

Twin Falls, Idaho  
REGULAR OCTOBER MEETING  
October 1, 2020, 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 September 30, 2020.

**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

Commissioners considered the consent agenda; items that may be considered include status sheets, employee requisitions, alcohol licenses, Commissioner's minutes and tax cancellations.

Commissioner Reinke requested a status sheet be pulled for further discussion.

Commissioner Reinke made a MOTION to approve the consent agenda. Commissioner Johnson SECONDED. Discussion Commissioner Reinke reviewed the items in the consent agenda to include status sheets for Problem Solving Courts and Prosecuting Attorney; employee requisitions for TARC and the Sheriff's Office Adult Detention; a tax cancellation for parcel #RPT0381000008BA in the amount of \$1,525.56 as requested by the Assessor and a tax cancellation for parcel #MH32350010010A in the amount of \$313.66 as requested by the Treasurer. Motion Passed Unanimously.

Commissioner Reinke reviewed the status sheet that was pulled for further discussion. Kristina Glascock reviewed her request with the Board.

Commissioner Johnson made a MOTION to approve the status sheet for the Clerk's Office. Commissioner Reinke SECONDED. Motion Passed Unanimously.

In the Matter of ELECTIONS

Commissioners designated polling places for the November 3<sup>rd</sup> election.

Commissioner Reinke made a MOTION to approve the polling places as presented by the Clerk. Commissioner Johnson SECONDED. Motion Passed Unanimously.

<b>Polling Places for November 3, 2020</b>	<b>Address</b>	<b>Precincts</b>	<b>Consolidated Election</b>

Church of Jesus Christ of Latter-Day Saints	501 Main Street, Buhl	Buhl 1, 2	General 23
First Christian Church	1005 Poplar Street, Buhl	Buhl 3, 4, 5	General 25
Castleford Community Center	475 Main Street, Castleford	Castleford	General 23
Buhl Fire Department - Station #2	19266A Highway 30, Buhl	Deep Creek	General 23
Filer First Baptist Church	254 Highway 30, Filer	Filer 1, 2, 3, Maroa	General 25
Hansen Assembly of God Church	319 2nd St. E, Hansen	Hansen	General & Rock Creek Fire 25
Church of Jesus Christ of Latter-Day Saints	2718 E Hwy 93, Twin Falls	Hollister	General 25
Crossroads United Methodist Church	131 Syringa Ave, Kimberly	Kimberly 1, 3	General & Rock Creek Fire 25
Church of Jesus Christ of Latter-Day Saints	222 Birch St. Kimberly	Kimberly 2, 4	General & Rock Creek Fire 25
Murtaugh City Hall	106 4th Street, Murtaugh	Murtaugh	General & Rock Creek Fire 25
Heritage Alliance Church	401 6th Ave. N, Twin Falls	TF 1, 2	General 24
Church of Jesus Christ of Latter-Day Saints	667 Harrison Street, Twin Falls	TF 3, 4	General 24
Immanuel Lutheran Church	2055 Filer Avenue E, Twin Falls	TF 5, 6	General 24
Valley Christian Church	1708 Heyburn Avenue E, Twin Falls	TF 7, 9	General 24
Our Savior Lutheran Church	464 Carriage Lane N, Twin Falls	TF 8, 12	General & Rock Creek Fire 24

Episcopal Church of the Ascension	371 Eastland Drive N, Twin Falls	TF 10, 11	General 24
Church of Jesus Christ of Latter-Day Saints	541 Orchard Dr., Twin Falls	TF 13, 14, 25, 26	General 24
Twin Falls County West	630 Addison Ave W, Twin Falls	TF 15, 16	General 24
Church of the Nazarene	1231 Washington Street N, Twin Falls	TF 17, 18	General 24
Twin Falls Reformed Church	1631 Grandview Drive N, Twin Falls	TF 19, 20, 21	General 24
Amazing Grace Fellowship	1061 Eastland Drive N., Twin Falls	TF 22, 23, 24	General 24
Twin Falls County West	630 Addison Ave W, Twin Falls	Absentee 23, 24, 25	Early Voting
<b>Emergency Alternate Polling Places due to COVID-19</b>			
Twin Falls County Fairgrounds	215 Fair Avenue, Filer		
Twin Falls County West	630 Addison Ave W, Twin Falls		

**In the Matter of COMMISSIONER PROCEEDINGS**

Commissioner Johnson made a MOTION to amend the agenda to include consideration of the real estate and purchase documents for the Buhl DMV. Commissioner Reinke SECONDED. Discussion Commissioner Johnson noted that the Board considered the lease documents on Tuesday and was unaware that the additional document for the potential purchase need to also be considered. Commissioner Hall noted the Assessor contacted the Board and made them aware that the documents did need to be considered for the Buhl DMV. Legal has advised that the consideration of the documents is appropriate. Motion Passed Unanimously.

**In the Matter of CONTRACTS**

Commissioners considered property lease/purchase documents for Buhl DMV.

Commissioner Johnson made a MOTION to approve the real estate purchase and sale agreement for the DMV in Buhl and authorize the Chairman to sign the documents on behalf of the Board. Commissioner Reinke SECONDED. Discussion Commissioner Johnson noted that the documents came before the Board on Tuesday and was unaware that they needed to approve the real estate documents as well. The documents allow the County the option to purchase the property at the end of the lease and locks in the purchase price. Commissioner Hall noted that since the documents were previously placed on the agenda and inadvertently missed. Motion Passed Unanimously.

In the Matter of MEETINGS

Commissioners met with Bob Beer, Facilities Manager for a department update.  
Commissioners met with Elaine Molignoni, H.R. Director for a department update.

In the Matter of COMMISSIONER PROCEEDINGS

Commissioner Johnson made a MOTION to go into executive session at 4:00 p.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 4:30 p.m.

There being no further business, the Board recessed until 8:00 a.m., October 2, 2020, 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 OCTOBER MEETING  
October 2, 2020, 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 October 1, 2020.

**PRESENT:** Commissioner Jack Johnson and Commissioner Brent Reinke.

**ABSENT:** Commissioner Don Hall.

**STAFF:** Deputy Clerk Shannon Carter.

The following proceedings were held to wit:

In the Matter of TAX DEED

Commissioners conducted a tax deed property auction.

There being no further business, the Board recessed until 8:00 a.m., October 5, 2020, 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 OCTOBER MEETING  
October 5, 2020, 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 October 2, 2020.

**PRESENT:** Commissioner Jack Johnson and Commissioner Brent Reinke.

**ABSENT:** Commissioner Don Hall.

**STAFF:** Deputy Clerk Shannon Carter.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioner Johnson attended a Farm Manager and Rural Appraisers meeting at Depot Grill. Commissioners met with Legal for a weekly department update. Commissioners met with Stephenson's Computer for a monthly IT Department update. Commissioner Johnson attended a Parks and Waterways Board meeting.

In the Matter of CONSENT AGENDA

Commissioners considered the consent agenda; items that may be considered include status sheets, employee requisitions, alcohol licenses, Commissioner's minutes and tax cancellations.

Commissioner Reinke made a MOTION to approve the consent agenda. Commissioner Johnson SECONDED. Discussion Commissioner Reinke reviewed the items in the consent agenda to include an employee requisition for Public Defender; status sheets for Parks and Waterways, Elections, Sheriff's Office and TARC. Motion Passed Unanimously. (Hall absent)

In the Matter of CONTRACTS

Commissioners considered a Cooperative Law Enforcement Operating & Financial Plan between the Sheriff's Office and USDA Forest Service.

Lt. Daron Brown reviewed the agreement with the Board.

Commissioner Reinke made a MOTION to approve the Cooperative Law Enforcement Operating & Financial Plan between the Sheriff's Office and USDA Forest Service and authorize the Chairman to sign the documents on behalf of the Board. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that the agreement is for \$13,000.00 to reimburse the County for law enforcement on Forest Service property. Motion Passed Unanimously. (Hall absent)

Commissioners considered a Sales and Maintenance Agreement with Integrated Technologies for the District Court.

Commissioner Reinke made a MOTION to approve the Sales and Maintenance Agreement with Integrated Technologies for District Court and authorize the Vice-Chairman to sign the documents on behalf of the Board. Commissioner Johnson SECONDED. Motion Passed Unanimously. (Hall absent)

Commissioners considered a Sales and Maintenance Agreement with Integrated Technologies for the Prosecutor's Office.

Commissioner Reinke made a MOTION to approve the Sales and Maintenance Agreement with Integrated Technologies for the Prosecutor's Office and authorize the Vice-Chairman to sign the documents on behalf of the Board. Commissioner Johnson SECONDED. Motion Passed Unanimously. (Hall absent)

In the Matter of COUNTY PROPERTY

Commissioners considered a Request for Proposals for the 4<sup>th</sup> floor remodel at County West.

Bob Beer, Facilities Manager reviewed the remodel projects with the Board and the current status of the projects.

Commissioner Reinke made a MOTION to approve the Request for Proposals for the 4<sup>th</sup> floor remodel at County West and authorize the Vice-Chairman to sign the documents on behalf of the Board. Commissioner Johnson SECONDED. Motion Passed Unanimously. (Hall absent)

Commissioners considered a Request for Proposals for the Juvenile Justice Facility 3<sup>rd</sup> floor project at County West.

Commissioner Reinke made a MOTION to approve the Request for Proposals for the Juvenile Justice Facility 3<sup>rd</sup> floor project at County West and authorize the Vice-Chairman to sign the documents on behalf of the Board. Commissioner Johnson SECONDED. Motion Passed Unanimously. (Hall absent)

There being no further business, the Board recessed until 8:00 a.m., October 6, 2020, 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 OCTOBER MEETING  
October 6, 2020, 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 October 5, 2020.

**PRESENT:** Commissioner Jack Johnson and Commissioner Brent Reinke.

**ABSENT:** Commissioner Don Hall.

**STAFF:** Deputy Clerk Hayley Iverson.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioners met with H.R. and Legal for a weekly department update.

Commissioner Reinke attended an Airport Board meeting.

Commissioner Johnson attended a Fair 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. (Johnson yes, Reinke yes) Hall absent.

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 102918 for a release with a new consent to lien. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that he is grateful that the parties are willing to consent to a new lien. Motion Passed Unanimously. (Hall absent)

Commissioner Reinke made a MOTION to approve case number 104311 as per IMR and combine with a previous case for purposes of repayment. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that the Board would like to reevaluate the payback for this case in six months. Motion Passed Unanimously. (Hall absent)

Commissioner Reinke made a MOTION to approve case number 104306. Commissioner Johnson SECONDED. Discussion Commissioner Reinke recommended denial as the applicant is not medically indigent. Motion Failed Unanimously. (Hall absent)

Commissioner Reinke made a MOTION to approve case number 104319 for cremation in the amount of \$150.86. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that this individual did have resources available to help pay for cremation and that the County only needs to cover a small portion. Motion Passed Unanimously. (Hall absent)

In the Matter of CONSENT AGENDA

Commissioners considered the consent agenda; items that may be considered include status sheets, employee requisitions, alcohol licenses, Commissioner's minutes and tax cancellations.

Commissioner Reinke made a MOTION to approve the consent agenda. Commissioner Johnson SECONDED. Discussion Commissioner Reinke reviewed the items in the consent agenda to include status sheets for Prosecutor's Office, Magistrate Probation, Public Defender's Office,

Problem Solving Courts, Safe House, Driver's License, Assessor DMV; and employee requisitions for Adult Probation. Motion Passed Unanimously. (Hall absent)

There being no further business, the Board recessed until 8:00 a.m., October 7, 2020, 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 OCTOBER MEETING  
October 7, 2020, 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 October 6, 2020.

**PRESENT:** Commissioner Jack Johnson and Commissioner Brent Reinke.

**ABSENT:** Commissioner Don Hall.

**STAFF:** Deputy Clerk Shannon Carter.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioner Reinke attended a NACO Justice and Public Safety Steering Committee meeting.

There being no further business, the Board recessed until 8:00 a.m., October 8, 2020, 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 OCTOBER MEETING  
October 8, 2020, 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 October 7, 2020.

**PRESENT:** Commissioner Jack Johnson and Commissioner Brent Reinke.

**ABSENT:** Commissioner Don Hall.

**STAFF:** Deputy Clerk Shannon Carter.

The following proceedings were held to wit:

In the Matter of CONSENT AGENDA



Commissioners considered the consent agenda; items that may be considered include status sheets, employee requisitions, alcohol licenses, Commissioner's minutes and tax cancellations.

Commissioner Reinke requested a status sheet for Juvenile Probation be pulled for further discussion.

Commissioner Reinke made a MOTION to approve the consent agenda. Commissioner Johnson SECONDED. Discussion Commissioner Reinke reviewed the items in the consent agenda to include status sheets for Elections and Sheriff's Office; and Commissioner minutes for September 14 – September 18 and September 21 – September 25. Motion Passed Unanimously. (Hall absent)

Kevin Sandau, Juvenile Probation Supervisor reviewed the status sheet with the Board.

Commissioner Reinke made a MOTION to approve the status sheet for Juvenile Probation. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that his questions had been answered. Motion Passed Unanimously. (Hall absent)

#### In the Matter of CONTRACTS

Commissioners considered an Addendum to the Professional Services Agreement with Grade Tek.

Jon Laux, P&Z Community Development Director reviewed the agreement with the Board.

Commissioner Reinke made a MOTION to approve the Addendum to the Professional Services Agreement with Grade Tek. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted the agreement will balance out the fees to be paid to the contractor for reviewing plans. Motion Passed Unanimously. (Hall absent)

Commissioners considered a Memorandum of Agreement with Minidoka County.

Commissioner Reinke made a MOTION to approve the Memorandum of Agreement with Minidoka County to house Twin Falls County youth, if necessary at \$125.00 per day. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that he has no concerns with the Agreement. Commissioner Johnson noted he felt it was good to have an agreement in place. Motion Passed Unanimously. (Hall absent)

Commissioners considered a modification to the Restore Pipe Systems contract.

Bob Beer, Facilities Director reviewed the requested modification with the Board.

Commissioner Reinke made a MOTION to approve the amended amount of the project and instruct legal to draft a modification to the Restore Pipe Systems Contract. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that legal will draft an updated contract which will come before the Board at a later point. (Hall absent)

Commissioners considered a Time Equipment Company Service Agreement.

Commissioner Reinke made a MOTION to approve the Time Equipment Company Service Agreement. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that this is an annual agreement for the time stamp machine in the courts. Motion Passed Unanimously. (Hall absent)

In the Matter of EMPLOYEES

Commissioners considered an employee vacation leave extension request.

Commissioner Reinke made a MOTION to approve the employee vacation leave extension request for the employee from the Weeds Dept. Commissioner Johnson SECONDED. Discussion Commissioner Johnson noted this is something the Board has approved in the past as long as there is a reasonable justification for extension. Motion Passed Unanimously. (Hall absent)

In the Matter of MEETINGS

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

Commissioners met with Elaine Molognoni, H.R. Director for a department update.

In the Matter of COMMISSIONER PROCEEDINGS

Commissioner Reinke made a MOTION to go into executive session at 4:00 p.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. (Johnson yes, Reinke yes) Hall absent

Commissioners returned to regular session at 4:30 p.m.

There being no further business, the Board recessed until 8:00 a.m., October 9, 2020, 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 OCTOBER MEETING  
October 9, 2020, 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 October 8, 2020.

**PRESENT:** Commissioner Jack Johnson and Commissioner Brent Reinke.

**ABSENT:** Commissioner Don Hall.

**STAFF:** Deputy Clerk Hayley Iverson.

The following proceedings were held to wit:

Regular business.

There being no further business, the Board recessed until 8:00 a.m., October 13, 2020, 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 OCTOBER MEETING  
October 13, 2020, 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 October 9, 2020.

**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 Legal for a weekly department update.

Commissioners met with H.R. and Legal for a weekly department update.

Commissioners attended an Elected Officials meeting.

Commissioner Reink attended a Twin Falls Optimist Youth House Board 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 104309. Commissioner Reinke SECONDED. Discussion Commissioner Johnson recommended denial due to no interview or required documents. Motion Failed Unanimously.

Commissioner Reinke made a MOTION to approve case number 104324 for cost affixed dates of service September 22 – September 25. Commissioner Johnson SECONDED. Motion Passed Unanimously.

Commissioner Johnson made a MOTION to approve case number 104320. Commissioner Reinke SECONDED. Discussion Commissioner Johnson recommended denial as the applicant is not medically indigent. Motion Failed Unanimously.

#### In the Matter of CONSENT AGENDA

Commissioners considered the consent agenda; items that may be considered include status sheets, employee requisitions, alcohol licenses, Commissioner's minutes and tax cancellations.

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 Commissioners office and Elections; and an employee requisition for Housekeeping. Motion Passed Unanimously.

#### In the Matter of GRANTS

Commissioners considered a 2020 EMPG Grant Award.

Jackie Frey, Emergency Services Director reviewed 2020 EMPG Grant Award with the Board.

Commissioner Reinke made a MOTION to approve the 2020 EMPG Grant Award and authorize the Chairman to sign the documents on behalf of the Board. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that this is a grant that the County has received for several years to support the Emergency Services Department. Motion Passed Unanimously.

#### In the Matter of COURTS

Commissioners considered an addendum to the Memorandum of Understanding for Problem Solving Courts.

Shelli Tubbs reviewed the addendum to the Memorandum of Understanding for Problem Solving Courts with the Board. Ms. Tubbs noted that Blaine County will be contributing \$77,500.00 to support the addition of a coordinator position in the Problem Solving Courts.

Commissioner Johnson made a MOTION to approve the addendum to the Memorandum of Understanding for Problem Solving Courts contingent upon receiving a signed and approved contract from Blaine County. Commissioner Reinke SECONDED. Motion Passed Unanimously.

#### In the Matter of CONTRACTS

Commissioners considered a revised contract with Restore Pipe Systems.

Bob Beer, Facilities Manager reviewed the revised contract with Restore Pipe Systems with the Board. Mr. Beer noted that the revised agreement corrects an error for services that was left off the previous agreement.

Commissioner Reinke made a MOTION to approve the revised contract with Restore Pipe Systems. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that the financial implications are a bit different than previously understood but the change makes sense. Commissioner Johnson noted that utilizing the process of lining the pipes is more cost efficient

and makes sense for the County. Commissioner Hall noted that this is a process that the County has used in the past and it makes sense to continue the process. Motion Passed Unanimously.

In the Matter of PUBLIC DEFENSE

Commissioners considered a letter to Public Defense Commission.

Commissioner Johnson reviewed the proposed letter to the Public Defense Commission. Commissioner Johnson noted that the requirements from the Public Defense Commission are getting more and more complicated and the newest set of rules are addressed in this letter. Commissioner Hall expressed his appreciation to the other Board members for waiting to allow him input as the letter was received while he was out of town. Commissioner Hall noted that the Board has to be careful and believes there are some unnecessary rules which could put an additional financial burden on the citizens of Twin Falls County.

Commissioner Johnson made a MOTION to approve the letter of comment to the Public Defense Commission on their proposed rules. Commissioner Reinke SECONDED. Discussion Commissioner Johnson noted that there has been a lot of discussion on this issue. Motion Passed Unanimously.

In the Matter of LEASE AGREEMENTS

Commissioners considered request to renew Property Lease Agreement with Jannus.

Tim McKinley, Asmaa Albukaie and Melissa Radloff with Jannus spoke with the Board and discussed the programs that are supported in the offices located on the second floor of County West. Jannus is requesting to renew the lease for the two offices to be shared with the different outreach programs that Jannus provides.

Commissioner Reinke made a MOTION to approve renewing the Property Lease Agreement with Jannus for 1 year as requested by Jannus. Commissioner Johnson SECONDED. Motion Passed Unanimously.

In the Matter of RESOLUTIONS

Commissioners considered proposed Surplus Property Resolution #2021-001.

Commissioner Johnson made a MOTION to approve Resolution #2021-001. Commissioner Reinke SECONDED. Discussion Commissioner Johnson noted the County will be disposing of antiquated communication hardware from the state. Motion Passed Unanimously.

**RESOLUTION NO. 2021-001**

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

WHEREAS, Idaho Code §31-808 states the Commissioners can find the property is worth

less than \$250.00 and therefore, may be sold at a private sale without advertisement;

NOW, THEREFORE, BE IT RESOLVED by the Twin Falls County Board of Commissioners that the items listed below are hereby declared surplus with a value of less than \$250.00 each and are hereby ordered to be disposed of.

Sev 3 SR 620782341: Tanberg Quick Set C20 plus  
Serial No. F1AN19COO166

DATED this 13<sup>th</sup> day of October, 2020.

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

In the Matter of COMMISSIONER PROCEEDINGS

Commissioner Johnson made a MOTION to go into executive session at 4:00 p.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. (Johnson yes, Reinke yes) Hall absent

Commissioners returned to regular session at 4:30 p.m.

There being no further business, the Board recessed until 8:00 a.m., October 14, 2020, 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 OCTOBER MEETING  
October 14, 2020, 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 October 13, 2020.

**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 Unity Alliance of Southern Idaho Board meeting.

Commissioners met with Legal for a weekly department update.

Commissioners met with Mark Brunelle, Research and Development Director for a department update.

Commissioners met with Kevin Sandau, Jennifer Homburg and Paul Shephard for Probation and Juvenile Detention updates.

Commissioners attended a Court Security meeting via Zoom.

Commissioners met with Suzanne Dolececk, Extension Office for a semi-annual meeting.

Commissioners attended a Republican Central Committee meeting.

There being no further business, the Board recessed until 8:00 a.m., October 15, 2020, 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 OCTOBER MEETING  
October 15, 2020, 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 October 14, 2020.

**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 Jeff McCurdy, President and Polly Hulsey from Region IV Development and Ben Medina, Castleford Rural Fire District Chief to discuss a Department of Commerce grant application for a new firetruck at Castleford Rural Fire District.

Commissioners met with John Brannen, Recovery in Motion.

Commissioners attended an ITD Twin Falls Transit Study Project meeting.

In the Matter of CONSENT AGENDA

Commissioners considered the consent agenda; items that may be considered include status sheets, employee requisitions, alcohol licenses, Commissioner's minutes and tax cancellations.

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 Maintenance, Public Defender, Sheriff's Office DMV, Assessor, Assessor DMV, District Court; employee requisition for TARC; Commissioner minutes for September 28 – October 2 and October 5 through October 9; tax cancellations for parcel #RPC9501010023AA in the amount of \$260.39, parcel #RPT226400100A0A in the amount of \$436.63 and parcel #RPT226400200B0A in the amount of \$2.68, parcel #RPB7241127011AA in the amount of \$92.60, parcel #RPB72411270140A in the amount of \$1,022.32 and parcel #RPT1851002003AA in the amount of \$1,552.93 all as requested by the Assessor. Motion Passed Unanimously.

In the Matter of FEES

Commissioners considered a dump fee waiver request from the Buhl Family Network, Inc.

Pricilla Martens, Buhl Family Network, Inc. reviewed the dump fee waiver request for the Board. Ms. Martens noted that her organization is a 501 (c3) and it is costing her organization a lot because people are using the store to dump their belongings rather than taking them to the Solid Waste transfer station. Commissioner Hall noted that he is going to ask legal to review the process as he has concerns about what groups the County is able to assist with waiving those fees. He is not opposed to the waiver; however, he is concerned that the Board follow the law. Ms. Martens noted that her clientele is approximately 30% seniors in addition to mostly low-income families. Commissioner Reinke noted that he is in support of the waiver, but also further research on the matter.

Commissioner Reinke made a MOTION to approve a solid waste fee waiver of 50% for the Buhl Family Network, Inc. Commissioner Johnson SECONDED. Motion Passed Unanimously.

In the Matter of CONTRACTS

Commissioners considered Professional Service Agreements with Christine Chugg, Lindsay Ashmead and Kim Grata.



Val Stotts, Safe House Director reviewed the agreements with the Board. Ms. Stotts noted that the Safe House was awarded a grant for counseling services and the three contracts are the result of that grant award.

Commissioner Johnson made a MOTION to approve Professional Service Agreements with Christine Chugg, Lindsay Ashmead and Kim Grata at the rate of \$50.00 per hour. Commissioner Reinke SECONDED. Discussion Commissioner Reinke noted that he was happy to see the program coming together. Commissioner Hall noted that he is on the HIT Board and did recuse himself from the grant consideration and he appreciated the HIT Boards support of the program. Motion Passed Unanimously.

#### In the Matter of PLATS

Commissioners considered a final plat for Champlin North Subdivision.

Laura Wilson, P&Z Planner reviewed the final plat for Champlin North Subdivision with the Board.

Commissioner Reinke made a MOTION to approve the documents for the final plat for Champlin North Subdivision for signatures as applicable. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that this will be good for the developer to proceed. Commissioner Hall thanked the P&Z Department for their work. Motion Passed Unanimously.

#### In the Matter of COMMISSIONER PROCEEDINGS

Commissioners considered a letter to Elko County Board of Commissioners in regards to recreational marijuana in Jackpot, Nevada.

Commissioner Hall noted that the Board is working with their legal team to discuss the repercussions of a marijuana dispensary in Jackpot, Nevada. Commissioner Hall recommended tabling the document for Monday or Tuesday next week. Commissioner Johnson noted there are still some adjustments being made to a proposed letter. The Board wants to make sure they have the right language before they send the letter. Commissioner Reinke noted that he felt it was important for the Commission to go on record as to their position on the proposed dispensary. Commissioner Hall noted the Board is approaching this issue cautiously as the area is not in the County's jurisdiction, however it was important to be respectful of the relationship with Elko County.

Commissioner Johnson made a MOTION to table the letter to Elko County Board of Commissioners in regards to recreational marijuana in Jackpot, Nevada. Commissioner Reinke SECONDED. Discussion Commissioner Johnson noted that the Board needs a little more time to make sure their concerns were addressed and worded correctly. Motion Passed Unanimously.

#### In the Matter of COMMISSIONER PROCEEDINGS

Commissioner Johnson made a MOTION to go into executive session at 1:30 p.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 1:35 p.m.

In the Matter of INDIGENT

Commissioners considered County Assistance applications.

Commissioner Johnson made a MOTION to approve case number 104323 for \$950.00 for cremation. Commissioner Reinke SECONDED. Discussion Commissioner Johnson recommended approval as the client was indigent, no family located and the County is the last resource. Motion Passed Unanimously.

In the Matter of COMMISSIONER PROCEEDINGS

Commissioner Johnson made a MOTION to go into executive session at 4:00 p.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 4:30 p.m.

There being no further business, the Board recessed until 8:00 a.m., October 16, 2020, 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 OCTOBER MEETING  
October 16, 2020, 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 October 15, 2020.

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

**ABSENT:** None.

**STAFF:** Deputy Clerk Hayley Iverson.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioner Hall attended a Health Initiative Trust Board Presentation Day and Board meeting. Commissioners attended retirement parties for Jon Thomsen and Diane Jones. Commissioners Hall and Reinke attended a PTSD Seminar at the Veterans Council Hall.

There being no further business, the Board recessed until 8:00 a.m., October 19, 2020, 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 OCTOBER MEETING  
October 19, 2020, 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 October 16, 2020.

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

**ABSENT:** None.

**STAFF:** Deputy Clerk Hayley Iverson.

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 Legal for a weekly department update.

Commissioners met with Kristina Glascock, Clerk to discuss Juvenile Courts.

Commissioners met with Marilyn Paul, Public Defender to discuss insurance for public defenders.

In the Matter of CONSENT AGENDA

Commissioners considered the consent agenda; items that may be considered include status sheets, employee requisitions, alcohol licenses, Commissioner's minutes and tax cancellations.

Commissioner Reinke made a MOTION to approve the consent agenda. Commissioner Johnson SECONDED. Discussion Commissioner Reinke reviewed the items in the consent agenda to include employee requisition for Sheriff's Office; and status sheets for TARC, H.R., Housekeeping, Court Services, Elections, Prosecutor's Office, Sheriff's Office, District Court, Assessor DMV, and Parks. Motion Passed Unanimously.

In the Matter of TAXES

Commissioners considered NUGS – Special Assessments for the 2020 tax roll.

Becky Petersen, Treasurer and Kristina Glascock, Clerk reviewed NUGS – Special Assessments for the 2020 tax roll with the Board. Ms. Petersen noted that there are 19 special assessments that need to be added to the tax roll annually that pertain to fire districts.

Commissioner Reinke made a MOTION to approve NUGS – Special Assessments for the 2020 tax roll and authorize the Clerk to sign in the amount of \$26,107.40. Commissioner Johnson SECONDED. Motion Passed Unanimously.

There being no further business, the Board recessed until 8:00 a.m., October 20, 2020, 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 OCTOBER MEETING  
October 20, 2020, 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 October 19, 2020.

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

**ABSENT:** None.

**STAFF:** Deputy Clerk Hayley Iverson.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioners Hall and Reinke attended a Joining Forces meeting.

Commissioners met with Shannon Carter, Risk Manager and Bob Beer, Facilities Director to review property insurance coverages.

Commissioner Reinke attended an Idaho Association of Soil Conservation Districts Division IV Fall meeting via Zoom.

Commissioners met with H.R. and Legal for a weekly department update.

Commissioner Hall met with Val Stotts, Director of Safe House for monthly department update.

Commissioner Hall attended a St. Luke's Stakeholder COVID Dashboard Demonstration via Microsoft Teams.

Commissioner Reinke attended a Twin Falls Area Chamber of Commerce Board 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 9:25 a.m.

In the Matter of INDIGENT

Commissioners considered County Assistance applications.

Commissioner Reinke made a MOTION to approve case number 104307. Commissioner Johnson SECONDED. Discussion Commissioner Reinke recommended denial due to no interview or documents. Motion Failed Unanimously.

Commissioner Johnson made a MOTION to approve case number 104325. Commissioner Reinke SECONDED. Discussion Commissioner Johnson recommended denial due to missing required documents. Motion Failed Unanimously.

Commissioner Reinke made a MOTION to approve case number 104041 for release and consent to lien. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that this client has a good payment history and this will help them continue to make payments. Motion Passed Unanimously.

Commissioner Johnson made a MOTION to approve case number 84560 for release of lien. Commissioner Reinke SECONDED. Discussion Commissioner Johnson noted this case involves a bankruptcy and at this point the lien needs to be released. Motion Passed Unanimously.

Commissioner Reinke made a MOTION to approve case number 101478 for release of lien. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that this lien is satisfied and there is no need to continue with the lien. Motion Passed Unanimously.

Commissioner Johnson made a MOTION to approve case numbers 102629, 102894, and 103581 for partial release of lien. Commissioner Reinke SECONDED. Discussion Commissioner Johnson noted that these cases are post-bankruptcy and needs to be partially released. Motion Passed Unanimously.

Commissioner Reinke made a MOTION to approve case number 104312. Commissioner Johnson SECONDED. Discussion Commissioner Reinke recommended denial as the applicant is not medically indigent. Motion Failed Unanimously.

#### In the Matter of CONSENT AGENDA

Commissioners considered the consent agenda; items that may be considered include status sheets, employee requisitions, alcohol licenses, Commissioner's minutes and tax cancellations.

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 employee requisition for Juvenile Detention and status sheets for Public Defender, Sheriff's Office, TARC, Prosecutor's Office, H.R., and Juvenile Detention. Motion Passed Unanimously.

#### In the Matter of COMMISSIONER PROCEEDINGS

Commissioners considered a letter to Elko County Board of Commissioners in regards to recreational marijuana in Jackpot, Nevada.

Commissioner Reinke made a MOTION to remove the letter to Elko County Board of Commissioners in regards to recreational marijuana in Jackpot, Nevada from the table. Commissioner Johnson SECONDED. Motion Passed Unanimously.

Commissioner Hall noted that this letter has been sent to the other elected officials and the Board has heard back from a majority of the elected officials.

Commissioner Johnson noted that the letter had been tabled to make some changes. That this is a good opportunity for Jackpot to have this dispensary. However, the main clientele would likely be southern Idaho. That highway is one of the most dangerous in the nation and this would cause more issues. Marijuana is illegal in Idaho and anything over 3 ounces is a felony. This would create a strain specifically in Twin Falls County of the jail and police force.

Commissioner Reinke noted that if you look at what is happening in Idaho counties that neighbor Oregon and Washington, you will see that a large portion of their marijuana sales are from Idaho residence. This would create an issue for Southern Idaho.

Commissioner Hall noted that this isn't about interfering in an area that the Board doesn't have jurisdiction over. However, this could potential hurt the citizens of Twin falls County and he feels the need to weigh in and send this letter out of concern. He understands that this is a great economic benefit to Elko County. Given the Boards background, drugs and alcohol contribute to crime. There is already an issue in Idaho with illegal drug use and having marijuana at the state boarder would increase that issue. Commissioner Hall noted that the other elected officials are reviewing this letter and a majority of them will likely sign the letter as well.

There was discussion about Elko County being a "dry" County and what that meant.

Commissioner Johnson discussed the science behind marijuana growth and that in the 70s there was approximately a 2% THC level and that now there can be up to 68% THC. He is concerned about our community having mental health issues and DUI's due to Jackpot having a dispensary.

Commissioner Hall noted that this letter was drafted as a partnership letter due to the fact that Twin Falls County has employees that live there to recreate.

Commissioner Johnson made a MOTION to approve the letter to Elko County as drafted. Commissioner Reinke SECONDED. Discussion Commissioner Johnson reiterated the fact that he is concerned about safety on the highway and our community. Commissioner Reinke noted that there would be an impact to our community should a dispensary be opened in Jackpot.

#### In the Matter of COMMISSIONER PROCEEDINGS

Commissioner Johnson made a MOTION to go into executive session at 4:00 p.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 4:30 p.m.

There being no further business, the Board recessed until 8:00 a.m., October 21, 2020, 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 OCTOBER MEETING  
October 21, 2020, 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 October 20, 2020.

**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 Hall attended a Legislative Committee meeting via Zoom.

Commissioner Reinke attended a South Central Public Health Board meeting via Zoom.

Commissioner Hall attended a Health Initiative Trust Board meeting.

There being no further business, the Board recessed until 8:00 a.m., October 22, 2020, 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 OCTOBER MEETING  
October 22, 2020, 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 October 21, 2020.

**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 CONSENT AGENDA

Commissioners considered the consent agenda; items that may be considered include status sheets, employee requisitions, alcohol licenses, Commissioner's minutes and tax cancellations.

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 status sheets for TARC, Assessor; alcohol license #2021-149 For Cedar Draw Cider; Commissioner minutes for October 12 – October 16. Motion Passed Unanimously. (Johnson absent)

#### In the Matter of CONTRACTS

Commissioners considered a STRATA contract for the Jail expansion project.

Bob Beer, Facilities Director reviewed the contract with the Board. It was noted that the services to be provided by STRATA would be for independent inspection and special testing for the Jail expansion project.

Commissioner Reinke made a MOTION to approve the STRATA contract for the Jail expansion project in the amount of \$10,061.30 and authorize the Chairman to sign the documents on behalf of the Board. Commissioner Hall SECONDED. Discussion Commissioner Reinke noted that it appears the cost should be able to be funded through cost savings on the project. Commissioner Hall noted that he appreciated Mr. Beer using a third party inspector to make sure the job was done correctly. Motion Passed Unanimously. (Johnson absent)

#### In the Matter of GRANTS

Commissioners considered a Center for Tech and Civic Life Grant Award.

Kristina Glascock, Clerk reviewed the grant award with the Board. Ms. Glascock noted that the grant funds will support the expenses incurred during the November election.

Commissioner Reinke made a MOTION to approve the Center for Tech and Civic Life Grant Award in the amount of \$43,832.00 and authorize the Chairman to sign the documents on behalf of the Board. Commissioner Hall SECONDED. Discussion Commissioner Reinke expressed appreciation for the Clerk submitting the grant application and looking outside the box for funds to support the election. Motion Passed Unanimously. (Johnson absent)

#### In the Matter of MEETINGS

Commissioners Hall and Reinke attended a Twin Falls Community Reentry Center open house and ribbon cutting.

#### In the Matter of COMMISSIONER PROCEEDINGS

Commissioner Reinke made a MOTION to go into executive session at 4:00 p.m. pursuant to Idaho Code §74-206 (D) records exempt from disclosure - hospital care, medical records. Commissioner Hall SECONDED. Motion passed after roll call vote. (Hall yes, Reinke yes) Johnson absent

Commissioners returned to regular session at 4:45 p.m.



There being no further business, the Board recessed until 8:00 a.m., October 23, 2020, 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 OCTOBER MEETING  
October 23, 2020, 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 October 22, 2020.

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

**ABSENT:** Commissioner Jack Johnson.

**STAFF:** Deputy Clerk Hayley Iverson.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioner Hall attended a Crisis Center Advisory Board meeting.

There being no further business, the Board recessed until 8:00 a.m., October 26, 2020, 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 OCTOBER MEETING  
October 26, 2020, 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 October 23, 2020.

**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 update.

Commissioners met with Legal for a weekly department update.

Commissioners met with Jon Laux, P&Z Community Development Director for a quarterly department update.

Commissioner Hall attended a staff meeting with P&Z and Legal.

Luke Pepe, Magic Valley Energy presented a Wind Energy Project to the Commissioners.

#### In the Matter of CONSENT AGENDA

Commissioners considered the consent agenda; items that may be considered include status sheets, employee requisitions, alcohol licenses, Commissioner's minutes and tax cancellations.

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 Public Defender, Housekeeping, Sheriff's Office, Assessor DMV and Invasive Species; and alcohol license #2021-186 for Tractors Grill. Motion Passed Unanimously.

#### In the Matter of CONTRACTS

Commissioners considered a Lease Agreement with the Idaho Department of Water Resources.

Bob Beer, Facilities Manager reviewed the Lease Agreement with the Idaho Department of Water Resources for the outside storage area.

Commissioner Reinke made a MOTION to approve the Lease Agreement with the Idaho Department of Water Resources and authorize the Chairman to sign the documents on behalf of the Board. Commissioner Johnson SECONDED. Discussion Commissioner Johnson noted that the agreement is for \$4,140.00 per year. Commissioner Johnson noted that this agreement continues the County policy of working with our State partners. Commissioner Hall noted that the price is extremely low which benefits the tax payers. Motion Passed Unanimously.

Commissioners considered a Property Tax Exemption Agreement with Artisan Labs.

Commissioner Johnson reviewed the agreement with Artisan Labs and noted that the Board held a public hearing and approved a tax exemption over 5 years. The agreement just formalizes the exemption. Commissioner Reinke noted that he is happy to see the development on the East end of the County. Commissioner Hall noted that this exemption is the only tool that the County has to help small businesses. The County is not losing tax revenue, it may be the only reason why the business locates in the County and will be more tax revenue in the future. It provides good paying jobs for the Hansen area.

Commissioner Johnson made a MOTION to approve the Property Tax Exemption Agreement with Artisan Labs for parcel #RPH93260253080 and #RPH93260253150. Commissioner Reinke SECONDED. Discussion Commissioner Johnson noted that the County will still receive taxes for the land value and is an incentive to get a good paying company in one of our smaller communities. Commissioner Hall noted the agreement was only for 5 years. Motion Passed Unanimously.

Commissioners considered a 2020 Addendum to the Problem-Solving Courts Memorandum of Understanding.

Linda Wells, Legal reviewed the updated agreement with the Board.

Commissioner Reinke made a MOTION to approve the 2020 Addendum to the Problem-Solving Courts Memorandum of Understanding. Commissioner Johnson SECONDED. Discussion Commissioner Reinke noted that Blaine County will be covering the expenses for adding the position within the County. Motion Passed Unanimously.

#### In the Matter of BIDS

Commissioners opened bids for the 4<sup>th</sup> Floor remodel project at County West.

Bob Beer, Facilities Director noted that the County received 3 bids for the project prior to the deadline of Friday October 23, 2020 at 5:00 p.m.

Peterson Brothers - bid amount \$273,000.00, alternate bid #1, \$16,000.00. Plumbing - Page Mechanical Group, Electrical – Heglar Creek, Heating and Air Conditioning – Element Heating.

Stanley and Associates - bid amount \$272,300.00, alternate bid #1 \$16,225.00. Plumbing – Page Mechanical, Electrical – Heglar Creek, Heating and Air Conditioning – Element Heating, Fire and Sprinkler – Shilo Automatic Sprinklers.

Hayes Construction – bid amount \$242,156.00, alternate bid #1 \$16,081.00. Plumbing – Page Mechanical, Electrical – Heglar Creek, Heating and Air Conditioning – Element Heating, Fire and Sprinkler – Viking Fire Protection.

Commissioner Johnson made a MOTION to table the decision on the bid award to give time for Mr. Beer to review the bids. Commissioner Reinke SECONDED. Discussion Commissioner Johnson noted that time is of the essence here and he hoped Mr. Beer would be able to make a recommendation tomorrow. Commissioner Hall noted that the cost of the project was important but also having a reputable contractor complete the project was important. Motion Passed Unanimously.

#### In the Matter of BUDGET

Kristina Glascock, Clerk presented the quarterly statement pursuant to IC §31-1611.

Commissioners considered amended L1-Certificate of County Levies for tax year 2020.

Kristina Glascock, Clerk presented the amended L1-Certificate of County Levies for tax year 2020. Ms. Glascock noted that the State Tax Commission had made an error on the levy for the Twin Falls School District, also the rates had to be changed for the City of Hollister and Castleford Fire District due to LSO non-compliance.

Commissioner Reinke made a MOTION to approve the amended L1 – Certificate of County Levies for tax year 2020 and authorize the Clerk to sign the documents on behalf of the County. Commissioner Johnson SECONDED. Motion Passed Unanimously.

Levies for Twin Falls County

Twin Falls County	0.003974578
City of Buhl	0.009305039
City of Castleford	0.002828102
City of Filer	0.009138329
City of Hansen	0.005356896
City of Hollister	0.003741154
City of Kimberly	0.005453288
City of Murtaugh	0.007868034
City of Twin Falls	0.005300426
Bliss School #234	0.001263504
Buhl School #412	0.002126498
Cassia School #151	0.002936660
Castleford School #417	0.001879379
Filer School #413	0.003269648
Hagerman School #233	0.001934342
Hansen School #412	0.002909009
Kimberly School #414	0.004146135
Murtaugh School #418	0.005244169
Three Creek School #416	0.001268837
Twin Falls School #411	0.003629366
Twin Falls Ambulance	0.000169938
Filer Cemetery	0.000129216
West End Cemetery	0.000109999
Bliss Fire	0.000636415
Buhl Fire	0.002018612
Castleford Fire	0.000951304
Filer Rural Fire	0.000994035
Hagerman Fire	0.001504401
Rock Creek Fire	0.001048581
Salmon Tract Fire	0.001114612
Twin Falls Rural Fire	0.001266308
Buhl Hwy	0.001493581
Filer Hwy	0.001174447
Murtaugh Hwy	0.001201694
Twin Falls Hwy	0.001069504
So. ID Jr. College	0.001014337
Hansen Library	0.000302849
Twin Falls Abatement	0.000097697
Castleford Recreation	0.000253065
Filer Recreation	0.000335913

In the Matter of RESOLUTIONS

Commissioners considered proposed Resolution #2021-002 granting a property tax exemption to Artisan Labs, LLC.

Commissioner Johnson noted that the proposed resolution is in reference to the previously approved agreement with Artisan Labs.

Commissioner Johnson made a MOTION to approve Resolution #2021-002 granting a property tax exemption to Artisan Labs, LLC. Commissioner Reinke SECONDED. Motion Passed Unanimously.

**RESOLUTION NO. 2021 - 002**

**A RESOLUTION GRANTING A PROPERTY TAX EXEMPTION  
TO ARTISAN LABS, LLC UNDER IDAHO CODE § 63-602NN**

WHEREAS, the County of Twin Falls, Idaho, desires to promote job retention and growth in the county; and

WHEREAS property tax exemptions for companies are a tool that may promote job retention and growth; and

WHEREAS Idaho Code § 63-602NN permits property tax exemptions for plant investments and Twin Falls County has adopted an ordinance setting the minimum investment for such exemptions at \$500,000.00 (five hundred thousand dollars); and

WHEREAS Twin Falls County has designed an application and evaluation process to determine whether proposed plant investments further the goals of Twin Falls County; and

WHEREAS Artisan Labs, LLC submitted an application for a property tax exemption and the application was considered at a duly noticed public hearing and found to promote the goals of job retention and growth;

NOW, THEREFORE, BE IT RESOLVED by the Twin Falls County Board of Commissioners:

That it is in the public interest to grant the following property tax exemption to Artisan Labs, LLC:

The exemption for the following real and personal property parcel numbers will begin in property tax year 2022:

RPH93260253080

RPH93260253150

The exemption is for a five-year period. The exemption base value will be the 2021 property assessment value including the commercial land, the commercial building, and the personal property.

The amount of value exempted will be the value of the current year property assessment value less the exemption base value multiplied by the percentages granted below. This is referred to as exempted value.

Property Tax Year 2022:	100% of the exempted value
Property Tax Year 2023:	100% of the exempted value
Property Tax Year 2024:	90% of the exempted value
Property Tax Year 2025:	80% of the exempted value
Property Tax Year 2026:	70% of the exempted value;

That the complete terms of this exemption will be finalized by an agreement between the County Commissioners and Artisan Labs, LLC, and that the tax exemption is conditioned on compliance with the agreement;

NOW THEREFORE, the Twin Falls County Board of Commissioners unanimously adopts this resolution.

DATED this 26<sup>th</sup> day of October, 2020.

TWIN FALLS COUNTY BOARD OF COMMISSIONERS

/s/ Don Hal  
Don Hall, Chairman

/s/ Jack Johnson  
Jack Johnson, Commissioner

ATTEST:

/s/ Brent Reinke  
Brent Reinke, Commissioner

/s/ Kristina Glascock  
Kristina Glascock, Clerk

There being no further business, the Board recessed until 8:00 a.m., October 27, 2020, 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 OCTOBER MEETING  
October 27, 2020, 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 October 26, 2020.

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

**ABSENT:** None.

**STAFF:** Deputy Clerk Hayley Iverson.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioners met with H.R. and Legal for a weekly department update.  
Commissioner attend a Robotics Team presentation.  
Commissioners met with Connie Stopher with SIEDO for a quarterly update.

In the Matter of CONSENT AGENDA

Commissioners considered the consent agenda; items that may be considered include status sheets, employee requisitions, alcohol licenses, Commissioner's minutes and tax cancellations.

Commissioner Reinke pulled an alcohol catering permit and alcohol license for further discussion.

Commissioner Reinke made a MOTION to approve the consent agenda. Commissioner Johnson SECONDED. Discussion Commissioner Reinke listed the items in the consent agenda to include status sheets for Research and Development, Juvenile Probation, Maintenance, Sheriff's Office, Juvenile Detention, Assessor DMV, and Elections. Motion Passed Unanimously.

Commissioner Reinke made a MOTION to approve an alcohol catering permit for CNC LLC Si! Senor Taqueria on November 22<sup>nd</sup> at Copus Cove Arena. Commissioner Johnson SECONDED. Commissioner Reinke noted that following the Governors order, gatherings of over 50 people is prohibited. As such, there are too many attendees and it should be denied. Commissioner Johnson noted that this permit should be denied. Commissioner Hall noted that this outfit has had issues recently, and he will not be in support of the motion. Motion Failed Unanimously.

Commissioner Reinke reviewed the alcohol license with the Board.

Commissioner Reinke made a MOTION to approve alcohol license #2021-187 for Last Call Pub & Catering. Commissioner Johnson SECONDED. Discussion Commissioner Johnson noted that this license has nothing to do with any events. Commissioner Hall noted that with the Governor's order, restaurant attendees may only sit at their tables and are not allowed to move around. Motion Passed Unanimously.

#### In the Matter of ZONING

Commissioners considered Final Plan for Eastern Sky Subdivision.

Jon Laux, Community Development Director reviewed the Final Plat for Eastern Sky Subdivision with the Board.

Commissioner Johnson made a MOTION to approve Final Plat for Eastern Sky Subdivision and authorize the Chairman to sign the documents on behalf of the Board. Commissioner Reinke SECONDED. Discussion Commissioner Johnson noted that all three Commissioners will sign the documents, however the Chairman will need to sign the final plat. Motion Passed Unanimously.

#### In the Matter of CONTRACTS

Commissioners considered Federal Equitable Sharing Agreement for Drug Seizure funds.

Captain Scott Bishop reviewed the Federal Equitable Sharing Agreement for Drug Seizure funds with the Board. Captain Bishop noted that he has brought the department up to date on these agreements and that the funds will be used to purchase an undercover vehicle. Commissioner Hall also noted that he appreciates Captain Bishop bringing this up to date.



Commissioner Reinke made a MOTION to approve Federal Equitable Sharing Agreement for Drug Seizure funds and authorize the Chairman to sign the documents on behalf of the Board. Commissioner Johnson SECONDED. Motion Passed Unanimously.

Commissioner Johnson made a MOTION to remove the 4<sup>th</sup> floor design build bid from the table. Commissioner Reinke SECONDED. Motion Passed Unanimously.

Bob Beer, Facilities Manager reviewed the 4<sup>th</sup> floor remodel bid with Hayes Construction Co., Inc. with the Board. Mr. Beer noted that he would be in favor of the alternate bid from Hayes Construction Co., Inc. for a total of \$258,237.00. Commissioner Hall questioned the costs of the alternate bid to change the door latches. Mr. Beer noted that Legal has reviewed the contracts and appreciates Linda Wells quick action on her review.

Commissioner Reinke asked what all was included in the bid. Commissioner Johnson stated that he will struggle to spend the additional funds on the doors and that once some other projects are completed, he would be in favor of changing the doors. Mr. Beer noted that it will be more costly to go back in and replace the doors once the project is completed. Mr. Beer noted that he appreciates Commissioner Johnson's position on the doors and wants to do whatever possible to keep the project costs down, however, he feels that it is appropriate to replace the doors. Mr. Beer stated that the current doors are left over the hospital, and are damaged. A number of the doors also have windows in them, making them inappropriate for restrooms. Commissioner Reinke noted that he could go either way on the alternate bid. Commissioner Hall stated that he agrees that the Board should be frugal with tax payers' funds, however, he feels that the doors should be replaced while the project is in the works, instead of later on. The doors have been there for 30 years and are not in good condition.

Commissioner Reinke made a MOTION to award the bid with the alternate bid award for 4<sup>th</sup> floor remodel bid to Hayes Construction Co., Inc. in the total amount of \$258,237.00. Commissioner Johnson SECONDED. Discussion Commissioner Reinke thanked Mr. Beer and Linda Wells for their work on this matter. Commissioner Johnson noted that he is in favor of the bid award to Hayes Construction Co., Inc., however, he is not in favor of the additional \$16,081.00. Commissioner Hall stated that he appreciates Commissioner Johnson's concern on the cost of the doors. Motion Passed. (Hall yes, Reinke yes, Johnson no)

#### In the Matter of BUDGET

Becky Petersen, Treasurer presented the September Joint, Quarterly and Annual Reports.

There being no further business, the Board recessed until 8:00 a.m., October 28, 2020, 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 OCTOBER MEETING  
October 28, 2020, 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 October 27, 2020.

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

**ABSENT:** None.

**STAFF:** Deputy Clerk Hayley Iverson.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioner Reinke attended a Southern Idaho Solid Waste Board meeting.

Commissioners met with the Public Defense Commission to discuss concerns and comments regarding the new rules via Zoom.

Commissioners met with Elaine Molignoni, HR Director and Kevin Sandau, Juvenile Probation Director to discuss hiring process and drug testing.

Commissioner Reinke to attend a Drug Court Diversion Board meeting.

In the Matter of PUBLIC HEARING

Commissioners conducted a Public Hearing to consider proposed Ordinance #259 Establishing Process and Procedures for Subdivision Vacation Applications and Establishment of Fees, and proposed Ordinance #260 Adopting an Application for Reconsideration and the Establishment of Fees.

Commissioner Hall swore in all parties giving testimony.

Jon Laux, Community Development Director was sworn in.

Commissioner Hall opened the public hearing at 10:00 a.m.

Jon Laux, Community Development Director reviewed proposed Ordinance #259 Establishing Process and Procedures for Subdivision Vacation Applications and Establishment of Fees and proposed Ordinance #260 Adopting an Application for Reconsideration and the Establishment of Fees with the Board. Mr. Laux noted that it is necessary to have these in effect moving forward. Commissioner Hall questioned why the County didn't previously have these Ordinances in effect. Mr. Laux noted that there hasn't been as much of a need for one as there is now and that his department needs this to form a process in the future. Mr. Laux noted that there have been requests for certain subdivisions for this process.

Jon Laux, Community Development Director reviewed proposed Ordinance #260 Adopting an Application for Reconsideration and the Establishment of Fees with the Board. Mr. Laux noted that this needs to be in place for application reconsideration moving forward. Mr. Laux also noted that there has not been a reconsideration request, however, this needs to be in place if there is one in the future. Mr. Laux noted that for both Ordinances, the fees associated are much less than the

staff time that is needed. Commissioner Johnson questioned the process of the reconsideration. Linda Wells, Legal reviewed the reconsideration process, fees and hearing process with the Board. Commissioner Hall stated that he would like the public made aware of their options regarding this process at the beginning of their application. Commissioner Hall noted that many of the bigger developers in the community will understand the process, however, the smaller developers may have a harder time understanding the process. Ms. Wells noted that this will give the public an option to do the process the way that they would like to. Ms. Wells reviewed the process of an application being brought to District Court. Ms. Wells recommended that a pamphlet be made by P&Z to provide information to applicants. Commissioner Johnson said that he could see from the public's perspective that paying additional fees to have the same people review the application again could be frustrating. Ms. Wells noted that the next six months will show how the Ordinances need to be adjusted.

Commissioner Hall opened the hearing for public testimony at 10:23 a.m.

No public comment received.

Commissioner Hall closed the hearing for public testimony at 10:24 a.m.

Commissioner Hall closed the public hearing at 10:24 a.m.

Commissioner Johnson made a MOTION to approve Ordinance #259 Establishing Process and Procedures for Subdivision Vacation Applications and Establishment of Fees. Commissioner Hall SECONDED. Discussion Commissioner Johnson noted that this sets a process in place that the County is currently missing so that a subdivision can be vacated and reset. Commissioner Hall noted that he agrees and this process is needed within the County. Motion Passed Unanimously. (Reinke absent)

## **Ordinance No. 259**

### **AN ORDINANCE ESTABLISHING PLAT AND SUBDIVISION VACATION REQUIREMENTS AND PROCEDURES**

WHEREAS, Idaho Code § 50-1301, et seq., provides for processes which establish and vacate plats, subdivisions, and easements and other parts thereof that requires a petition; and

WHEREAS, Idaho Code §50-1306 and 1306A set forth the procedures to vacate plats and any part thereof within unincorporated areas of the County; and

WHEREAS, Idaho Code §50-1317 sets forth the procedures to vacate unincorporated areas of the county; and

WHEREAS, the Twin Falls Board of County Commissioners wish to provide a method for interested persons to easily vacate plats within their jurisdiction; and

WHEREAS, Idaho Code § 67-6513 states that each governing board may adopt standards for the processing of applications for subdivision permits under Idaho Code §50-1301, et seq.; and

NOW THEREFORE be it ordained by the Board of Commissioners for Twin Falls County that:

1. Chapter 6 “Plat and Subdivision Vacation” is hereby created and added to Title 10 of Twin Falls County Ordinances.
2. Title 10, Chapter 6 “Plat and Subdivision Vacation” shall state:
  - A. Any person, firm, association, or corporation may petition to vacate any plat, subdivision, or any part thereof within the unincorporated areas of the County. The petition must be brought before the Board of County Commissioners. The petition shall set forth particular circumstances of the requests to vacate; contain a legal description of the platted area or property to be vacated; the names of the persons affected thereby; and said petition shall be filed with the Planning and Zoning office. The cost of the petition shall be at the expense of the petitioner.
  - B. Written notice of public hearing on the petition shall be given, by certified mail with return receipt, at least ten (10) days prior to the date of public hearing to all property owners within three hundred (300) feet of the boundaries of the area described in the petition. Notice of public hearing shall also be published once a week for two (2) successive weeks in the official newspaper of the city, the last of which shall be not less than seven (7) days prior to the date of said hearing; Notice shall be posted in 3 public or conspicuous places, and also within the limits of the platted acreage.
  - C. Upon a complete application and fulfillment of the procedures set forth in this chapter, the Board of County Commissioners may grant the request to vacate with such restrictions as they deem necessary in the public interest.
  - D. If a petition to vacate is brought before county commissioners, and the plat or part is located within one (1) mile of the boundaries of any city, the county commissioners shall provide written notice of the public hearing on the petition to be given to the mayor or city council by regular mail at least thirty (30) days prior to the date of public hearing.
  - E. Petitions brought within a city area of impact shall be governed under the agreed upon ordinances in that jurisdiction. Notice shall be provided to the affected city at least fourteen (14) days prior to public hearing. The City’s subdivision ordinance and comprehensive plan shall be used as a guideline for comments. The county commissioners shall consider all comments provided by the city concerning, but not limited to, continuity of street patterns, street widths, and integrity and continuity of utility systems and drainage provisions.

- F. Easements granted for gas, sewer, water, telephone, cable television, power, drainage, and slope purposes, public notice of intent to vacate is not required. Vacation of these easements shall occur upon the recording of the new or amended plat, provided that all affected easement holders have been notified by certified mail, return receipt requested, of the proposed vacation and have agreed to the same in writing.
  - G. Public Streets and Right-of-ways that are located within a Highway District Jurisdiction may only be vacated by the authority of the Highway District pursuant to Idaho Code Section 40-203.
  - H. Land exclusive of public right-of-way that has been subdivided and platted in accordance Idaho Code Title 50, Chapter 13 need not be vacated in order to be replatted.
- 3. Effective Date: This ordinance shall be effective upon passage and publication as provided by law.
  - 4. Upon consideration and approval of this ordinance, the Board of County Commissioners may review a fee and form schedule to provide for the processing of applications by resolution.

Approved on this 28<sup>th</sup> day of October, 2020.

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

Commissioner Johnson made a MOTION to approve Ordinance #260 Adopting an Application for Reconsideration and the Establishment of Fees. Commissioner Hall SECONDED. Discussion Commissioner Johnson noted that this Ordinance provides a process for the public to follow before

moving to District Court. Commissioner Hall noted that he appreciates Planning and Zoning and Legals' leadership on this matter. Motion Passed Unanimously. (Reinke absent)

## **Ordinance No. 260**

### **AN ORDINANCE ESTABLISHING A PROCESS FOR RECONSIDERATION**

WHEREAS, Idaho Code §67-6535(1) requires that “the approval or denial of any application required or authorized ... shall be based upon standards and criteria which shall be set forth in the comprehensive plan, zoning ordinance or other appropriate ordinance or regulations of the...county”; and

WHEREAS, Idaho Code §67-6535(2) requires “the approval or denial of any application required or authorized ... shall be in writing and accompanied by a reasoned statement that explains the criteria and standards considered relevant, states the relevant contested facts relied upon, and explains the rationale for the decision based on the applicable provisions of the comprehensive plan, relevant ordinance and statutory provisions, pertinent constitutional principles and factual information contained in the record”; and

WHEREAS, Idaho Code §67-6535(2)(a) states that “Failure to identify the nature of compliance or noncompliance with express approval standards or failure to explain compliance or noncompliance with relevant decision criteria shall be grounds for invalidation of an approved permit or site-specific authorization, or denial of same, on appeal.”; and

WHEREAS, Idaho Code §67-6535(2)(b) states "Any applicant or affected person seeking judicial review of compliance with the provisions of this section must first seek reconsideration of the final decision within fourteen (14) days. ..."; and

WHEREAS, reconsideration is a necessary step to those applicants who wish to have judicial review of an application and final decision issued by the Board of County Commissioners and Planning and Zoning Commission; and

WHEREAS, Twin Falls County Board of Commissioners has identified a need to provide an avenue to applicants who wish to readily request reconsideration within Twin Falls County code for compliance of written decisions as allowed by state code; and

WHEREAS, Idaho Code § 67-6519 allows for “a procedure to establish processing applications for .... other applications required or authorized pursuant to this chapter for which a reasonable fee may be charged.”; and

WHEREAS, the Planning and Zoning Department has administratively adopted a form to facilitate the processing of applications for those seeking reconsideration; and

WHEREAS, upon the passing of this ordinance, the Resolution providing for a form and associated fees may be considered; and

NOW THEREFORE be it ordained by the Board of Commissioners for Twin Falls County that:

1. Section 8 is created and added to Title 8, Chapter 20 Appeals in Twin Falls County Ordinance.
2. Title 8, Chapter 20, Section 8 shall be titled “Reconsideration” and read as follows:
  - A. Any applicant or affected person seeking judicial review of compliance or noncompliance of express approval standards or relevant decision criteria of permit applications as outlined in Idaho Code § 67-6535 must first seek reconsideration of the final decision within fourteen (14) days of the final written decision.
  - B. Applications for Reconsideration must be received by the Planning and Zoning Department. Such written request must identify specific deficiencies in the decision for which reconsideration is sought.
  - C. Review of the reconsideration will evaluate whether the permit application provided a final written decision with a reasoned statement that explains the criteria and standards considered relevant, states the relevant contested facts relied upon, and explains the rationale for the decision based on the applicable provisions of the comprehensive plan, relevant ordinance and statutory provisions, pertinent constitutional principles and factual information contained in the record.
  - D. Upon reconsideration, the Board of County Commissioners may affirm, reverse, or modify the decision after compliance with applicable procedural standards as listed in Twin Falls County Ordinance Title 8, Chapter 20.
  - E. A written decision shall be provided to the applicant or affected person within sixty (60) days of receipt of the request for reconsideration or the request is deemed denied. A decision shall not be deemed final for the purposes of judicial review unless the process required in this subsection has been followed. The twenty-eight (28) day time frame for seeking judicial review is tolled until the date of the written decision regarding reconsideration or the expiration of the sixty (60) day reconsideration period, whichever occurs first.
3. Effective Date: This ordinance shall be effective upon passage and publication as provided by law.

4. Upon consideration and approval of this ordinance, the Board of County Commissioners may review a fee and form schedule to provide for the processing of applications by resolution.

Approved on this 28<sup>th</sup> day of October, 2020.

TWIN FALLS COUNTY BOARD OF COMMISSIONERS

/s/ Don Hall  
Don Hall  
Chairman

/s/ Jack Johnson  
Jack Johnson  
Commissioner

ATTEST:

/s/ Brent Reinke  
Brent Reinke  
Commissioner

/s/ Kristina Glascock  
Kristina Glascock, Clerk

In the Matter of RESOLUTIONS

Commissioners considered proposed Resolution #2021-003 Setting Fees and Applications for Reconsideration and proposed Resolution #2021-004 Setting Fees for Subdivision Vacation Applications.

Commissioner Johnson made a MOTION to approve Resolution #2021-003 Setting Fees and Applications for Reconsideration. Commissioner Hall SECONDED. Mr. Laux stated that the fees are \$150 for review without an additional hearing and \$250 for review and hearing which would require notice procedures. Commissioner Johnson noted that it is \$150 for the people that already made the decision to review it again. Ms. Wells noted that the public has the option to do one process or the other. Commissioner Johnson noted that he doesn't like that the public will have to pay an additional \$150-\$250 before they could take the matter to District Court. Mr. Laux noted that it would be explained to the public at the beginning of the process. Mr. Laux noted that it gives the opportunity during the review process to change the decision and gives another opportunity for additional information to be presented. Ms. Wells noted that there would be an additional review of the information and written decision. Commissioner Johnson noted that he doesn't have an issue with the additional process, just with the additional fees. Ms. Wells noted that it doesn't always require an additional hearing, it may just require an additional review of the information and written decision. Ms. Wells noted that this process would bring the application directly to the Board. Ms. Wells reviewed the types of reconsideration applications that may come before the Board. Commissioner Hall recommended that the review should be \$0.00 and the hearing could be \$250.00, however, only one option can be chosen before going to District Court. Motion was amended to set the fees for a review to \$0.00 and the review and public hearing request



at \$250.00. Commissioner Hall SECONDED. Motion Passed Unanimously. (Reinke absent)  
Original Motion passed unanimously.

Mr. Laux noted that this process will typically not take an extraordinary amount of staff time. Commissioner Johnson questioned whether there would be additional fees for a bigger subdivision. Mr. Laux stated that there aren't additional fees no matter what the subdivision size is.

### **RESOLUTION 2021-003**

#### **A RESOLUTION SETTING FEES FOR APPLICATIONS FOR RECONSIDERATION MADE PURSUANT TO IDAHO CODE §67-6535**

WHEREAS, Idaho Code §67-6535 outlines the standard and criteria for final decisions made concerning site-specific land use requests, and the reconsideration thereof; and

WHEREAS, Idaho Code §67-6535(2)(b) states "Any applicant or affected person seeking judicial review of compliance with the provisions of this section must first seek reconsideration of the final decision within fourteen (14) days. ..."; and

WHEREAS, Idaho Code § 67-6519 allows for "a procedure to establish processing applications for .... other applications required or authorized pursuant to this chapter for which a reasonable fee may be charged."; and

WHEREAS, Twin Falls County has identified a need to provide an avenue to applicants who wish to readily request reconsideration; and

WHEREAS, the Planning and Zoning Department has administratively adopted a form to facilitate the processing of applications for those seeking reconsideration; and

WHEREAS, pursuant to Idaho Code § 31-870 a Board of County Commissioners may impose and collect fees for those services provided by the County which would otherwise be funded by ad valorem tax revenues, and the fees collected pursuant thereto shall be reasonably related to, but shall not exceed, the actual cost of the service being rendered; and

WHEREAS, the applicants complete and submit applications for reconsideration to the Planning and Zoning Department within 14 days after a final decision has been issued; and

WHEREAS, a Reconsideration Application fee is reasonable and related to the Planning & Zoning Department's costs associated with processing the application and does not exceed the actual cost; and

WHEREAS, the Board of County Commissioners has provided public notice by publication on October 8, 2020 and have held such public hearing as provided in the notification on the 28<sup>th</sup> day of October, 2020, as required by Idaho Code §63-1311A.

NOW, THEREFORE, BE IT RESOLVED by the Twin Falls County Board of Commissioners that the Reconsideration Application fee is adopted, and the fee for submitting this application shall be \$0 for review without an additional hearing and \$250 for review and hearing requiring notice procedures.

Dated this 28<sup>th</sup> day of October, 2020.

TWIN FALLS COUNTY BOARD OF COMMISSIONERS

/s/ Don Hall  
Don Hall, Chairman

ATTEST:

/s/ Jack Johnson  
Jack Johnson, Commissioner

/s/ Kristina Glascock  
Kristina Glascock, Clerk

/s/ Brent Reinke  
Brent Reinke, Commissioner

Commissioner Johnson made a MOTION to approve Resolution #2021-004 Setting Fees for Subdivision Vacation Applications. Commissioner Hall SECONDED. Discussion Commissioner Johnson noted that this gives the public a process to start over on the plans. Motion Passed Unanimously.

**RESOLUTION 2021-004**

A RESOLUTION SETTING FEES FOR SUBDIVISION VACATION APPLICATIONS  
MADE PURSUANT TO IDAHO CODE §50-1301, ET SEQ. AND IDAHO CODE §67-6513

WHEREAS, Idaho Code § 50-1301, et seq., provides for processes in which establish and vacate plats, subdivisions, and easements and other parts thereof that requires a petition; and

WHEREAS, Idaho Code § 67-6513 states that each governing board may adopt standards for the processing of applications for subdivision permits under Idaho Code §50-1301, et seq.; and

WHEREAS, Twin Falls County Ordinance Title 10 identifies the process in which to establish and modify plats and subdivisions; and

WHEREAS, Twin Falls County has identified a need to provide a process for applicants within the County who wish to utilize the vacation process of plats and subdivisions identified in Idaho Code § 50-1301, et seq.; and

WHEREAS, Twin Falls County Planning and Zoning has administratively adopted a form to allow for the processing these applications which may require a fee; and

WHEREAS, pursuant to Idaho Code § 31-870 a Board of County Commissioners may impose and collect fees for those services provided by the County which would otherwise be funded by ad valorem tax revenues, and the fees collected pursuant thereto shall be reasonably related to, but shall not exceed, the actual cost of the service being rendered; and

WHEREAS, the applicants complete and submit Subdivision Vacation Applications to the Planning and Zoning Department to be heard before the Twin Falls Board of County Commissioners; and

WHEREAS, a Subdivision Vacation Application fee is reasonable and related to the Planning & Zoning Department's costs associated with processing the application and does not exceed the actual cost of the services rendered; and

WHEREAS, the Board of County Commissioners has provided public notice by publication on October 8, 2020 and have held such public hearing as provided in the notification on the 28<sup>th</sup> day of October, 2020, as required by Idaho Code §63-1311A.

NOW, THEREFORE, BE IT RESOLVED by the Twin Falls County Board of Commissioners that the Subdivision Vacation Application fee is adopted, and the fee for submitting this application shall be \$610.45.

Dated this 28<sup>th</sup> day of October, 2020.

TWIN FALLS COUNTY BOARD OF COMMISSIONERS

/s/ Don Hall  
Don Hall, Chairman

/s/ Jack Johnson  
Jack Johnson, Commissioner

ATTEST:

/s/ Kristina Glascock  
Kristina Glascock, Clerk

/s/ Brent Reinke

Brent Reinke, Commissioner

There being no further business, the Board recessed until 8:00 a.m., October 29, 2020, 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 OCTOBER MEETING  
October 29, 2020, 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 October 28, 2020.

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

**ABSENT:** None.

**STAFF:** Deputy Clerk Hayley Iverson.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioners attended a Breakfast with the Governor.

Commissioners attended a County Commissioners Property Tax Round Table via Zoom.

Commissioner Hall attended a Kiwanis meeting.

Commissioner Johnson attended a public testing of the ballot counting machine.

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

Commissioners met with Elaine Molignoni, H.R. Director for a department update.

There being no further business, the Board recessed until 8:00 a.m., October 30, 2020, 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 OCTOBER MEETING  
October 30, 2020, 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 October 29, 2020.

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

**ABSENT:** None.

**STAFF:** Deputy Clerk Hayley Iverson.

The following proceedings were held to wit:

In the Matter of MEETINGS

Commissioners met with Castleford City Officials to discuss Area of Impact.

Commissioners attended a retirement party for John Koning.

There being no further business, the Board recessed until 8:00 a.m., November 2, 2020, 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 October 2020:

Fund 100	Current Expense	\$1,825,277.05
Fund 102	Tort	351,330.19
Fund 106	Safehouse	29,494.77
Fund 108	Capital Projects Fund	227,197.58
Fund 113	Weeds	36,354.58
Fund 114	Parks and Recreation	32,597.00
Fund 115	Solid Waste	520,080.18
Fund 116	Ad Valorem	100,878.09
Fund 118	District Court	53,828.04
Fund 130	Indigent Fund	141,826.91
Fund 131	Public Health	39,908.80
Fund 132	Revenue Sharing	0.00
Fund 136	Pest Control	0.00
Fund 137	Election Consolidation	98,987.15
Fund 174	County Boat License Fund	3,262.00
Fund 175	Snowmobiles	1,280.63
Fund 196	Justice Fund	936,625.90
Fund 601	T.A.R.C-Health Initiative	0.00
Fund 602	R.E.E.Z	0.00
Fund 604	Federal Drug Seizures	30,122.89
Fund 606	ISP-JAG Grant	5,072.59
Fund 607	Cops-Hiring Grant	0.00
Fund 608	Juvenile Correction Act Funds	10,816.39
Fund 609	Tobacco Tax Grant	21,447.21
Fund 610	Boat Grant Waterways Match	0.00
Fund 611	Adult Substance Abuse Grant	0.00

Fund 612	ASAT-216	1,074.00
Fund 613	R.S.A.T Grant	9,422.45
Fund 614	Invasive Check Station	11,111.22
Fund 615	S.U.D Funds	1,340.30
Fund 616	SCAAP	0.00
Fund 617	OHV Law Enforcement	0.00
Fund 618	BCP Basic-Safehouse Grant	6,959.80
Fund 619	Restorative Alternative Program	0.00
Fund 620	Status Offender Services	0.00
Fund 621	C.P.D.C	0.00
Fund 622	Southern Idaho Rural Development	0.00
Fund 623	Fairgrounds RV Restroom	0.00
Fund 624	Museum Grants	0.00
Fund 625	Youth Drug Testing-Hit Grant 201	0.00
Fund 630	Fifth District SOS	0.00
Fund 634	Section 157 Occupant Protection	0.00
Fund 635	Parks-Grants	0.00
Fund 636	Ambulance District	0.00
Fund 638	SFP-Twin Falls	0.00
Fund 639	Strength Fam Pro (Burley)	250.82
Fund 644	S.O.R. Sheriff	50.00
Fund 645	JAG Grant	0.00
Fund 650	Twin Falls Co. Sheriffs Reserves	0.00
Fund 651	Sheriff Donation Fund	0.00
Fund 652	Sheriff Drug Seizure Money	176.72
Fund 659	Prosecutor's Drug Seizure Money	0.00
Fund 660	Court Facility/Program Funds	7,727.50
Fund 663	Sheriff's Youth Plate	0.00
Fund 666	Sheriff-Vests	0.00
Fund 667	Prosecutor Drug Reimb	6,072.45
Fund 671	Twin Falls Co Sheriff Search & Rescue	12,378.81
Fund 673	Juvenile Probation Misc.	935.00
Fund 674	Twin Falls County Insurance	0.00
Fund 676	VOCA Mediation Grant	4,522.67
Fund 677	Underage Drinking-Media Project	0.00
Fund 679	Centennial Wetland Complex Project	0.00
Fund 681	Problem Solving Courts	30,608.05
Fund 682	Millennium Fund Projects	0.00
Fund 683	Court Assistance	0.00
Fund 684	Family Court Services	353.75

Fund 685	DUI Court	0.00
Fund 686	Mental Health Court	0.00
Fund 687	Sheriff's Grants	<u>7,296.26</u>
TOTAL		\$4,566.667.75