball. This would be for the duration of the Eastern Idaho State Fair.

The Board had no issues with the request and stated that Ms. Flores should keep in touch with Sheriff Gardner in case the sidewalk by the dispatch area does not work, she could potentially place her canopy tent next to the Sheriff's Office command rig.

Nothing Further.

Decision: Commissioner Jackson moved to approve the request by Ms. Flores to place a booth on the county property to promote the Stop the Silence Charity Ball. Commissioner Bair seconded. All voted in favor. The motion carried.

APPROVAL & SIGNING OF SUICIDE PREVENTION MONTH PROCLAMATION FOR SEPTEMBER 2024

The Board met to approve and sign the Suicide Prevention Month Proclamation for September 2024.

Decision: Commissioner Bair moved to approve and sign the Suicide Prevention Month Proclamation for September 2024. Commissioner Jackson seconded. All voted in favor. The motion carried and said proclamation was signed as follows:

BINGHAM COUNTY COMMISSIONERS

Whitney Manwaring, Chairman

Mark R. Bair

Eric Jackson



Lindsey Dalley, Commission Clerk
501 N. Maple Room 204
Blackfoot, ID 83221
Phone (208) 782-3013
Fax (208) 785-4131

SUICIDE PREVENTION MONTH PROCLAMATION

WHEREAS, September is known around the United States as National Suicide Prevention Awareness Month, which is intended to raise mental health awareness and proactive suicide prevention resources; and

WHEREAS, Suicidal thoughts and mental health concerns can affect anyone; and

WHEREAS, According to the Centers for Disease Control and Prevention, more than 49,000 people die by suicide each year; and

WHEREAS, Suicide is the ninth leading cause of death among adults in the United States and the second leading cause of death among people ages 10-24; and

WHEREAS, Bingham County has had 13 suicide cases since January 1, 2024;

WHEREAS, Bingham County supports those who work in the fields of mental health, education and first responders; and

WHEREAS, Bingham County encourages all residents to join in helping to prevent suicide in our community; and

WHEREAS, Bingham County encourages all residents to educate themselves about mental health and take active steps to care for their own mental health; and

WHEREAS, Bingham County recognizes the importance of having conversations regarding the destigmatization of such topics and helping connect people with available resources; and

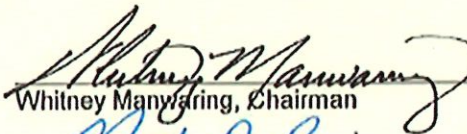

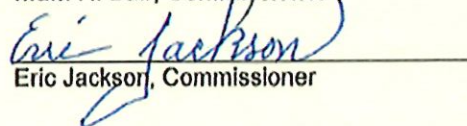
NOW, THEREFORE, WE, the undersigned, do hereby proclaim the month of September to be:

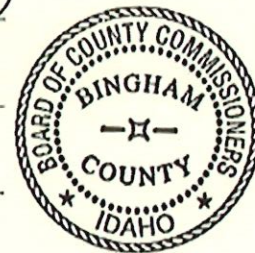
SUICIDE PREVENTION AWARENESS MONTH

DATED this 30th day of August, 2024.

ATTEST:


Pamela W. Eckhardt
Bingham County Clerk


Whitney Manwaring, Chairman

Mark R. Bair, Commissioner

Eric Jackson, Commissioner



Please contact the 988 Suicide and Crisis Lifeline if you are experiencing mental health-related distress or are worried about a loved one who may need crisis support.

“Potato Capital”

DISCUSSION & DECISION IN REGARDS TO PAY SCALE LEVELS- REQUESTED BY LARAIN POPE- HUMAN RESOURCES DIRECTOR

Present: Laraine Pope- Human Resources
Ryan Jolley- Prosecuting Attorney/County Legal Counsel

The Board met to discuss and make a decision in regards to pay scale levels presented by Laraine Pope.

Ms. Pope explained that the proposed additions to the pay scale had been discussed previously and that she is asking the Board to approve in the record. This would transfer law enforcement Lieutenant, Captains and Chief Deputy and Deputy Prosecuting Attorneys onto the regular pay scale as agreed previously. This will add an N32, N33 and N34, which are going to be slightly different to the rest of the N scales, which start at entry level and continue through Step 14 and at Step 9, the employee goes from getting an annual raise to every two years. The N32, N33 and N34 will only have 8 steps and are every two years.

Decision: Commissioner Jackson moved to approve the proposed additions to the pay scale. Commissioner Bair seconded. All voted in favor. The motion carried.

DECISION REGARDING FOG COATING THE BLACKFOOT COMMUNITY FOOD PANTRY PARKING LOT

The Board met to make a decision in regards to the request for the county to assist with fog coating of the Blackfoot Community Food Pantry Parking Lot.

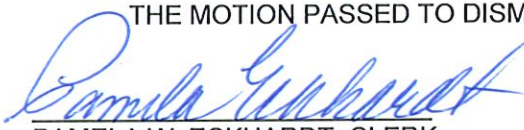
Commissioner Jackson gave an update on the project and stated that they no longer need assistance from the county are going to go another route.

No decision was made at this time.

CLAIMS FOR THE PREVIOUS MONTH WERE APPROVED AS FOLLOWS:

Current Expenses	\$509,404.88	Weeds.....	\$31,509.10
Road & Bridge	\$209,512.58	Emergency Communication...	\$255,036.89
Airport.....	\$57.84	Road & Bridge Special	
Justice Fund	\$503,503.96	Project.....	\$572,733.83
District Court.....	\$140,941.46	Waterways.....	\$1,824.31
Preventative Health.....	\$1408,029.25	OPIOID Account.....	\$884.43
Historical Society/Museum.....	\$16,776.70	Treatment Court Fund.....	\$4,795.32
Parks & Recreation.....	\$17,035.74	Court Facility Fund.....	\$60,000.00
Revaluation.....	\$27,936.16	ARPA Funding.....	\$485,333.01
Solid Waste	\$229,726.87	Consolidated Elections.....	\$103,458.60
Tort.....	\$954.25		
Veterans Memorial.....	\$3,751.31		

THE MOTION PASSED TO DISMISS UNTIL FRIDAY, SEPTEMBER 6, 2024


PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk


WHITNEY MANWARING, CHAIRMAN