

STATE OF IDAHO)
 : ss. Friday, September 2, 2022
County of Bingham)

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

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

CLAIMS

Claims were approved in the amount of \$1,082,222.02.

COLLEGE OF EASTERN IDAHO

Certificates of Residency were approved by the Board and sent to the College of Eastern Idaho for the following Bingham County student's: Teague E. Briggs, John T. Briggs, Talea A. Dean, Skyler G. Newsom and Wyatt L. Newsom.

COLLEGE OF SOUTHERN IDAHO

Certificates of Residency were approved by the Board and sent to the College of Southern Idaho for the following Bingham County student's: Tevis T. Vance, Maritza Y. Martinez Perez and Juan Francisco Rivera.

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

CAPITAL CRIMES DEFENSE FUND-AT LARGE BOARD MEMBER

The Board met to make a nomination for the Capital Crimes Defense Fund At-Large Board Member. Chairman Manwaring stated the vote previously was for Bryon Reed, wherein there has since been a tie.

Decision: Commissioner Lewis moved to select Bryon Reed for the At-Large Board Member for the Capital Crimes Defense Fund. Commissioner Bair seconded. All voted in favor. The motion carried.

APPROVAL OF AGREEMENT BETWEEN BINGHAM COUNTY AND THE CITY OF ABERDEEN FOR IT SERVICES- PRESENTED BY SCOTT MENSCHING- IT DIRECTOR

Present: Scott Mensching- IT Director

The Board met to hold discussion and make a decision regarding the Agreement between Bingham County and the City of Aberdeen for IT Services.

Mr. Mensching stated there are no changes that have been made to the agreement other than the 3% increase as agreed upon with the City of Aberdeen, which is implemented yearly.

Chairman Manwaring stated it has been standard that Legal Counsel and the other party would review and agree prior to the agreement coming to the Board for final approval.

Decision: No decision was made at this time. Mr. Mensching will have Legal Counsel and the City of Aberdeen review this agreement and fix the errors that were found, specifically the date.

PRIOR APPROVAL- IT DEPARTMENT

Present: Scott Mensching- IT Director

The Board met to hold discussion and make a decision regarding the submitted Prior Approvals for the IT Department.

Mr. Mensching explained the submitted Prior Approval for Major Purchase of the yearly renewal of Passwordstate, which is a program used to store passwords securely. Said purchase is in the amount of \$1,721.00 and is to be paid out of Fund 01-14-524-01.

Decision: Commissioner Lewis moved to approve the Prior Approval for Major Purchase for the yearly renewal for Passwordstate in the amount of \$1,721.00 and is to be paid out of Fund 01-14-524-01. Commissioner Bair seconded. All voted in favor. The motion carried.

Next, Mr. Mensching explained the submitted Prior Approval for Major Purchase of Cisco Business 350 series switches, wherein the new switches will be moved to cover the County camera project.

Decision: Commissioner Lewis moved to approve the Prior Approval for Major Purchase of four Cisco Business 350 series switches in the amount of \$7,482.00 and will be paid out of Fund 01-14-804-00. Commissioner Bair seconded. All voted in favor. The motion carried.

ALCOHOL LICENSES

The Board met to approve Alcohol Licenses for the following entity:

Collet's Pub License No. 56

Decision: Commissioner Lewis moved to approve the Alcohol License for Collet's Pub, License No. 56. Commissioner Bair seconded. All voted in favor. The motion carried.

BINGHAM COUNTY RESOLUTION 2022-32

The Board met to approve Bingham County Resolution 2022-32, a formal resolution declaring certain Bingham County property not necessary for use in Bingham County, Idaho.

Decision: Commissioner Lewis moved to approve Bingham County Resolution 2022-32, a formal Resolution declaring certain Bingham County property not necessary for use in Bingham County, Idaho, specifically for the Bingham County Sheriff's Office. Commissioner Bair seconded. All voted in favor. The motion carried and said resolution was approved as follows:

**BINGHAM COUNTY
RESOLUTION NO. 2022-32**

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 SHERIFF'S OFFICE

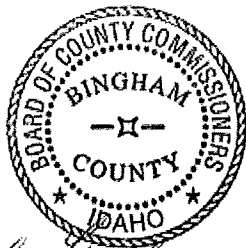
One (1) Southbend Convention Gas Oven

2004 Ford Ecoline Van

Vin #: 1FBNE31L84HA20798

DATED this 2nd day of September 2022.

BINGHAM COUNTY COMMISSION



ATTEST:

Pamela W. Eckhardt

Pamela W. Eckhardt
Bingham County Clerk

Whitney Manwaring
Whitney Manwaring, Chairman

Mark R. Bair

Mark R. Bair, Commissioner

Jessica L. Lewis
Jessica L. Lewis, Commissioner

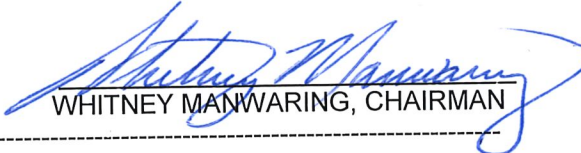
APPROVAL OF AMENDMENT #3 TO THE FOOD SERVICE PARTNERSHIP AGREEMENT WITH SUMMIT FOOD SERVICE, LLC- BINGHAM COUNTY JAIL

The Board met to approve Amendment #3 to the Food Service Partnership Agreement with Summit Food Service, LLC, specifically for the Bingham County Jail.

Decision: Commissioner Lewis moved to approve Amendment #3 to the Food Service Partnership Agreement with Summit Food Service, LLC for the Bingham County Jail. Chairman Manwaring seconded. All voted in favor. The motion carried.

THE MOTION PASSED TO DISMISS UNTIL FRIDAY SEPTEMBER 9, 2022


PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. Friday, September 9, 2022
County of Bingham)

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

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

CLAIMS

Claims were approved in the amount of \$662,470.85.

CASH WARRANTS

Cash Warrants were approved in the amount of \$126,714.00 & 390,323.83.

COLLEGE OF SOUTHERN IDAHO

Certificates of Residency were approved and sent to the College of Southern Idaho for the following Bingham County Students: Nathaniel J. Blackwelder, Colton N. Kitzmiller-Magana and Tyler W. Roth.

PERSONNEL ACTION FORMS

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

- Salary Increase Form: Revaluation Supervisor
 Patrol Deputy
 Civilian D.A.R.E. Instructor
 Detention Deputy
 Drug Testing/Probation Tech
- New Employee Status Sheet Deputy Coroner

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

MULTI-JURISDICTION ALL HAZARD MITIGATION PLAN

Present: Leigh Ann Davis- Parks & Recreation

The Board met to approve the Hazard Mitigation Plan.

Decision: Chairman Manwaring moved to approve the Multi-Jurisdiction All Hazard Mitigation Plan. Commissioner Bair seconded. Both voted in favor. The motion carried.

APPROVAL OF L-2 FOR BINGHAM COUNTY AND THE AMBULANCE BUDGET

Present: Pamela Eckhardt- County Clerk

The Board met to approve the L-2's for Bingham County and the Ambulance Budget.

Decision: Chairman Manwaring moved to approve signature for the L-2's for Bingham County and the Ambulance Budget. Commissioner Bair seconded. Both voted in favor. The motion carried.

APPROVAL OF PAYMENT TO LOMBARD CONRAD ARCHITECTS AND ATLAS

Present: Pamela Eckhardt- County Clerk

The Board met to approve payment to Lombard Conrad Architects and Atlas in reference to the Bingham County Jail Expansion. Chairman Manwaring welcomed all to the meeting and turned the time over to Clerk Eckhardt.

Clerk Eckhardt explained this is for May, June and July payments for work completed on the Bingham County Jail Expansion Project.

Decision: Chairman Manwaring moved to approve payment to Lombard Conrad Architects in the amount of \$18,156.67. Commissioner Bair seconded. Both voted in favor. The motion carried.

Chairman Manwaring moved to Atlas in the amount of \$8,542.00, for the investigation for the foundational work and recommendations. Commissioner Bair seconded. Both voted in favor. The motion carried.

Both invoices will be paid from ARPA funds.

DISCUSSION & DECISION TO PLACE A RECREATION DISTRICT APPROVAL VOTE ON THE BALLOT FOR THE NOVEMBER 8, 2022 ELECTION

Present: Danette Miller- Election Director
Pamela Eckhardt- County Clerk
Rori Christensen- North End Recreation District Point of Contact
Paul Rogers- Prosecuting Attorney
Ryan Jolley- Chief Deputy Prosecuting Attorney

The Board met to hold discussion and make a decision to place a Recreation District Approval vote on the Ballot for the November 8, 2022 Election. Chairman Manwaring welcomed all to the meeting and turned the time over to Ms. Miller.

Ms. Miller explained that the North End Recreation District has provided its proposal in order to be placed on the November 8, 2022 General Election Ballot. They have fulfilled all requirements per Idaho Code Section 31-4304. First, 900 signatures of eligible voters within the boundaries chosen (Shelley School District, minus any area within Bonneville County), which has been done by provided 936 valid signatures. This was to be completed and turned into the Election Office by September 1, 2022 at 5:00 p.m., which was done.

Next, the Clerk was to estimate the cost of advertising and holding the election and notify in writing as to the amount. Ms. Miller explained the total costs to be paid to Bingham County, which were as follows:

**ESTABLISH NORTH END RECREATION DISTRICT
ELECTION COSTS AS PER IDAHO CODE 31-4304**
Total Registered Voters Eligible to Vote in November 8, 2022 Election
As of September 2, 2022 is 4,455

Shelley School District No. 60 (Tax Code 240) less Bonneville Eligible Voters

Voters – 4455
Precincts – 10, 13, 14, 21 and 28
Use 4 Precincts x 4 Pollworkers = 16 workers
16 x \$200 = \$3,200 x 10% = \$320.00

Ballot Costs

Total Registered Voters = 4,455
\$0.39 is cost per ballot using ES&S
4455 x .39 = \$1,738 x 10% = \$173.00

Legal Notices

Idaho Code 34-602 requires legal notification in newspaper twice, one just the notice and the second with sample ballot.
Legal Notice Costs = \$1,000 x 10% = \$100.00

ES&S Set-up Costs

1 Ballot Face @ \$250.00 = \$250.00 x 10% = \$25.00

Election to Create a New Taxing District Letter

Idaho Code 63-802C requires a notice be mailed to all residences with the proposed taxing district informing them of the creation of a new taxing district (approximately 4,800 mailers)

This bid from Alphagraphics (Idaho Falls) (see attached) - \$4,691.63 (includes postage)

\$ 320.00
\$ 173.00
\$ 100.00
\$ 25.00
\$4,691.63
\$5,309.63 TOTAL COSTS TO BE PAID TO BINGHAM COUNTY

This amount is to be paid within twenty days after receipt of such written notice of the amount to be paid. Ms. Miller confirmed that the City of Shelley has paid the amount of \$5,309.63, to move forward with the

process. If approved, the first property tax that the district receives, the money would be paid back to the entity who paid for this process. If denied, the entity would not be reimbursed said funds.

Within thirty days after filing of the Petition together with a map showing the boundaries and funds being paid, the County Commissioners shall determine whether or not the same substantially comply with the requirements of this section.

After review, County Legal Counsel and the Board have found that all requirements have been met and this petition may be placed on the November 8th General Election and the Chairman may signed the Order before the Board. Chairman Manwaring read the Order to be signed into the record, which states as follows:

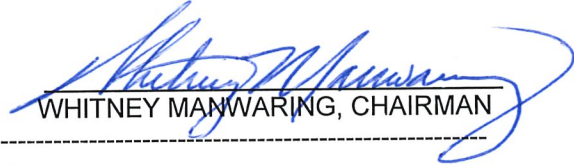
We, the Commissioners of Bingham County, State of Idaho, convene on September 9, 2022, to review the requirements found in Idaho Code Section 31-4304, Creation of Recreation District, We do hereby state that there is substantial compliance with the requirements found in Idaho Code Section 31-4304 and that an election shall be ordered on November 8, 2022 determining the formation of such proposed North End Recreation subject to the provisions of Idaho Code Section 34-106.

Decision: Chairman Manwaring moved to approve/sign the North End Recreation District, to be placed on the November 8, 2022 General Election Ballot. Commissioner Bair seconded. Both voted in favor. The motion carried.

THE MOTION PASSED TO DISMISS UNTIL MONDAY SEPTEMBER 12, 2022



PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk



WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss.
County of Bingham)

Monday, September 12, 2022

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

- Present: Chairman Manwaring
- Commissioner Lewis
- Pamela Eckhardt- County Clerk
- Via Zoom: Commissioner Bair

BINGHAM COUNTY ORDINANCE 2022-13, an ordinance amending the Zoning Designation from "A" Agriculture to "R/A" Residential/Agriculture and the Comprehensive Plan Map Designation to Residential/Residential Agriculture for 3-Putt Partners, LLC, on Approximately 20.00 Acres located at 38 S. 900 W., Blackfoot, Idaho.

Decision: Commissioner Lewis moved to adopted Bingham County Ordinance 2022-13. Commissioner Bair seconded. All voted in favor. The motion carried and said Ordinance was adopted as follows:

Instrument # 749137
BINGHAM COUNTY
9-13-2022 10:45:45 AM No. of Pages: 2
Recorded for : BINGHAM COUNTY COMMISSIONERS
PAMELA W. ECKHARDT Fee: 0.00
Ex-Officio Recorder Deputy

**BINGHAM COUNTY
ORDINANCE 2022-13**

**AN ORDINANCE AMENDING THE ZONING DESIGNATION FROM "A"
AGRICULTURE TO "R/A" RESIDENTIAL/AGRICULTURE AND THE
COMPREHENSIVE PLAN MAP DESIGNATION TO RESIDENTIAL/RESIDENTIAL
AGRICULTURE FOR 3-PUTT PARTNERS LLC, ON APPROXIMATELY 20.00 ACRES
LOCATED AT 38 S. 900 W., BLACKFOOT, IDAHO.**

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

Section 1: The Bingham County Zoning Designation from "A" Agriculture to "R/A" Residential/and the Comprehensive Plan Map is hereby amended to Residential/Residential Agriculture to comply with the recent change in zoning, classification to Residential/Agriculture, for the following described real property. The real property to which this Comprehensive Plan Map amendment applies is described as follows:

Property is located at 38 S. 900 W., Blackfoot, Idaho.

Part of the S 1/2, of the SE 1/4 of the NE 1/4 of Section 4, Township 3 South, Range 34 East B.M., Bingham County, Idaho described as:

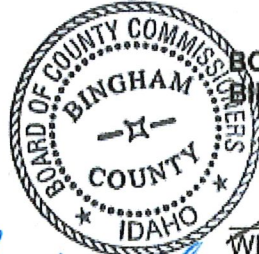
Commencing at the Northeast corner of said Section 4; Thence S 00° 07' 58" W along the Eastern Section line 2283.04 feet to the Point of Beginning; Thence, continuing along said section line S 00° 07' 58" W 375.42 feet; to the East 1/4 of said Section; Thence, along the East-West Center Section line N 89° 01' 26" W 1332.23 feet; to the West line of said S 1/2 SE 1/4 NE 1/4; Thence, along said West line N 00° 12' 59" E 660.06 feet to the North line of said S 1/2 SE 1/4 NE 1/4; Thence, , along said North line S 89° 01' 44" E 1020.46 feet; Thence, S 00° 07' 58" W 305.11 feet; Thence, S 89° 01' 26" E 265.50 feet to the beginning of a curve, whose center bears N 00°58'34" E 20.00 feet, Thence Northeasterly, 31.42, feet, along said curve to the left Curve Data= Delta: 90° 00' 00", Radius: 20.00 feet, chord bearing N 45° 58' 34" E 28.28 feet to a point of intersection with a non-tangent line. Thence S 89° 52' 02" E 25.00 feet to the Point of Beginning.

Parcel contains 18.02 acres more or less and is subject to a County Right of Way along the Eastern boundary.

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

Passed and Approved by the Board of County Commissioners, County of Bingham, State of Idaho, at a Public Hearing held on the 28th day of June 2022.

Signed this 12th day of September 2022.



BOARD OF COUNTY COMMISSIONERS
BINGHAM COUNTY, IDAHO

ATTEST:

Pamela Eckhardt
Bingham County Clerk

Whitney Manwaring, Chairman

Mark R. Bair, Commissioner

Jessica Lewis, Commissioner

REASON & DECISION TO DENY A MULTI-FAMILY DWELLINGS VIA A CONDITIONAL USE PERMIT IN AN "R/A" RESIDENTIAL/AGRICULTURE ZONING DISTRICT SUBMITTED BY ROYAL RENTALS, LLC (C/O COLLIN HUNTER)

The Board met to approve the Reason & Decision to deny a Multi-Family Dwelling via a Conditional Use Permit in an "R/A" Residential/Agriculture Zoning District, submitted by Royal Rentals, LLC (C/O Collin Hunter).

Decision: Commissioner Lewis moved to approve the Reason & Decision to approve a Multi-Family Dwelling via a Conditional Use Permit in an "R/A" Residential/Agriculture Zoning District, submitted by Royal Rentals, LLC (C/O Collin Hunter). Commissioner Bair seconded. All voted in favor. The motion carried.

STAFF MEETING

- Present: Debbie Cunningham- Chief Deputy Assessor
Jimmy Roberts- County Coroner
Dusty Whited- Public Works Director
Scott Reese- Parks & Recreation
Laraine Pope- Human Resources Technician
Jason Marlow- Building Maintenance Director
Tiffany Olsen- Planning & Development
Cody Lewis- Drug Court
Paul Rogers- Prosecuting Attorney
Jeff Gardner- Bingham County Sheriff
Laura Lora- Payroll & Indigent Services
Sheri Landon- Magistrate/District Court
Danette Miller- Elections
Chief Gordon Croft- Blackfoot Police
Tanna Beal- County Treasurer
Scott Mensching- IT Director
LC Richelieu- Probation Department
- Excused: Marc Carroll- City of Blackfoot Mayor
Julie Buck- Extension Office

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

Pledge of Allegiance: Commissioner Lewis.

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

Special Presentation: None.

Employee Years of Service Recognition: Dusty Whited recognized Robert Prestridge for ten (10) years of service to Bingham County. Mr. Whited stated that Robert is a mechanic, is an excellent employee and asset to Bingham County.

Chairman Manwaring: Had no updates at this time.

Commissioner Bair: Had no updates at this time.

Commissioner Lewis: Had no updates at this time.

Clerk Eckhardt: Stated each department head and Elected Official have been provided with a draft of the letter to be given to each employee, along with a one-time salary assistance check in the amount of \$1,000.00. Clerk Eckhardt thanked the County Commissioners for approving this one-time salary assistance check.

Laura Lora: Stated that she is working on the one-time salary assistance checks.

Debbie Cunningham: Had no updates at this time.

Dusty Whited: Stated the paving project has been completed and they will be moving to the mountain roads later in the week.

Jimmy Roberts: Stated the Coroner's Office had 29 cases in the month of August, which resulted in 316 casework hours, 4,242 miles of travel and from that there were 7 decedents that required an autopsy. He would like to remind everyone that September is Suicide Prevention Month and that Idaho is 5th in the nation. There are several services available, including dialing 988 for assistance. He is more than happy to answer any questions or share how the Coroner's Office operates.

Scott Reese: Stated the Bureau of Reclamation has provided Bingham County with \$50,000.00 and in 2025, the County will receive \$1.25 Million to complete the boat ramp project at Sportsman's Park. The greenbelt will be completed at that time as well.

Sheri Landon: Stated that the Idaho Institute for Court Management will be held in October. She will be attending with Clerk Eckhardt and 5 other Clerks from the County. This has not been held for several years and they are looking forward to attending.

Laraine Pope: Stated that Open Enrollment for benefits has begun and to please remind any employees that need to make changes, to do so as soon as possible. The preferred provider for Workers Compensation State Insurance Fund is Bingham Memorial Urgent Care or Bingham Memorial Emergency Room. There are informational cards available for each employee. If there are any questions, please do not hesitate to contact her.

Jason Marlow: Had no updates at this time.

Tiffany Olsen: Had no updates at this time.

LC Richlieu: Stated the Probation Department has a new hire, Daniel Herrera.

Cody Lewis: Stated there are five graduates for the month of September, which will be held on the 27th for Felony Drug Court and the 29th for Misdemeanor Drug Court, both at 4:00 p.m.

Paul Rogers: Had no updates at this time.

Sheriff Jeff Gardner: Stated that the fair is over and went well. He stated that he appreciates all who have dealt with extra traffic and people around the courthouse. He stated he would like to reiterate what Jimmy Roberts said regarding Suicide Prevention Month and reminded everyone to reach out to anyone who they think may be struggling.

Tanna Beal: Thanked all department heads & Elected Officials for their work during the budget process to decrease the levy rates.

Scott Mensching: Had no updates at this time.

Danette Miller: Had no updates at this time.

Chief Gordon Croft: Stated that he would like to personally thank Bingham County and the Sheriff's Office for help during events that have occurred within the past week.


Commissioner Lewis confirmed there was nothing further for discussion and stated the next Staff Meeting is scheduled for Monday, October 3, 2022 at 8:30 a.m.

Nothing further at this time.

PERSONNEL BOARD MEETING TO DISCUSS ON-CALL EMPLOYEES

The Personnel Board held a meeting to discuss on-call employees.

THE MOTION PASSED TO DISMISS UNTIL WEDNESDAY SEPTEMBER 14, 2022


PAMELA W. ECKHARDT, CLERK
Lindsey Dalley- Commission Clerk


WHITNEY MANWARING, CHAIRMAN

STATE OF IDAHO)
 : ss. **Wednesday, September 14, 2022**
County of Bingham)

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

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

Commissioner Bair moved to appoint Commissioner Lewis as temporary Chairman. Commissioner Lewis seconded. The motion carried.

COLLEGE OF EASTERN IDAHO

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

COLLEGE OF SOUTHERN IDAHO

A Certificate of Residency was approved by the Board and sent to the College of Southern Idaho for the following Bingham County student: Keegan J. McCraw.

DISCUSSION & DECISION REGARDING SUBMITTED REQUEST FOR QUALIFICATIONS FOR CONSTRUCTION MANAGERS FOR THE BINGHAM COUNTY JAIL EXPANSION PROJECT

- Present: Jeff Gardner- County Sheriff
- Paul Rogers- Prosecuting Attorney
- Nyle Fullmer- Big D Construction
- Pamela Eckhardt- County Clerk

The Board met to discuss updates within the Sheriff's Office and other agenda items. Commissioner Lewis welcomed all to the meeting and turned the time over to Sheriff Gardner.

Sheriff Gardner discussed updates within the Sheriff's Office.

Next, discussion was held in regards to the Request for Qualifications submitted for the Bingham County Jail expansion project. Sheriff Gardner explained that RFQ packets had been submitted by Big D Construction, Bateman Hall and Headwaters Construction. The next step is to take said packets to the review committee, wherein he would propose that Jeff Steadman, Tiffany Olsen and Dusty Whited be appointed to the review committee.

Decision: Commissioner Lewis moved to appoint Jeff Steadman, Tiffany Olsen and Dusty Whited to the Evaluation Committee to review the Request for Qualifications submitted for the Bingham County Jail Expansion. Commissioner Bair seconded. All voted in favor. The motion carried.

Sheriff Gardner stated he would propose Scott Reese be an alternate for Dusty Whited due to a scheduling conflict.

Commissioner Lewis moved to appoint Scott Reese to be an alternate member to the Evaluation Committee, as Dusty Whited has a scheduling conflict. Commissioner Bair seconded. All voted in favor. The motion carried.

PUBLIC WORKS

Present: Dusty Whited- Public Works Director
 Kyle Jones- HLE
 Ryan Singleton- Connect Engineering
 Paul Rogers- Prosecuting Attorney
 Paul Hamilton- Falken Construction

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

Mr. Whited explained the Transportation Plan is ready for approval and if there are any changes to be made, that is still acceptable at this time. Commissioner Lewis stated she believed that the February of 2022 date should be changed to May of 2022, to signify the date the document was stamped by HLE and completed, along with updating the new County seal.

Decision: Commissioner Lewis moved to accept the Bingham County Transportation Plan completed by HLE with two changes to be made, which are the date and update the County logo. Commissioner Bair seconded. Both voted in favor. The motion carried.

Next, discussion was held in regards to the Seefried and Hepworth Lane project, wherein Mr. Singleton stated he is before the Board today for an update on the project. This is unique project because it is a combination of a City and County project. There was an issue where the City bidding process took longer than anticipated. That process is now complete as of last week when the City Council officially voted to accept and present a bid. In the process of making the contract documents for Falken Construction to sign, they had noted that the City was still using the County's old completion date. Prior to signing the contract with the City, that the completion date is updated within the documentation. During the last Board meeting held regarding this matter, the completion date was within the paving year. Therefore, Falken Construction has agreed that if the completion date were extended to either December 31, 2022 or the closing date of the hot plant, to be sure the road is completely paved this fall. Mr. Singleton stated previously the date was October 31st and is not requesting that the completion date be moved to December 31st or the closing date of the hot plant, whichever may occur first.

Commissioner Bair asked Mr. Singleton to explain the condition of the road currently, wherein Mr. Singleton stated the road has been completely rebuilt with a pit run making it travelable. In order to complete the areas of the asphalt that they have previously removed, they will have to fill the profile up to the drive elevation. They will need to remove enough pit run for their ¾ base and there is also a section that was not

removed prior to the issues with the contracting and bidding process. In addition to the actual sewer extension, there is approximately 640 feet of one single drive lane to remove. Mr. Singleton reiterated that the main concern is to be sure that they are doing one or the other and keeping one lane open. They can close one lane for the sewer extension but they would not be able to close the entire road and do the road work at the same time. As soon as the completion date updated within the contract, they will be able to start the project.

Mr. Singleton explained that the entire water was completed under a different project and the only portion remaining is the sewer extension itself and all of the roadway repair that was to be completed after the sewer. What happened is it got to the point where the City had agreed to the project but realized the scope and cost of the project was going to put them up and over a no-bid situation, requiring them to place this project out for bid, wherein Falken Construction was awarded the low bid.

Paul Hamilton, Falken Construction, explained their proposed target date would be December 31st in order to give them the necessary time to complete the project in case there is a snow storm.

Mr. Whited stated December 31st seems a bit extensive and he would propose that December 1st be the required completion date. Mr. Hamilton stated if the date were to be December 1st, Falken Construction would feel comfortable with that as well but they would work closely with Knife River.

Commissioner Bair stated he is not sure what would happen if the asphalt is done too late in the year and his second concern would be the individuals that live on that road and that they are upset that this project has not completed. All parties should be working diligently to complete this project.

Discussion was held in regards to temperature and placing asphalt, wherein Mr. Singleton explained there are thermal readings that will be taken to be sure the temperature is accurate. Commissioner Bair added that he would like the loads to be covered with a tarp, as the trucks would be coming from the other side of Idaho Falls, which Mr. Singleton stated could be done.

Decision: Commissioner Lewis moved to accept the completion date change for the Seefried and Hepworth Water and Sewer Project, to December 31st or the closing date of the hot plant, whichever comes first. Commissioner Bair seconded. Both voted in favor. The motion carried.

Next, Mr. Whited explained that he received notice from the state that .52 miles of Cedar Creek Road has been claimed beyond where the private gate is located. He has completed research and stated the gate has been in the same location for at least thirty years and he believes this portion of road has been claimed by mistake. It is an unimproved road and the amount that has been receiving for that ½ mile is not a substantial amount and was done by error.

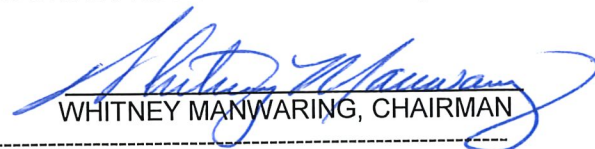
Commissioner Lewis asked if this road has been officially accepted by the County, wherein Mr. Whited stated the road qualifies for accepted as funds are received from the state. Commissioner Lewis stated if this half mile is removed, it might need to be vacated via Public Hearing.

Mr. Whited stated his recommendation would be, if all landowners agree, would be to vacate all of the way down to the fork of the road.

Mr. Whited will work with Gwen Inskeep, County Surveyor, to move forward with the vacation of this portion of road.

THE MOTION PASSED TO DISMISS UNTIL FRIDAY SEPTEMBER 16, 2022


PAMELA W. ECKHARDT, CLERK


WHITNEY MANWARING, CHAIRMAN

Lindsey Dalley- Commission Clerk-----

STATE OF IDAHO)
 : ss. Friday, September 16, 2022
County of Bingham)

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

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

CLAIMS

Claims were approved in the amount of \$179,573.76.

PERSONNEL ACTION FORMS

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

Salary Increase Form: Data Base/Records Clerk

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

TAX INQUIRIES

The Board approved Tax Inquiries submitted by the County Assessor, which were as follows:

RP1167100 Homeowner signed up for the Homeowners Exemption for 2022
RP0320103 Homeowner signed up for the Homeowners Exemption for 2022
RP8200901 Value was not adjusted
RP1058000 Homeowner signed up for the Homeowners Exemption for 2022
RP1160200 Homeowners Exemption was only 50% and it should have been 100%
RP1308508 Homeowners signed up for the Homeowners Exemption for 2022
RP1332600 Homeowners signed up for the Homeowners Exemption for 2022
RP1020800 Homeowner should have been 100% and only marked as 50%
RP0636604 & MH0636604 Homeowner signed up for Homeowners Exemption for 2022
RP1075000 Homeowner signed up for the Homeowners Exemption for 2022

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

ALCOHOL LICENSE

The Board approved Alcohol Licenses, which were as follows:

Smoking Gun BBQ
Bingham Ag Services LLC
Stinker Stores, Inc.

Decision: Commissioner Lewis moved to approve Alcohol Licenses as presented. Commissioner Bair seconded. All voted in favor. The motion carried.

PRIOR APPROVAL- BUILDING MAINTENANCE

Present: Eric Jackson- Building Maintenance

The Board met with Eric Jackson to discuss the submitted Prior Approval for Major Purchase to have an outside company mow lawns for County buildings. Commissioner Lewis welcomed all to the meeting and turned the time over to Mr. Jackson.

Mr. Jackson explained this prior approval is to have an outside company mow all lawns for County buildings. This purchase is for the amount of \$205.00 per week, services provided by Rapid Lawn Care and would be paid from the Building and Grounds budget.

This service would be helpful to Building and Maintenance as the work release program in the jail has no eligible individuals. This will be a temporary agreement and will be re-addressed next season, with the ability to cancel at any time.

Commissioner Lewis stated this company would need to be sure they have a Public Works License to be able to hold this agreement with Bingham County. Mr. Jackson stated he would be sure they obtain said license.

Decision: Commissioner Lewis moved to approve the Prior Approval for Major Purchase for lawn care in the amount of \$205.00 per week, to be paid from the Building and Grounds Budget, contingent upon Rapid Lawn Care obtains a Public Works License. Commissioner Bair seconded. All voted in favor. The motion carried.

APPROVAL OF BALLOT NUMBERS AND POLLING LOCATIONS FOR THE NOVEMBER 8, 2022 GENERAL ELECTION

Present: Danette Miller- Election Director
Pamela Eckhardt- County Clerk
Megan Kearsley- Election Clerk
Kelli Robbins- Election Clerk

The Board met to approve the ballot numbers and polling locations for the November 8, 2022 General Election. Chairman Manwaring welcomed all to the meeting and turned the time over to Danette Miller.

Ms. Miller explained there have been no changes made to the polling locations and all locations will be used as presented.

Ms. Miller stated she is proposing to purchase 75% of the number of registered voters in ballots.

Decision: Commissioner Lewis moved to approve the polling locations and ballot numbers ordering 75% of the number of registered voters for the November 8, 2022 Election. Commissioner Bair seconded. All voted in favor. The motion carried.

PUBLIC DEFENDER CONTRACT RATE

Present: Pamela Eckhardt- County Clerk

The Board met to discuss and make a decision regarding the Public Defender Contract Rate. Chairman Manwaring welcomed all to the meeting and turned the time over to Clerk Eckhardt.

Clerk Eckhardt gave a brief review of discussion held previously with the Public Defenders, wherein discussion was held in regards to increasing the rate from \$80.00 per hour to \$90.00 per hour for the Public Defender Contracts.

Decision: Commissioner Lewis moved to approve the Public Defender Contract Rate increase to \$90.00 per hour for all Public Defenders, to be in effect for the upcoming contract for October 1 through September 30, 2023. Commissioner Bair seconded. All voted in favor. The motion carried.

CREDIT APPLICATION

The Board met to make a decision regarding the submitted Credit Application for Setco, in order to allow the County to purchase blades.

Decision: Commissioner Lewis moved to approve the Credit Application for Setco. Commissioner Bair seconded. All voted in favor. The motion carried.

ACCEPTANCE OF ROADS WITHIN CEDAR ESTATES DIVISION 2 VIA RESOLUTION 2022-33

Present: Tiffany Olsen- Planning & Development Director

The Board met to Accept Roads within the Cedar Estates Division 2 via Bingham County Resolution 2022-33. Chairman Manwaring welcomed all to the meeting and turned the time over to Director Olsen.

Director Olsen explained that Dusty Whited, Public Works Director, has approved the roads, which is solidified in his letter submitted and marked as Exhibit B. Attached is also a letter of Engineering stating that pressurized irrigation is functioning as required and the subdivision is ready for acceptance.

Decision: Commissioner Lewis moved to approve Bingham County Resolution 2022-33, a Resolution authorizing acceptance of offer of dedication of road right-of-way and public improvements shown on the Cedar Estates, Division No. 2. Commissioner Bair seconded. All voted in favor. The motion carried and said Resolution was approved as follows:

**BINGHAM COUNTY
RESOLUTION NO. 2022-33**

A RESOLUTION AUTHORIZING ACCEPTANCE OF OFFER OF DEDICATION OF ROAD RIGHTS-OF-WAY AND PUBLIC IMPROVEMENTS SHOWN ON THE CEDAR ESTATES, DIVISION NO. 2 BINGHAM COUNTY, IDAHO

WHEREAS, The Bingham County Commissioners have the authority to accept and confirm the dedication of a road right-of-way to be open for public travel, (Idaho Code § 50-1313);

WHEREAS, The Bingham County Commissioners accepted the Final Plat for Cedar Estates Division No. 2, at an open meeting held and signed for on September 22, 2021; and


WHEREAS, The Final Plat for Cedar Estates, Division No. 2, was recorded in the Bingham County Clerk's Office as Instrument Number 737592 and is attached as Exhibit "A"; and

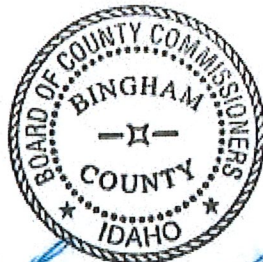
WHEREAS, The Bingham County Public Works Director has acknowledged that Bingham County Road Standards have been met and recommends that a portion of roadways within Cedar Estates, Division No. 2 also known as 1580 North (Cedar Court), 835 East (Baneberry Way) and 845 East (Red Cedar Court), be accepted as a public road right-of-ways and is attached as Exhibit "B"; and

THEREFORE BE IT HEREBY RESOLVED, at a Public Meeting held on September 21, 2022, the Board of County Commissioners, Bingham County, Idaho that it is in the public's interest and accepted a portion of roadways within Cedar Estates Division No. 2 also known as 1580 North (Cedar Court), 835 East (Baneberry Way) and 845 East (Red Cedar Court), as public road right-of-ways and will be added to the county highway system.

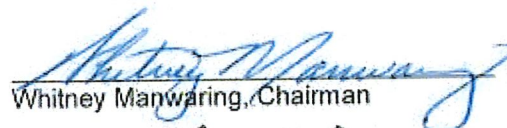
SIGNED this 21st day of September 2022.

ATTEST:


Pamela W. Eckhardt
Bingham County Clerk



BINGHAM COUNTY COMMISSION


Whitney Manwaring, Chairman


Mark R. Bair, Commissioner


Jessica Lewis, Commissioner

Exhibit "B"



Dusty Whited
Bingham County Public Works
245 N 690 W
Blackfoot, ID 83221
208 782-3864 office
208 785-8063 fax
dwhited@co.bingham.id.us

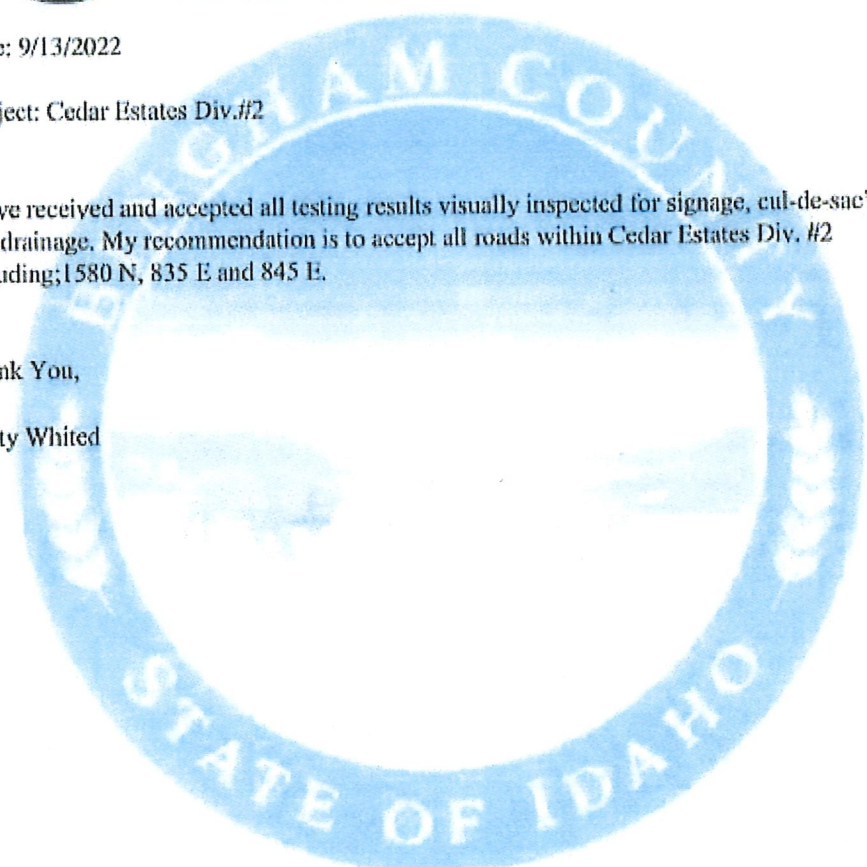
Date: 9/13/2022

Subject: Cedar Estates Div.#2

I have received and accepted all testing results visually inspected for signage, cul-de-sac's and drainage. My recommendation is to accept all roads within Cedar Estates Div. #2 including; 1580 N, 835 E and 845 E.

Thank You,

Dusty Whited





**CIVIL & STRUCTURAL ENGINEERING
MATERIALS TESTING & LAND SURVEYING**
101 S. Park Avenue, Idaho Falls, ID 83402, (208)524-0212
800 W. Judicial Street, Blackfoot, ID 83221, (208)785-2977

June 22, 2022

Re: Cedar Estates Phase1 and 2 Irrigation System

Bingham County,

The Irrigation system is fully functional at this time.

If you have any questions please contact me at (208) 785-2977.

Sincerely,

B. Luke Jolley, PE

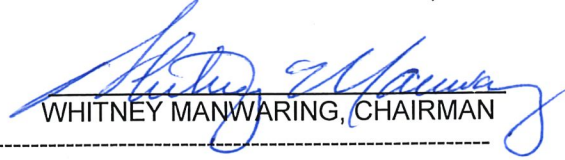
HLE, Inc.



THE MOTION PASSED TO DISMISS UNTIL TUESDAY SEPTEMBER 20, 2022



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



WHITNEY MANWARING, CHAIRMAN