

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 1, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of November 30, 2023.

**PRESENT:** Commissioner Jack Johnson, Commissioner Brent Reinke, and Commissioner Don Hall.

**ABSENT:** None.

**STAFF:** Deputy Clerk Jordan Cates.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioner Reinke attended a WEMA meeting.

Commissioner Reinke attended a Unity Alliance of Southern Idaho meeting.

Commissioners met with officials from USDA for Quagga Mussel update.

Commissioner Reinke attended a Board of Community Guardians monthly meeting.

There being no further business, the Board recessed until 8:00 a.m., December 4, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 4, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 1, 2023.

**PRESENT:** Commissioner Jack Johnson and Commissioner Don Hall, and Commissioner Reinke.

**ABSENT:** None.

**STAFF:** Deputy Clerk Shannon Carter.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioners attended a Farm Managers meeting.

Commissioners attended an Elected Officials meeting.

Commissioners met with Kali Sherill, Weeds Director, for a department update.

Commissioner Johnson attended a Parks and Waterways Board meeting.

In the Matter of CONSENT AGENDA

Commissioners considered the Consent Agenda; items may include status sheets, employee requisitions, alcohol licenses, tax cancellations, Sheriff’s Office Security Agreements, and Commissioner minutes.

Commissioner Johnson made a MOTION to approve the Consent Agenda. Commissioner Reinke SECONDED. Discussion Commissioner Johnson reviewed the items in the Consent Agenda to include alcohol catering permit for Cedar Draw Cider on December 13, 2023 at Tack and Stuff; Commissioner minutes from Nov 20 – Nov 22; tax cancellations for parcel # RPB7241082015BA in the amount of \$15.30, parcel # RPB7241082028AA in the amount of \$1,018.47, parcel # RP11S18E243200A in the amount of \$466.42, parcel # RPT5301002007AA in the amount of \$1,321.71, parcel # RPOK2510020050A in the amount of \$540.67, and parcel # RPOK2510020060A in the amount of \$295.19; and tax cancellations requested by the Assessor for the Homeowner’s Exemptions as listed below. Motion Passed Unanimously.

<u>Property Owner</u>	<u>Parcel #</u>	<u>Tax Year</u>	<u>HO Exmpt Value</u>	<u>Tax Cancellation</u>
Michelle Smart	RPT27410030250A	2023	\$125,000	\$1,321.71
Brandon Filloon	RPT02610070060A	2023	\$107,614	\$1,137.87
Anthony & Katie Strickland	RPT19810000020A	2023	\$125,000	\$1,321.71
Christopher Chabot	RPT23540020180A	2023	\$125,000	\$1,321.71
Garret & Delaney Wendt	RPT23580010270A	2023	\$125,000	\$1,321.71
Jerry & Carole McGoveran	RPT34880020130A	2023	\$125,000	\$1,321.71
Margie Hegerhorst	RPT51950020090A	2023	\$125,000	\$1,321.71
Tracy Cochran	RPT3481007000RA	2023	\$106,091	\$1,121.77
Baylee Orr	RPT26430020040A	2023	\$125,000	\$1,321.71
Mark & Emily Driggs	RPT34910020020A1	2023	\$125,000	\$1,321.71
David & Gail Fistolera	RPT34850030160A	2023	\$125,000	\$1,321.71
Jose Contreras	RPB72410510050A	2023	\$69,875	\$871.73
Jessica Nelson	RPB76210010050A	2023	\$125,000	\$1,559.45
Evelyn Haslam	RPF84310000130A	2023	\$49,134	\$618.29
Stanley Haye	RPK8661033007BA	2023	\$125,000	\$1,365.79
Alexys & Gregg Douglas	RP10S17E189210A	2023	\$125,000	\$840.09
Tristin Daniels	RP11S16E329500A	2023	\$99,132	\$643.98
Fermin Dominguez & Maria Castro	RPOB5810000070A	2023	\$92,027	\$563.74
			<b>\$2,023,873</b>	<b>\$20,618.08</b>

In the Matter of CONTRACTS

Commissioners considered Signing Bonus Agreements.

Commissioner Johnson made a MOTION to approve a Signing Bonus Agreement with Jacob Day. Commissioner Reinke SECONDED. Discussion Commissioner Johnson noted that the agreement was for the Sheriff's Office. Motion Passed Unanimously.

In the Matter of GRANTS

Commissioners considered a Twin Falls County Health Initiatives Trust Grant Award.

Gary Anderson, Research and Development Supervisor, reviewed the Twin Falls County Health Initiatives Trust Grant Award with the Board.

Commissioner Johnson made a MOTION to approve the Twin Falls County Health Initiatives Trust Grant Award. Commissioner Reinke SECONDED. Discussion Commissioner Hall noted that he sits on the HIT Board and would recuse himself from voting. Motion Passed Unanimously. (Commissioner Hall recused)

Commissioners considered a State Homeland Security Grant Subrecipient Agreement.

Jackie Frey, Emergency Services Director, reviewed the State Homeland Security Grant Subrecipient Agreement with the Board.

Commissioner Reinke made a MOTION to approve the State Homeland Security Grant Subrecipient Agreement and authorize the Chairman to sign the documents on behalf of the Board in the amount of \$126,634.40. Commissioner Johnson SECONDED. Motion Passed Unanimously.

Commissioners considered a 2023 EMPG Subrecipient Agreement.

Jackie Frey, Emergency Services Director, reviewed the 2023 EMPG Subrecipient Agreement with the Board.

Commissioner Reinke made a MOTION to approve the 2023 EMPG Subrecipient Agreement in the amount of \$55,703.51 and authorize the Chairman to sign the documents on behalf of the Board. Commissioner Johnson SECONDED. Motion Passed Unanimously.

There being no further business, the Board recessed until 8:00 a.m., December 5, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 5, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 4, 2023.

**PRESENT:** Commissioner Jack Johnson and Commissioner Don Hall, and Commissioner Reinke.

**ABSENT:** None.

**STAFF:** Deputy Clerk Jordan Cates.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioners met with Elaine Molognoni, HR Director, for a weekly department update. Commissioners attended an ARPA funding budget meeting.

In the Matter of COMMISSIONER PROCEEDINGS

Commissioner Johnson made a MOTION to go into executive session at 9:00 a.m. pursuant to Idaho Code §74-206 (D) records exempt from disclosure - hospital care, medical records. Commissioner Reinke SECONDED. Motion passed after roll call vote. (Hall yes, Johnson yes, Reinke yes)

Commissioners returned to regular session at 9:10 a.m.

In the Matter of INDIGENT

Commissioners considered County Assistance applications.

Commissioner Johnson made a MOTION to approve case number 104691 for cremation at Reynolds Funeral Home in the amount of \$950.00. Commissioner Reinke SECONDED. Discussion Commissioner Johnson noted the applicant was a Twin Falls County resident and was indigent. Motion Passed Unanimously.

In the Matter of CONSENT AGENDA

Commissioners considered the Consent Agenda; items may include status sheets, employee requisitions, alcohol licenses, tax cancellations, Sheriff's Office Security Agreements, and Commissioner minutes.

Commissioner Johnson made a MOTION to approve the Consent Agenda. Commissioner Reinke SECONDED. Discussion Commissioner Johnson reviewed the items in the Consent Agenda to include a status sheet for the Clerk's Office. Motion Passed Unanimously.

In the Matter of CONTRACTS

Commissioners considered a Property Lease Agreement with Wellness Tree Community Clinic.

Shannon Carter, Risk Manager reviewed the Property Lease Agreement with Wellness Tree Community Clinic with the Board and noted that the rent would be increasing by 20% for the next term.

Commissioner Reinke made a MOTION to approve the Property Lease Agreement with Wellness Tree Community Clinic. Commissioner Johnson SECONDED. Commissioner Hall noted that the Wellness Tree is a valuable partner serving the community. Motion Passed Unanimously.

There being no further business, the Board recessed until 8:00 a.m., December 6, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 6, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 5, 2023.

**PRESENT:** Commissioner Jack Johnson and Commissioner Don Hall, and Commissioner Reinke.

**ABSENT:** None.

**STAFF:** Deputy Clerk Shannon Carter.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioner Reinke to attend a Southern Idaho Solid Waste meeting.  
Commissioners met with Mark Lopshire to discuss property taxes.

There being no further business, the Board recessed until 8:00 a.m., December 7, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 7, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 6, 2023.

**PRESENT:** Commissioner Jack Johnson and Commissioner Don Hall, and Commissioner Reinke.

**ABSENT:** None.

**STAFF:** Deputy Clerk Shannon Carter.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioner Hall attended a Region IV Development Association quarterly meeting.

Commissioner Johnson attended an Optimist meeting.  
Commissioner Reinke attended a Kiwanis meeting.  
Commissioners met with Bob Beer, Facilities Director, for a weekly department update.  
Commissioners met with Bills Place Board for a program update.  
Commissioner Reinke attended an Airport Board meeting.

#### In the Matter of CONSENT AGENDA

Commissioners considered the Consent Agenda; items may include status sheets, employee requisitions, alcohol licenses, tax cancellations, Sheriff's Office Security Agreements, and Commissioner minutes.

Commissioner Johnson made a MOTION to approve the Consent Agenda. Commissioner Reinke SECONDED. Discussion Commissioner Johnson reviewed the items in the Consent Agenda to include a status sheet for TARC; and Commissioner Minutes for November 27 – December 1. Motion Passed Unanimously.

#### In the Matter of ZONING

Commissioners considered the appointment of Matthew Buck, Trent Cummings, and Redgie Bigham to the Planning and Zoning Commission.

Jon Laux, Community Development Director, reviewed the recommended appointments with the Board. Mr. Laux noted that Trent Cummings is currently serving on the commission and will be a reappointment to a second term. Mr. Buck and Ms. Bigham will be new appointments and will be great additions to the commission.

Commissioner Reinke made a MOTION to approve the reappointment of Trent Cumming to the Planning and Zoning Commission for a 3-year term effective January 1, 2024. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that Mr. Cummings was completing a term for a previous member and this will be a new full term. Commissioner Johnson noted that he is glad that Mr. Cummings agreed to serve another term. Motion Passed Unanimously.

Commissioner Reinke made a MOTION to approve the appointment of Matthew Buck and Redgie Bigham to the Planning and Zoning Commission for a 3-year term effective January 1, 2024. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that it has been difficult to find people willing to serve on the Board and he is appreciative that there were 3 applicants for the positions. Commissioner Johnson noted he is looking forward to having a full P&Z Commission. Motion Passed Unanimously.

#### In the Matter of GRANTS

Commissioners considered a BJA SCAAP Grant Award.

Gary Anderson, Research and Development Supervisor, reviewed the BJA SCAAP Grant Award with the Board and noted that this is an annual award that provides funding for undocumented criminal aliens in Jail.

Commissioner Johnson made a MOTION to approve the BJA SCAAP Grant Award in the amount of \$24,423.00 and authorize the Chairman to sign the documents on behalf of the Board. Commissioner Reinke SECONDED. Commissioner Reinke SECONDED. Motion Passed Unanimously.

In the Matter of FACILITIES

Gary Kaufman, Historical Preservation Commission Chairman, requested approval for the Historical Preservation Commission to build a pavilion at the Twin Falls County Museum.

Gary Kaufman, Historical Preservation Commission Chair, noted that the Commission is working to upgrade the museum grounds and would like to build a 16 x 24 pavilion. Mr. Kaufman stated that they would like to have electricity in the pavilion and a concrete base so with all the costs it would be approximately \$45,000.00. The Commission is working on grants to fund the proposed project. Commissioner Johnson noted that he felt it would be a good addition to the museum property. Mr. Kaufman noted they may ask the Board to help with a sidewalk in the future once the project is complete. There was discussion on options for the County to help provide funding for the project.

Commissioner Reinke made a MOTION to approve the request to build a pavilion as presented at the Twin Falls County Museum. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that the pavilion will enhance the property at the museum. Commissioner Johnson noted he felt it would be a good addition to the museum. Motion Passed Unanimously.

There being no further business, the Board recessed until 8:00 a.m., December 8, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 8, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 7, 2023.

**PRESENT:** Commissioner Jack Johnson and Commissioner Don Hall, and Commissioner Reinke.

**ABSENT:** None.

**STAFF:** Deputy Clerk Jordan Cates.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioner Reinke attended a WEMA meeting.

Commissioners met with Nate Francisco, Southern Idaho Solid Waste Director, to discuss landfill issues.

Commissioners attended a Health Initiatives Trust Board Award Ceremony.

There being no further business, the Board recessed until 8:00 a.m., December 11, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 11, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 8, 2023.

**PRESENT:** Commissioner Jack Johnson, Commissioner Don Hall, and Commissioner Brent Reinke.

**ABSENT:** None.

**STAFF:** Deputy Clerk Shannon Carter.

The following proceedings were held to wit:

In the Matter of CONSENT AGENDA

Consent Agenda; items may include status sheets, employee requisitions, alcohol licenses, tax cancellations, Sheriff's Office Security Agreements, and Commissioner minutes.

Commissioner Johnson made a MOTION to approve the Consent Agenda. Commissioner Reinke SECONDED. Discussion Commissioner Johnson reviewed the items in the Consent Agenda to include status sheets for the Prosecutor's Office, Court Auditor's Office and Commissioner's Office; and an alcohol catering permit for the Stone House at the Twin Falls County Fairgrounds on December 14<sup>th</sup>. Motion Passed Unanimously.

In the Matter of FEES

Commissioners considered a late fee and interest cancellation request for Thomas Tillotson.

Commissioner Hall noted that Mr. Tillotson is a friend who works on Commissioner Hall's vehicle but neither owes each other money and he believes he can make a non-biased decision. Commissioner Johnson noted he also has a good relationship with Mr. Tillotson but believes he can be unbiased. Commissioner Hall noted that he did review the tax bills with Mr. Tillotson which he would do with any taxpayer.

Tom Tillotson reviewed his cancellation request with the Board. Mr. Tillotson stated that he had paid his back taxes and thought he was up to date. He did not receive his statement for the 2022 taxes and requested that the Board waive those late fees and penalties and he would make the



payments for 2022 taxes. Becky Petersen, Treasurer stated that the address for the tax bills has been corrected. Ms. Petersen noted that the tax bills were not returned to her office nor the Assessor's Office. Commissioner Johnson noted that he believes the Board should be fair, everyone knows taxes are due and property owners have a due diligence to pay their taxes. However, mail issues do happen and Commissioner Johnson would be agreeable to waiving the late fee and penalty. Commissioner Reinke noted that the mail reminder is helpful and has happened. Commissioner Hall noted that if there wasn't an address issue, he would not be in favor as the Board had waived late fees and penalty last year. However, the extenuating circumstance of the mailing, he would be in favor of waiving those fees. Mr. Tillotson has a plan for the future to make sure the taxes are paid timely.

Commissioner Reinke made a MOTION to approve a cancellation of the interest and late fees in the amount of \$922.66 for tax year 2022 for Thomas Tillotson, parcel # RPT5201000007GA. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted there was an address issue so it was appropriate to waive those fees. Commissioner Johnson noted that he has had personal experience with mail issues so he was in favor of cancelling the fees. Commissioner Hall noted the address issue was the county's error and as Mr. Tillotson has a plan for the future it was appropriate to cancel those fees. Motion Passed Unanimously.

#### In the Matter of ARPA FUNDS

Commissioners considered a request to use ARPA funds for a change order from Starr Corporation for the Theron W. Ward Remodel and Expansion Project.

Bob Beer, Facilities Director, reviewed the change order request and noted there are still some questions on the insurance and the information has been sent to ICRMP to review for the County. Commissioner Johnson noted that the insurance for the builder's risk is a separate insurance from the normal ICRMP coverage. The coverage is good protection due to the size of the project. Commissioner Reinke noted the location is also something to consider and insurance is a good thing to have. Commissioner Hall noted that he spoke with ICRMP and they recommended the \$5,000.00 deductible option.

Commissioner Johnson made a MOTION to approve the use of ARPA funds for the Builder's Risk Insurance coverage with a \$5,000.00 deductible in the amount of \$62,579.00. Commissioner Reinke SECONDED. Motion Passed Unanimously.

#### In the Matter of ZONING

Commissioners conducted a Public Hearing to consider proposed Ordinance #280 corrected to #283, approving a rezone application and a zoning district change, and a zoning map amendment for Rubicon Holdings, LLC.

Shannon Carter, Clerk, noted the process was a housekeeping item as the Board had already approved the rezone and issued findings of Facts.

Commissioner Hall opened the public hearing at 10:24 a.m. No public comment received. Commissioner Hall closed the public hearing at 10:24 a.m.

Commissioner Reinke made a MOTION to approve Ordinance #283, approving a rezone application and a zoning district change, and a zoning map amendment for Rubicon Holdings, LLC. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted the Board had already approved the applications and it was appropriate to approve the Ordinance as part of the final process. Motion Passed Unanimously.

### ORDINANCE NO. 283

An ordinance of the County of Twin Falls, Idaho, approving the application for a zoning district change and zoning map amendment of certain property in Twin Falls County.

WHEREAS, Filer City Code 9-13-4, governs the requirements for reclassifications of zones within the City of Filer Area of Impact;

WHEREAS, an application for a rezone has been made to the Twin Falls County Board of County Commissioners by Lonnie Brutke for approximately 64.24 acres in Sections 16, Township 10 South, Range 16 East, Boise Meridian, and addressed approximately 4147 Hwy 93, Filer, Twin Falls County, Idaho;

WHEREAS, the property above described is located within the City of Filer Area of Impact;

WHEREAS, the land is currently zoned Agricultural District and General Business District and the applicant desires the property's zoning designation to be changed to General Business District to accommodate usage and suitability of character of the surrounding area;

WHEREAS, it is recommended by the Filer City Council that such application and zone change be adopted by the Twin Falls Board of County Commissioners;

WHEREAS, the application and recommendation of Filer City Council was considered by the Twin Falls Board of County Commissioners (BOCC) at a duly noticed public hearing on November 15, 2023; and

WHEREAS, this ordinance was considered at a duly noticed public hearing on December 11, 2023.

**NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS FOR TWIN FALLS COUNTY, IDAHO:**

That the zone for the property of approximately 64.24 acres in Sections 16, Township 10 South, Range 16 East, Boise Meridian, and addressed approximately 4147 Hwy 93, Filer, Twin Falls County, Idaho, be changed from Agricultural District and General Business District to General Business District.

That the 2022 City of Filer, Idaho Comprehensive Plan Map for the City of Filer, Idaho, be amended to reflect the zoning change for the real property described above.

That a copy of the amended map shall be kept at the office of the Board of County Commissioners for Twin Falls County and attached hereto as exhibit ‘A.’”

Effective Date: This ordinance shall be effective upon passage and publication as provided by law.

Approved on this 11<sup>th</sup> day of December, 2023.

TWIN FALLS COUNTY BOARD OF COMMISSIONERS

/s/ Don Hall  
Don Hall, Chairman

Attest: /s/ Kristina Glascock  
Kristina Glascock, Clerk

/s/ Jack Johnson  
Jack Johnson, Commissioner

/s/ Brent Reinke  
Brent Reinke, Commissioner

In the Matter of RESOLUTIONS

Commissioners considered a proposed Surplus Property Resolution #2024-010 Printer donation to Elmore County.

Kristina Glascock, Clerk reviewed the request with the Board. Ms. Glascock noted that Twin Falls County Elections Department has no use for the printer due to updates to their processes and recommended the donation be approved.

Commissioner Johnson made a MOTION to approve Resolution 2024-010 donating the listed printer to Elmore County. Commissioner Reinke SECONDED. Motion Passed Unanimously.

**RESOLUTION NO. 2024-010**

WHEREAS, Twin Falls County has certain property which is no longer necessary for County use; and

WHEREAS, Idaho Code §31-808 states the Commissioners may at their discretion, grant to or exchange with the federal government, the state of Idaho, any political subdivision or taxing district of the state of Idaho, any real or personal property or any interest in such property owned

by the county; and

WHEREAS, Twin Falls County has determined that the below listed Datamax-O'Neil thermal printer is surplus property, and are not necessary for County use; and

WHEREAS, the Elmore County Clerk has requested a grant of the below listed thermal printer for use in the public interest; and

WHEREAS, The Twin Falls County Commissioners has determined that the grant or exchange of the below listed thermal printer is in the public interest;

NOW, THEREFORE, BE IT RESOLVED by the Twin Falls County Board of Commissioners that the following thermal printer is declared surplus with value of less than \$250.00 shall be granted to Elmore County.

Datamax-O'Neil thermal printer E-Class Mark III Model E-4205A, Ser #R22552899

DATED this 11<sup>th</sup> day of December, 2023.

TWIN FALLS COUNTY BOARD OF  
COMMISSIONERS

/s/ Don Hall  
Don Hall, Chairman

/s/ Jack Johnson  
Jack Johnson, Commissioner

/s/ Brent Reinke  
Brent Reinke, Commissioner

ATTEST:

/s/ Kristina Glascock  
Kristina Glascock, Clerk

Commissioners considered a proposed Surplus Property Resolution #2024-011 Surplus Vehicles.

Commissioner Reinke reviewed the proposed resolution with the Board to dispose of two surplus vehicles from the Sheriff's Office with the Board.

Commissioner Reinke made a MOTION to approve Resolution #2024-011 to dispose of Surplus Vehicles. Commissioner Johnson SECONDED. Motion Passed Unanimously.

**RESOLUTION NO. 2024-011**

WHEREAS, Twin Falls County has certain property which is no longer necessary for County use; and

WHEREAS, pursuant to Idaho Code §31-808, the Commissioners shall have the power and authority to sell or offer for sale at public auction any real or personal property belonging to the county not necessary for its use; and

WHEREAS, Twin Falls County has determined that the following vehicles are surplus property and no longer necessary for County use; and

WHEREAS, the sale of said vehicles, pursuant to Idaho Code §31-808 and §60-106, would be in the public interest

NOW, THEREFORE BE IT RESOLVED by the Twin Falls County Board of Commissioners that the following vehicles are hereby declared surplus and ordered sold at auction after the date of January 1, 2024:

2002 Ford Ranger VIN# 1FTZR15E12PA62914

2002 Jeep Liberty VIN# 1J4F28B9D250117

DATED this 11th day of December, 2023.

TWIN FALLS COUNTY COMMISSIONERS

/s/ Don Hall

Don Hall, Chairman

/s/ Jack Johnson

Jack Johnson, Commissioner

/s/ Brent Reinke

Brent Reinke, Commissioner

ATTEST:

/s/ Kristina Glascock

Kristina Glascock, Clerk

In the Matter of PUBLIC HEARINGS

Commissioners conducted a public hearing to consider a rezone application from Andrew Leavitt and Troy Larabee and an Ordinance for the same.

Commissioner Hall reviewed the record reviewed and the Laws considered which include the following:

- Idaho Code Section 67-6511.
- Title 8 of the Twin Falls County Code, Chapter 13.
- Twin Falls County Comprehensive Plan.

Commissioner Hall swore in all parties giving testimony. Cameron Beazer, Community Development Department Planner and Troy Larabee, Applicant.

Cameron Beazer reviewed the application, the property and the process followed by the Planning and Zoning Commission to reach their recommendation to approve the rezone application and waive the requirement for the impact study. Mr. Beazer noted the Planning and Zoning Commission waived the requirement for an impact study, even though Mr. Larabee had submitted one with the application. Mr. Beazer noted the party that did the impact study was not licensed in Idaho.

Troy Larabee, Applicant stated that the intention is to subdivide the property into three two-acre lots. According to the applicant's research, the property has not been farmed since the 70's and is very small and not conducive to farming. Mr. Larabee noted that he did not do enough research on the requirements of the application so he did the impact study himself. He wasn't trying to skirt the process. Commissioner Reinke questioned the availability of water to the property. Mr. Larabee stated he was not aware of any concerns. Commissioner Johnson asked if the property was farmable. Mr. Larabee described the property and noted that it was not conducive to farming based upon his experience. There was discussion on the water shares for the property and the use of the water shares.

Commissioner Hall closed the public testimony portion of the hearing at 2:00 p.m.

Commissioner Hall reviewed the items for discussion and the Board discussed the following items to include and found that;

1. Did the applicant submit applications? **Yes**
2. Were the applications complete? **Yes**
  - a. Did the applications meet the requirements set forth in Twin Falls County Code 8-13-2? **Yes**
3. Were the applications properly noticed in accordance with Idaho Code 67-6509 & 67-6511? **Yes**
4. Rezone Application
  - a. Whether a rezone should be granted for this property? **Commissioner Johnson noted that the Board generally is very protective of ag, but based upon the surrounding properties and the lack of farming a rezone makes sense. Commissioner Reinke noted that he did not see any opposition to the change and it appeared to be**

appropriate based upon what is happening with the surrounding properties.

Commissioner Hall noted it was appealing that the property had water rights which he encouraged the applicant to keep with the property. Yes, a rezone should be granted.

- b. Did the applicant meet the requirements for a rezone? Yes, Commissioner Johnson the only requirement, an impact study, was waived.
- c. Does it conform to the TF County Comprehensive plan? Yes, Commissioner Johnson noted that it is adjacent to similarly zoned properties.
- d. Is the proposal compatible with surrounding uses? Yes
- e. Has a need for the zoning change been established? Yes
- f. Is this spot zoning? No

Commissioner Hall reviewed the options for decision to include approval, disapproval, remand back or modify the recommendation of the Planning and Zoning Commission.

Commissioner Johnson stated he had no further discussion, he was ready for a motion.

Commissioner Reinke made a MOTION to approve the rezone from Agricultural to Rural Residential Zone. Commissioner Johnson SECONDED. Motion Passed Unanimously.

Commissioner Johnson made a MOTION to approve Ordinance #284 rezoning the property from Ag to Rural Residential. Commissioner Reinke SECONDED. Motion Passed Unanimously.

#### ORDINANCE NO. 284

An ordinance of the County of Twin Falls, Idaho, approving the application for a zoning district change of certain property in Twin Falls County.

WHEREAS, Twin Falls County Code 8-13-1, governs the requirements for reclassifications of zones within the Twin Falls County;

WHEREAS, an application for a rezone has been made to the Twin Falls County Board of County Commissioners by Andrew Leavitt for land (of approximately 5.79 acres) located at Section 17, Township 9 South, Range 16 East Boise Meridian in Twin Falls County, Idaho;

WHEREAS, the land is currently zoned Agricultural and the applicant desires the property's zoning designation to be changed to Rural Residential to facilitate development of additional desirable housing to the area;

WHEREAS, it is recommended by the Planning and Zoning Commission that such application and zone change be adopted by the Twin Falls Board of County Commissioners;

WHEREAS, the application and recommendation of Planning and Zoning was considered by the Twin Falls Board of County Commissioners (BOCC) at a duly noticed public hearing on December 11, 2023; and

WHEREAS, this ordinance was considered at a duly noticed public hearing on December 11, 2023.

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS FOR TWIN FALLS COUNTY, IDAHO:

That the zone for the property of approximately 5.79 acres located at Section 17, Township 9 South, Range 16 East Boise Meridian in Twin Falls County, Idaho, be changed from Agricultural Zone to Rural Residential Zone.

That the Twin Falls County Comprehensive Plan Map be amended to reflect the zoning change for the real property described above.

That a copy of the amended map shall be kept at the office of the Board of County Commissioners for Twin Falls County and attached hereto as exhibit 'A.'

Effective Date: This ordinance shall be effective upon passage and publication as provided by law.

Approved on this 11<sup>th</sup> day of December, 2023.

/s/ Don Hall  
Don Hall, Chairman

/s/ Jack Johnson  
Jack Johnson, Commissioner

/s/ Brent Reinke  
Brent Reinke, Commissioner

Attest: /s/ Kristina Glascock  
Kristina Glascock, Clerk

Commissioner Hall read the right to appeal for the record.

There being no further business, the Board recessed until 8:00 a.m., December 12, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 12, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 11, 2023.

**PRESENT:** Commissioner Jack Johnson, Commissioner Don Hall, and Commissioner Brent Reinke.



**ABSENT:** None.

**STAFF:** Deputy Clerk Shannon Carter.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioner Reinke attended a Greater Twin Falls Area Transportation Committee meeting. Commissioners met with Elaine Molognoni, HR Director, for a weekly department update. Commissioner Reinke attended a Twin Falls Canal Company meeting. Commissioners attended a Planning and Zoning Commission luncheon. Commissioner Hall attended a St Luke's Magic Valley Board meeting.

In the Matter of COMMISSIONER PROCEEDINGS

Commissioner Reinke made a MOTION to go into executive session at 9:00 a.m. pursuant to Idaho Code §74-206 (D) records exempt from disclosure - hospital care, medical records. Commissioner Johnson SECONDED. Motion passed after roll call vote. (Hall yes, Johnson yes, Reinke yes)

Commissioners returned to regular session at 9:10 a.m.

In the Matter of INDIGENT

Commissioners considered County Assistance applications.

Commissioner Reinke made a MOTION to approve case number 104692 for cremation at Serenity Funeral Chapel in the amount of \$950.00. Commissioner Johnson SECONDED. Discussion Commissioner Johnson noted the applicant was a Twin Falls County resident and was indigent. Motion Passed Unanimously.

Commissioner Johnson made a MOTION to release the lien, reduce the balance to \$0 and close case number 98589. Commissioner Reinke SECONDED. Discussion Commissioner Johnson noted that the client has had an excellent payment history and the remaining balance was extremely close to being paid off. Motion Passed Unanimously.

In the Matter of CONSENT AGENDA

Consent Agenda; items may include status sheets, employee requisitions, alcohol licenses, tax cancellations, Sheriff's Office Security Agreements, and Commissioner minutes.

Commissioner Johnson made a MOTION to approve the Consent Agenda. Commissioner Johnson SECONDED. Discussion Commissioner Johnson reviewed the items in the Consent Agenda to include status sheets for the Assessor's Office. Motion Passed Unanimously.

In the Matter of COMMISSIONERS' BUSINESS

Commissioners considered a request to initiate a vicious dog lawsuit.

Brooks Schott, Civil Deputy, reviewed the request to initiate a vicious dog lawsuit with the Board and noted that 26 dogs were seized by the Sheriff's Office. The owner was unable to care for the animals and the dogs are currently housed at the animal shelter.

Deputy Darron Brown noted that there were about 18 adult dogs that met the criteria as vicious dogs and were unsafe to be rehomed. Deputy Brown recommended the vicious dogs be euthanized and 8 puppies be rehomed. Deputy Darron Brown noted that the puppies were of weaning age. The adult dogs have been fed by using animal carcasses and have been feral their entire lives.

Commissioner Hall asked Captain Scott Bishop if the adult dogs would be a liability if they were to be rehomed. Captain Scott Bishop noted that the dogs, very possibly killed livestock as a source of food. There was a horse that was on the property and the horse was seen being eaten by the dogs later on. Commissioner Johnson noted that the County would assume a high liability if one of the dogs were to be adopted and attack a child as well as the moral obligation the Board has to protect the public.

Commissioner Johnson read the dog evaluations People for Pets conducted on the dogs as exhibit A. Commissioner Johnson noted that he strongly opposes putting healthy animals down but on the information provided believes that the dogs would be a danger to society.

Brooks Schott, Civil Deputy, noted that the Board would be initiating a lawsuit against the owner of the dogs and the court would decide what will be done.

Commissioner Johnson made a MOTION to initiate a vicious dog lawsuit with the recommendation of euthanasia of 18 adult dogs and adoption of 8 puppies. Commissioner Reinke SECONDED. Discussion Commissioner Johnson noted that the adult dogs have been eating animals to survive and would be a danger to put up for adoption. Commissioner Reinke noted that he would like to explore the evaluations done on the dogs to search for a dog that could be salvaged. Commissioner Hall noted that the decision has not been taken lightly and the court would be in charge of deciding what will be done with the dogs. Motion Passed Unanimously.

#### In the Matter of ZONING

Commissioners to issue Findings of Fact for the Zearth Conditional Use Permit decision.

Commissioner Johnson read the Findings of Fact for the Zearth Conditional Use Permit decision for the record.

Commissioner Johnson made a MOTION to approve the Findings of Fact for the Zearth Conditional Use Permit decision. Commissioner Reinke SECONDED. Discussion Commissioner Reinke noted that he appreciates the work that is done putting together documents like this one. Motion Passed Unanimously.

There being no further business, the Board recessed until 8:00 a.m., December 13, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 13, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 12, 2023.

**PRESENT:** Commissioner Jack Johnson and Commissioner Don Hall, and Commissioner Brent Reinke.

**ABSENT:** None.

**STAFF:** Deputy Clerk Shannon Carter.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioners attended a Metropolitan Planning Organization Board meeting.  
Commissioner Hall attended a South Central Behavioral Health Board meeting.  
Commissioner Johnson attended a quarterly EMS Advisory Board meeting.  
Commissioner Reinke attended a Museum Board meeting.  
Commissioners attended a Republican Central Committee meeting.

In the Matter of ZONING

Commissioners conducted a public hearing to consider Ordinance #282 adopting Chapter 21 Energy Production into Twin Falls County Code.

Commissioner Hall opened the public hearing at 1:30 p.m. Commissioner Hall reviewed the record and the laws considered to include:

- Twin Falls County Code Title 8, Chapter 7 Conditional Uses
- Twin Falls County Code Title 8, Chapter 9 General Provisions
- Idaho Code Section 67-6509 Recommendation and adoption, amendment, and repeal of the plan.
- Idaho Code Section 67-6512 Special use permits, conditions, and procedures.
- Idaho Code Section 67-6523 Emergency ordinances and moratoriums.
- Idaho Code Section 67-6524 Interim ordinances and moratoriums.
- Idaho Code Section 31-881 County prohibitions on utility connections.

Commissioner Hall opened the public testimony portion of the hearing and swore in all staff and affected persons to include:

Laura Wilson, Planning and Zoning Planner, Jon Laux, Community Development Director, Nancy Duffy, Jerry Duffy, Mike Hensley, Jared Brackett, Jacob Satterwhite, Wesley Panter, Erin Callen and Rocky Matthews.

Jon Laux, Community Development Department Director reviewed the proposed draft of Chapter 21 Energy Production to be added to the Twin Falls County Code. Mr. Laux noted that there are some suggested changes to the draft that was recommended by the Planning and Zoning Commission. Mr. Laux noted that the Planning and Zoning Commission also recommended some additions that were not specifically included in the draft. Those recommendations have been incorporated into a new draft that Mr. Laux was reviewing. Mr. Laux stated that the proposed draft meets the requirements of the current emergency moratorium on large scale energy projects. Commissioner Johnson noted that he would recommend further review by Legal to make sure all the terms are legal. Commissioner Reinke asked what the moratorium timeline was. It was February 22, 2024. There was discussion on sections 2p, I3, I5, M1, 8.21.5 Zoning Districts Where Permitted, F and L.

Commissioner Hall noted that he felt the draft was not ready for full consideration and would like further review by the Board, staff and Legal.

Wesley Panter, Hollister, spoke and asked the Board to consider allowing the projects on Ag ground.

Jacob Satterwhite, SE Castleford, spoke and asked the Board to consider allowing projects on Ag ground.

Erin Callen, SW Hollister, spoke and asked the Board to clarify terminology for ag preservation and range preservation. Ms. Wilson reviewed the proposed changes. Ms. Callen encouraged the Board to allow projects on Ag ground.

Jared Brackett, 2332 E. Filer, spoke with the Board and expressed his support for the Board drafting an Energy Production Ordinance. Mr. Brackett encouraged the Board to consider allowing projects on ag ground on a permit basis. Mr. Brackett reviewed his concerns with the proposed draft with the Board.

Rocky Matthews, Murtaugh spoke and discussed his experience on the Planning and Zoning Commission Board and recommended that the Board consider using the term artificially irrigated, in their discussions. Mr. Matthews encouraged the Board to consider permitting on a case by case basis. Commissioner Hall noted that Mr. Matthews is an employee of Twin Falls County using his own time to attend the meeting.

Commissioner Johnson noted that he has concerns with the current draft and also the timeframe that the Board has to adopt an ordinance.

The Board discussed the items for consideration and discussion items for the findings of fact. Commissioner Hall noted he felt the draft needs retooled before the final consideration. The County is not prepared for large scale energy projects and is necessary to protect land and property rights. Commissioner Johnson noted that he has spoken with citizens about projects that were approved prior to the current Board which made him realize how important it was to have set regulations for these projects. Commissioner Hall noted that the Board has worked to update the comprehensive plan as well as the County's ordinances as they are extremely out of date. The

comprehensive plan was updated and the Board is working hard to complete the ordinance update. Commissioner Reinke noted that the Board hopes to have the ordinances updated by mid-2024.

Commissioner Hall reviewed the decision options with the Board.

Commissioner Johnson made a MOTION to table the decision on the ordinance and republish as required by state code when the item is ready for further discussion and a decision. Commissioner Reinke SECONDED. Commissioner Johnson noted that it is important to have time to make the updates and have another hearing on the issue. Commissioner Reinke expressed concern with the time table and noted the decision needed to be complete by February 22, 2024. Commissioner Hall thanked the community for their input. Motion Passed Unanimously.

There being no further business, the Board recessed until 8:00 a.m., December 14, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 14, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 15, 2023.

**PRESENT:** Commissioner Jack Johnson, Commissioner Don Hall, and Commissioner Brent Reinke.

**ABSENT:** None.

**STAFF:** Deputy Clerk Shannon Carter.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioner Reinke attended a Farm Bureau meeting.

In the Matter of CONSENT AGENDA

Consent Agenda; items may include status sheets, employee requisitions, alcohol licenses, tax cancellations, Sheriff's Office Security Agreements, and Commissioner minutes.

Commissioner Johnson made a MOTION to approve the Consent Agenda. Commissioner Reinke SECONDED. Discussion Commissioner Johnson reviewed the items in the Consent Agenda to include status sheets for Juvenile Detention, Juvenile Probation, Clerk Auditor; and Alcohol Catering Permits for The Happy Hour Bar and Grill on December 16 and 17 at the Twin Falls County Fairgrounds and The Cove at the Twin Falls County Fairgrounds on February 10. Motion Passed Unanimously.

In the Matter of CONTRACTS

Commissioners considered an Idaho Department of Health and Welfare Contract Amendment #3 for Safe House.

Val Stotts, Safe House Director, reviewed the contract amendment with the Board. Ms. Stotts noted the amendment increases the contract amount for the State to compensate for the increase in the daily rate that the Safe House charges.

Commissioner Reinke made a MOTION to approve the Idaho Department of Health and Welfare Contract Amendment #3 for Safe House and authorize the Chairman to sign the documents on behalf of the Board. Commissioner Johnson SECONDED. Motion Passed Unanimously.

In the Matter of COMMISSIONER PROCEEDINGS

Commissioner Johnson made a MOTION to go into executive session at 2:00 p.m. pursuant to Idaho Code §74-206 (B) records exempt from disclosure – evaluation, dismissal, or discipline of staff. Commissioner Reinke SECONDED. Motion passed after roll call vote. (Hall yes, Johnson yes, Reinke yes)

Commissioners returned to regular session at 2:30 p.m.

There being no further business, the Board recessed until 8:00 a.m., December 15, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 15, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 14, 2023.

**PRESENT:** Commissioner Jack Johnson, Commissioner Don Hall, and Commissioner Brent Reinke.

**ABSENT:** None.

**STAFF:** Deputy Clerk Shannon Carter.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioner Hall attended a South Central Public Health District meeting.  
Commissioner Reinke attended a Leadership Idaho Agriculture meeting.

There being no further business, the Board recessed until 8:00 a.m., December 18, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 18, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 15, 2023.

**PRESENT:** Commissioner Jack Johnson, Commissioner Don Hall, and Commissioner Brent Reinke.

**ABSENT:** None.

**STAFF:** Deputy Clerk Shannon Carter.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioners met with office staff for a weekly department meeting.  
Commissioners met with Legal for a weekly department meeting.  
Commissioner Reinke attended a Castleford Men’s Club meeting.  
Commissioner Hall attended an Urban Renewal Agency meeting.  
Commissioner Reinke attended a Mustard Seed Board meeting.  
Commissioners attended an open house at Bills Place.

In the Matter of CONSENT AGENDA

Consent Agenda; items may include status sheets, employee requisitions, alcohol licenses, tax cancellations, Sheriff’s Office Security Agreements, and Commissioner minutes.

Commissioner Johnson made a MOTION to approve the Consent Agenda. Commissioner Reinke SECONDED. Discussion Commissioner Johnson reviewed the items in the Consent Agenda to include status sheets for the Parks Department, Public Defender’s Office, and Prosecutor’s Office; tax cancellations for the Homeowner’s exemptions as listed below and tax cancellations for parcels RPT0001146001AA, RPT00011460030A, RPT00011460040A, RPT00011460050A, RPT4401001010AA and RPT4401001036AA in the total amount of \$1001.03, and parcel #RPO87010000020A in the amount of \$3,159.30 as requested by the Assessor. Motion Passed Unanimously.

<u>Property Owner</u>	<u>Parcel #</u>	<u>HO Exempt Value</u>	<u>Tax Cancellation</u>
Alferd Olson	RPT46810010020A	\$125,000	\$1,321.71
Willard Teater	RPT00107141860A	\$125,000	\$1,321.71
Barry Lauritzen	RPT24710040370A	\$81,692	\$863.78

Emma McMillen	RPT38510110100A	\$125,000	\$1,321.71
Nina Fassett	RPT42550080430A	\$125,000	\$1,321.71
Logan May & Danyale Gilligan	RPT4561000019AA	\$86,691	\$896.52
Jeffrey Garey	RPT45810000010A	\$106,311	\$1,124.10
Jonathan Scholes	RPT59510010020A	\$125,000	\$1,322.00
Andrea Cantrell	RPT0381000014AA	\$125,000	\$1,321.71
Anthony Pacheco	RPT41900010150A	\$125,000	\$1,321.71
Trever Catledge	RPT01810000020A	\$79,557	\$837.17
Brandon Labat	RPT18060000320A	\$94,826	\$991.65
Theresa Peterson	RPT3361000001LA	\$110,115	\$1,138.82
Jessica Boda	RPT50610050060A	\$91,657	\$969.15
Estrella Munoz	RPT5061004004AA	\$62,963	\$658.45
Ross Butler & Kathryn Vanleuven	RP11S20E183011A	\$108,977	\$971.54
Randel & Patricia Brown % Trent & Jennifer Cummins	RP11S20E101851A	\$125,000	\$1,126.76
Taylor Clark	RPF8401016012AA	\$108,318	\$1,363.05
Eileen Williams	RPF84310000050A	\$49,134	\$618.29
Layla Hussni	RPK8721001001AA	\$125,000	\$1,365.79
Joseph Leishman	RPK8741002005AA	\$114,754	\$1,253.84
Linda Laws	MHPK020000510CA	\$11,808	\$129.02
Richard Walker	RPK8661013010AA	\$85,866	\$927.92
Terese Gutierrez	RPK89690000250A	\$125,000	\$1,365.79
Derek & Cynthia Stephan	RPO79310010180A	\$125,000	\$840.09
Beth Swartz	RP12S16E340010A	\$79,063	\$513.60
Daniel West	RPOF1530000010A	\$125,000	\$775.19
Brinlee Lehman	RPOB5810000200A	\$114,110	\$699.01
Vitaliy Stepanyuk	RP09S14E264831A	\$45,684	\$279.85
		<b>\$2,931,526</b>	<b>\$28,961.64</b>

#### In the Matter of BUDGET

Commissioners considered the accounts payable for November.

Kristina Glascock, Clerk, reviewed the November accounts payables in the amount of \$3,640,147.62 with the Board.

Commissioner Johnson made a MOTION to approve the November accounts payables in the amount of \$3,640,147.62. Commissioner Reinke SECONDED. Motion Passed Unanimously.

#### In the Matter of CONTRACTS

Commissioners considered a Service Agreement with Time Equipment Company.

Kristina Glascock, Clerk reviewed the service agreement with the Board. Ms. Glascock noted the agreement was the annual agreement for the date and time stamp machine at the courts.



Commissioner Reinke made a MOTION to approve the Service Agreement with Time Equipment Company and authorize the Chairman to sign the documents on behalf of the Board. Commissioner Johnson SECONDED. Motion Passed Unanimously.

There being no further business, the Board recessed until 8:00 a.m., December 19, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 19, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 18, 2023.

**PRESENT:** Commissioner Jack Johnson, Commissioner Don Hall, and Commissioner Brent Reinke.

**ABSENT:** None.

**STAFF:** Deputy Clerk Jordan Cates.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioners attended a Joining Forces Magic Valley meeting.

Commissioners met with Brad Wills, Assessor, to discuss annual property assessments.

Commissioners met with Elaine Molognoni, HR Director, for a weekly department update.

Commissioners met with department heads for an annual meeting.

Commissioners conducted a quarterly jail inspection.

Commissioners met with Jackie Frey, Emergency Services Director, for a quarterly department update.

In the Matter of TAXES

Commissioners considered a late charge and interest cancellation request for American West Enterprises.

Hal Anderson participated via phone bridge.

Hal Anderson reviewed the late charge and interest cancellation request for American West Enterprises with the Board and noted that due to health issues he hired a management company to manage the properties and is currently in litigation with the management company.

Becky Petersen, Treasurer, noted that Mr. Anderson had a history of missing payments, however, she believed that his request was justified.

Commissioner Johnson made a MOTION to approve the late charge and interest cancellation request for American West Enterprises for parcel numbers 11RPT54180010090A, RPT54180010080A, RPT54180010070A, RPT54180010050A, RPT54180010040A, RPT54180010030A, RPT54180010020A, RPT54180010010A, RPT54180010060A in the amount of \$4,438.00 Commissioner Reinke SECONDED. Discussion Becky Petersen, Treasurer, noted that the amount would be credited to the 2024 taxes. Commissioner Johnson noted that only the late fees and interest accrued would be canceled. Motion Passed Unanimously.

#### In the Matter of CONTRACTS

Commissioners considered an Airport Lease Agreement with Delta Air Lines.

Bill Carberry, Magic Valley Regional Airport Manager, reviewed the Airport Lease Agreement with Delta Air Lines with the Board.

Commissioner Reinke made a MOTION to approve the Airport Lease Agreement with Delta Air Lines and authorize the Chairman to sign the documents on behalf of the Board. Commissioner Johnson SECONDED. Motion Passed Unanimously.

Commissioners considered a Consent of Lessor for Spur Aviation Services and Banner Bank.

Bill Carberry, Magic Valley Regional Airport Manager, reviewed the Consent of Lessor for Spur Aviation Services and Banner Bank with the Board.

Commissioner Johnson noted that Greg Olson had previously called him about the matter and wanted the Board to know it would not affect his voting decision.

Tod Hitchcock, Banner Bank, noted that the contract took longer than normal due to the contract being re-written and hopes for the process to be smoother in the future.

Commissioner Reinke made a MOTION to approve the Consent of Lessor for Spur Aviation Services and Banner Bank and authorize the Chairman to sign the documents on behalf of the Board. Commissioner Johnson SECONDED. Motion Passed Unanimously.

#### In the Matter of ARPA FUNDS

Commissioners considered an updated change order and a request to use ARPA funds for the updated change order from Starr Corp.

Bob Beer, Facilities Director, reviewed the updated change order and a request to use ARPA funds for the updated change order from Starr Corp with the Board. Mr. Beer noted that the previous request did not include the amount for the increase in the bond which was necessary due to the change order for the insurance that was being added.

Commissioner Johnson made a MOTION to approve the updated change order and a request to use ARPA funds for the updated change order from Starr Corp in the amount of \$62,579.00 and authorize the Chairman to sign the documents on behalf of the Board. Commissioner Reinke SECONDED. Motion Passed Unanimously.

In the Matter of FEES

Commissioners considered annual Solid Waste Fee Waivers.

Commissioner Reinke reviewed the annual Solid Waste Fee Waivers with the Board and noted that Legal will be further investigating the legality of waiving the fees for FY 2025 and there may be changes in the future.

Commissioner Reinke made a MOTION to approve the annual Solid Waste Fee Waivers. Commissioner Johnson SECONDED. Motion Passed Unanimously.

There being no further business, the Board recessed until 8:00 a.m., December 20, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 20, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 19, 2023.

**PRESENT:** Commissioner Jack Johnson, Commissioner Don Hall, and Commissioner Brent Reinke.

**ABSENT:** None.

**STAFF:** Deputy Clerk Shannon Carter.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioner Johnson attended an Opioid Committee meeting.

Commissioner Hall attended the IAC 2024 Legislative Preview Webinar.

Commissioner Reinke attended a Southern Idaho Solid Waste Board meeting.

Commissioner Johnson met with Sheriff Tom Carter, Captain Doug Hughes, and Bob Beer, Facilities Director to discuss County Property – Wright Ave.

Commissioner Reinke attended a Mid Snake Water Resource Commission meeting.

Commissioner Reinke attended a Drug Court Diversion Board meeting.

There being no further business, the Board recessed until 8:00 a.m., December 21, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 21, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 20, 2023.

**PRESENT:** Commissioner Jack Johnson, Commissioner Don Hall, and Commissioner Brent Reinke.

**ABSENT:** None.

**STAFF:** Deputy Clerk Shannon Carter.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioner Reinke attended a Kiwanis meeting.

Commissioner Johnson attended an Optimist meeting.

Commissioners met with Bob Beer, Facilities Director, for a weekly department update.

Commissioner Hall attended a Veterans Council meeting.

In the Matter of HARDSHIP

Commissioners conducted a Hardship Application Hearing for Ludmila Dalakyan.

The Commissioners utilized the Propio interpreter line to communicate with Mrs. Dalakyan.

Ludmila Dalakyan reviewed her hardship application with the Board and noted she is on a fixed income and the increase in property taxes has caused a hardship. There was a discussion regarding Mrs. Dalakyan's finances.

Becky Petersen, Treasurer, noted that Mrs. Dalakyan has received the Circuit Breaker Tax Reduction for the last 3 years but it was missed this year. Mrs. Dalakyan noted that it was missed due to the death of her husband.

Commissioner Johnson made a MOTION to approve the Hardship Application for Ludmila Dalakyan for parcel number RPB7961000003CA in the amount of \$1,500.00 and credit the remaining balance to the 2024 taxes. Commissioner Reinke SECONDED. Discussion Commissioner Johnson noted that Mrs. Dalakyan will need to be diligent in applying for the Circuit Breaker every spring. Motion Passed Unanimously.

In the Matter of COMMISSIONER PROCEEDINGS

Commissioners considered amending the agenda to include Kylee Goff, presented the annual community benefit report for St. Luke's.

Commissioner Johnson made a MOTION to amend the agenda to include a presentation of the St. Luke's annual community benefit report from Kylee Goff. Commissioner Reinke SECONDED. Discussion Commissioner Johnson noted the item is a non-action item. Motion Passed Unanimously.

### In the Matter of REPORTS

Kylee Goff presented the St. Luke's FY2023 annual community benefit report to the Board.

### In the Matter of CONSENT AGENDA

Consent Agenda; items may include status sheets, employee requisitions, alcohol licenses, tax cancellations, Sheriff's Office Security Agreements, and Commissioner minutes.

Commissioner Johnson made a MOTION to approve the Consent Agenda. Commissioner Reinke SECONDED. Discussion Commissioner Johnson reviewed the items in the Consent Agenda to include Commissioner minutes for December 4-8; an employee requisition for Adult Probation; status sheets for the Assessor's Office, Juvenile Detention, and Maintenance; alcohol license #2024-190 for Emma's Cafe; and alcohol catering permits for the Pocket on January 19<sup>th</sup> at the Twin Falls County Fairgrounds and on January 20<sup>th</sup> at the Twin Falls County Fairgrounds. Motion Passed Unanimously.

### In the Matter of ZONING

Commissioners considered the Findings of Facts for a Rezone Application from Andrew Leavitt and Troy Larabee.

Commissioner Reinke reviewed the Findings of Facts with the Board. Commissioner Reinke noted the Board has reviewed the Findings and it is consistent with the decision that was issued by the Board.

Commissioner Reinke made a MOTION to approve the Findings of Facts for a Rezone Application from Andrew Leavitt and Troy Larabee. Commissioner Johnson SECONDED. Motion Passed Unanimously.

Commissioners considered a request for reconsideration on the decision to approve a Special Use Permit for Pebble Ponds.

Commissioner Johnson noted that he will be abstaining from the reconsideration as he was unable to participate in the original hearing and decision.

Commissioner Reinke reviewed the Findings of Fact for the Special Use Permit Application for Pebble Ponds. Commissioner Reinke noted there were two public hearings that Mr. Aschenbrenner had an opportunity to attend and present his concerns and based upon that information he is leaning toward upholding the decision. Commissioner Hall noted the request is for reconsideration so there will be no one speaking during the reconsideration. Commissioner Hall expressed his appreciation to Mr. Aschenbrenner for presenting his concerns. The Board considered all the information and made a decision that was more restrictive than what the City of Filer had made. Commissioner Hall read the conditions that were made on the permit. Commissioner Hall noted that he still feels comfortable with his decision. The Board received testimony during the hearing that the owners of Pebble Ponds have been receptive to the neighbors and hoped they would continue that with Mr. Aschenbrenner. If there is a change in ownership, the new owners will have to go through the process again. At this stage Commissioner Hall felt that based upon the previous testimony

received and upon the recommendation of the City of Filer he would be supportive of upholding the previous decision to approve the permit with the conditions.

Commissioner Reinke made a MOTION uphold the decision made on November 14<sup>th</sup>. Commissioner Hall SECONDED. Discussion Commissioner Reinke noted that there is a balance between the owner respecting neighbors' concerns and being able to survive as a business. Motion Passed. (Hall yes, Reinke yes, Johnson abstained)

Commissioner Hall read the right to appeal for the record.

#### In the Matter of CONTRACTS

Commissioners considered an Amendment to the Subscription Agreement with LexisNexis for the Prosecutor's Office.

Commissioner Johnson reviewed the amendment with the Board. Commissioner Johnson noted it is a five-year subscription with the option to terminate for any reason. It also includes a non-appropriations clause which Legal has approved.

Commissioner Johnson made a MOTION to approve the Amendment to the Subscription Agreement with LexisNexis for the Prosecutor's Office. Commissioner Reinke SECONDED. Motion Passed Unanimously.

#### In the Matter of BOARDS

Commissioners considered the reappointment of Josh Jensen to the Pest Abatement District Board.

Sherry Olsen-Frank, Twin Falls County Pest Abatement District President, noted that Mr. Jensen had completed the remainder of a term so this request is for a new 4-year term. Mr. Jensen has been a valuable member and the Board would like him to continue.

Commissioner Reinke made a MOTION to approve the reappointment of Josh Jensen to the Pest Abatement District Board to a new 4-year term. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that Mr. Jensen is a valuable member of the Pest Abatement District Board. Commissioner Johnson noted it can be difficult to find volunteers so Mr. Jensen's contribution is appreciated. Commissioner Hall expressed his appreciation to Ms. Olsen-Frank for her service on the Board. Motion Passed Unanimously.

There being no further business, the Board recessed until 8:00 a.m., December 22, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 22, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 21, 2023.

**PRESENT:** Commissioner Jack Johnson, Commissioner Don Hall, and Commissioner Brent Reinke.

**ABSENT:** None.

**STAFF:** Deputy Clerk Jordan Cates.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioners attended a work session for Chapter 21 - Energy Production section of the Twin Falls County Code.

There being no further business, the Board recessed until 8:00 a.m., December 26, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 26, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 22, 2023.

**PRESENT:** Commissioner Don Hall and Commissioner Brent Reinke.

**ABSENT:** Commissioner Jack Johnson.

**STAFF:** Deputy Clerk Jordan Cates.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioners met with office staff for a weekly department update.

Commissioners met with Elaine Molognoni, HR Director, for a weekly department update.

In the Matter of CONSENT AGENDA

Consent Agenda; items may include status sheets, employee requisitions, alcohol licenses, tax cancellations, Sheriff's Office Security Agreements, and Commissioner minutes.

Commissioner Johnson made a MOTION to approve the Consent Agenda. Commissioner Johnson SECONDED. Discussion Commissioner Johnson reviewed the items in the Consent Agenda to include Commissioners minutes for Dec 11 – Dec 15. Motion Passed Unanimously. (Johnson absent)

There being no further business, the Board recessed until 8:00 a.m., December 27, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 27, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 26, 2023.

**PRESENT:** Commissioner Don Hall and Commissioner Brent Reinke.

**ABSENT:** Commissioner Jack Johnson.

**STAFF:** Deputy Clerk Shannon Carter.

The following proceedings were held to wit:

Regular business.

There being no further business, the Board recessed until 8:00 a.m., December 28, 2023, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

Twin Falls, Idaho  
REGULAR DECEMBER MEETING  
December 28, 2023, 8:00 a.m.

Chairman Hall called the Board of County Commissioners to order at 8:00 a.m. in regular session, pursuant to the recess of December 27, 2023.

**PRESENT:** Commissioner Don Hall and Commissioner Brent Reinke.

**ABSENT:** Commissioner Jack Johnson.

**STAFF:** Deputy Clerk Shannon Carter.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioner Reinke attended a Kiwanis meeting.

In the Matter of CONSENT AGENDA

Consent Agenda; items may include status sheets, employee requisitions, alcohol licenses, tax cancellations, Sheriff's Office Security Agreements, and Commissioner minutes.



Commissioner Reinke made a MOTION to approve the Consent Agenda. Commissioner Hall SECONDED. Discussion Commissioner Reinke reviewed the items in the Consent Agenda to include an alcohol catering permit for the Stone House at the Twin Falls County Fairgrounds on December 31 – January 1. Motion Passed Unanimously. (Johnson absent)

#### In the Matter of BUDGET

Becky Petersen, Treasurer, presented the joint report for November.

Commissioners considered the FY2023 Public Defense Commission Expense Report.

Gary Anderson, Research and Development Supervisor, and Ben Andersen, Public Defender reviewed the expense report with the Board. Mr. Anderson noted the report was completed with information provided by the Clerk, Kristina Glascock. Ben Andersen expressed his appreciation to Mr. Gary Anderson for his work on the report and making sure that the County was in compliance with the PDC.

Commissioner Reinke made a MOTION to approve the FY2023 Public Defense Commission Expense Report as presented and authorize the Commissioners to sign the report. Commissioner Hall SECONDED. Discussion Commissioner Reinke expressed his appreciation to Mr. Gary Anderson for his work completing the report. Motion Passed Unanimously. (Johnson absent).

#### In the Matter of EMPLOYEES

Commissioners considered a time off extension request for Jill Sweesy.

Commissioner Hall reviewed the time off extension request and expressed his appreciation to HR for the information provided to the Board. Commissioner Hall noted that Ms. Sweesy was appreciated and was very dedicated, however there has been a continued issue where Ms. Sweesy has not taken her vacation time. The extension would be for only 90 days and she may not be able to use her time even with the extension. The Board discussed concerns with the workload in the Prosecutor's office and noted they will be looking at options to address this issue in the next budget cycle.

Commissioner Reinke made a MOTION to approve the time off extension request for Jill Sweesy as per the County policy. Commissioner Hall SECONDED. Discussion Commissioner Reinke noted it would be difficult for Ms. Sweesy to use the time in the 90 days but County policy only allows for a 90-day extension. Motion Passed Unanimously. (Johnson absent)

#### In the Matter of CONTRACTS

Commissioners considered an Idaho Power Easement Agreement.

Bob Beer, Facilities Director, reviewed the agreement with the Board and noted the agreement will allow Idaho Power an easement to provide services to the updated Court Facilities building. Mr. Beer noted that this is a separate cost from the construction project that was previously approved. These types of costs are generally separate from construction costs.

Commissioner Reinke made a MOTION to approve the Idaho Power Easement Agreement as presented and authorize the Chairman to sign the documents on behalf of the Board and use of Capital Project funds to cover the costs. Commissioner Hall SECONDED. Motion Passed Unanimously. Motion Passed Unanimously. (Johnson absent)

Commissioners considered a TMA Systems Maxpanda Contract.

Bob Beer, Facilities Director, reviewed the contract with the Board and noted the agreement is the annual renewal for the maintenance program the county uses to track maintenance requests. Mr. Beer reviewed two clauses that Legal recommended bringing to the Board's attention.

Commissioner Reinke made a MOTION to approve the TMA Systems Maxpanda Contract. Commissioner Hall SECONDED. Discussion Commissioner Reinke noted the annual cost would be \$3,619.00. Motion Passed Unanimously. (Johnson absent)

Commissioners considered a Tree City Renewal Application.

Rocky Matthews, Parks and Waterways Director, reviewed the application with the Board. Mr. Matthews noted that the County has received the Tree City designation for several years and Twin Falls County is the only county with this designation in the State of Idaho.

Commissioner Reinke made a MOTION to approve the Tree City Renewal Application as presented and authorize the Chairman to sign the documents on behalf of the Board. Commissioner Hall SECONDED. Discussion Commissioner Reinke noted the designation is a very positive thing for the County. Motion Passed Unanimously. (Johnson absent)

There being no further business, the Board recessed until 8:00 a.m., January 2, 2024, at the Commissioners Chambers, second floor of the Twin Falls County West Facility, 630 Addison Ave West, Twin Falls, Idaho, for the transaction of further business of the Board.

In the Matter of ACCOUNTS PAYABLE

Expenditures by fund for December 2023:

Fund 100	Current Expense	\$2,242,102.64
Fund 102	Tort	13,659.56
Fund 104	Agricultural Fair District	0.00
Fund 106	Safehouse	49,302.67
Fund 108	Capital Projects Fund	86,938.09
Fund 113	Weeds	27,475.09
Fund 114	Parks and Recreation	44,493.56
Fund 115	Solid Waste	1,155,564.00
Fund 116	Ad Valorem	116,062.92
Fund 118	District Court	103,049.30
Fund 130	Indigent Fund	13,721.09
Fund 131	Public Health	83,191.74
Fund 132	Revenue Sharing	0.00

Fund 137	Election Consolidation	29,238.29
Fund 174	County Boat License Fund	25,025.32
Fund 175	Snowmobiles	1,736.34
Fund 196	Justice Fund	1,604,624.78
Fund 604	Federal Drug Seizures	38,720.00
Fund 607	IDJC Safe Teen Assessment Grant	17,427.26
Fund 608	Juvenile Correction Act Funds	17,169.35
Fund 609	Tobacco Tax Grant	18,370.43
Fund 610	Boat Grant Waterways Match	1,040.99
Fund 611	Adult Probation Grants	0.00
Fund 612	ASAT	7,303.52
Fund 613	R.S.A.T Grant	31,522.07
Fund 615	S.U.D Funds	2,225.82
Fund 616	SCAAP	0.00
Fund 617	OHV Law Enforcement	0.00
Fund 618	BCP Basic-Safehouse Grant	18,978.14
Fund 626	ARPA Recovery Fund	282,519.10
Fund 627	ARPA Revenue Sharing Fund	0.00
Fund 628	OPIOD Abatement Account	0.00
Fund 635	Parks-Grants	173.20
Fund 644	S.O.R. Sheriff	0.00
Fund 645	JAG Grant	20,306.00
Fund 651	Sheriff Donation Fund	10,163.10
Fund 652	Sheriff Drug Seizure Money	134.92
Fund 659	Prosecutor's Drug Seizure Money	0.00
Fund 660	CRT Facility Fund	0.00
Fund 663	Sheriff's Youth Plate	0.00
Fund 666	Sheriff-Vests	0.00
Fund 667	Prosecutor Drug Reimb	11,858.27
Fund 671	TF Co Sheriff Search & Rescue	41.64
Fund 673	Juvenile Probation Misc.	467.00
Fund 676	VOCA Mediation Grant	6,922.75
Fund 681	Treatment Courts	42,988.91
Fund 682	District Court-Juvenile	0.00
Fund 683	District Court-CAO	0.00
Fund 684	District Court-FCS	1,256.05
Fund 687	Sheriff's Grants	<u>164,382.07</u>
TOTAL		\$6,290,155.98