

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 1, 2019

PRESENT: Commissioner Pam White, Chair
Commissioner Tom Dale
Commissioner Leslie Van Beek
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED CLAIMS ORDER NO. 4/10/19

The Board of Commissioners approved payment of County claims in the amount of \$85,346.25 and \$123,279.74 for accounts payable.

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- Mountain Home Auto Ranch in the amount of \$36,251.22 for the Fleet department/Sheriff's Office
- ACCO in the amount of \$3983.00 for the Facilities department
- Miwall Corporation in the amount of \$1038.00 for the Sheriff's Office

MEETING WITH COUNTY ATTORNEYS FOR A LEGAL STAFF UPDATE AND TO CONSIDER ACTION ITEMS

The Board met today at 9:00 a.m. with county attorneys for a legal staff update and to consider action items. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, Prosecutor Bryan Taylor left at 9:08 a.m., Chief Deputy P.A. Sam Laugheed, Deputy P.A. Zach Wesley, Deputy P.A. Mike Porter, DSD Director Tricia Nilsson left at 9:24 a.m., PIO Joe Decker left 9:08 a.m., Victim Witness Coordinator Aleshea Boles left 9:08 a.m., Deputy P.A. Erica Kallin left at 9:08 a.m., Lt. Chuck Gentry left at 9:08 a.m. and Deputy Clerk Jenen Ross. The action items were considered as follows:

Consider signing Child Abuse Prevention & Awareness Month proclamation: Ms. Kallin explained that April is Child Abuse Prevention & Awareness Month and every year they have a whole spectrum of activities and events. The proclamation before the Board this morning has been signed by both Mayors Nancolas and Kling. A press conference will held at 10:00 today and the month will culminate with the superhero walk on April 20th. Upon the motion of Commissioner Dale and second by Commissioner Van Beek the Board voted unanimously to sign the Child Abuse Prevention & Awareness Month proclamation. A copy of the proclamation is on file with this day's minute entry.

Consider signing Start by Believing Day proclamation: Ms. Boles said that the Start by Believing campaign started in Canyon County in 2013. This year the day will be recognized on Wednesday, April 3rd and they have added a survivor art installation which will highlight the clothes victims were wearing when they were sexually assaulted. Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to sign the Start by Believing Day proclamation. A copy of the proclamation is on file with this day's minute entry.

Consider signing a resolution approving a fee reduction for a comprehensive plan amendment and rezone; Case No. RZ2011-10: Director Nilsson said Mr. Toups contacted her office last month as part of the zoning of his property is preventing him from constructing a secondary residence. He is willing to pay the rezone fee of \$850 but is looking for some relief on the comprehensive plan fee of \$2500.00. Director Nilsson feels the \$850 will cover costs to the county because if the rezone and comprehensive plan are run concurrently it will be one legal ad and one staff report. Commissioner Dale made a motion to approve the resolution approving a fee reduction for a comprehensive plan amendment and rezone for case no. RZ2011-10. The motion was seconded by Commissioner Van Beek and carried unanimously.

Consider signing a resolution approving a fee waiver for a building permit for the Canyon County Mosquito Abatement District; Case No. BP2019-0188: Director Nilsson said this was a request from the Canyon County Mosquito Abatement District, they are building an expansion to their building. Their plans are at DSD now and the estimated the building and plan review fee is \$8000 so the mosquito abatement district is asking for a waiver of those fees. Director Nilsson estimates the cost to the county for this is about \$1500 for plan review, comments and inspections. Mr. Wesley said historically with these types of requests the Board takes them under advisement and are reviewed on a case-by-case basis. Commissioner Dale is not really in favor of county property taxpayers paying for this twice in a sense. Mr. Wesley suggested that if the Board wanted more information perhaps a meeting with CCMAD could be requested or Controller Zach Wagoner could speak about their tax levy. Commissioner Van Beek would like to operate in a way that's reflective of what the citizens are asked to do, they're being asked to pay for a lot so she would like to know what the hard costs are and what their levy rate is; she would lean toward wanting them to cover the cost but ultimately thinks the Board needs more information. Commissioner White would like to see the costs and possibly seeing the fees reduced but not waived entirely. Director Nilsson said she would work on getting some costs together. A discussion was had about perhaps getting a policy in place for when these types of requests are made by governmental entities. The resolution was not signed at this time. It will be brought back at a later time and date for consideration.

As part of the legal staff update Mr. Laugheed said that he and Mr. Porter will be meeting with Clerk Yamamoto on Wednesday to discuss recent communication with the DOJ. He will have more information to present to the Board after that meeting. The meeting concluded at 9:26 a.m. An audio recording is on file in the Commissioners' Office.

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 2, 2019

PRESENT: Commissioner Pam White, Chair
Commissioner Tom Dale
Commissioner Leslie Van Beek
Deputy Clerk Monica Reeves / Jenen Ross

MEETING WITH THE DIRECTORS OF FACILITIES AND INFORMATION TECHNOLOGY TO DISCUSS GENERAL ISSUES, SET POLICY AND GIVE DIRECTION

The Board met today at 8:34 a.m. with the Directors of Facilities and Information Technology to discuss general issues, set policy and give direction. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, Director of Facilities Paul Navarro, Director of IT Greg Rast, Assistant Director of IT Eric Jensen, Deputy P.A. Mike Porter and Deputy Clerk Jenen Ross. Director Navarro updated the Board on the following items: Once the weather clears they will begin painting the exterior of the fair building. There are some damaged steel panels in the back that will be replaced and a hand-painted sign in the front will also be replaced. The city has agreed to upgrade the electrical in the Charolaise Barn, that project is getting started today and he anticipates it taking 2-3 weeks for that work to be complete. His crew is getting ready to set docks at Lake Lowell on April 8th in preparation of the waterways opening. Tree planting with the rotary club will take place on the 6th at the Lower Dam and an Eagle Scout project on the 13th where they will be replacing the fire rings at Celebration Park. The building plan review fee has been submitted and accepted for Pod 6, the next step is to turn in the building permit fee. The blueprints have been accepted, all the documentation is in place and things are moving quickly now to get the 3rd party inspector in place. Director Navarro anticipates the pod units to be here in June.

Director Rast updated the Board on the following items: A new MICR (Magnetic Ink Character Recognition) printer had to be ordered for the auditor's office for check printing. This printer was replaced several months ago with what was thought to be a comparable product but it was not properly printing checks and the county was notified by US Bank that checks were failing. The new printer should be here tomorrow, the total cost for the printer and shipping is approximately \$900. He will work with the Board's staff to set up a meeting for the end of April to review project closures. Inquiries have been received from both the City of Caldwell and City of Nampa regarding data disaster recover – if it happens how you continue business continuity. Director Rast said the county is in year 3 of a 5 year plan. Year one is hardware, year two is licensing the hardware at the east complex datacenter, years

three and four are the planning stage, year five is implementation. More information will be forthcoming as we continue to move thru the stages. Director Rast has started reaching out the several different entities about their connections coming back to the county via VPN – the entities being reached out to are the Canyon County Ambulance District, Middleton Fire and Police, Parma Fire and Police, Wilder Fire and Police and the Caldwell School District thru Juvenile Detention. Paper costs are increasing by 8% due to plant shutdowns. Paper by the truckload prices will be negotiated again this summer and he anticipates being right under budget. Paperwork is in process for the RFP for the fiber optics for the Weed and Pest department. The meeting concluded at 8:53 a.m. An audio recording is on file in the Commissioners' Office.

MEETING WITH COUNTY ATTORNEYS FOR LEGAL STAFF UPDATE AND CONSIDER ACTION ITEMS

The Board met today at 9:02 a.m. with county attorneys for a legal staff update and to consider action items. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, Deputy P.A. Mike Porter, Deputy P.A. Zach Wesley, Deputy P.A. Brad Goodsell, Facilities Director Paul Navarro, Fair Director Diana Sinner left at 9:10 a.m., HR Director Sue Baumgart and Deputy Clerk Jenen Ross. The action items were considered as follows:

Consider signing request for qualifications for the 2019 Canyon County Fair Expo Design and legal notice: Zach Wesley said this RFQ is to create construction ready docs for the expo building at the fairgrounds. This request follows the standard procurement for design professionals. This is different from the previous process which was a design/build, this is a design first and then take the construction documents and the low cost bid. Mr. Wesley explained that there was a contract negotiation on a design/build RFP but it was determined that the cost of the building was more than had been initially solicited so this is essentially resetting the stage. Mr. Wesley will send a letter officially closing the prior design/build RFP and then proceed with this RFQ. Everything that was done previous was information gathering and will be useful moving forward. Director Navarro said that they've met with the City of Caldwell about the work that they're doing on that site. Houston Bugatsch Architects has been retained to provide a topical footprint of where the building can be located to include with the future design. T-O Engineers has also been hired in order to get a survey of the site so we know exactly where the sewer lines, water lines and power poles are located in the hopes of eliminating some change orders in the future. The building could still be potentially be ready for next year's fair. Upon the motion of Commissioner Dale and second by Commissioner Van Beek the Board voted unanimously to sign the request for qualification for the 2019 Canyon county Fair Expo design and legal notice.

Consider signing resolution to approve the Director of Security job description: Mike Porter explained they hope to hire and have this person in place by the beginning of the fiscal year. This job description was drafted by HR Director Baumgart, has been reviewed by the

committee and legal, and includes input from the Board. Once the job description is approved there can be further discussion about when to post it and how best to recruit. Commissioner Van Beek asked how travel arrangements are paid for if someone is travelling from out of the area. Mr. Porter and Director Baumgart both believe this would be a cost incurred by the County for this sort of position. Commissioner Dale said he appreciates the work that has been put into this and is very comfortable with the job description he then made a motion to sign the resolution to approve the Director of Security job description. Commissioner White seconded the motion. Commissioner Van Beek understands there is a valid need in the county to coordinate this effort but wondered about the budgeting of the department. Mr. Porter said that the only stakeholder they've had any conversation with was the Sheriff's Office who's said they have allocated resources to personnel to man the front door. Commissioner Van Beek would like to see any costs that are incurred with implementing this that the expense and the revenue for that be transferred to the security department umbrella. Mr. Porter said that would certainly be the recommendation of the committee and the prerogative of the Board as they go thru the budget process. Mike Porter explained that in their regular committee meeting they discussed that the director is going to have a pretty strong opinion about what direction they want to take and that is going to be controlled by the Board and their interaction about budget, resources, personnel so to lock in a directors budget for them before they get here may be inappropriate. There will be plenty of discussion points along the way where the Board can stop the process entirely or control it to regulate costs. What that budget looks like depends on the priorities of the Board and the director. Commissioner Dale said this has been talked about for several years and they are aware of rough budget numbers and know that the creation of the department will not all take place in one year but over the course of several years. Commissioner Van Beek spoke about how she has reviewed Ada County's strategy for staging this sort of thing and likes the idea of a managed long-term approach and is in favor of this position being funded in the next fiscal year vs. this fiscal year. After the discussion a vote was taken with the Board voting unanimously to sign the resolution (see resolution no. 19-030).

As part of the legal staff update Mr. Goodsell explained there is a hearing taking place on April 15th to consider a tax exemption for Americrete Ready-Mix Concrete, Inc. and pursuant to the statute a letter noticing the taxing districts of the hearing must be sent. Americrete Ready-Mix Concrete, Inc. has requested a modification to the resolution so on the 15th the Board will have the opportunity to consider both the modified and the standard resolution. As a ministerial matter the Board signed the letters a copy of which is on file with this day's minute entry.

EXECUTIVE SESSION – PERSONNEL MATTER and RECORDS EXEMPT FROM PUBLIC DISCLOSURE

A request was made to go into Executive Session to discuss a personnel matter and records exempt from public disclosure. The Executive Session was held as follows:

Commissioner Van Beek made a motion to go into Executive Session at 9:26 a.m. pursuant to Idaho Code, Section 74-206(1) (b) and (d). The motion was seconded by Commissioner Dale. A roll call vote was taken on the motion with Commissioners Van Beek, Dale and White

voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Tom Dale, Pam White and Leslie Van Beek, Deputy P.A. Mike Porter, Deputy P.A. Zach Wesley, Deputy P.A. Brad Goodsell, HR Director Sue Baumgart, Facilities Director Paul Navarro and Deputy Clerk Jenen Ross. The Executive Session concluded at 9:41 a.m. with no decision being called for in open session.

An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

ISSUE DECISION REGARDING THE REQUEST BY LUCICH FAMILY LTD PARTNERSHIP FOR A CONDITIONAL REZONE AND DEVELOPMENT AGREEMENT, CASE NO. RZ2018-0018

The Board met today at 9:45 a.m. to consider the written decision in the matter of a request by Lucich Family LTD Partnership for a conditional rezone and development agreement, Case No. RZ2018-0018. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, Deputy P.A. Zach Wesley, DSD Director Tricia Nilsson, DSD Planner Debbie Root, Bruce Bayne, and Deputy Clerk Monica Reeves. The rezone request was approved on February 11, 2019 by Commissioners Van Beek and Dale with the condition that the applicant enter into a development agreement. The development agreement was approved on March 26, 2019 by Commissioners White and Dale. The written decision was continued to today's date so all three Commissioners could be present to consider the findings of fact, conclusions of law, conditions of approval, and order, as well as an ordinance and a development agreement. Debbie Root reported that we are here to sign the approval of the rezone from A (Agricultural) to R-1 (Single Family Residential), that portion of the case Commissioners Van Beek and Dale had approved with the application of a development agreement to reflect the conditions of approval that have been included in the agreement. The case for the development agreement with those conditions was heard by Commissioners Dale and White and signed by the applicant, who is in agreement with the conditions that were imposed for that to reflect what was discussed in the rezone hearing to ensure the development occurs with only a 15-residential lot development and that it complies with a total of seven (7) conditions. Commissioner Dale made a motion to sign the findings of fact, conclusions of law, conditions of approval, and order for the rezone, Case No. RZ2018-0018, as well as the ordinance for map amendment, and to approve the development agreement with the seven conditions. The motion was seconded by Commissioner Van Beek and carried unanimously. (See Agreement No. 19-043, and Ordinance No. 19-014.) The meeting concluded at 9:53 a.m. An audio recording is on file in the Commissioners' Office.

PUBLIC HEARING - REQUEST BY RODERIC LEWIS FOR A CONDITIONAL REZONE, CASE NO. RZ2018-0028

The Board met today at 10:00 a.m. to conduct a public hearing in the matter of a request by Roderic Lewis for a conditional rezone and development agreement, Case No. RZ2018-0028. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, Deputy P.A. Zach Wesley, DSD Director Tricia Nilsson, DSD Planner Dan Lister, Natalie Main, Hethe Clark, Arline Devlin, Dana Devlin, Dennis Parker and Deputy Clerk Monica Reeves. Dan Lister gave the oral staff report. The request is for a rezone of 33.5 acres from "A" (agricultural) to "M-

1" (light industrial) to divide the parcel into a total of two properties, one with 11 acres and one with 22 acres. The request was originally just a rezone but the applicant wanted to add a development agreement to add landscaping and berming improvements. There will be a 90-foot wide berm with landscaping along the 22 acres. According to future mapping provided by Nampa's Economic Development Agency, the city is proposing that this area is going to boom with industrial use. They are working on agreements with Union Pacific Railroad to utilize the properties for heavy industrial uses and to utilize the train tracks and extend them to those properties. There are certain structures that are anticipated in the area such as an industrial site that would have access to the train system. The property is adjacent to the City of Caldwell's jurisdiction and it's within the Nampa area of city impact. The Canyon County Future Land Use Map shows this as industrial adjacent to some commercial and a lot of residential, and it shows the current subdivisions within that area which are scattered mostly in the City of Caldwell's jurisdiction. If the property were to be annexed into Nampa it would be considered for heavy industrial uses. Nampa's Planning Department provided a letter showing some of their industrial uses and what could be required. We matched them with our land use matrix, most of them are the same - we require the same things within the same industrial areas. The only two that were less restrictive than ours were concrete batching and asphalt batch plants. The rest were either the same or more restrictive with our code. There are two massive subdivisions that are approved by the City of Caldwell adjacent west of the site but they are not in development yet as they are still working on infrastructure. To the north would be a high-level residential use, and next door is planned unit development so there's a mix of apartments, residential units, and there is a commercial use that's being proposed adjacent to this property, one of which will be a storage facility. The property is adjacent to not only subdivisions but also a couple of schools so having an industrial use that close does present some concern. During the P&Z Commission hearing on February 7, 2019 the P&Z Commission recommended approval of this rezone and they also recommended changes to the development agreement. Staff originally requested that batch plant uses and mineral extraction uses be a conditional use permit within this zone. Right now if the rezone to light industrial was approved they would be allowed to have this use; however, during the P&Z Commission hearing it was discussed that when we're looking at some of the conditions being applied here they kind of match some of the things we would normally apply to a mineral extraction use or a batch plant use. They had berming and usually it's only a 30-foot wide berming, this is 90 feet, and they've already done improvements along the road and requested to dedicate the public right-of-way for a roundabout system. Staff recommended they follow Nampa's exterior lighting requirements but after reviewing the city's letter they have performance measures for noise, emissions, etc., which we applied the whole thing to it instead of just one part of it so now it has to comply with Section 10-01-09 and most of that is within Nampa's letter to address fumes, outdoor storage, exterior lighting, and noise. They would have to meet city requirements since at some point this is going to be annexed into the city it should be compliant with some of their requirements. The only thing that doesn't match is the asphalt plant and the concrete plant requirements, in the city they would have to get a conditional use permit but with our requirements they would not, it would just be approved, however, when going through the development agreement and the restrictions we are imposing they would also have to meet Nampa's landscaping requirements for the entire property. Also, the performance measures. These are things we would have put on the C.U.P. for a mineral

extraction use anyway and so they are already applied to the restriction of this use so the P&Z Commission decided to remove the batch plant part of this and retain the mineral extraction use to require a C.U.P., but not a batch plant. That was the only change made by the P&Z Commission other than that they recommended approval. Commissioner Dale said if they decided they want to dig gravel out here they'd have to come back and get a C.U.P. from the County, but not for an asphalt plant. He then asked if that fits with Nampa's light industrial use. Mr. Lister said it does not, but it matches the County's light industrial use. Commissioner Dale said the batch plant is concrete mixing and the reason for that is it's not as intrusive as gravel mining. Mr. Lister agreed and said a lot of the initial work is the mineral extraction work so you have crushers and the backing of vehicles. Commissioner Van Beek asked about the letter from Attorney Hethe Clark where they are requesting no restriction on the hours of operation. Mr. Lister said if it were to be rezoned to M-1 there is no planning permit required unless we add one so they don't want any restrictions. In this case the letter is pointing to the performance standards in the City of Nampa which require a certain distance. If you're a certain distance away then you have to add noise requirements, but in this case, even though they will be held to it, the buffering they put with the landscaping and how the distance between the residential use and the industrial use is much farther than the 100 feet that would require all the noise requirements. Commissioner Van Beek said she hasn't seen any kind of mitigation for air space. And with regard to comprehensive planning for future land use, she's surprised we're not in sync. Director Nilsson said the County's plan and Nampa's plan both show industrial, so we are in sync in terms of the future land use designations but we have an edge issue with the City of Caldwell across the street and the boundary of their impact area. Commissioner Van Beek said that is medium density with 1,000 houses planned directly across the street. Director Nilsson said three years ago staff met with planning and engineering staff from the City of Nampa and the City of Caldwell and they recognized they don't match at their boundary. Mr. Lister said in looking at the staff reports for those developments when making approvals the City of Caldwell did not reflect at all that this is adjacent to future industrial. They didn't look at it to see what the surrounding area for this would be, they didn't consider the County's plan at all. Commissioner Van Beek said there has been opposition from the residents in the Steel Falls Subdivision which is next to the subject property and she knows that traffic is a huge issue in that area. Commissioner White asked if there is a specific use being considered for this property. Mr. Lister said there is not; it's for marketing to see how well it does. It's an original lot so the applicant can build on it, or split it and get another house, or he could rezone it to residential. Commissioner White said a slaughter house would also be an approved use. Commissioner Van Beek said this is a bare lot and it is prime agricultural farm ground today.

Hethe Clark testified on behalf of the applicant. The property is located within the Nampa area of impact and that's critical to this discussion because that designates the use that's planned for this property by the County and by the city. It is not currently annexable into the City of Nampa so that means all of these decisions need to come to the Board. When you look for development on a property it needs to be zoned in conformity with the comprehensive plan. Beyond that the County has an area of impact agreement with Nampa that designates that the Canyon County Comprehensive Plan applies in those areas but you are to give consideration to the city's comprehensive plan when you're evaluating these

development requests. Under the County's planning this is intended to be zoned industrial, under Nampa's comprehensive plan it's not just industrial, it's heavy industrial. With regard to the development approved by the City of Caldwell, he said they "went rogue." The property is intended to be split into these two pieces, and for the piece on the corner at Midland and Ustick they had suggested it be light industrial and they would put the rest of it as heavy industrial behind a 90-foot landscape berm. Mr. Clark said putting a 90-foot berm on your property and voluntarily adding a development agreement when it's not required is a significant step that the landowner took to make sure whatever happens there will be consistent. They had proposed M-1 and M-2 because Nampa's Comprehensive Plan says heavy industrial so they were trying to thread the needle and be consistent with both of those but after conversations with DSD staff and going over the use matrix and they decided that it made sense to do the whole thing as M-1, but they're still keeping that landscape berm in place and having a development agreement. They are trying to be proactive by meeting with the highway district because they wanted to make sure the access issues were sorted out. Typically there are frontage dedication requirements when you do a project, but there's already a Midland and Ustick roundabout that was going in regardless of whether this rezone happened and it had nothing to do with what would go on here so that was an above and beyond step that this landowner took in terms of granting the right-of-way for that roundabout. It ensures that there is appropriate traffic mitigation on the two arterials that front this property. It is an appropriate place for the type of development that would likely go on there as a result of an M-1 zone. Every zone has its own menu of uses that would be allowed, if this property were rezoned M-1 today or had been rezoned to M-1 10 years ago a batch plant would be an allowed use as a right, there would be no other requirements in the County. Batch plants and mineral extractions are both allowed uses. Staff suggested they ought to consider whether those two uses should be conditional uses so they had a conversation with the P&Z Commission and they voted 7-0 to recommend approval of the rezone with only the mineral extraction as a conditional use and they agree with that. A batch plant does not require a C.U.P. and they have voluntarily taken on all of the Nampa code performance standards that cover noise, lighting, chemical storage, and air emissions, and from that perspective it creates the same analysis that you would go through if you were proposing a conditional use for a batch plant from scratch. They have already said they will do everything required of them in order to do a batch plant so they thought that was appropriate and the P&Z Commission agreed.

Commissioner White asked if there's a proposed use. Mr. Clark said there is no proposed use, it's being marketed for a potential buyer. If someone purchased it six months ago they would have to go through the process of zoning it in accordance with the comprehensive plan so the landowner is trying to prepare it for that step and that's part of the reason for being overprotective on things like the landscape berm and the development agreement. Commissioner Van Beek spoke about the intense traffic congestion that occurs on Midland Blvd. near the Treasure Valley Marketplace during rush hour. She thinks it's a bad plan to have a roundabout to try to mitigate the traffic concerns. Mr. Clark asked if Commissioner Van Beek is suggesting there could be no use of this property, to which Commissioner Van Beek said that is not what she is suggesting. She lives within a ¼ mile of a batch plant and when they're operating you can hear it 24/7. Mr. Clark said this is planned industrial property, it's not planned for residential. Commissioner Van Beek said it's without

jurisdiction for annexation. Mr. Clark said there is no annexation pathway into the City of Nampa but the same requirement applies regardless of whether you're in the City of Nampa or in Canyon County, property has to be zoned in accordance with the comprehensive plan. Commissioner Van Beek said she disagrees with Mr. Clark's earlier statement that the City of Caldwell has "gone rogue" in referring to a residential development that was approved in the area. Commissioner White said her understanding on the comprehensive plan is that it's pliable, it's a plan and not a law. Zach Wesley said a property owner has a vested right in how their property is zoned and so once it's zoned you're entitled to what the allowed uses are with that zoning. When we talk about the comprehensive plan we're talking about the future land use map and designation and those designations are there for planning purposes and the future land use map is an expression of the County Commissioners' belief of how the County should develop in the future but those things are not guaranteed. You don't have a vested right in the future land use map designation and that's what this hearing is for, to change a property to a different designation and one of the things you look at when you make that decision is how you forecast it on your future land use map. Mr. Clark said the comprehensive plan is a policy document, it is not law that you apply directly, however, the local land use planning act is very clear that zoning districts shall be in accordance with the comprehensive plan, so in other words there is an obligation on the part of the zoning bodies to ensure that their decisions in terms of the zoning decisions that are made for a particular location are in accordance with the comprehensive plan and in this case you have both the County and the city in which the area of impact is located, both are saying this is industrial property. This entire area is being planned for an industrial park, this is what the City of Nampa is in the process of doing as we speak. Beth Ineck has said this is one of the most important things they have in terms of economic development for their city. The industrial park, of which this property is intended to be a part, has railroad spurs and the other elements that are going to be a part of it so the suggestion that we can just ignore both the planning that's happened at the County and at the city would be taking this Board down an improper path. Commissioner White said Midland Blvd. is one of the main arterial entrances into a major retail area with the Treasure Valley Marketplace and St. Luke's Hospital, which is expanding. It sounds like the applicant's plan is for gravel extraction in this heavily travelled area and even though it is projected to be an industrial area she doesn't know if a gravel pit is appropriate for the Midland and Ustick area. Commissioner Dale said he was part of the discussions between Nampa and Caldwell when it was determined whose impact area it would be within and he understands the importance of reserving ground for industrial use but he is not comfortable with either a batch plant or a gravel pit in this location and he wonders if the applicant would be agreeable to prohibiting either a batch plant or a gravel pit. He said he would not be suggesting this except for the fact that Caldwell has approved some massive residential uses over in the area therefore he would like to exclude the following uses: asphalt, concrete batch, and a gravel pit. There are many other industrial uses that would be appropriate and attractive for the area. Mr. Clark said they have agreed to mineral extraction being a conditional use, and they had asked for a batch plant to be an allowed use because it's consistent with M-1 zoning across the County. Commissioner Dale asked if they would agree to that being a conditional use as well. Mr. Clark said they have the area on the south that has the landscape berm around it so you're not going to see anything so one suggestion might be to make the batch plant use permitted on the area within the berm and then require a conditional use on the areas outside of the

berm. Commissioner Van Beek said she has noted the berms in place by the sugar beet factory and by Idaho Sand and Gravel on Middleton Road and she thinks nothing of that mitigation.

Natalie Main testified that she represents her father, who is the applicant in this case, and is the salesperson for the property. They have been working for two years to figure out the best use for the property. The first people who came to them were buyers who wanted to develop it for residential use so Ms. Main and others spoke with Beth Ineck from the City of Nampa who said absolutely not, this is not ever going to be residential, this is industrial and it's always going to be industrial and so the applicant turned those buyers away. Since then in talking with other potential industrial buyers they decided to be proactive and try to rezone ahead of time to make the property more marketable. The use would not be for the extraction of minerals but if it's not a batch plant it could be something else where things are sitting there being put into a rail car and taken in and out. She said they don't see why they need to limit their marketing of who could come in, there are a lot of other uses they felt like were similar when they enacted the performance standards with the City of Nampa. Any type of material storage that's going to be there is going to have trucks coming in and out and the businesses they've talked to that have potentially wanted to be there, will be using Northside, not Midland. As an industrial use, which for now that's all they know it is going to be, it's impossible to say there's not going to be additional traffic. It's not a residential use where you'd have 100 houses and 100 cars coming in and out. If anything it's less burdensome to the roadways than having another residential development. They have been trying to adhere to what is wanted there and they've had a lot of conversations with the City of Nampa and there has been a lot of brainstorming and trying to get to this plan where it's at least going to be aesthetically pleasing. There's going to be a storage facility and a large commercial development there so they thought that corner could play off of that. They could sell that immediate corner to somebody who could use it for services for the residential and then the back portion would be more for industrial use.

Dennis Parker said he's worked with City of Nampa for nearly two years with Beth Ineck and was shown that the area was a designated focus point for city and the Union Pacific Railroad who have been working together for several years to develop an industrial rail park here. He has a background in logistics so he offered to help the city try to get the rail park up and going. He spoke of other company executives he has met with regarding property development in the area. He said the 34-acre parcel next to Amalgamated Sugar Company is under negotiation with a very large corporate company to build a large cold storage refrigeration distribution center. Across Cherry Road there is a parcel that has sold and they are going to put in a large warehouse distribution facility which will be rail served. He spoke of the efforts of the applicant to meet the requirements of the highway district for traffic safety and access. According to Mr. Parker, batch plants are clean, efficient, and they are retail business. This is not going to be gravel extraction, if it gets sold to a batch plant it will be a retail operation.

Commissioner White said we need industry, manufacturing, and the commercial business, but she's concerned about the location. Commissioner Van Beek said she lives next to a batch plant, and she's driven Midland Blvd., and she's sat through the IAC components of looking at what cold storage facilities would like. She said Northside and Midland Blvd. share in

common that they are located in Canyon County, but the logistics and dynamics along those two corridors are entirely different. She does not want to stand in the way of reasonable development but she believes this is one of the worst plans she's seen in the 15 years she's looked at land use decisions.

During rebuttal Mr. Clark said this landowner wants to do the right thing and they have reached out to the various jurisdictions to find out what kind of uses could be here, and it's unfortunate that the City of Caldwell isn't here. Exhibit #11B is a letter from Brian Billingsley with the City of Caldwell where he stated he doesn't have any objections to the proposed rezone, but he would have opposed a rural residential subdivision in this location. Mr. Clark said this is property that is intended to be industrial and we cannot simply ignore the planning. They have agreed to go above and beyond what would otherwise be required. Staff has recommended approval and the P&Z Commission was unanimous in recommending approval. Some of these questions and the tenor of the hearing is not quite what they expected but they want to have a conversation with the Board about what can be done to stay within the planning and try to address some of the concerns so he proposes the following:

- They will agree to no mineral extraction anywhere on the property.
- An asphalt plant will be a C.U.P. anywhere on the property. They are a little bit louder and generate more traffic so they will differentiate between asphalt plants and concrete batch plants.
- They want to have a concrete batch plant within the berm.
- They have agreed to the City of Nampa's performance standards which are higher than the County's.

Commissioner Van Beek said in one of Caldwell's annexations that happened a number of years ago, they were so hungry for development they made decisions that hopefully will be learned from. This is not just a personal property right for the landowner, but there are others who are expecting their rights to be protected as well. She did some research on the health effects for a population living near a cement plant and asphalt batch plants. As part of her research she spoke with Landfill Director David Loper about tires being burnt for fuel at an asphalt plant in Durkee, Oregon. She has grave concerns that some are looking at this project with dollar signs in their eyes but growth has to be managed. Mr. Wesley said we need to have copies of the documents that Commissioner Van Beek referenced so that they can be made part of the record. Mr. Clark said he recognizes Commissioner Van Beek's thoughts about managing growth because he serves on the Idaho Board of Smart Growth, although he is not speaking for them, and growth issues are important to him. He regularly speaks at the Idaho Chapter of the American Planning Association so these are things he thinks about a lot and the best way to manage growth is to plan for it and to follow the plan. There is a plan in this case and it's very clear. He also said it would be easy to just drop a residential subdivision in this green field. Commissioner Van Beek said the Treasure Valley Marketplace is not a dropped-in residential development, it has commercial use which is beautiful, it is an attractant to not just Nampa and Caldwell but to Boise and the surrounding areas. Mr. Clark said that is not what this property is for, it is not planned for commercial. They had conversations with the City of Nampa about whether they would be in favor of commercial and they said this is an industrial park, and so the applicant is following the

direction that Nampa has given and that the County has given and they are executing on the vision that has been in place for years when they made an application for an industrial site. They are not trying to change the rules, they are trying to follow the rules. Commissioner Van Beek said if this rezone goes through at this level there will be requests for conditional use permits. She believes there's an overly aggressive tendency to want to capture the market but at whose cost are we trying to benefit. Commissioner Dale said his comments are best reserved for when the public hearing is closed and the Board has its discussion. Mr. Clark asked if everyone is clear on what the alternative proposal is. Commissioner White said the proposal is: no mineral extraction; an asphalt plant would need a C.U.P.; and allow a concrete batch plant without a C.U.P. within the berm on the southeast section. The decision is binding on the property. She has a huge wish for the applicant to disclose the desired use and proposed plan for the property. Mr. Clark said the proposed development agreement would also run with the ground so any of the commitments they are making today will be binding on someone else as well. Commissioner Van Beek made a motion to close public testimony. The motion was seconded by Commissioner Dale. Mr. Wesley said before public testimony is formally closed we need to get copies of the documents and mark them as exhibits. The motion carried unanimously. (The Board took a recess at 11:07 a.m. and went back on the record at 11:12 a.m.) Commissioner White said because there were new exhibits presented we are going to reopen the hearing so the applicant can have the opportunity to examine the information. Upon the motion of Commissioner Dale and the second by Commissioner Van Beek, the Board voted unanimously to reopen the public hearing. Commissioner White said she's not ready to make a decision and would like to continue the hearing so she can review the information and explore some other things. Upon the motion of Commissioner Dale and the second by Commissioner Van Beek, the Board voted unanimously to continue the hearing to April 16, 2019 at 9:30 a.m. Commissioner Dale said he'd like to make comments before today's hearing is closed. Mr. Wesley said traditionally the hearing procedure is to deliberate after public testimony is completely closed. Commissioner Dale said there's been a lot of opinions expressed from the Board that were not part of a deliberation, they were comments made to the applicant and he would like to express a couple of personal opinions. Commissioner White said she prefers that he defer comments and the Board's discussion to the continued date of April 16, 2019. The hearing concluded at 11:16 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER REQUEST BY RANDAL HETTEMA FOR A FINAL PLAT FOR THE RIDGE AT QUAIL HOLLOW, CASE NO. SD2018-0028

The Board met today at 1:31 p.m. to consider the final plat for The Ridge at Quail Hollow, Case No. SD2018-0028. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, DSD Director Tricia Nilsson, DSD Planner Debbie Root, Randal Hetteima, and Deputy Clerk Monica Reeves. Debbie Root said this is the final plat replat of Lot 14 for The Ridge at Quail Hollow to reduce a 15-foot irrigation easement to six feet. The purpose of the irrigation easement has been abandoned, the pump has been removed from the homeowner's pond and Mr. Hetteima would like to be able to utilize that property to build an addition on his home. The easement is not being utilized by any utilities for irrigation structures. There is a pipe within the 6-foot easement line, there is alternate access to the homeowner's lot. This

easement was not for access it was for a pipe for the pond. The plat is in substantial conformance with all state codes and county ordinances and staff is recommending the Board sign the final plat. In response to questions from Commissioner Van Beek regarding irrigation issues, Ms. Root said the development does not have sufficient water rights to fill the pond as they initially anticipated and so they will only use it for a few common lots areas. Randall Hetteema testified that he wants to add on to his garage and it would have been severely impacted by this easement for an abandoned pipe, which will remain but won't be used for any purpose. Upon the motion of Commissioner Dale and the second by Commissioner Van Beek, the Board voted unanimously to close the public hearing. Upon the motion of Commissioner Dale and the second by Commissioner Van Beek, the Board voted unanimously to approve the final plat. (A copy of the brief findings of fact, conclusions of law and order, is on file with this day's minute entry.) The meeting concluded at 1:38 p.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION – CONSIDER PERSONNEL MATTER PURSUANT TO IDAHO CODE, SECTION 74-206(1)(A) AND (D); INTERVIEW AND EVALUATE FAIR BOARD CANDIDATES

The Board met today at 3:00 p.m. for an Executive Session to interview and evaluate fair board candidates. Commissioner White made a motion to go into Executive Session at 3:02 p.m. pursuant to Idaho Code, Section 74-206(1) (a) and (d) regarding a personnel matter and to discuss records exempt from public disclosure. The motion was seconded by Commissioner Van Beek. A roll call vote was taken on the motion with Commissioners White and Van Beek voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Pam White and Leslie Van Beek, Fair Director Diana Sinner, Fair Board Candidate Jesse Harris, and Deputy Clerk Monica Reeves. Mr. Harris left at 3:18 p.m. The Executive Session concluded at 3:40 p.m. with no decision being called for in open session.

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 3, 2019

PRESENT: Commissioner Pam White, Chair
Commissioner Tom Dale
Commissioner Leslie Van Beek
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED CLAIMS ORDER NO. 4/5/19

The Board of Commissioners approved payment of County claims in the amount of \$14,824.60 and \$411.00 for accounts payable.

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- Prime Construction & Asphalt in the amount of \$2170.00 for the Fair
- Carousel Industries in the amount of \$2100.00 for the Information Technology department
- United Micro in the amount of \$1273.00 for the Sheriff's Office

MEETING WITH COUNTY ATTORNEYS FOR LEGAL STAFF UPDATE AND TO CONSIDER ACTION ITEMS

The Board met today at 9:02 a.m. with county attorneys for a legal staff update and to consider action items. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, Deputy P.A. Zach Wesley, Deputy P.A. Brad Goodsell, Parks Director Nicki Schwend left at 9:10 a.m., Chief Probation Officer Elda Catalano left at 9:05 a.m., Project Coordinator Mike Davidson left at 9:05 a.m., Tina Wilson with WAED and Deputy Clerk Jenen Ross. The action items were considered as follows:

Consider signing United Way of Treasure Valley, Inc. agreement to supply fiscal sponsorship for Canyon County Juvenile Probation Department Truancy Prevention Month "Kickball Tournament": Mr. Wesley explained that thru this partnership with the United Way they serve as a partner and accept donations on behalf of the event, they also help with some of the expenses. Upon the motion of Commissioner Dale and second by Commissioner Van Beek the Board voted unanimously to sign the agreement with United Way of Treasure Valley, Inc. (see agreement no. 19-045).

Consider signing memorandum of understanding agreement for FY2019 CLG Grant: Director Schwend applied for and was awarded a grant for \$13K which she will use for a rural landscape and agricultural resources survey. Upon the motion of Commissioner White and second by Commissioner Van Beek the Board voted unanimously to sign the memorandum of understanding agreement for the FY2019 CLG Grant (see agreement no. 19-044).

Consider signing letter of support for Western Alliance's application to the Rural Economic Development Innovation Initiative: Ms. Wilson said this letter was drafted by Tricia Nilsson and has been reviewed by Brad Goodsell she then provided a review of the other agencies she has received or will receive letters of support from. At this point no money is being requested from the county or WAED. Upon the motion of Commissioner Dale and second by Commissioner Van Beek the Board voted unanimously to sign the letter of support for Western Alliance's application to the Rural Economic Development Innovation Initiative. A copy of the letter is on file with this day's minute entry.

The meeting concluded at 9:22 a.m. An audio recording is on file in the commissioners' Office.

EXECUTIVE SESSION – CONSIDER PERSONNEL MATTER PURSUANT TO IDAHO CODE, SECTION 74-206(1)(A) AND (D); INTERVIEW AND EVALUATE FAIR BOARD CANDIDATES

The Board met today at 11:00 a.m. for an Executive Session to interview and evaluate fair board candidates. Commissioner Dale made a motion to go into Executive Session at 11:00 a.m. pursuant to Idaho Code, Section 74-206(1) (a) and (d) regarding a personnel matter and to discuss records exempt from public disclosure. The motion was seconded by Commissioner Van Beek. A roll call vote was taken on the motion with Commissioners White, Dale, and Van Beek voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Pam White, Tom Dale, and Leslie Van Beek, Fair Director Diana Sinner, Fair Board Candidate Dawn Shahan, and Deputy Clerk Monica Reeves. Ms. Shahan left at 11:17 a.m. Fair Board Candidate Amanda Casey arrived at 11:30 a.m. and left at 11:47 a.m. The Executive Session concluded at 12:06 p.m. with no decision being called for in open session.

PUBLIC HEARING - A REQUEST BY TOM AND KARI POINTS FOR A REZONE, CASE RZ2018-0035

The Board met today at 1:30 p.m. to conduct a public hearing in the matter of a request by Tom and Kari Points for a rezone of 8.3 acres from an "A" (Agricultural) zone to an "R-R" (Rural Residential) zone located at 26600 Gail Lane in Middleton. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, Deputy P.A. Zach Wesley, DSD Director Tricia Nilsson, DSD Planner Jennifer Almeida, Tom Points, Kari Points, and Deputy Clerk Monica Reeves. Jennifer Almeida gave the oral staff report. The future land use map designates this area as residential, and it is not located within any impact area. The surrounding area is a mix of residential and agricultural uses, there are residential uses to the north, west, and south of the property with agricultural uses to the east. The subject property is located within the Lansing Heights Subdivision which was platted in 1973. Within one mile of the property there are eight platted subdivisions for a total of 186 lots with an average lot size of 3.46 acres. There are parcels adjacent to the property to the south and west that are approximately 2.24 acres and 2.25 acres in size. There is rural residential zoning approximately 2,641 feet from the property. The property is not located within a nitrate priority area. It has access via Gail Lane and Ken Way. Canyon Highway District stated the access onto Gail Lane is preferred and any dedications or easements will be required to be shown on the record of survey. Approach permits from the highway district will be required to be submitted with any new residential building permit applications. The highway district indicated the projected trips generated from this development would be below the threshold that would trigger a traffic impact study. ITD did not object to the rezone. The P&Z Commission recommended approval on February 21, 2019, and staff has found the request meets the standard of review for zoning amendment and is harmonious

with the County's comprehensive plan as well as the future land use map. Commissioner Van Beek said the comments from the highway district are rebutted by the applicant. Ms. Almeida said there is an updated letter from highway district which was received after the applicant let them know that platting was not required in this instance. The letter refers to the right-of-way dedication on the cul-de-sac, and the applicant will work through that process with the highway district when they do their record of survey which will take care of that dedication. Approach permits will be required before any building permits are issued. The applicant has agreed to dedicate and increase the size of that cul-de-sac to meet the highway district's requirements. Tom Points testified they have owned the property for 15 years and they want to sell their house and continue maintaining the vineyard. They have an agreement with a local winemaker to manage the vineyard for the next three years and this land division will help them be able to maintain it. They planted the vineyard in 2010, it's an acre of grapes with 1,000 plants. Lansing Heights is an existing subdivision that was platted in 1973 and there have been about 15 other subdivisions that have come in since then with higher density than what the Points' are proposing. In 1973 there were 38 parcels and today there are 98 parcels. Mr. Points believes their proposal is compatible with existing uses and lot sizes. He stated they are in a good aquifer, in fact the Idaho Department of Water Resources is granting new water rights for irrigation in this area which is a rarity. The Points have an existing water right and will not be requesting any new rights. They have two wells on site and they will be adding one additional well. Gail Lane is cul-de-sac and has the capacity to handle the traffic; the highway district did not require a traffic impact study. The Points will dedicate the right-of-way for the cul-de-sac as requested by the highway district. In response to questions from Commissioner Van Beek, Mr. Points spoke about the topography and the location of the existing wells. Ms. Almeida said the property will not be platted so there won't be an engineering report done but they will have to do a test hole and verify they can meet the setbacks for any water as well as from the drain field, wells, and property lines, but with a two-acre lot that's not typically an issue. She noted that the health department did not raise any concerns on this project. Commissioner Van Beek asked Ms. Almeida to address the concern about parcels being divided. Ms. Almeida said any further divisions of this parcel would trigger platting so there will be a process and the public will be informed. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to close the public hearing. Commissioner Dale said this is a great presentation by the applicant and it's significant that the P&Z Commission recommended approval and there is no one here to voice opposition. It's appropriate for the area and it's still maintaining the above two-acre lot size and it's preserving the ground that's currently being utilized for grapes and it's a great idea. He then made a motion to approve the rezone and adopt the ordinance directing the change to the zoning map, and to approve the findings of fact, conclusions of law, and order. The motion was seconded by Commissioner Van Beek and carried unanimously. (See Ordinance No. 19-015.) The hearing concluded at 1:56 p.m. An audio recording is on file in the Commissioners' Office.

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 4, 2019

PRESENT: Commissioner Pam White, Chair
Commissioner Tom Dale

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- HP, Inc. in the amount of \$4484.00 for the Information Technology department
- Gunarama Wholesale, Inc. in the amount of \$6185.00 for the Sheriff's Office
- Right! Systems, Inc. in the amount of \$2622.00 for the Information Technology department

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Two Horse Saloon to be used 4/6/19 for a team roping event.

CONSIDER INDIGENT DECISIONS

The Board met today at 8:45 a.m. to consider indigent decisions. Present were: Commissioners Pam White and Tom Dale, Customer Service Specialist Stephanie Burger, Customer Service Specialist Robin Sneegas, Director of Indigent Services Yvonne Baker and Deputy Clerk Jenen Ross. The following cases do not meet the eligibility criteria for county assistance: 2019-0552, 2019-0545, 2019-0549, 2019-0546, 2019-0663, 2019-0543, 2019-0536, 2019-0544, 2019-0538, 2019-0542, 2019-0644, 2019-0553 and 2019-0554. Upon the motion of Commissioner White and second by Commissioner Dale the Board voted unanimously to issue initial denials with written decisions within 30 days. Commissioner Dale made a motion to place case no. 2019-0547 into suspension pending a resource. The motion was seconded by Commissioner White and carried unanimously. The meeting concluded at 8:47 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER INDIGENT MATTERS

The Board met today at 8:59 a.m. to consider indigent matters. Present were: Commissioners Pam White and Tom Dale, Director of Indigent Services Yvonne Baker, Hearing Manager Kellie George, Deputy P.A. Jim Cornwell, Deputy P.A. Dan Blocksom and Deputy Clerk Jenen Ross. The following cases meet the eligibility criteria for county assistance: 2019-293, 2019-294, 2019-225, 2019-243, 2019-86, 2019-263 and 2019-482. Upon the motion of Commissioner Dale and second by Commissioner White the Board voted unanimously to issue final approvals with written decisions on the cases as read into the

record. The meeting concluded at 9:01 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2018-1563

The Board met today at 9:04 a.m. to conduct a medical indigency hearing for case no. 2018-1563. Present were: Commissioners Pam White and Tom Dale, Director of Indigent Services Yvonne Baker, Hearing Manager Kellie George, Deputy P.A. Jim Cornwell, Deputy P.A. Dan Blocksom, Attorney Mark Peterson for St. Lukes, Ashley Hesteness for St. Lukes, Applicant and Deputy Clerk Jenen Ross. Upon the motion of Commissioner Dale and second by Commissioner White the Board voted unanimously to approve the case. The hearing concluded at 9:15 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2019-297

The Board met today at 9:19 a.m. to conduct a medical indigency hearing for case no. 2019-297. Present were: Commissioners Pam White and Tom Dale, Director of Indigent Services Yvonne Baker, Hearing Manager Kellie George, Deputy P.A. Jim Cornwell, Deputy P.A. Dan Blocksom, Donna Sharp for St. Alphonsus, applicant, mother of the applicant and Deputy Clerk Jenen Ross. Upon the motion of Commissioner Dale and second by Commissioner White the Board voted unanimously to approve the case with a written decision to be issued within 30 days. The hearing concluded at 9:27 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2019-211

The Board met today at 9:32 a.m. to conduct a medical indigency hearing for case no. 2019-211. Present were: Commissioners Pam White and Tom Dale, Director of Indigent Services Yvonne Baker, Hearing Manager Kellie George, Deputy P.A. Jim Cornwell, Deputy P.A. Dan Blocksom, Attorney Mark Peterson for St. Lukes, Ashley Hesteness for St. Lukes, applicant and Deputy Clerk Jenen Ross. Upon the motion of Commissioner Dale and second by Commissioner White the Board voted unanimously to approve the case with a written decision within 30 days. The hearing concluded at 9:46 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2019-195

The Board met today at 9:51 a.m. to conduct a medical indigency hearing for case no. 2019-195. Present were: Commissioners Pam White and Tom Dale, Director of Indigent Services Yvonne Baker, Hearing Manager Kellie George, Deputy P.A. Jim Cornwell, Deputy P.A. Dan

Blocksom, Attorney Mark Peterson for St. Lukes, Amber Jones for St. Lukes and Deputy Clerk Jenen Ross. Upon the motion of Commissioner Dale and second by Commissioner White the Board voted unanimously to continue the case to May 23, 2019. The hearing concluded at 9:59 a.m. An audio recording is on file in the Commissioners' Office.

INDIGENT MATTERS

The Board met today at 10:00 a.m. to consider indigent matters. Present were: Commissioners Pam White and Tom Dale, Director of Indigent Services Yvonne Baker, Hearing Manager Kellie George and Deputy Clerk Jenen Ross. Neither the hospital nor the applicant appeared on the following cases: 2018-1472, 2019-190, 2018-1471 and 2019-228. Upon the motion of Commissioner Dale and second by Commissioner White the Board voted unanimously to issue final denials with written decisions within 30 days. The meeting concluded at 10:01 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING LEGAL NOTICE REQUESTING PROPOSALS FOR CANYON COUNTY DETENTION MEDICAL SERVICES

The Board met today at 1:18 p.m. to consider signing a legal notice requesting proposals for Canyon County detention medical services. Present were: Commissioners Pam White and Leslie Van Beek, Deputy P.A. Mike Porter, Jail Captain Darin Ward and Deputy Clerk Jenen Ross. Mr. Porter explained that it's required by statute to provide notice at least two weeks before the county can consider awarding a contract. This is more of a ministerial act as there are no local contract medical providers who will see the legal notice in the local newspaper, additionally, they have personally reached out to all agencies they're aware of to submit an RFP. Upon the motion of Commissioner Van Beek and second by Commissioner White the Board voted unanimously to sign the legal notice.

EXECUTIVE SESSION TO CONSIDER PERSONNEL MATTER PURSUANT TO IDAHO CODE, SECTION 74-206(1) (A) AND (D); INTERVIEW AND CANDIDATE EVALUATIONS; FAIR BOARD MEMBERS

Commissioner Dale made a motion to go into Executive Session at 1:31 p.m. pursuant to Idaho Code, Section 74-206(1) (a) and (d) to discuss personnel matters and records that are exempt from public disclosure. The motion was seconded by Commissioner Van Beek. A roll call vote was taken on the motion with Commissioners Van Beek, White and Dale voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, Fair Director Diana Sinner, Kim Hasenoehrl arrived at 1:30 p.m. and left at 1:49 p.m., Allan Laird arrived at 1:54 p.m. and left at 2:13 p.m. and Deputy Clerk Jenen Ross. The Executive Session concluded at 2:15 p.m. with no decision being called for in open session.

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 5, 2019

PRESENT: Commissioner Pam White, Chair
Commissioner Tom Dale
Commissioner Leslie Van Beek – out of the office
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- Curtis Blue Line in the amount of \$2376.00 for the Sheriff's Office

APPROVED SALARY RATE REQUEST AND/OR KEY & SECURITY ACCESS REQUEST FORM

The Board approved a salary rate request and/or key & security access request form for John Brett Calhoun, Lee Marie Hibbeler, Brenda K. Stone and Terry Srodowa.

FILE IN MINUTES

The Board filed the Treasurer's monthly report for February 2019 in today's minutes.

EXECUTIVE SESSION – PERSONNEL MATTER AND NAMED PERSONNEL, RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION

Note for the record: As properly noticed the Board met today at 9:04 a.m. for a legal staff update.

Commissioner Dale made a motion to go into Executive Session at 9:05 a.m. pursuant to Idaho Code, Section 74-206(1) (b) and (d) regarding personnel matters and named personnel and records that are exempt from public disclosure and attorney-client communication. The motion was seconded by Commissioner White. A roll call vote was taken on the motion with Commissioners White and Dale voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Pam White and Tom Dale, Chief Deputy P.A. Sam Laugheed and Deputy Clerk Jenen Ross. The Executive Session concluded at 9:41 a.m. At the conclusion of the executive session Commissioner Dale made a motion to continue the legal staff update to 1:30 p.m. today. The motion was seconded by Commissioner White and carried unanimously.

PUBLIC HEARING – REQUEST FOR ROAD NAME CHANGE (JOPLIN ROAD AND WARE ROAD)

The Board met today at 10:01 a.m. for a continued hearing in the matter of a request by the Canyon County Development Services Department for a road name change, Case No. RD2018-0022. Present were: Commissioners Tom Dale and Pam White, DSD Director Tricia Nilsson, DSD Planner Jennifer Almeida, and Deputy Clerk Monica Reeves. Today's hearing was continued from March 11, 2019 in order to give Mr. Roedel, who was a concerned neighbor, adequate time to fill out a road name application and select three road names. He did not submit the form and staff has had no verbal or written contact with him so at this time staff is requesting the Board adopt the road name changes as requested and as heard in the previous two hearings. Commissioner Dale said because we have not had any alternative name requests from the concerned parties in the area he made a motion to sign the findings of fact, conclusions of law, and order and to approve the road name change. The north/south portion of Ward Road will be renamed *Ware Road*, and the east/west portion, approximately 661 feet, will be renamed *Joplin Road*. The motion was seconded by Commissioner White and carried unanimously. The hearing concluded at 10:04 a.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION –RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION

Note for the record: As properly noticed the Board met today at 1:34 p.m. for a continued legal staff update.

Commissioner Dale made a motion to go into Executive Session at 1:35 p.m. pursuant to Idaho Code, Section 74-206(1) (d) regarding records that are exempt from public disclosure and attorney-client communication. The motion was seconded by Commissioner White. A roll call vote was taken on the motion with Commissioners White and Dale voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Pam White and Tom Dale, Chief Deputy P.A. Sam Laugheed, Facilities Director Paul Navarro, Captain Daren Ward arrived at 1:50 p.m. and Deputy Clerk Jenen Ross. The Executive Session concluded at 2:28 p.m. with no decision being called for.

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 8, 2019

PRESENT: Commissioner Pam White, Chair
Commissioner Tom Dale
Commissioner Leslie Van Beek
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- Command Sourcing Inc. in the amount of \$1609.12 for the Sheriff's Office

APPROVED CLAIMS ORDER NO. 4/10/19

The Board of Commissioners approved payment of County claims in the amount of \$17,029.89, \$21,517.42, \$15,048.11, \$17,593.27, \$230,635.72, \$103,121.32 and \$31,944.11 for accounts payable.

MEETING WITH COUNTY ATTORNEYS FOR LEGAL STAFF UPDATE AND CONSIDER ACTION ITEM

The Board met today at 9:01 a.m. for a legal staff update and to consider an action item at which time a request was made to go into executive session as follows:

EXECUTIVE SESSION – RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION AND TO COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY CLAIMS

Commissioner Dale made a motion to go into Executive Session at 9:03 a.m. pursuant to Idaho Code, Section 74-206(1) (d) and (i) to discuss records exempt from public disclosure and attorney-client communication and to communicate with risk manager regarding pending/imminently likely claims. The motion was seconded by Commissioner Van Beek. A roll call vote was taken on the motion with Commissioners Dale, White and Van Beek voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, Deputy P.A. Zach Wesley, Parks Director Nicki Schwend, Facilities Director Paul Navarro and Deputy Clerk Jenen Ross. The Executive Session concluded at 9:34 a.m. with no decision being called for in open session.

At the conclusion of the executive session the action item was considered as follows:

Consider signing Canyon County George W. Nourse Public Gun Range consultant agreement with TRS Range Services, LLC: Commissioner Dale said they'd heard some good discussion on the qualifications of TRS and made a motion to sign the agreement. The motion was seconded by Commissioner Van Beek and carried unanimously (see agreement no. 19-046).

The meeting concluded at 9:36 a.m. An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

MEETING WITH THE DIRECTOR OF DEVELOPMENT SERVICES TO DISCUSS GENERAL ISSUES, SET POLICY AND GIVE DIRECTION TO CONSIDER ACTION ITEM

The Board met today at 9:37 a.m. with the Director of Development Services to discuss general issues, set policy and give direction and to consider an action item. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, DSD Director Tricia Nilsson and Deputy Clerk Jenen Ross. The action item was considered as follows:

Consider signing a resolution approving a fee reduction to Luke & Wendy Bayes for a comprehensive plan map change, rezone and easement: Director Nilsson said the Bayes have a parcel that doesn't have a building permit so they are seeking a rezone to get a building permit but in order to do that the comprehensive plan needs to be amended. The total fees would be \$4200 but they would all be run concurrently so DSD is recommending that the Bayes pay just the \$850 rezone fee since it will be one staff report and one legal notice and they feel the \$850 would cover county costs. Upon the motion of Commissioner Dale and second by Commissioner Van Beek the Board voted unanimously to sign the resolution approving a fee reduction to Luke and Wendy Bayes (see resolution no. 19-031).

Director Nilsson updated the Board on the following: revenues are at 53% which is good since we're about halfway thru the fiscal year; expenses are at 39%. Spoke about population estimates she's received from COMPASS. UPWP is soliciting projects for next year and the possibility of a cooperative fiscal impact calculator. The City of Star has a draft comp plan they have sent out which will go to their city council on April 23rd; she will likely draft a letter and forward to the Board for review. The Wilder P&Z would like to talk about impact areas so she will reach out to see what they're trying to accomplish.

The meeting concluded at 9:55 a.m. Two audio recordings are on file in the Commissioners' Office.

PUBLIC HEARING – REQUEST BY JOHN BADIOLA FOR A REZONE, CASE NO. RZ2018-0034

The Board met today at 10:00 a.m. to conduct a public hearing in the matter of a request by John Badiola for a rezone of 37.90 acres from an "A" (Agricultural) zone to an "M-1" (Light Industrial) zone, Case No. RZ2018-0034. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, DSD Director Tricia Nilsson, DSD Planner Jennifer Almeida, Deputy P.A. Zach Wesley, Alan Mills, and Deputy Clerk Monica Reeves. Jennifer Almeida gave the oral staff report. The future land use map designates the property as industrial and the surrounding area contains a mix of agricultural and industrial uses. It is located within Greenleaf's impact area and is adjacent to an existing gravel pit; there are residences located west of the subject property, however, the future land use of this area is industrial and that also includes the properties located to the west. Within one mile of the subject property there is one platted subdivision, Munn Ranch, which was platted as an industrial subdivision and is not intended for residential use. The property is adjacent to M-1 zoning, and the area contains many industrial zoned properties within one mile. It is not located within a nitrate priority area, it has frontage on Pinto Road which is a public road. An access permit will be required for a change in use of the property and any new commercial access to serve the site may be permitted at 660 foot intervals along Pinto Road. Canyon Highway District indicated that the projected trips from the development would be below the threshold that would

require a traffic impact study. ITD stated future development of the parcel will require submittal of trip generations to ITD. The P&Z Commission recommended approval of the rezone on February 7, 2019, and staff has found the request meets the standard of review for zoning amendment and is harmonious with the comprehensive plan and the future land use map. Alan Mills testified that one person attended their neighborhood meeting but he was more concerned about getting some fill for his property so they worked out a concept to get him what he wanted. The access may not come out on Pinto Road because the current owner has access onto Weitz Road for an existing pit and their scale house is located toward the east so they're probably going to continue going out the same way rather relocating the scale house. There won't be any real change in the traffic patterns. The applicant will comply with the requirements of the highway district. Commissioner Van Beek asked if there are plans to put a batch plant on the property. Mr. Mills believes the owner contracts with other entities who do batch plants so he doesn't think they intend to do that on their own. Commissioner Van Beek asked if there are any plans for residential use in this industrial area. Ms. Almeida said she's not aware of any but added that putting additional residences in an area that shows as industrial on the comprehensive plan would require an application to try to change the use, which most likely would not be recommended by staff. Commissioner White said the request is straightforward and a good fit for the corridor. Upon the motion of Commissioner Dale and the second by Commissioner White, the Board voted unanimously to close the public hearing. Commissioner Dale said this area is planned to be an industrial and there are a number of industrial uses at the present time so those who are looking to purchase in this area would know it's an industrial zone. Commissioner Van Beek believes it's a consistent use and doesn't interfere with property rights on either side. She appreciates the orderly development that benefits the public and protects individuals with a minimum amount of conflict. Upon the motion of Commissioner Dale and the second by Commissioner Van Beek, the Board voted unanimously to approve Case No. RZ2018-0034 to rezone Parcel R36355 from "A" to "M-1", and to approve the findings of fact, conclusions of law, and order. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to sign the ordinance changing the zoning map. (See Ordinance No. 19-016.) The hearing concluded at 10:13 a.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION – CONSIDER PERSONNEL MATTER PURSUANT TO IDAHO CODE, SECTION 74-206(1)(A) AND (D); INTERVIEW AND EVALUATE FAIR BOARD CANDIDATES

The Board met today at 1:03 p.m. for an Executive Session to interview and evaluate fair board candidates. Commissioner Dale made a motion to go into Executive Session at 1:04 pm. pursuant to Idaho Code, Section 74-206(1) (a) and (d) regarding a personnel matter and to discuss records exempt from public disclosure. The motion was seconded by Commissioner Van Beek. A roll call vote was taken on the motion with Commissioners White, Dale and Van Beek voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Pam White, Tom Dale, and Leslie Van Beek, Fair Director Diana Sinner, Fair Board Candidate Josh Sanders, and Deputy Clerk Monica Reeves. The Executive Session concluded at 1:33 p.m. with no decision being called for in open session.

MONTHLY MEETING WITH ADMINISTRATIVE DISTRICT JUDGE AND TRIAL COURT ADMINISTRATOR TO DISCUSS GENERAL ISSUES

The Board met today at 1:39 p.m. for a monthly meeting with the Administrative District Judge and Trial Court Administrator to discuss general issues. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, Judge Susan Wiebe, TCA Doug Tyler and Deputy Clerk Jenen Ross. Judge Wiebe and Mr. Tyler updated the Board on the following: The Supreme Court is conducting a pre-trial summit in mid-May to provide information on pre-trial; they County's pre-trial program works well and has served as a model. Judge Ford will be retiring May 31st and the Judicial Council will be visiting on April 23rd. The application process to replace Judge Ford has closed; there were 6 applicants and they are down to 4 candidates. Judge Jamie Sullivan's position closes this Friday and Mr. Tyler will coordinate dates for potential interviews. Commissioner Dale asked about any anticipated budget requests. Mr. Tyler said they would like some new copiers and to do work on the second floor courtrooms. He has started talking with people about the remodel but would like to get everyone to the table in the hopes of avoiding issues they encountered with previous remodels. Those costs will come out of the court facilities fund. The Supreme Court pays for audio in the courtrooms but their budget has been stressed so he will talk with them again about getting included in their budget process. Judge Wiebe said power docking stations in the court areas would be helpful; Commissioner White said she would revisit the topic with Greg Rast. IT has been working on a computerized jury system with a target date of late April to be up and running. Once the new system is up and running Mr. Tyler would like to explore changing jury duty from a month to two weeks. The meeting concluded at 2:00 p.m. An audio recording is on file in the Commissioners' Office.

APRIL 2019 TERM

CALDWELL, IDAHO APRIL 9, 2019

PRESENT: Commissioner Pam White, Chair
Commissioner Tom Dale
Commissioner Leslie Van Beek
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- Inselman Plumbing in the amount of \$6478.00 for the Facilities department
- Ferguson Supply in the amount of \$1747.02 for the Animal Shelter
- Caxton in the amount of \$1495.55 for the Prosecutor's Office

MEETING WITH COUNTY ATTORNEYS FOR A LEGAL STAFF UPDATE AND TO CONSIDER ACTION ITEMS

The Board met today at 9:00 a.m. with county attorneys for a legal staff update and to consider action items. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, Chief Deputy Sheriff Marv Dashiell left at 9:04 a.m., Deputy P.A. Mike Porter left at 9:04 a.m., Deputy P.A. Zach Wesley, Deputy P.A. Dan Blocksom left at 9:07 a.m., Treasurer's Office Manager Jennifer Mercado left at 9:07 a.m. and Deputy Clerk Jenen Ross. The action items were considered as follows:

Consider signing a resolution approving to award officer's badge and duty weapon to Deputy Terry Mathis and Deputy Charles Davlin: Chief Dashiell said Deputy Terry Mathis has worked for the Sheriff's Office for 24 years. He has been a member of the SWAT team and is currently working with the narcotics unit. Deputy Davlin has worked for the Sheriff's Office for 27 years and is currently working in the jail. Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to sign the resolutions awarding badge and duty weapon to Deputy Terry Mathis (see resolution no. 19-032) and Deputy Charles Davlin (see resolution no. 19-033).

Consider signing resolution of the BOCC classifying records of the Canyon County Treasurer and authorizing the destruction of records: Ms. Mercado and Mr. Blocksom reviewed the items intended to be destroyed. Upon the motion of Commissioner Dale and second by Commissioner Van Beek the Board voted unanimously to sign the resolution classifying records of the Canyon County Treasurer and authorizing the destruction of records (see resolution no. 19-034).

The meeting concluded at 9:07 a.m. An audio recording is on file in the Commissioners' Office.

MEETING WITH DIRECTOR OF HUMAN RESOURCES TO DISCUSS GENERAL ISSUES, SET POLICY AND GIVE DIRECTION

The Board met today at 9:38 a.m. with the Director of Human Resources to discuss general issues, set policy and give direction. A request was made to go into executive session as follows:

EXECUTIVE SESSION – PERSONNEL MATTER

Commissioner Dale made a motion to go into Executive Session at 9:39 a.m. pursuant to Idaho Code, Section 74-206(1) (b) regarding personnel matters. The motion was seconded by Commissioner White. A roll call vote was taken on the motion with Commissioners White and Dale voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Pam White and Tom Dale, Deputy P.A. Mike Porter, HR Director Sue Baumgart, Controller Zach Wagoner and Deputy Clerk Jenen Ross. The Executive Session concluded at 9:59 a.m. with no decision being called for in open session.

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 10, 2019

PRESENT: Commissioner Pam White, Chair
Commissioner Tom Dale
Commissioner Leslie Van Beek
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED CLAIMS ORDER NO. 1914

The Board of Commissioners approved payment of County claims in the amount of \$1,637,695.09 for a County payroll.

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- ConvergeOne in the amount of \$16,054.52 for the Information Technology department
- T-O Engineers in the amount of \$3500.00 for the Fair

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Eastside Tavern to be used 4/27/19 for a wedding.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Maria Elena Gonzales dba La Copa. See resolution no. 19-035.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Canyon Golf Partners, LLC dba Red Hawk Golf Course. See resolution no. 19-036.

MEETING WITH COUNTY ATTORNEYS FOR LEGAL STAFF UPDATE AND CONSIDER SIGNING CANYON COUNTY ALL HAZARD MITIGATION PLAN AGREEMENT WITH TETRA TECH, INC.

The Board met today at 10:03 a.m. with county attorneys for a legal staff update and to consider signing the Canyon County All Hazard Mitigation Plan agreement with Tetra. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, Deputy P.A. Zach Wesley and Deputy Clerk Jenen Ross. Mr. Wesley said that we have not yet received the signed copy back from the contractor so this will be rescheduled to a later date for consideration. The meeting concluded at 10:04 a.m. An audio recording is on file in the Commissioners' Office.

MEETING WITH ASSESSOR'S OFFICE STAFF TO CONSIDER APPROVAL/DENIAL OF PROPERTY TAX EXEMPTION APPLICATIONS

The Board met today at 10:31 a.m. with Assessor's Office staff to consider the approval/denial of various new property tax exemption applications and renewing various exemptions under codes 63-602B, 63-602C, 63-602D, 63-602E, 63-602W, 63-602GG, 63-602P, 50-2014 and 63-602X. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, Administrative Analyst Jennifer Loutzenhiser and Deputy Clerk Jenen Ross. The exemptions were considered as follows:

63-602B – Religious Exemption:

Parcel no. 15502000 0 - Commissioner Dale made a motion to approve the application for Church of the Living God and deny the application for Greater Life Church. The motion was seconded by Commissioner Van Beek and carried unanimously.

Parcel no. 01356000 0, Boone Memorial Presbyterian Church

Parcel no. 01357500 0, New Direction, Inc.

Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to completely remove the exemptions.

Parcel no. 23112000 0, Calvary Chapel

Upon the motion of Commissioner Dale and second by Commissioner Van Beek the Board voted unanimously to partially remove the exemption.

63-602E – Educational Exemption:

Parcel nos. 31535010 0, 31533000 0, 31537010 0, Nampa Christian School

Upon the motion of Commissioner Dale and second by Commissioner Van Beek the Board voted unanimously to grant the exemptions.

Parcel no. 31537000 0, Nampa Christian School

Upon the motion of Commissioner Dale and second by Commissioner Van Beek the Board voted unanimously to deny the exemption.

Parcel no. 35723012 0, Heritage Community Charter School

Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to grant the exemption.

Parcel no. 64941572 0, Na Pali Coast Capital, LLC

Upon the motion of Commissioner Dale and second by Commissioner Van Beek the Board voted unanimously to grant the exemption.

63-602C – Charitable:

Parcel no. 35307103 0, Metro Community Services

Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to grant the exemption.

Parcel nos. 64941540 0, 64941541 0, 64941542 0, 64941543 0, 64941544 0, 64941545 0, Terry Reilly Health Services

Upon the motion of Commissioner Dale and second by Commissioner Van Beek the Board voted unanimously to grant the exemption.

63-602X – Casualty Loss:

Parcel no. 33223011 0, Kristy Eachus

Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to grant the exemption.

63-602W – Site Improvement:

Parcel no. 30602162 0, Britannia Heights LLC

Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to grant the exemption.

63-602E – Educational:

Upon the motion of Commissioner Dale and second by Commissioner Van Beek the Board voted unanimously to grant exemptions on the following parcels:

64936374 0	602E EDUCATIONAL PP	EVERBANK COMMERCIAL FINANCE		
64941106 0	602E EDUCATIONAL PP	EVERBANK COMMERCIAL FINANCE		
61111013 0	602E EDUCATIONAL PP	EXCELSIOR HOMESCHOOL CO-OP		
60724001 0	602E EDUCATIONAL PP	GREATAMERICA	FINANCIAL	SERVICES
	CORPORATION			
64940104 0	602E EDUCATIONAL PP	GREATAMERICA	FINANCIAL	SERVICES
	CORPORATION			
64941110 0	602E EDUCATIONAL PP	GREATAMERICA	FINANCIAL	SERVICES
	CORPORATION			
64941357 0	602E EDUCATIONAL PP	INSIGHT INVESTMENTS LLC		
64939357 0	602E EDUCATIONAL PP	LEAF CAPITAL FUNDING LLC		
64939358 0	602E EDUCATIONAL PP	LEAF CAPITAL FUNDING LLC		
64935344 0	602E EDUCATIONAL PP	MAILFINANCE INC		
64935345 0	602E EDUCATIONAL PP	MAILFINANCE INC		
64941362 0	602E EDUCATIONAL PP	NA PALI COAST CAPITAL LLC		
64939124 0	602E EDUCATIONAL PP	STEVENS HENAGER COLLEGE		
64940608 0	602E EDUCATIONAL PP		XEROX FINANCIAL SERVICES LLC	
64941113 0	602E EDUCATIONAL PP		XEROX FINANCIAL SERVICES LLC	

31539000 0 602E EDUCATIONAL REAL CHRISTIAN SCHOOLS FOUNDATION OF NAMPA
 IDAHO INC
 31448010 0 602E EDUCATIONAL REAL NAMPA CHRISTIAN SCHOOLS INC
 11189000 0 602E EDUCATIONAL REAL NORTHWEST NAZARENE UNIVERSITY
 FOUNDATION INC
 11188000 0 602E EDUCATIONAL REAL NORTHWEST NAZARENE UNIVERSITY INC
 11194000 0 602E EDUCATIONAL REAL NORTHWEST NAZARENE UNIVERSITY INC
 11194013 0 602E EDUCATIONAL REAL NORTHWEST NAZARENE UNIVERSITY INC
 11194014 0 602E EDUCATIONAL REAL NORTHWEST NAZARENE UNIVERSITY INC
 11201000 0 602E EDUCATIONAL REAL NORTHWEST NAZARENE UNIVERSITY INC
 11246000 0 602E EDUCATIONAL REAL NORTHWEST NAZARENE UNIVERSITY INC
 11633000 0 602E EDUCATIONAL REAL NORTHWEST NAZARENE UNIVERSITY INC
 13025112 0 602E EDUCATIONAL REAL NORTHWEST NAZARENE UNIVERSITY INC
 02530536 0 602E EDUCATIONAL REAL WESTERN IDAHO COMMUNITY ACTION
 PARTNERSHIPS INC
 19863000 0 602E EDUCATIONAL REAL WESTERN IDAHO COMMUNITY ACTION
 PROGRAM INC HEAD START
 34113000 0 602E EDUCATIONAL REAL WESTERN IDAHO COMMUNITY ACTION
 PROGRAMS INC

63-602C - Charitable:

Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to grant exemptions on the following parcels.

61111007 0 602C CHARITABLE PP GOODWILL
 61111004 0 602C CHARITABLE PP GRACE PLACE (THE)
 61111015 0 602C CHARITABLE PP IDAHO YOUTH RANCH
 61111024 0 602C CHARITABLE PP IDAHO YOUTH RANCH
 61111026 0 602C CHARITABLE PP IDAHO YOUTH RANCH
 61111027 0 602C CHARITABLE PP IDAHO YOUTH RANCH
 61111023 0 602C CHARITABLE PP TERRY REILLY HEALTH SERVICES (CLINIC)
 61111021 0 602C CHARITABLE PP TERRY REILLY HEALTH SERVICES (DENTAL)
 35091000 0 602C CHARITABLE REAL ADVOCATES AGAINST FAMILY VIOLENCE INC
 3673600 0 602C CHARITABLE REAL ARENA VALLEY PARK ASSOC INC
 16862000 0 602C CHARITABLE REAL BREAKING CHAINS ACADEMY OF
 DEVELOPMENT
 34971000 0 602C CHARITABLE REAL CALDWELL CHAPTER OF THE IZAAK WALTON
 LEAGUE OF AMERICA
 01114000 0 602C CHARITABLE REAL CALDWELL ELKS HOME ASSN
 01113000 0 602C CHARITABLE REAL CALDWELL ELKS HOME ASSN INC
 35141010 0 602C CHARITABLE REAL CALDWELL ODD FELLOW LODGE NO 10
 04770000 0 602C CHARITABLE REAL CANYON COUNTY HISTORICAL SOCIETY INC
 61111022 0 602C CHARITABLE REAL COMMUNITY COUNCIL (DBA)
 02530501D0 602C CHARITABLE REAL COMMUNITY COUNCIL OF IDAHO INC
 02530502 0 602C CHARITABLE REAL COMMUNITY COUNCIL OF IDAHO INC

02530505 0	602C CHARITABLE REAL	COMMUNITY COUNCIL OF IDAHO INC
16873000 0	602C CHARITABLE REAL	COMMUNITY HEALTH CLINIC
28695010 0	602C CHARITABLE REAL	COMMUNITY HEALTH CLINIC DBA
03136000 0	602C CHARITABLE REAL	COMMUNITY HEALTH CLINIC DBA TERRY REILLY HEALTH SERVICES
08759000 0	602C CHARITABLE REAL	COMMUNITY HEALTH CLINICS
08760000 0	602C CHARITABLE REAL	COMMUNITY HEALTH CLINICS DBA
16880000 0	602C CHARITABLE REAL	COMMUNITY HEALTH CLINICS DBA
08777000 0	602C CHARITABLE REAL	COMMUNITY HEALTH CLINICS INC
14447000 0	602C CHARITABLE REAL	COMMUNITY HEALTH CLINICS INC
14447015 0	602C CHARITABLE REAL	COMMUNITY HEALTH CLINICS INC
16883000 0	602C CHARITABLE REAL	COMMUNITY HEALTH CLINICS INC
07900101 0	602C CHARITABLE REAL	COMMUNITY HEALTH CLINICS INC DBA TERRY REILLY HEALTH SERVICES
01801000 0	602C CHARITABLE REAL	GRAND LODGE OF ID IOOF INC
67340100 0	602C CHARITABLE REAL	HISPANIC CULTURAL CRT OF IDAHO
01147500 0	602C CHARITABLE REAL	IDAHO YOUTH RANCH INC
01147501 0	602C CHARITABLE REAL	IDAHO YOUTH RANCH INC
33612000 0	602C CHARITABLE REAL	LIZARD BUTTE EASTER SUNRISE
31060011C1	602C CHARITABLE REAL	LOVE INC OF TREASURE VALLEY
08640000 0	602C CHARITABLE REAL	NAMPA AERIE #2103 FOE
08670000 0	602C CHARITABLE REAL	NAMPA AERIE NO 2103 FOE
08237000 0	602C CHARITABLE REAL	NAMPA LODGE #1389 BPOE
36402000 0	602C CHARITABLE REAL	PLEASANT RIDGE GRANGE #135
13576000 0	602C CHARITABLE REAL	SALVATION ARMY
32548178 0	602C CHARITABLE REAL	SALVATION ARMY
04887000 0	602C CHARITABLE REAL	SALVATION ARMY THE
13704000 0	602C CHARITABLE REAL	SALVATION ARMY THE
15988584 0	602C CHARITABLE REAL	SALVATION ARMY THE
13447000 0	602C CHARITABLE REAL	SOCIETY OF ST VINCENT DE PAUL SOUTHWEST ID DIST COUNCIL INC
35818000 0	602C CHARITABLE REAL	ST VINCENT DE PAUL OF CALDWELL INC
00201000 0	602C CHARITABLE REAL	THETA PSI HOUSE CORPORATION
08154000 0	602C CHARITABLE REAL	TREASURE VALLEY TRANSIT INC
19896000 0	602C CHARITABLE REAL	V F W POST 11065
35723100 0	602C CHARITABLE REAL	YOUNG MENS CHRISTIAN ASSOC OF BOISE INC
35723101 0	602C CHARITABLE REAL	YOUNG MENS CHRISTIAN ASSOCIATION OF BOISE INC

The meeting concluded at 10:56 a.m. An audio recording is on file in the Commissioners' Office.

APRIL 2019 TERM
 CALDWELL, IDAHO APRIL 11, 2019

PRESENT: Commissioner Pam White, Chair
Commissioner Tom Dale
Commissioner Leslie Van Beek
Deputy Clerk Monica Reeves / Jenen Ross

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for JLC 9 Inc. dba Idaho Pizza Co.; JLC Corporation dba Idaho Pizza Company; JLC 2 Inc. dba Idaho Pizza Company. See resolution no. 19-037.

CONSIDER INDIGENT DECISIONS

The Board met today at 8:49 a.m. to consider indigent decisions. Present were: Commissioners Pam White and Leslie Van Beek, Customer Service Specialist Robin Sneegas, Customer Service Specialist Stephanie Burger, Customer Service Specialist Kelly Galloway and Deputy Clerk Jenen Ross. The following cases do not meet the eligibility criteria for county assistance: 2019-0558, 2019-0537, 2019-0567, 2019-0551, 2019-0682, 2019-0563, 2019-0580, 2019-0694, 2019-0569, 2019-0661, 2019-0579, 2019-0582 and 2019-0570 upon the motion of Commissioner Van Beek and second by Commissioner White the Board voted unanimously to issue initial denials with written decisions within 30 days.

Commissioner Van Beek made a motion to issue initial approvals with written decisions within 30 days for case nos. 2019-0555 and 2019-0712. The motion was seconded by Commissioner White and carried unanimously.

The meeting concluded at 8:52 a.m. An audio recording is on file in the Commissioners' Office.

MEETING WITH COUNTY ATTORNEYS FOR A LEGAL STAFF UPDATE AND TO CONSIDER ACTION ITEMS

The Board met today at 9:03 a.m. with county attorneys for a legal staff update and to consider action items. Present were: Commissioners Pam White and Leslie Van Beek, Treasurer Tracie Lloyd left at 9:16 a.m., Captain Daren Ward left at 9:13 a.m., Juvenile Detention Director Steve Jett left at 9:13 a.m., Deputy P.A. Mike Porter and Deputy Clerk Jenen Ross. The action items were considered as follows:

Consider signing addendum 2 to request for proposals for Canyon County Detention Center Medical Services: This is the addendum 2 to answer questions posed by interested parties, they have also added a scoring change to the RFP itself. Mr. Porter gave a review of the scoring system and the part that has been added is in regards to price as it has become

apparent while reviewing the questions that it may become an important factor. Upon the motion of Commissioner White and second by Commissioner Van Beek the Board voted unanimously to sign addendum 2 to the RFP for Canyon County Detention Center Medical Services.

Meeting to discuss Treasurer's report to consider approval/denial of March 2019 Treasurer's tax charge adjustment by PIN: These are tax dollar adjustments that have come thru the administrative adjustment process including penalties and interest. Upon the motion of Commissioner Van Beek and second by Commissioner White the Board voted unanimously to sign the March 2019 Treasurer's tax charge adjustment by PIN.

Commissioner Van Beek asked about how tort claims are handled. Mr. Porter explained that we have an insurance policy with ICRMP and as part of that policy the county will notify them of any notice of tort we are in receipt of and let them know that we'd like them to defend us which triggers their responsibility to the county under the agreement. ICRMP generally covers anything that involves damages, which includes notice of tort claims. When claims come to the county legal has requested that they funnel thru the Board's Office. Once a claim is received by Board staff it is forwarded to legal where it's reviewed by the civil department and forwarded to ICRMP; a letter is sent by legal to the department or office the claim pertains to requesting that they preserve any information or evidence relating to the claim. ICRMP will review the claim to evaluate the merit of it. A notice of tort is not considered a tort claim and there is a timeframe in which a claim must be filed.

The meeting concluded at 9:25 a.m. An audio recording is on file in the Commissioners' Office.

PUBLIC HEARING – REQUEST BY WILLIAM AND ROBERT JENKINS FOR A REZONE, CASE NO. RZ2018-0033

The Board met today at 1:31 p.m. to conduct a public hearing in the matter of a request by William Jenkins and Robert Jenkins for a rezone of four parcels totaling 78.22 acres from an "A" (Agricultural) zone to an "R-R" (Rural Residential) zone, Case No. RZ2018-0033. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, Deputy P.A. Zach Wesley, DSD Director Tricia Nilsson, DSD Planner Jennifer Almeida, Alan Mills, interested citizens, and Deputy Clerk Monica Reeves. Jennifer Almeida gave the oral staff report. The future land use designates this area as residential, it is within Caldwell's impact area and is adjacent to the city limits. The property is designated as residential estates on Caldwell's future land use map. The surrounding area contains a mix of agricultural and residential uses. Within one mile there are 21 platted subdivisions with a total of 817 lots with an average lot size of .41 acres. The proposed rezone would create lots that are larger than the platted lots within one mile. The property is shown as agricultural on the zoning map. There is R-1 zoning located approximately 1,417 feet southeast of the property at Lone Star Road. COMPASS household forecasts project an increase of 251 -500 households within this particular zone and the proposed rezone would fit within the forecasts that have been determined for this area. The subject property is not located within a nitrate priority area. Canyon Highway

District has outlined the requirements for access to the development. No new roads or driveways are allowed to access an arterial road. Local road access onto Indiana Avenue would be acceptable and must meet local road spacing of 500 feet. The highway district stated the development was not anticipated to severely impact the local road network and a traffic impact study is not anticipated at this time. Any improvements or dedications would occur during the platting phase of the project. ITD had no objections to the rezone. The city's requirements will apply when the project is platted. A city water line runs adjacent to the property at Orchard Avenue and the city has recommended that new homes in the development connect to city water. The nearest sewer main is approximately 1700 feet north of Orchard Avenue. The P&Z Commission recommended approval on February 21, 2019, and staff has found the request meets the standard of review for zoning amendment and is harmonious with the comprehensive plan and future land use map. Commissioner Van Beek inquired about the administrative land division that has occurred. Ms. Almeida said the application consists of four parcels, two of those have been split through an administrative land division and there were smaller parcels that were taken out during that process. It appears that two of the others are still originals that may have an administrative division available but what they're asking for is to rezone the entire area at this time. They do have the availability of an administrative division on two of the four parcels. Alan Mills testified that the family purchased the 80 acres in 1961 and the intent is to keep it for the family. He read a letter from one of the Jenkins family members who stated their goal is to continue the legacy their parents started by leaving the ranch to the next generations. It's going to happen very slowly, it will not be in a development stage, it's going to be a matter of who wants and is able to move there. The reason they didn't rezone the two one-acre parcels is they already have houses on them. Mr. Mills said there is a deep well water right on the property and if one sibling wanted five acres or 10 acres they would move the point of diversion and that's a huge benefit because you don't have pipe everywhere. The cattle operation is downsizing and there will be cattle moving off the property as the operation "pulls in." He spoke to the manager of the Deer Flat National Wildlife Refuge and their main concern deals with setbacks and encroachments because they want to buy more property and expand. Mr. Mill showed him the County setbacks and he seemed to be okay with it. Commissioner Van Beek asked if there will be CC&R's or an HOA. Mr. Mills said they will probably do that by individual deed restriction rather than by CC&R's. With regard to concerns about arsenic, Ms. Almeida said when the development is platted they will have to go through health department subdivision engineering reports and work through the requirements at that time. Mr. Mills said the family is not concerned about dangerous arsenic levels in the area, nor has he heard of a health issue related to arsenic in the area. Director Nilsson said we did get countywide information on locations of arsenic, nitrates, and uranium in ground water and it's dispersed all over Canyon County and it is very site specific. There isn't a cluster in one area or another. The nitrate priority areas are well documented. There are cases of site specific arsenic issues at the health district, but it's only as the issue of having an individual well tested. It might be a topic for a future discussion between the Board and Southwest District Health on how to make people aware of the potential but it's not something that is everywhere in the County; it's really hard to come to some definitive conclusion so the best we can do is make people aware and have their water tested. As far as this property she's not aware of any data showing an issue. Mr. Mills said 15 years ago he did some research and found there were zero cases in the valley of health-related issues

caused by high nitrates. Upon the motion of Commissioner Dale and the second by Commissioner Van Beek the Board voted unanimously to close the public hearing. Commissioner Dale likes the idea of keeping the properties in the family and establishing some hereditary links back to the land. It's a good proposal to keep the ground accessible for farming and it also opens up some ground for houses for the family. Commissioner Van Beek said at whatever point this creates higher density than for the family she wants to see some kind of agreement for city services. Commissioner White believes this is an appropriate use of the property. Commissioner Van Beek said with the addition of the property owners' family a lot of those will become non-issues, such as impact fees and road fees. At such time a family member sells, takes a split, or subdivides it would trigger a different staff report which would be evaluated at that time. Commissioner Dale made a motion to grant the application to rezone the property to "R-R" for Case No. RZ2018-0033 and to accept the findings of fact, conclusions of law and order and to approve the ordinance change as specified. The motion was seconded by Commissioner Van Beek and carried unanimously. (See Ordinance No. 19-017.) The hearing concluded at 2:00 p.m. An audio recording is on file in the Commissioners' Office.

MEETING WITH DARRELL BOLZ REGARDING THE RIGHT TO FARM BILL

The Board met today at 3:01 p.m. at the request of Darrell Bolz to discuss the right to farm bill. Present were: Commissioners Tom Dale and Leslie Van Beek, Deputy P.A. Zach Wesley, DSD Director Tricia Nilsson, Darrell Bolz, Steven Parrott, and Ashley Howling of the Nampa/Caldwell Agri-business Committee, and Deputy Clerk Monica Reeves. Darrell Bolz said there is a concern that a discussion should be had about putting something on the record when people purchase land in an agricultural zone that they make a notation realizing that farmers have the right to farm and people need to be notified that there will be agricultural practices such as baling at night, aerial spraying, etc. (He showed examples of the disclosures used by Owyhee County, and Skagit County, Washington where purchasers are required to sign a disclosure at closing which gets recorded with the deed.) Director Nilsson said it's required to be put on every subdivision plat and it's typically in all of our land use decisions, but unless the buyers read one of the notes on the plat they're not going to know because the County is not involved in property closings. Ashley Howling, who works for a title company, said in Owyhee County when somebody is looking to apply for a conditional use permit, or a rezone, or anything that has to do with changing a use of land it's required regardless of whether it's in an agricultural area or not. She said as a title company they are an unbiased third-party and they take written instruction that comes from the parties to the transaction, whether that's the lender or the buyer/seller agents, and on the title company side of things they would need written instruction to include in a package in order for someone to sign whether that be from a lending standpoint or the County's standpoint. Zach Wesley said the County does not have any involvement in the process right now so we would be inserting ourselves in a third-party process that we're not a party to and how would we monitor that to make sure it gets done? Commissioner Van Beek said it almost seems too late if we're at the title stage and so she asked if there's a way to inform and incorporate that at the land use level with the P&Z Commission or the Board. Commissioner Dale said that

information is not getting to the homeowner whose backyard abuts a hay field, for example. Ms. Howling said the title companies have to get some sort of instruction; they get instructions from the lenders on their closing packages and they have their own escrow instructions. This is a statute that applies throughout the state so just like CC&Rs are automatically incorporated into the closing package because they go with the property. She'll do some checking to see if they could do it or if it has to come from somewhere else. Mr. Bolz said they decided to start with the County first and see what happens and if necessary they could to the state. Director Nilsson said occasionally DSD might receive a complaint about farming and when that happens staff explains that it's not a nuisance; however, they don't receive many complaints. Steven Parrott said some farmers are getting complaints and there is a big concern with a large amount of people moving into the valley that this could be a bigger issue down the road and they want to use this as an education piece. Commissioner Dale said the best course of action would be voluntary participation in an educational process and the next best step would be to discuss it with the decision-makers from the local title companies and say here's the challenge and here's a proposed solution. Mr. Parrott doesn't think the voluntary participation will be a long-term solution so he would like to explore an opportunity to have Canyon County be a leader in this aspect and take a stance. Commissioner Dale said it has to go back to legal to see if we can do it at the County level and if we can then we need to make sure we get buy-in from the title companies. Ms. Howling agreed and said she will discuss it with her title company. There was discussion about the types of forms title companies present at closings and that led to a conversation about how the Canyon County Assessor will not allow the companies to give homeowner exemption applications to buyers. Commissioner Dale said he will talk to the Assessor about that. Commissioner Van Beek said if the title companies had the form to distribute it would save time for the County on a couple of levels. Mr. Wesley will do some research on the right-to-farm aspect and look at the question of does the County have authority to do this. With regard to the question of the homeowner exemption forms, it sounds like that's going to be the Assessor's own internal policy. Commissioner Dale will talk with Assessor Brian Stender and see if he would have any objection to title companies having exemption forms. He asked what would be the possibility of making this a legislative issue next year to see if they could do an amendment to the right to farm act that requires title companies to provide an informed document with every land sale. Mr. Bolz wanted to start at the County level to see what could be done and if necessary they can go to the state. No Board action was required or taken. The group will meet again on May 2nd at 3:00 p.m. The meeting concluded at 3:36 p.m. An audio recording is on file in the Commissioners' Office.

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 12, 2019

PRESENT: Commissioner Pam White, Chair
Commissioner Tom Dale – TVP annual meeting
Commissioner Leslie Van Beek – out of the office
Deputy Clerk Monica Reeves / Jenen Ross

No meetings were conducted today.

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 15, 2019

PRESENT: Commissioner Pam White, Chair – out of the office
Commissioner Tom Dale
Commissioner Leslie Van Beek
Deputy Clerk Monica Reeves / Jenen Ross

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Firehouse Sports Pub & Pizza, LLC dba Firehouse Sports Pub; Debbie Finch dba 1918 Lounge. See resolution no. 19-040.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for HFO, LLC dba Tobacco Connection #37; HFO, LLC dba Big Smoke #113; HFO, LLC dba Big Smoke #115; New Big Smoke, LLC dba Big Smoke #102; Kebob, LLC dba Tobacco Connection #32. See resolution no. 19-041.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Kebob, LLC dba Tobacco Connection #23; New Big Smoke, LLC dba Big Smoke #109; Kebob, LLC dba Tobacco Connection #22; Kebob, LLC dba Tobacco Connection #16; Kebob, LLC dba Tobacco Connection #12; Kebob, LLC dba Tobacco Connection #6. See resolution no. 19-042.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Gallegos Meat Market, LLC dba Gallegos Meat Market #2; Kebob, LLC dba Tobacco Connection #1. See resolution no. 19-043.

MEETING WITH COUNTY ATTORNEYS FOR A LEGAL STAFF UPDATE AND TO CONSIDER ACTION ITEMS

The Board met today at 9:00 a.m. with county attorneys for a legal staff update and to consider action items. Present were: Commissioners Tom Dale and Leslie Van Beek, Deputy P.A. Brad Goodsell left at 9:18 a.m., Deputy P.A. Zach Wesley, DSD Director Tricia Nilsson, Chief Deputy Assessor Joe Cox, Representatives for Americrete Ready-Mix Concrete, Inc. left at 9:18 a.m., Charity Nelson with BVEP, Lance Thuesson and Deputy Clerk Jenen Ross. The action items were considered as follows:

Consider signing resolution granting Americrete Ready-Mix Concrete, Inc., a tax exemption pursuant to Idaho Code § 63-602NN: This project has been prosed for just outside Nampa City limits. A modification to a provision in paragraph 6 has been requested, in the past this provision says that if the taxpayer fails to sustain for 10 years after the exemption the tax could be recaptured. The requested modification is to recapture proportionately, this is the only change from the standard resolution. Joe Cox stated for the record that this would be a change from the other 23 resolutions for tax exemptions that have been signed. In the others it was not specifically noted how the recapture would be done. Mr. Goodsell said it could be addressed on a case by case basis if it ever were to arise. Written notice was sent to the taxing districts and the Idaho Department of Commerce; No one was in attendance to offer comment. Representatives of gave a recap of Project Charlie. There will be a total investment of \$7.9M with job creation up to 60. They anticipate a soft start in November and full operation by February. Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to sign the resolution granting Americrete Ready-Mix Concrete, Inc. a tax exemption pursuant to Idaho Code §63-602NN (see resolution no. 19-038). Mr. Thuesson stated for the record that he agrees to the terms and conditions of the resolution and that they will also provide a letter to be included with the record.

Consider signing internet access agreement with the City of Meridian: At this time we do not have a clean copy of this agreement so it will be postponed to Thursday, April 18th at 10:00 a.m.

Consider signing resolution approving a fee waiver request for the Canyon County Mosquito Abatement District: Dave Curl was able to provide a detailed formula of the costs to DSD and a fee of \$2092 will cover staff time to process the plans. Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to sign the resolution approving a fee waiver of \$5908 for the Canyon County Mosquito Abatement District (see resolution no. 19-039).

The meeting concluded at 9:23 a.m. An audio recording is on file in the Commissioners' Office.

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 16, 2019

PRESENT: Commissioner Pam White, Chair
Commissioner Tom Dale
Commissioner Leslie Van Beek
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- Dell, Inc. in the amount of \$6262.72 for the Sheriff's Office

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Idaho Bowling Corp. Inc. dba Nampa Bowl; Maria Elena Gonzalez dba La Copa. See resolution no. 19-045.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Evra, Inc. dba Casa Mexico; Mother Earth Brew Co. LLC dba Mother Earth Micro Brews; Mongolian BBQ B-Way/Nampa dba Mongolian BBQ; Howards Tackle Shoppe, Inc. dba Howard's Tackle Shoppe. See resolution no. 19-044.

MEETING WITH THE DIRECTORS OF FACILITIES AND INFORMATION TECHNOLOGY TO DISCUSS GENERAL ISSUES, SET POLICY AND GIVE DIRECTION

The Board met today at 8:31 a.m. with the Directors of Facilities and Information Technology to discuss general issues, set policy and give direction. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, Facilities Director Paul Navarro, IT Director Greg Rast, Controller Zach Wagoner and Deputy Clerk Jenen Ross.

Director Rast discussed the following items with the Board:

- When the budget was approved there was a 1% equity that was added to salaries, specifically within the IT budget it was about \$21,000. In the fall about \$14,000 was used for merit for good work. He prefers to use that money when it comes to recognition of employees who are going above and beyond. He would like to use some of the balance for six specific employees. The compensation for these six employees would be a total of about \$5250 leaving a balance of \$1500. Zach Wagoner explained that in the FY2019 each office and department had 1% of their total salaries set aside in its own specific line item for equity adjustments to be distributed at the discretion of the department administrator and the elected officials. He reiterated that Director Rast did not use his full allotment up front and still has some monies left. He said that what is being proposed is within Director Rast's budget and is consistent with the design and structure of the compensation plan; it does not change anyone's salary, this is a one-time payment to equalize/recognize shifts in responsibilities or performance. Commissioner Van Beek would like the Board to have the opportunity to look at the equity pool and how it's being used and would like a detailed breakdown from Director Rast so the Board can see that it's within the budget. Additionally, she would like to see the trend from one fiscal year to another and a breakdown for this fiscal year. She has some questions about the process and how it works and then the

structure for the equity and compensation plan. She doesn't necessarily have a problem with the request, she would just like more information. Commissioner White doesn't have an issue delaying a decision until Commissioner Van Beek receives the information she's looking for. Director Rast said he could go back to FY2018 and provide what bonuses and merits were taken from that one percent and a report of what has been given so far for FY2019 along with what's proposed. Commissioner Van Beek asked Controller Wagoner if he is able to generate a report for each department showing an annual comparison between FY2017 to FY2018 because she understands there was a change in the amount of equity pool that was on reserve. She would also like to see the trend of what is being paid out, she wonders if the pool needs to be grown at the same rate as the salaries grow. Commissioner Dale said this is not a bonus pool it's an equity pool to address inequities or discrepancies that come up in the compensation plan. Mr. Wagoner concurred with Commissioner Dale that this is an equity pool and as business is carried out through the year with 900 positions things change. Commissioner Van Beek said she would generate a list of questions and work with Mr. Wagoner to see about getting some answers and more information. Director Rast said he would provide what information he can to the Board and go from there.

- On April 24th they will go live with the new jury application, it has been a cooperative effort between IT, the jury commissioner and Supreme Court. This application will be used instead of the one provided thru Odyssey.
- There was an email issue last week because they went to a new firewall but there were some configurations that didn't come thru. With that happening it allowed a couple of things to happen – it allowed more spam to come thru and it put the county on a block list that stops email flow between the county and the state. The IT department is working to get the configurations back, currently everything is working with the exception of the spam portion.

Director Navarro updated the Board on the following items:

- There is a generator needed for the pod 6 jail. A change order was received from ADS for approximately \$34K but one was found for \$23K. Controller Wagoner said that although this money was not budgeted for the county does have sufficient cash available for this purchase. He anticipates that sometime before the end of the fiscal year we will go thru the process of opening the budget to make adjustments. He would prefer to do that close to the end of the fiscal year because there is a certain amount of cost associated with the process. Commissioner Van Beek asked for clarification about which fund these monies will be coming out of and how the change order was initiated.
- The City of Caldwell is 95% complete with Gabiola Fields and they are ready for the county to take over the maintenance, sprinklers and part of Wilson Creek as agreed upon. The pressurized mainlines for the sprinkler system were installed by the city, the county will be adding the branch lines and he anticipates they'll be able to complete the project in about a week and a half. A PO for \$8900 was presented to the Board for the purchase of materials.
- Sheriff Donahue has asked for a small remodel in his office. He has asked for a space to be remodeled to be a room with two desks for the victim witness coordinators. Mr.

Navarro has provided the Sheriff an estimate not to exceed \$3500 that will come from his budget. The Board is okay with Director Navarro moving forward with this project.

- Electrical upgrades at the Charolais Barn are 50% complete, the storm water retention at the fairgrounds is 60% complete and there are a few other small projects that are coming together quickly.
The meeting concluded at 9:03 a.m. An audio recording is on file in the Commissioners' Office.

MEETING WITH COUNTY ATTORNEYS FOR A LEGAL STAFF UPDATE AND TO CONSIDER ACTION ITEM

The Board met today at 9:05 a.m. with county attorneys for a legal staff update and to consider an action item. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, Deputy P.A. Zach Wesley, Chief Deputy P.A. Sam Laugheed, Lt. Dave Schorzman left at 9:11 a.m., DSD Director Tricia Nilsson, PIO Joe Decker left at 9:14 a.m. and Deputy Clerk Jenen Ross.

Consider signing Canyon County All Hazard Mitigation Plan agreement with Tetra Tech, Inc.: Lt. Schorzman said this is the comprehensive plan for the county to identify and mitigate risk. It is also associated with floodplain management and mitigation, additionally it keeps the county in compliance with federal guidelines and regulations. They have found it is more cost effective every 5 years to find subject matter experts to do this work. This year a 75%/25% grant was able to be obtained that the state is paying for thru the federal government, the 25% the county is responsible for can be a soft match with time for employees. He anticipates it will be a 9-12 month project. Upon the motion of Commissioner Dale and second by Commissioner Van Beek the Board voted unanimously to sign the Canyon County All Hazard Mitigation Plan agreement with Tetra Tech, Inc. (see agreement no. 19-047).

Mr. Laugheed said last week there was discussion about county employees not being aware of the bond election happening in May. It was suggested to have a meeting for county employees only in order to get information out. Mr. Decker will reach out to the other elected officials to find a date that works for everyone.

EXECUTIVE SESSION – RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION AND COMMUNICATE WITH LEGAL COUNSEL REGARDING PENDING/IMMINENTLY LIKELY LITIGATION

A request was made to go into Executive Session to discuss records exempt from public disclosure and attorney-client communication and communicate with legal counsel regarding pending/imminently likely litigation. The Executive Session was held as follows:

Commissioner Dale made a motion to go into Executive Session at 9:14 a.m. pursuant to Idaho Code, Section 74-206(1) (d) and (f). The motion was seconded by Commissioner Van

Beek. A roll call vote was taken on the motion with Commissioners Van Beek, White and Dale voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, Chief Deputy P.A. Sam Laugheed, Deputy P.A. Zach Wesley, DSD Director Tricia Nilsson and Deputy Clerk Jenen Ross. The Executive Session concluded at 9:40 a.m. with no decision being called for in open session.

An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

PUBLIC HEARING TO CONSIDER THE APPROVAL/DENIAL OF A REQUEST BY RODERIC LEWIS FOR A CONDITIONAL REZONE AND DEVELOPMENT AGREEMENT; CASE NO. RZ2018-0028

The Board met today at 9:47 a.m. for a public hearing to consider the approval/denial of a request by Roderick Lewis for a conditional rezone and development agreement; case no. RZ2018-0028. Present were: Commissioners Pam White, Tom Dale and Leslie Van Beek, DSD Director Tricia Nilsson, DSD Planner Dan Lister, Deputy P.A. Zach Wesley, Dennis Parker, Rod Lewis, Natalie Main, Jim Trull, Hethe Clark, Arline Devlin, Dana Devlin, Kevin Myers, Barbara Watkins and Deputy Clerk Jenen Ross. Before the hearing began Commissioner Van Beek made a statement to disclosed ex parte communication regarding rezone request case RZ2018-0028 for Roderic Lewis pursuant to the public hearing held Tuesday, April 16, 2019. She contacted Beth Ineck and asked for clarification regarding her knowledge of the property and zoning. After consulting with the legal department and Development Services Director Tricia Nilsson, she now understands that she needs to limit her fact finding to what has been admitted as evidence through testimony, exhibits and information contained within the staff report. In addition to that, she let it also be known for the record that she lives next to a mineral extraction operation as well as a concrete batch plant.

Dan Lister provided the Board with an addendum to include exhibits 19, 20 and 21. Exhibit 19 is the email correspondence between Beth Ineck and Commissioner Van Beek. Mr. Lister explained that it discusses Nampa's ideas of what that area is and one of the items that stuck out to him was that it is intended to be a high-end industrial park with utilization of the railroad. Exhibit 20 is Mr. Lister's correspondence with Beth Ineck clarifying with her what a batch plant is and what the surrounding areas have allowed in the past or what their permitting process is. At the end of the email Ms. Ineck said that this is supposed to be a high-end industrial park utilizing the railroad and that if a batch plant were to be considered it should at least meet the city's requirement which is a conditional use permit. Exhibit 21 is correspondence from Hethe Clark where he suggests an alternative option requiring an asphalt batch plant to have a conditional use permit, a concrete batch plant to be allowed but only within the bermed section of the property and prohibit all mineral extraction uses as well as keep the conditions of the development agreement. Additionally, within the letter Mr. Clark makes distinctions between asphalt and concrete plants and also responds to exhibits 16, 17, and 18 that were provided at the last hearing.

Mr. Clark offered testimony and provided a new exhibit for the record, pictures and drawings that may help clarify some of the points made by Beth Ineck in her email from yesterday. In

summary, they are proposing to rezone the property to light industrial. A development agreement is included with a 90 foot wide by 15 foot tall berm. His client has also agreed to accept the Nampa City Performance Standards and as previously discussed there was a P&Z recommendation of approval on this case. He believes that it's important to look at the area in context and as discussed this is part of the larger industrial area that Nampa is very clearly planning upon and insistent upon. Renderings were prepared to try to show what this development might look like. They want to emphasize the proximity of the rail line and the fact that these properties will likely be served by these rail spurs, that was very important to Nampa in identifying this area as an industrial park. On the other side of the property there is a transition to residential that was discussed and they themselves have provided transition in the form of a commercially zoned area on the north, multi-family that transitions to single family in the back and storage units down farther on the south. One of the things left out of the conversation with Beth Ineck yesterday in the emails was the discussion of the berm and he feels it's a critical element that everyone needs to understand. He also made it known that the specifics of this application have not been discussed with Ms. Ineck, what was discussed with her was prior to the application in regards to Nampa's vision for the property. They explored whether they could get a comp plan amendment to change the zoning to commercial and that was the extent of the conversation where Ms. Ineck was very clear that it would be industrial property. In terms of further conversations with Nampa staff after the application was submitted, Mr. Clark said he did have conversations with Robert Hobbs prior to him leaving. Those conversations led to their proposal of adopting the Nampa City Performance Standards so they have had conversations with Nampa staff but it's not been what Commissioner Van Beek might have understood from the last hearing. It's not been side by side with Ms. Ineck on this exact proposal but it has been with the planning and zoning staff which he feels is appropriate. He feels that the discussion so far hasn't really grasped the scope and size and purpose of this berm and he would really like to delve into this. The berm will offer 165 feet of separation on the east side, similar separation on the entrance to the west and they anticipate that lighter uses will be located outside the berm on the northeast. The berms are significant in size and have been designed with a jog to limit the possibility of being able to see into that area, additionally, their application includes landscape proposals for the berms. They came up with a couple different options of uses that could potentially go within that berm – some of the options include a lumber yard where just a chain-link fence could be put around the whole thing, in this case it was not what they wanted to do but it prompted the idea of what a wood truss manufacturer would look like in there. In their renderings this kind of operation would have plenty of room to operate within the approximate 22 acres and be able to take advantage of the rail spur, meanwhile everything would be appropriately screened. Another option would be a concrete plant but this is a behind the berms kind of situation and would only be allowed behind the bermed area without a condition use permit, anywhere else on the property would require a conditional use permit. There would be no mineral extraction proposed at this site which means it looks very different from what people might be used to in terms of a combined mineral extraction and concrete batch plant. Without mineral extraction there would be no ponds, no gravel processed on site and no screening, washing or crushing. The aggregate would be stored in a combined area and then brought into the plant facility where it would be put into concrete trucks and turned in the drums. The rail line would also be useful in this type of situation because as the area grows out and the aggregate becomes more difficult to

get or to license it may have to come from longer distances. The last option they thought may work in this area is a light manufacturing facility. There are going to be uses in this area that can and should take advantage of the rail spur line. Those uses, by their nature, will tend to be heavier industrial uses, but you also have with this property the intersection of Midland and Ustick which is a highly trafficked area and is going to attract lighter uses. The M1 zoning could attract a number of retail uses and with the berm, we believe that we are setting the stage for those uses to co-exist no matter what goes on either side of the berm. In looking at the compromised proposal the restrictions being proposed are beyond what is typically called for in M1 zoning; M1 zoning would allow any of the three use examples. The compromised proposal is a significant investment both in terms of the development agreement, adopting Nampa's Performance Standards and dedicating the right of way at Midland and Ustick. Mr. Clark asked if this property is not going to be treated as well as other M1 zoned properties in the county you have to question why you would invest all these additional efforts into the property before you try to sell it. He believes that the mineral extraction component is key in this situation and without mineral extraction a concrete plant is clean, it can be contained and it can easily coexist with other uses. He addressed the exhibits that were of concern during the April 2, 2019 hearing. Exhibit 16 referenced a news article about an asphalt plant in California that was using crumb rubber which is rubber that comes from tires that have been ground up. There are a couple of distinctions here in that crumb rubber isn't used in Idaho and an asphalt plant would require a conditional use permit under their proposal so the county would have the additional opportunity to look at an asphalt plant if one were to be proposed at this site. Additionally, asphalt plants require specific DEQ and EPA permitting for air quality. Exhibit 17 was a cement plant in Italy. Cement plants are large, they are highly costly, and they are very difficult to permit which is why there are only handful of them in the entire US. This would be something extremely different and it wouldn't be permitted under current county code. With regard to health impacts of living near a chemical plant, initially M2 zoning was proposed but after conversations with Mr. Lister and learning that the only difference between M1 and M2 zoning is the allowance of hazardous chemical or gas processing or manufacturing and that is not something they want to do on the property so the decision was made to change the request to M1 zoning. They are requesting a rezone in accordance with the county comprehensive plan, they have included self-imposed obligations such as the development agreement, the berm, Nampa City Performance Standards and right of way dedication. The right of way dedication is something that would have been compensated if the highway district had just come thru because that was in their plans regardless of what happens with this property so this was something the applicant did to make sure that the highway districts needs were taken care of. The compromised proposal is to ask for M1 code treatment with additional restrictions – no mineral extraction, asphalt plants require a CUP and concrete only with a CUP outside of the berm. They are trying to respect the future uses that are likely to be sited here, the rail spur and then the combination of the lighter traffic on the corner means that there really are two different scenarios that are likely to occur at this property. He asked the Commissioners to keep in mind the distinction of a concrete batch plant without mineral extraction and surrounded by a berm, he believes they've done everything that the county would have asked for in terms of requesting a CUP for a concrete batch plant given all these steps. We're asking for an approval that's consistent with the M1 zone. If the

Board decides that the response is denial they ask that the Board identify the steps that can be taken in order to gain an approval as Idaho Code would require.

Commissioner Van Beek spoke about the rail line and asked if the proposal is to build multiple spurs off the rail line to meet the need. Mr. Clark said that his understanding is that Nampa is looking to have multiple spurs thru that entire industrial park area. Commissioner Dale said this sort of plan has been discussed for many years in order to take advantage of a unique feature of that area. Mr. Lister confirmed that the area directly across Midland is already approved to be commercial. Commissioner Van Beek asked if anyone had looked at the number of railcars that cross that rail line up to the spur. Mr. Clark said that he feels that is not something that affects this property directly. This property may get a rail spur in the future but the number of cars that are going on the rail line offsite of the property wouldn't necessarily be something the property owner could control.

Arline Devlin offered testimony in favor of the rezone stating that her and her husband own the 150 acres across Ustick to the north of the property. Their property is bordered on the east by a rail track, Ustick Rd. on the south, Midland Rd. on the west and a house on the north. Her husband has farmed the ground for 40 years and in 1994 they bought out their partners and have owned the property ever since. Their property is located in the Nampa Impact area and the entire time they've owned the property they've been told they've been slated in the master plan for light and heavy industrial because of the railroad track. The attractive nuisance part of that track is that they've never really felt like their property was conducive to residential development. Additionally, their property is cut by a high transmission line. In discussions with Beth Ineck and the city they've always known that they were part of the railroad plan because their property is well suited for spurs and light industrial. They are pleased about the roundabout that is going in because the traffic pressures have been tremendous and with discussions with the engineer they've been concerned about it accommodating farm equipment, trucking equipment and being able to move that equipment around it. They want to make sure it's designed for large trucks and farm equipment.

Rod Lewis gave a history of himself and how he acquired the property. When he first purchased the land he didn't realize it had been part of the development plan for light industrial. The more he looked at the maps the more he realized what an excellent idea it was that this area is in the development plan the way it is, it makes perfect sense. He feels it was very smart of Nampa to extend their development plan for industrial along this rail line. He's spoken with the land owners to the west and they understand that his property is zoned industrial. He said they've have had a number of people who are industrial users approach them about purchasing the land. His concern is doing the right thing with the property because than intersection is very important, he knows the schools there, the traffic there and the residential development that is coming to that area. They've told anyone who is interested in the land that it's very important to them that the corner area of this land be the type of uses that are useful to the people in this area. They've had in mind that this would be a service area and that it would be conducive to the corner, typical of what you'd see at an intersection like this. He thinks this area is going to grow a lot. They really want to make sure this property is developed the right way and have in affect told anyone who is interested that they want to see this 10 acres on the corner separated from industrial even thought it would

be light industrial zoning and then they want to protect whatever it is that goes behind that. They are asking that whatever is brought in they want to have a berm system, they want to protect the road and sightline and make sure they're doing the right thing for this land. At this time they cannot say what would go in there because corporations won't commit until they know what the zoning is going to be and what the plan is. They have indicated to any interested business what their view is and that they're not willing to sell the property unless it's done this way. Commissioner White confirmed that there would be no mineral extraction at the site and Mr. Lewis said that in their proposal they have taken an asphalt plant out of the equation. There are several uses that could go in that area such as a microchip type plant, assembly plant, or wood products but in this case, the outside case would be a concrete batch plant. Asphalt plants put out fumes so no asphalt. He's only talking about a concrete batch plant which is taking some aggregate that's been piled up and putting it into a truck.

Jim Trull offered testimony in support of the application stating that he represents one of the businesses interested in buying the property and reiterated that corporations won't commit to buying a property until they're sure that when they purchase it that it can be used for their intended purpose. His company has done their due diligence and if they can get the zoning that they need they'll be ready to move forward. They see a concrete batch plant in this location as very beneficial but realize it has to be different from all the other batch plants in the Treasure Valley. It has to be made on a model where you bring the aggregate in. The way their ready-mix plants work is that the gravel is separated into piles when it comes in then put into hoppers when it's needed, the hopper drops it into a bin and then drops it into the back of a truck. All the mixing is done in the back of the ready-mix truck. He feels that the berming should take care of the noise, he doesn't feel that noise will be an issue with a ready-mix plant. Concrete is something that is very dependent upon distance and as the valley continues to grow and traffic increases it takes longer to get places; it's really important to a ready-mix supplier to be able to cut down the distance they have to travel. Right now his company has plants in Notus and Boise which means they can serve Nampa but just barely. Concrete has a limited time of only about 1 to 1 ½ hours. If they had a plant somewhere in the middle, it would cut down the amount of time and allow them to offer competitive pricing and keep their delivery times less. He believes it may increase traffic in one area of the county but overall it would reduce traffic in the county. Although he realizes his business may not actually be the ones to own this property in the end, he feels that the seller has gone to a lot of trouble to make sure the company has been fully vetted. Mr. Trull said he has never dealt with someone who took so much time, care and effort to make sure that the property is developed the way he intends it to be. If his company were to purchase the property not only will they be agreeing to the City of Nampa development standards, they would also be legally agreeing that they will follow what has been suggested by Mr. Lewis and he's made it very clear that if it's not followed he will litigate. Mr. Trull also pointed out that the county nor will the cities of Caldwell or Nampa will be put in a situation where they have to regulate what is being done on the site. They are heavily regulated by DEQ, if they do not meet the air quality standards they will pull the air permit and the plant will not be able to operate. At this time the plant they're proposing to put in would be a late model, the plant that has been referenced by Commissioner Van Beek is an older plant and not as up to date. When new plants come out they are held to a higher standard. He hopes that the Board will recommend approval. They need to be sure if they buy it that it can be used for the intended purpose and having to go thru another process of a CUP would be a deal breaker for his company.

Commissioner Van Beek asked about the hours of operation.

Mr. Trull said the plant typically runs from about 5:00 a.m. and are usually done pouring by about 5:00 p.m. but there are certain situations where people need to pour at night possibly due to a transportation project. The performance standards that they have to commit to with the City of Nampa require that they cannot have noise that affects neighbors within a certain distance. He feels confident that with the measures that are put in place that you will not be able to hear their operations within that property.

Commissioner Van Beek asked if there is there a 24 hour operation in place in addition to the pour.

Mr. Trull said there is nothing going on if they're not making concrete at this location. Sometimes at sites with mineral extraction they'll crush 24 hours a day. With a batch plant you only have people there working while you're mixing or batching the concrete. There will be trucks that haul gravel in to the site; they anticipate there will be about 30 trucks a day to leave with ready-mix and probably 15 trucks that would come to the site with gavel. In response to a question from Commissioner Van Beek, Mr. Trull spoke about the parts per million of particulate matter saying its heavily based on mathematical models from the amount of hours run in a day, amount of tons per hour and amount of days a year you run. It is all highly regulated – their projected 30,000 yards, even if it were to go to 150,000 they would still stay below the threshold as long as their amount produced per hour doesn't get to a certain point. It is highly regulated from a visual standpoint but also from a record keeping standpoint as far as how much you're producing at the end of the year has to be turned in. It's not something that can be altered.

Mr. Clark clarified about making the asphalt plant a non-permitted use which is a departure from the PowerPoint presented but Mr. Lewis is okay with that.

Upon the motion of Commissioner Dale and second by Commissioner Van Beek the public hearing was closed. A brief recess was taken from 10:42 a.m. to 10:44 a.m.

Commissioner White said she had some concerns but believes that with the information and exhibits as presented she is ready to make a decision. With the exhibits presented today she is now able to visualize this business park design with the berm and the way it protects the environment around it as well as planned future construction. With this being one of the main retail entrances into Nampa she appreciates the willingness of the applicant to contribute and cooperate in such a generous magnitude. Commissioner Dale said he really appreciates the concept pictures. In response to his question, Director Nilsson said a development agreement will still be required. He would like to see the final iteration of what was presented as part of the development agreement as conditions have been put in and it seems the applicant is in favor of that. He appreciates the clarification on the types of uses that could be accomplished in the area and the explanations of the batch plant - it's not a big, dirty, noisy operation. He understands the timing of concrete is very critical and if we're going to grow you have to have some industrial areas. He feels that this area with the railroad track access is good for industrial use and that with this 15 foot berm that there is enough protection and quite a bit of separation from the residential area where they won't feel the

impact from this. The railroad track is there and isn't going anywhere, it's a great asset that needs to be used. He likes seeing some of these plans that have been talked about for years come to fruition. At this point he is ready to make a decision. Dan Lister concurs with Commissioner Dale's request. Right now there is a development agreement that adds exhibit C which is the elevation plan that shows the berm and landscaping but he would like to see it added as another exhibit - a conceptual plan of what the outcome could look like in substantial compliance that way when it needs to be enforced they have it in place to show what it should look like. Commissioners White and Dale also confirmed that no asphalt is part of the decision. Mr. Lister said as part of their alternative request they're only asking for a concrete batch plant within that bermed area, outside of that area it says there would need to be a conditional use permit. Mr. Lister asked if the Board would like the development agreement to say "prohibited outside of that area". Commissioner Dale said he'd be comfortable with that language, he feels it wouldn't really change anything substantially. Commissioner White agreed in that it keeps it an industrial park and the corner for retail and commercial that was alluded to.

Commissioner Van Beek said she has spent a lot of time thinking about this. She has spoken with legal about the zoning code under which this request should be evaluated and feels it is different from what is referenced in the staff report. She appreciates and recognizes the value of what's been brought forward and the persuasive argument that's being made today to look at that but she has some additional questions she needs to process. In reference to the zoning code regarding property rights policy to promote orderly development that benefits the public good and protects the individual with a minimum of conflict she appreciates that the asphalt batch plant is off the table completely and help mitigate some of the concern that the concrete batch plant, if that goes forward, would be restricted to the inside of the berm. Due to her experiences in living next to a mineral extraction and concrete plant that operates essentially 24 hours a day she has some concerns about code enforcement. In her experience it has been exceptionally difficult for a compliance violation or a code enforcement issue to be enforced on the back-end. For her it's problematic as there is still harm to human life in the dust that's generated from a plant and at this point she's not comfortable that she knows what that is. In regards to property right policy no. 11 that references property owners shall not use their property in a manner that negatively impacts upon the surrounding neighbors or neighborhoods. She appreciates that commercial is going to be on the west side of the property that the City of Caldwell owns but that does not eliminate the fact that there are still 1000 residential homes going into that subdivision area which is in the impact area for Caldwell. The City of Nampa established the Treasure Valley Marketplace under their urban renewal program and it has been a great benefit and an asset to the residents of Canyon County. In her opinion it would fall under orderly development that benefits the public good and does not create conflict with the land use. In her mind putting a concrete batch plant, even with mineral extraction and asphalt off the table, it still creates some conflict between residents and the defined uses between the cities for Nampa and Caldwell. In her history the fulfillment of the conceptual plan will take 20 years for the trees to reach maturity and look as they do in the plan. Although she likes the alternative businesses that have been suggested for the property she does not like concrete batch buildings, she feels they are just ugly. She understands and appreciates the \$500,000 investment in the berming but wonders if there were a business in there that's not a batch plant if the berming would be necessary. In

regards to the traffic she said that both her and her children travel Midland Rd. and have had a difficult time and it doesn't feel like a synergistic effort to mitigate that even though there are plans for a roundabout there. Even with the extra step on Mr. Lewis' part to expedite the process for Canyon Highway District 4 but in addition to that she's already mentioned the health concerns, the esthetics and safety. Midland has historically had problems with traffic flow so adding two subdivisions to the west of that will generate thousands of trips, there's no traffic trip study provided and it's inconsistent with running industrial rail cars at the suggested number of trips generated. The operation as its proposed will be located next to 2 schools and she would argue that the inclusion of a batch plant is not compatible with the surrounding land use. The land east of Midland Rd. is zoned industrial and located away from the Treasure Valley Marketplace, St. Luke's hospital, subdivisions and schools. The industrial zoning is consistent with other industrial businesses located along that Northside corridor, including North American Recycling, Coca-Cola and Amalgamated Sugar, she is not against industrial development she is just having trouble with the concrete portion of this. She noted the staff report sites condition D, asking if the proposed use will negatively affect the character of the area. As she's watched this area grow and change she believes the land use proposal is in conflict with the character, the aura and the long-term vision and that to see a concrete batch facility there that isn't going to be hidden by landscape is problematic. Although the City of Nampa has zoned this industrial, it sits next to the City of Caldwell which has some commercial and residential so there's going to be a juxtaposition of those two zoning designations which are now separated by 60 feet of roadway. At this time she doesn't have enough mitigating fact finding evidence to overcome the negative impacts and connotations of locating that next to it. In reference to condition G regarding the requirement for road improvements for a proposed development providing adequate access to and from the subject property to minimize undo interference with existing or future traffic patterns created by the proposed development and what measures have been taken to mitigate road improvements or traffic impacts. In speaking about the dedication of that right of way and the expedition of that by the applicant but a rail line next to a residential subdivision creates problems for her. Currently, There is so little traffic on that rail line that runs from a spur at the concrete plant on the north side of highway 20/26, next to the Rosedown Subdivision and then over toward Northside Blvd. Commissioner Van Beek would have liked to see a trip study done on the number of cars – she wonders if that rail crossing will be addressed with crossing arms or just a stop sign. Additionally, she has some real concerns with a school being so close. Because this is a quasi-judicial procedure she understands that right of protecting the applicant for business purposes has been very nicely stated by Mr. Trull's testimony but there also has to be due diligence. A part of that has to be in consideration of citizens and what's being done in transparency. That would mean that enough information would be provided which allows the Board to make decisions carefully and comprehensively and to evaluate both the long and the short term impacts to a community including schools, traffic, compatibility and potentially two opposing forces being located next to each other; those decisions have to be weighed carefully and to render decisions otherwise she feels is a disservice and undermines the integrity of the Board of Commissioners. There are several proposed uses, she's not opposed to all of them, she's not even opposed to the M1 zoning designation, what she's really struggling with is the concrete portion of this application.

Mr. Lister gave some history on this application stating that when it first came in it was for a mineral extraction business so he reached out to let Caldwell and Nampa know this would be industrial. Both cities were okay with this knowing this was industrial but with the potential of mineral extraction they sent letters stating that in their respective jurisdictions this would be a conditional use permit even in the industrial zone. He offered clarification on the difference between a rezone and a conditional use permit. With a rezone you're looking at the rezone of the uses in that area and a development agreement is in place when items can be added or reduced because of potential impacts. A conditional use permit looks only at the use and what its impact is to that area and then those uses as you see them come thru by appeal where it can be conditioned to limit hours of operation and that they provide evidence that there is an air quality permit in place. There are assurances within that condition so that the county knows they did these things and that is why he believes the cities supported the application. Both Brian Billingsley with the City of Caldwell and a developer in the area agreed with staff in requiring a conditional use permit for batch plants and mineral extraction uses. At the planning and zoning commission the applicant pointed out that the conditions being applied are the same ones that would be applied in Nampa which are the performance measures such a landscaping and berming. Berming is not something that is in county code but it's sometimes something they add to show that they're mitigating noise or visuals. In this case the applicant is doing everything that the county would normally condition and it's going thru a hearing, it's the same circumference of noticing that would be done for a conditional use permit, not a lot of people showed up for this new use/new zoning and they're being conditioned the same way they typically would for an extraction or batch plant use. The planning and zoning commission dropped the batch plant use because the conditions were kind of already in the development agreement. That is the recommendation before you, the planning and zoning commission recommended the development agreement with those conditions that City of Nampa would apply to this and what Canyon County would have applied if it were a conditional use permit, however, staff did initially recommend that the city's guidance be followed which is a conditional use permit for this type of use so it would have to come back and the neighbors would get to look at the use, not just the overall rezone. They could look at the use and see if it really is compatible for that area not just the whole rezone for that area. Commissioner Dale really appreciates the restrictions that have been agreed to such as no extraction or asphalt plant. He believes that a concrete batch plant does create a benefit for the area as it could reduce the traffic of outside trucks coming in. There are a lot of houses planned for that area and every one of them is going to need concrete. Any industrial use is going to increase the traffic and many of the permitted uses within our zoning would create more traffic than what a batch plant would. Traffic mitigation is up to the city and highway districts and their traffic planning, it's beyond county jurisdiction. His understanding is that there is a traffic plan that has been created in conjunction with experts in this field which is the Nampa Highway District for this particular area. He is not sure the spur line nor the main line interacts with any residential area. Additionally, any traffic coming into this property will not cross Ustick, it'll cut off before it gets there and should only interact with traffic down around the beet plant but other than that it won't have interaction with traffic at all. Commissioner White noted the amount of traffic and large industrial trucks that pass by other schools in the area. She feels that the controls are in place with a development agreement. Commissioner Van Beek asked Mr. Lister to go back to the development agreement to see if the berm can be conditioned. In her

experience berms have not looked as depicted in the schematic – she’s not seen berms with grass but lots of weeds and dead trees instead. She would like more information on the landscape plan as laid out in the development agreement. Mr. Lister referenced exhibits that were provided showing the berming and sizing and included the study that was done to show the elevation; it’s very limited to what they’ve provided. It’s not a new landscaping plan, it’s just the overview showing the berms and what it could look like elevation wise. Commissioner Van Beek feels that one of the ways to mitigate for the long-term would be to buy more mature landscape as opposed to saplings. Other things that could be required would be turf, mature landscaping and maintenance of the berm but she feels none of this would be necessary if a concrete plant does not go in there. She asked what the anticipated length of operation or life of the batch plant is and what the plan is for repurposing at the end of the useful life. Mr. Lister clarified that this isn’t a mineral extraction use where once the minerals are done you reclaim the land, in this case it’s more of a retail type of use so there really isn’t an expiration.

Director Nilsson explained that the development agreement will continue to be drafted and asked for direction from the Board as to the nature of conditions they would like to see applied. They will come back with specific conditions such as the landscaping plan, the when’s and why’s and conformance with Nampa standards. Those don’t need to be designed right now but with some general direction as far as hours of operation, duration, evaluation, etc. they will bring back a revised development agreement for the Board’s consideration.

Commissioner Dale said that the City of Nampa’s development requirements, such as tree size, has already been developed and established and it works well. Knowing that the applicant has already spoken with the City of Nampa he is satisfied with that. He does not wish to put any hours of operation restrictions on this because he doesn’t feel it’s going to affect much and it would only be occasional that there would be night pours where the plant would need to be used. He feels that the development agreement that has been outlined is pretty clear – no extraction, no asphalt, batch plant only inside the berm and it has to adhere to all of City of Nampa’s performance standards and landscaping requirements as far as type and size of trees to be planted and be in substantial compliance with the concept. Mr. Lister said that the berm and landscape are above and beyond but the areas outside of that they have to conform to City of Nampa’s requirements. Commissioner Dale would really like to refer to the city’s landscaping requirements as far as caliper size that has been developed over a long period of time and works well within the City of Nampa. Mr. Lister said the development agreement can point to the section of the city’s code but he also believes it’s referenced in Robert Hobb’s letter. Commissioner Van Beek asked if it can be required that the berm is in place and substantially compliant with this conceptual presentation before they start operation. Director Nilsson said they typically put in at what stage or benchmark the landscaping or the berm should be prior to operation. Mr. Lister read the wording of the development agreement for the record as follows: Prior to commencement of use or issuance of any building permits on each parcel as shown on site plans submitted to and on file with the Canyon County Development Services Department also attached herein as exhibit C landscaping shall be installed in accordance with City of Nampa landscape buffer standards. Parcel 2 of the site plan shall include landscaping and berm improvements in substantial compliance with site plan exhibit C.

Commissioner Van Beek asked about code enforcement regarding air quality standards. Mr. Lister said that in the development agreement no. 1 is the general requirement which development shall apply with all applicable federal, state and county laws, ordinance, rules and regulations. There isn't a requirement to submit an air quality permit but they have to have it so if the county were to check on it they would have to have their DEQ and access permits, it just doesn't go thru the county for monitoring. Director Nilsson explained that DSD works closely with the DEQ and BLM regarding enforcement of rules and regulations. There has only been one case she can remember where a CUP was revoked. You have a development agreement and that would be the enforcement of last resort is to terminate the land use if they don't stay in compliance with state or federal agency requirements.

Commissioner Van Beek asked again about the length of use. Mr. Lister reiterated that in this case they are bringing the aggregate to the site and mixing it. There is no mineral extraction on the site so there wouldn't be any removal of topsoil.

Commissioner White made a motion to approve the request by Roderick Lewis for a conditional rezone with development agreement on case RZ2018-0028, rezone to M1. Commissioner Dale seconded the motion with discussion to make sure the development agreement being referenced in the motion is what's been discussed here today. A vote was taken on the motion with Commissioners Dale and White voting in favor. Commissioner Van Beek said she would support this with what's being done on the development agreement to make sure that to the best of our ability this was adhered to in a way that was in conformance with the comprehensive plan bullets that she requested be brought into this for decision making purposes. After her comments Commissioner Van Beek voted in favor of the motion with the conditions as presented. The motion carried in a unanimous vote. The meeting concluded at 11:23 a.m.

FY2020 PRELIMINARY BUDGET MEETING WITH THE NAMPA FAMILY JUSTICE CENTER

The Board met today at 2:33 p.m. for a FY2020 preliminary budget meeting with the Nampa Family Justice Center. Present were: Commissioners Pam White and Leslie Van Beek, Clerk Chris Yamamoto, Controller Zach Wagoner, Auditing Supervisor Shawna Larson, Accountant Marina Mendoza, Criselda De La Cruz with Nampa Family Justice Center and Deputy Clerk Jenen Ross. Ms. De La Cruz gave a summary of where they started in 2005 to becoming an accredited child advocacy center in 2009; Nampa Family Justice Center is one of 13 in the nation that is both an accredited family justice center serving adults, domestic violence, sexual assault, sex trafficking, elder abuse and also serving children of abuse, sexual assault and neglect. Offering all the services in one area makes sense because they are able to serve all of the family wraparound services. Ms. De La Cruz spoke about the services they offer with partners both on and off site. In 2018 they served over 5000 kids and adults with over 10,000 items in resources given out. Ms. De La Cruz spoke about the various grants she writes and administers and the community partners they work with on the grants including the Canyon County Prosecutor's Office, Nampa Police, Advocates Against Family Violence, St. Al's and St. Luke's among others. Ms. De La Cruz reviewed who they serve, the services they offer, resources and funding sources. Commissioner Van Beek asked about funding from

other cities within the county. Ms. De La Cruz said it takes a lot of time and effort to reach out to each city and she just has not had the time. She has had informal conversations with the City of Caldwell about funding but hasn't had much success in making that work. Commissioner Van Beek would really like to see Ms. De La Cruz reach out to the City of Caldwell again. The Nampa Family Justice Center is requesting \$20,000 for FY2020. A copy of the informational packet that was provided is on file with this day's minute entry. The meeting concluded at 3:05 p.m. An audio recording is on file in the Commissioners' Office.

FY2020 PRELIMINARY BUDGET MEETING WITH BOISE VALLEY ECONOMIC PARTNERSHIP

The Board met today at 3:10 p.m. for a FY2020 preliminary budget meeting with Boise Valley Economic Partnership. Present were: Commissioners Pam White and Leslie Van Beek, Clerk Chris Yamamoto, Controller Zach Wagoner, Auditing Supervisor Shawna Larson, Accountant Marina Mendoza, Clark Krause and Charity Nelson for BVEP and Deputy Clerk Jenen Ross. Mr. Krause expressed his appreciation for the county's support in previous years and said that for FY2020 they are requesting the same amount of \$10,000. He spoke about some of the projects they have brought to Canyon County including Project Charlie and Project Hook. Mr. Krause said they use the money provided by the county for salaries along with sales and marketing. The informational packet that was provided is on file with this day's minute entry. The meeting concluded at 3:27 p.m. An audio recording is on file in the Commissioners' Office.

FY2020 PRELIMINARY BUDGET MEETING WITH SOUTHWEST DISTRICT HEALTH

The Board met today at 3:29 p.m. for the FY2020 preliminary budget meeting with Southwest District Health. Present were: Commissioners Pam White and Leslie Van Beek, Clerk Chris Yamamoto, Controller Zach Wagoner, Auditing Supervisor Shawna Larson, Accountant Marina Mendoza, Nikki Zogg for Southwest District Health, Representatives for Southwest District Health and Deputy Clerk Jenen Ross. Ms. Zogg spoke about the structure of the health districts and how they work as far as funding and budgeting. She noted that the budget was created with the crisis center separated out. A review was given of the tentative FY2020 budget request of revenues and expenditures. The Canyon County FY2020 budget request is \$1,045,033 which is about a 3.65% increase from last year. A copy of the informational packet that was provided is on file with this day's minute entry. The meeting concluded at 4:09 p.m. An audio recording is on file in the Commissioners' Office.

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 17, 2019

PRESENT: Commissioner Pam White, Chair – out of the office
Commissioner Tom Dale
Commissioner Leslie Van Beek

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Two Horse Saloon to be used 4/20/19 for a roping event.

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- Pipeco Nampa in the amount of \$8942.47 for the Facilities department
- Norbryhn Equipment in the amount of \$2759.00 for the Facilities department
- Northwest Power Systems in the amount of \$23,239.00 for the Facilities department
- HP, Inc. in the amount of \$2786.00 for the Information Technology department

APPROVED CLAIMS ORDER NO. 4/10/19

The Board of Commissioners approved payment of County claims in the amount of \$62,859.09 and \$93,410.88 for accounts payable.

APPROVED CLAIMS ORDER NO. 4/25/19

The Board of Commissioners approved payment of County claims in the amount of \$63,817.34, \$14,620.00, \$105,482.86 and \$30,701.98 for accounts payable.

MEETING WITH DIRECTOR OF JUVENILE DETENTION TO DISCUSS GENERAL ISSUES, SET POLICY AND GIVE DIRECTION

The Board met today at 9:00 a.m. with the Director of Juvenile Detention to discuss general issues, set policy and give direction. Present were: Commissioners Tom Dale and Leslie Van Beek, Juvenile Detention Deputy Administrator Sean Brown and Deputy Clerk Jenen Ross. Director Jett is on vacation today so Mr. Brown attended in his place and updated the Board on the following items: A training was done by the clinician last week for staff on different approaches to take with kids who've be traumatized. A team training will be coming up where they will be going to Body in Motion; the training will be done in 2 days so that all the staff will have the opportunity to attend. Numbers are fluctuating but have been lower than average lately. Maintenance has been working to put in another non-contact visitation room and an interview room which should be completed soon. In future years may look into

allocating money for the garden possibly to purchase a shed. Commissioner Van Beek wondered what the answer to the question should be when asked why people who break the law are getting extra privileges. Mr. Brown said it's more about teaching kids the proper way of doing things, skills they are not getting in the home or outside world whereas kids who are not in trouble are getting these skills and life lessons at home. ISATS are going on this week. Clarity Credit Union will be coming in on Wednesdays to teach financial information. Two employees recently received their juvenile POST certificates. Mr. Brown and Mr. Anderson both received their high liability endorsements from POST. The meeting concluded at 9:24 a.m. An audio recording is on file in the Commissioners' Office.

MEETING WITH DIRECTORS OF JUVENILE PROBATION AND MISDEMEANOR PROBATION TO DISCUSS GENERAL ISSUES, SET POLICY AND GIVE DIRECTION

The Board met today at 9:29 a.m. with the Directors of Juvenile Probation and Misdemeanor Probation to discuss general issues, set policy and give direction. Present were: Commissioners Tom Dale and Leslie Van Beek, Chief Probation Officer Elda Catalano, Project Coordinator Michael Davidson, Supervisor Jose Orozco, Training Coordinator Amaia Vicandi-Bow, Director of Misdemeanor Probation Jeff Breach, Supervisor Leticia Vance, Administrative Specialist Georgina Cuevaz-Carillo, Deputy Director Lisa Sheehan, Division Supervisor Linda Hall and Deputy Clerk Jenen Ross. At the request of the Board everyone gave a brief background on themselves.

Director Breach updated the Board on the following:

He currently has one person away at POST and one person will be leaving to go to the federal probation office. Overall stats are still pretty high, they have 1240 active supervision cases. They recently did a lot of clean-up and are up to 419 bench warrant cases and currently there 310 people in the community service program. Cost of supervision revenue for last month was \$45,961; the out of county cost of supervision is ready to be up and running although it's a bit of a convoluted process; he is working with the PA's Office on the processes for transferring between counties. During the budget process he anticipates asking for an additional position which will not reduce caseloads but just hold the line.

Ms. Catalano updated the Board on the following:

She is working on gathering budget information and has requested a meeting with Zach Wagoner to discuss employee compensation and how to make something work for the employees who've been with the county for a long period of time. She has had some unanticipated expenses and she will collect those numbers for review with the Board. On average they have 350 kids on probation with the average caseload being 30. She has 11 POs in the field that have caseloads and each supervisor supervises 5 POs. The recidivating rate is at 30% and they are really looking at the reasons why they are coming back. Staff conducts both home and school visits with a high average of 4 times a month but some kids need to be visited 2-3 times per week.

Linda Hall and Mike Davidson spoke about the Truancy Prevention Kickball Event. This will be the 4th year in partnership with the United Way hosting the event for truancy awareness. They would like to do a county-wide school supply drive for part of the giveaway portion. They have over 25 sponsors who support the event. A discussion was had about when to have the supply drive; Commissioner Dale would like to see a targeted timeframe vs. one that runs for several months. Additionally they would like to ask for county employee volunteers to help at the event. The Board is okay with them getting the word out about the event. Ms. Catalano will work with Zach Wesley on a possible proclamation declaring August "Back to School Month".

The meeting concluded at 10:09 a.m. An audio recording is on file in the Commissioners' Office.

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 18, 2019

PRESENT: Commissioner Pam White, Chair – out of the office
Commissioner Tom Dale
Commissioner Leslie Van Beek
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- BOE in the amount of \$4004.00 for the Information Technology department
- Northwest Elevator & Contracting in the amount of \$7500.00 for Facilities department

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Two Horse Saloon to be used 5/12/19 for a roping event.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Eastside Tavern to be used 5/18/19 for a wedding.

APPROVED CLAIMS ORDER NO. 4/19/19

The Board of Commissioners approved payment of County claims in the amount of \$8,189.93 and \$639.00 for accounts payable.

APPROVED CLAIMS ORDER NO. 4/25/19

The Board of Commissioners approved payment of County claims in the amount of \$78,172.08 for accounts payable.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Linda S. Barr dba Petes; ItalianToGo Co., LLC dba ItalianToGo, Co. Roelof & Lori Speelman dba Keystone Pizza; Muniz Family Groceries, Inc. dba Grocery Outlet of Caldwell; George Fletcher, Inc. dba Melba Valley Market; I.C.A.N. Foods, Inc. dba The Griddle. See Resolution no. 19-047.

CONSIDER INDIGENT DECISIONS

The Board met today at 8:47 a.m. to consider indigent decisions. Present were: Commissioners Tom Dale and Leslie Van Beek, Customer Service Specialist Robin Sneegas, Customer Service Specialist Stephanie Burger, Case Manager Camille Tilden, Deputy P.A. Jim Cornwell, Deputy P.A. Dan Blocksom and Deputy Clerk Jenen Ross. The following cases do not meet the eligibility criteria for county assistance: 2019-0560, 2019-0607, 2019-0577, 2019-0587, 2019-0714, 2019-0610, 2019-0591, 2019-0708, 2019-0583, 2019-0612, 2019-0608 and 2019-0586. Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to issue written initial denials within 30 days on the cases as read into the record. Case nos. 2019-0698, 2019-0723, 2019-0734, 2019-0299 and 2019-0579 meet the eligibility criteria for county assistance and upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to approve the cases with written decisions within 30 days. Commissioner Van Beek made a motion to place case no. 2019-588 into suspension pending a resource. The motion was seconded by Commissioner Dale and carried unanimously. The meeting concluded at 8:50 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2019-313

The Board met today at 9:01 a.m. to conduct a medical indigency hearing for case no.2019-313. Present were: Commissioners Tom Dale and Leslie Van Beek, Hearing Manager Kellie George, Case Manager Camille Tilden, Deputy P.A. Jim Cornwell, Deputy P.A. Dan Blocksom, Timothy Ryan for St. Alphonsus, the applicant and her husband and Deputy Clerk Jenen Ross. Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board

voted unanimously to uphold the denial. The hearing concluded at 9:05 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2019-233

The Board met today at 9:08 a.m. to conduct a medical indigency hearing for case no. 2019-233. Present were: Commissioners Tom Dale and Leslie Van Beek, Hearing Manager Kellie George, Case Manager Camille Tilden, Deputy P.A. Jim Cornwell, Deputy P.A. Dan Blocksom, Attorney Mark Peterson for St. Lukes, Michelle Davis for St. Lukes, Daughter of the applicant and Deputy Clerk Jenen Ross. Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to approve the case. The hearing concluded at 9:18 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2019-162

The Board met today at 9:22 a.m. to conduct a medical indigency hearing for case no. 2019-162. Present were: Commissioners Tom Dale and Leslie Van Beek, Hearing Manager Kellie George, Case Manager Camille Tilden, Deputy P.A. Jim Cornwell, Deputy P.A. Dan Blocksom, Attorney Mark Peterson for St. Lukes, Dahlia Torres for St. Lukes, Applicant and Deputy Clerk Jenen Ross. Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to approve the case. The hearing concluded at 9:38 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NOS. 2019-149 AND 2019-209

The Board met today at 9:42 a.m. to conduct a medical indigency hearing for case nos. 2019-149 and 2019-209. Present were: Commissioners Tom Dale and Leslie Van Beek, Hearing Manager Kellie George, Case Manager Camille Tilden, Deputy P.A. Jim Cornwell, Deputy P.A. Dan Blocksom, Cassie Cacioppo for St. Alphonsus and Deputy Clerk Jenen Ross. Upon the motion of Commissioner Dale and second by Commissioner Van Beek the Board voted unanimously to approve case no. 2019-149. Commissioner Van Beek made a motion to approve case no. 2019-209 for the \$123,830.18 amount. Commissioner Dale seconded the motion. After a brief discussion Commissioner Van Beek made an amended motion to include the stipulation that the hospital submit the ub04 form within a timely manner. The amended motion was seconded by Commissioner Dale and carried unanimously. The hearing concluded at 10:00 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2019-206

The Board met today at 10:03 a.m. to conduct a medical indigency hearing for case no. 2019-206. Present were: Commissioners Tom Dale and Leslie Van Beek, Hearing Manager Kellie

George, Case Manager Camille Tilden, Deputy P.A. Jim Cornwell, Deputy P.A. Dan Blocksom, Timothy Ryan for St. Alphonsus, the applicant and acquaintances of the applicant and Deputy Clerk Jenen Ross. Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to continue the case to May 23, 2019. The hearing concluded at 10:16 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2019-235

The Board met today at 10:21 a.m. to conduct a medical indigency hearing for case no. 2019-235. Present were: Commissioners Tom Dale and Leslie Van Beek, Hearing Manager Kellie George, Case Manager Camille Tilden, Deputy P.A. Jim Cornwell, Deputy P.A. Dan Blocksom, Attorney Mark Peterson for St. Lukes, Michelle Davis for St. Lukes, the applicant and acquaintance of the applicant and Deputy Clerk Jenen Ross. Upon the motion of Commissioner Van Beek and second by Commissioner Dale, the Board voted unanimously to approve the case. The hearing concluded at 10:31 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2019-120

The Board met today at 10:34 a.m. to conduct a medical indigency hearing for case no. 2019-120. Present were: Commissioners Tom Dale and Leslie Van Beek, Hearing Manager Kellie George, Case Manager Camille Tilden, Deputy P.A. Jim Cornwell, Deputy P.A. Dan Blocksom, Attorney Mark Peterson for St. Lukes, Cortney Kriss for St. Lukes, the applicant and Deputy Clerk Jenen Ross. Upon the motion of Commissioner Van Beek and the second by Commissioner Dale, the Board voted unanimously to approve the case. The hearing concluded at 10:50 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER INDIGENT MATTERS

The Board met today at 10:53 a.m. to consider indigent matters. Present were: Commissioners Tom Dale and Leslie Van Beek, Hearing Manager Kellie George, Case Manager Camille Tilden and Deputy Clerk Jenen Ross. Neither the hospital nor the applicant appeared for the following cases: 2019-427, 2019-328, 2019-325, 2019-182 and 2019-286. Commissioner Van Beek made a motion to issue final denials with written decisions in 30 days on the cases as read into the record. The motion was seconded by Commissioner Dale and carried unanimously. Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to issue a final approval for case no. 2018-316. Commissioner Van Beek made a motion to continue case no. 2019-77 to September 12, 2019. The motion was seconded by Commissioner Dale and carried unanimously. The meeting concluded at 10:55 a.m. An audio recording is on file in the Commissioners' Office.

MEETING WITH COUNTY ATTORNEYS FOR A LEGAL STAFF UPDATE AND TO CONSIDER ACTION ITEMS

The Board met today at 11:02 a.m. with county attorneys for a legal staff update and to consider action items. Present were: Commissioners Tom Dale and Leslie Van Beek, Controller Zach Wagoner left at 11:11 a.m., Fair Director Diana Sinner, GIS Land Records Supervisor Sarah Sluss left at 11:04 a.m., Deputy P.A. Zach Wesley arrived at 11:03 a.m., Deputy P.A. Mike Porter arrived at 11:05 a.m. left at 11:11 a.m., Elections Supervisor Haley Hicks left at 11:11 a.m. and Deputy Clerk Jenen Ross. The action items were considered as follows:

Consider signing internet access agreement with City of Meridian (Continued from 4/15/19): Sarah Sluss said this is a standard agreement with government entities for access to the GIS data. Brad Goodsell has reviewed the agreement and said there are no issues or legal reason not to sign. Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to sign the internet access agreement with the City of Meridian (see agreement no. 19-048).

Consider signing a resolution designating polling locations for the May 21, 2019 election: Haley Hicks said that for the May election there are 17 new polling locations and provided a review of changed locations. Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to sign the resolution designating polling locations for the May 21, 2019 election (see resolution no. 19-046).

Consider signing addendum #1 for the 2019 Canyon County Fair Expo Design RFQ: Zach Wesley said there were no questions received to be addressed in this addendum but they did revise some dates that changed due to the publication schedule. Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to sign addendum #1 for the 2019 Canyon County Fair Expo Design RFQ.

There were no items for discussion at the legal staff update. The meeting concluded at 11:15 a.m. An audio recording is on file in the Commissioners' Office.

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 19, 2019

PRESENT: Commissioner Pam White, Chair – out of the office
Commissioner Tom Dale
Commissioner Leslie Van Beek
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- Johnson Controls in the amount of \$1296.00 for the Juvenile Detention/Probation department

APPROVED CLAIMS ORDER NO. 4/19/19

The Board of Commissioners approved payment of County claims in the amount of \$31,329.48 for accounts payable.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Caldwell Bowl, Inc. dba Caldwell Bowl; Root and Company, LLC dba Roots and Company; Sportsman's Hideout, LLC dba Sportsman's Hideout. See resolution no. 19-048.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Asia Market, Inc. dba Asian Grocery; CJTSAI, LLC dba Tsai's Kitchen. See resolution no. 19-049.

MEETING WITH COUNTY ATTORNEYS FOR LEGAL STAFF UPDATE AND TO CONSIDER ACTION ITEM

The Board met today at 9:03 a.m. with county attorneys for a legal staff update and to consider an action item. Present were: Commissioners Tom Dale and Leslie Van Beek, Deputy P.A. Dan Blocksom and Deputy Clerk Jenen Ross. The action item was considered as follows:

Consider signing consultant agreement with T-O Engineers, Inc.: This contract is for the engineering of a footpath, bridge and lay out of the land at the fairgrounds for the expo building so that the City of Caldwell will have proper information for the work they're doing. Mr. Blocksom said this is a professional services contract so there is no need to go thru the procurement process. This is just an estimate, the final cost could be more or less although they will need written approval from the county if the cost goes over the \$3500 estimate. They are required to indemnify the county along with carry their own insurance. Upon the motion of Commissioner Van Beek and second by Commissioner Dale the Board voted unanimously to sign the consultant agreement with T-O Engineers, Inc. (see agreement no. 19-049). There were no items for discussion at the legal staff update. The meeting concluded at 9:10 a.m. An audio recording is on file in the Commissioners' Office.

DETENTION CENTER INSPECTION CONDUCTED

The Board conducted a quarterly inspection of the detention center. The Board evidenced proper care and security and the inmates' welfare throughout the facility. General grievances were filed and have been processed in accordance with standard procedures.

APRIL 2019 TERM

CALDWELL, IDAHO APRIL 22, 2019

PRESENT: Commissioner Pam White, Chair – out of the office
Commissioner Tom Dale
Commissioner Leslie Van Beek
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED CLAIMS ORDER NO. 4/25/19

The Board of Commissioners approved payment of County claims in the amount of \$7804.32 and \$84,821.16 for accounts payable.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for MRG, Inc. dba Buck's Saloon & Steakhouse; Verns Lounge, LLC dba Vern's Lounge. See resolution no. 19-050.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Maverik, Inc. dba Maverik Store #298; Maverik, Inc. dba Maverik #430; Maverik, Inc. dba Maverik Store #522; Maverik, Inc. dba Maverik #551; Maverik, Inc. dba Maverik Store #595. See resolution no. 19-053.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Terry W Dice dba Tiny's Lounge; Smoky Mountain Pizza & Pasta Nampa, LLC dba Smoky Mountain Pizzeria Grill Nampa, LLC; Hong Kong Restaurant, Inc. dba Hong Kong Restaurant. See resolution no. 19-052.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Dashmesh, LLC dba Friendly Fred's; Messenger, LLC dba Messenger; Horacio Tellez Castillo dba Taqueria Janitzio; Maverik, Inc. dba Maverik Store #178; Maverik, Inc. dba Maverik Store #287, Maverik, Inc. dba Maverik Store #298. See resolution no. 19-051.

EXECUTIVE SESSION – RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION AND COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY CLAIMS

Note for the record: As properly noticed the Board met today at 9:11 a.m. for a legal staff update. Commissioner Van Beek made a motion to go into Executive Session at 9:12 a.m. pursuant to Idaho Code, Section 74-206(1) (d) and (i) regarding records that are exempt from public disclosure and attorney-client communication and to communicate with risk manager regarding pending/imminently likely claims. The motion was seconded by Commissioner Dale. A roll call vote was taken on the motion with Commissioners Dale and Van Beek voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Tom Dale and Leslie Van Beek, Chief Deputy P.A. Sam Laugheed and Deputy Clerk Jenen Ross. The Executive Session concluded at 9:28 a.m. with no decision being called for in open session.

FILE IN MINUTES

The Board filed the Treasurer's monthly report for March 2019 and quarterly report for January 1 thru March 31, 2019 in today's minutes.

MONTHLY ELECTED OFFICIALS' MEETING

The Board met today at 9:34 a.m. for a monthly elected officials' meeting. Present were: Commissioners Tom Dale and Leslie Van Beek, Chief Civil Deputy P.A. Sam Laugheed, Treasurer Tracie Lloyd, Clerk Chris Yamamoto, Chief Deputy Sheriff Marv Dashiell, Coroner Jennifer Crawford, Assessor Brian Stender, PIO Joe Decker, and Deputy Clerk Monica Reeves. Commissioner Dale spoke about the importance of having elected officials' meetings as they are valuable and critical in building relationships. Clerk Yamamoto reported on Medicaid expansion which has been funded for six months. He estimates we are well over a year away from seeing much of a change. Commissioner Dale said six months of funding was supplied because it will take at least that long before they can get Medicaid going because of the structure that has to be put in place. There are still concerns about the costs to the County. Clerk Yamamoto agreed and said the expansion plan could bankrupt some counties. He reported on the election side of things noting that Governor Little has signed a law requiring schools to provide polling places if the County asks. The four counties impacted the most by this agree that they will use this law as a lever not a hammer. They have worked out a plan with Nampa to use three schools for the next two elections, however he is not too happy with

Middleton. The new sunshine reporting requirements are cumbersome and will be a lot of work for the elections office. One of his big complaints is the secretary of state's office still does not have online reporting for counties. Marv Dashiell reported that Sheriff Donahue is meeting with the US Attorney and members of the task force that deals with high intensity drug trafficking. He gave an update on the modular pods (temporary trailers) for female housing noting that the plans are with our local architect and are expected to be approved in the next two weeks, after that they will be reviewed by the state building inspector and then back to our independent third-party inspector so they can finish production. The timeframe for arrival has been moved out. Sam Laugheed said we will likely have to enter into an addendum to the lease agreement that pushes back the time but they expect them to be here by the end of summer. Commissioner Van Beek asked if that will trigger any alerts. Chief Dashiell said they haven't had any alerts with what the local architect did so once it makes it to state inspector then to the third-party independent inspector they will go on site and inspect. The Sheriff's Office has not been alerted to anything that causes concerns over construction design. Mr. Laugheed said the Indiana firm the County hired will check to make sure the units are constructed according to Idaho safety standards. Assessor Stender reported that assessments are up 10% from last year. In response to Commissioner Van Beek's question about a construction estimate number the Assessor said he needs to double check but it could be as large as last year's amount. The Assessor's Office has completed the signup period for the property tax reduction program. Last year there were 3500 applicants and this year there are over 4000. There is also a 100% disabled veteran benefit that is separate from the PTR program. Treasurer Lloyd said they are starting the tax deed process again and have sent over 780 certified letters on approximately 200 properties that are in jeopardy of tax deed in July. They are also busy working on June collections. Sam Laugheed said we are one month away from the jail bond election and Joe Decker has been working with Ysabel Bilbao to schedule an employee informational meeting. Chief Dashiell said the Owyhee County Sheriff's Office was hit with ransomware that took their system offline and so Canyon County was running drivers and vehicle registration checks for them for the day. The Owyhee County Commissioners are going to do a disaster declaration which will allow some funding capabilities. Madison County got hit last year and they ended up paying \$45,000 to free up their data. Commissioner Van Beek said it came to her attention that someone used her name in conjunction with an editorial that was printed and while it is true she did not support the jail bond, she has not had any contact or communication with that person regarding the issue. Chief Dashiell said when he read the editorial it was easy for him to detect it wasn't anything Commissioner Van Beek was a part of based on conversations he's had with her. Commissioner Dale said the challenge with that group is they've said things that are unsubstantiated and basically false and without those statements being countered they become perceived as true. Commissioner Van Beek said at some point not saying anything is more beneficial than saying something. She was contacted by a BSU professor who asked her to participate in conflict management negotiation, and also there is a seminar she wants to attend to figure out how to harness energy in that process because we have to figure out how to go forward on May 22, following the vote on the jail bond. With it being income tax season Commissioner Dale asked if we should inform employees to contact HR about adjusting their withholdings. Treasurer Lloyd said she saw something about a new W4 coming out. Chief Dashiell said employees can go through ADP and modify their federal and state forms. Information on this topic was already sent to employees, but

perhaps it's a good time to remind people they may want to adjust their withholdings. Coroner Crawford has a new employee who will start next Monday, and her office is currently scanning old documents to get them stored electronically. The meeting concluded at 10:14 a.m. An audio recording is on file in the Commissioners' Office.

MEETING WITH PUBLIC INFORMATION OFFICER TO DISCUSS GENERAL ISSUES, SET POLICY AND GIVE DIRECTION

The Board met today at 11:02 a.m. with the Public Information Officer to discuss general issues, set policy and give direction. Present were: Commissioners Tom Dale and Leslie Van Beek, PIO Joe Decker and Deputy Clerk Jenen Ross. Mr. Decker discussed the following items with the Board: He is working to find a date for the employee only meeting to discuss the jail bond, at this time it looks like May 1st may work. He has spoken with CBS 2 about a town hall meeting involving county representatives and the concerned citizens group. The Sheriff is not in favor of the set-up but Mr. Decker will continue working with them on other possible formats. The gun range will be closed this Thursday for cleaning so he will get the word out on Facebook. Spring clean-up is this Saturday when fees at the landfill will be waived for Canyon County residents. The state may be changing the way election results are reported so he will be attending training on Wednesday afternoon. Law enforcement memorial ceremony is May 24th at 2:00 p.m. He has reached out to Kevin Miller about the jail bond as we get closer to the 21st and has tried getting ahold of the Caldwell Chamber to see if they were planning a town hall type meeting but hasn't been able to reach anyone. The meeting concluded at 11:09 a.m. An audio recording is on file in the Commissioners' Office.

MEETING TO DISCUSS FY2020 PRELIMINARY BUDGET REQUEST FOR METRO COMMUNITY SERVICES

The Board met today at 2:01 p.m. to discuss the Fiscal Year 2020 preliminary budget request for Metro Community Services. Present were: Commissioners Tom Dale and Leslie Van Beek, Clerk Chris Yamamoto, Controller Zach Wagoner, Grant Jones from Metro Community Services, and Deputy Clerk Monica Reeves. Mr. Jones spoke about the growing need for services as well as the accomplishments of the organization noting that without the County's support they wouldn't have been able to do all the things they've done. They moved into a new complex in Sky Ranch business Center; added a new bus to the fleet; served over 130 homemaker services; they want to look at expanding transportation services and hours of operation; they are pleased and proud to serve veterans; they helped 85 households with winterizations; and have begun home delivered meal services for the Middleton area; and they have hired a director of development. Metro Community Services has a budget of \$5 million and this year their budget request for County funding is \$125,000. Commissioner Van Beek asked if the organization has considered charging a fare for transportation. Mr. Grant said they would be open to that, in fact they have had discussions about charging a nominal fee of \$1. Clerk Yamamoto suggested Mr. Grant drop off some literature with the Caldwell Veterans Memorial Hall. No Board action was required or taken as the meeting was

held for information purposes only. The meeting concluded at 2:25 p.m. An audio recording is on file in the Commissioners' Office.

MEETING TO DISCUSS FY2020 PRELIMINARY BUDGET REQUEST FOR RETIRED SENIOR VOLUNTEER PROGRAM

The Board met today at 2:26 p.m. to discuss the Fiscal Year 2020 preliminary budget request for the Retired Senior Volunteer Program. Present were: Commissioners Tom Dale and Leslie Van Beek, Clerk Chris Yamamoto, Controller Zach Wagoner, Director Melissa Radloff from Jannus, and Deputy Clerk Monica Reeves. Ms. Radloff gave an overview of the programs and highlighted some of the impacts in Canyon County. She thanked the Board for its support of the National Service Programs at Jannus; the Foster Grandparent and Legacy Corps Program. This year's funding request is for \$15,000. No Board action was required or taken as the meeting was held for information purposes only. The meeting concluded at 2:42 p.m. An audio recording is on file in the Commissioners' Office.

MEETING TO DISCUSS FY2020 PRELIMINARY BUDGET REQUEST FOR THE WEST VALLEY HUMANE SOCIETY

The Board met today at 2:51 p.m. to discuss the Fiscal Year 2020 preliminary budget request for the West Valley Humane Society. Present were: Commissioners Tom Dale and Leslie Van Beek, Clerk Chris Yamamoto, Controller Zach Wagoner, Director Karly Cantrell, Dr. Talitha Neher, and Deputy Clerk Monica Reeves. This year the shelter management is not proposing any changes to what they received last year, they are requesting a \$300,000 budget with \$100,000 to be used for building maintenance and \$200,000 for the shelter. The kennel roofs are concerning because they are reaching the end of their life expectancy and last year they talked about the desire to have the County set aside any leftover funds in the building maintenance fund for future roofing needs, however it was not part of their contract. Commissioner Dale said it's our building so the County should be maintaining it. Director Cantrell reviewed a long list of the shelter accomplishments, a copy of which is included with this day's minute entry. They have a fulltime veterinarian, Dr. Neher and this month they have added a second fulltime veterinarian which allows them to increase shelter revenue as well as adding spay/neuter services to the community at an affordable rate. Dr. Neher spoke of her passion for providing services at the shelter. Zach Wagoner said for the current fiscal year \$100,000 was set aside for building maintenance to date, only \$15,000 has been used. Director Cantrell said most of the maintenance/repair costs are small such as flooring projects. The cost of the roof project is expensive and so it will take a couple of years to save for it. No Board action was required or taken as the meeting was held for information purposes only. The meeting concluded at 3:07 p.m. An audio recording is on file in the Commissioners' Office.

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 23, 2019

PRESENT: Commissioner Pam White, Chair – out of the office
Commissioner Tom Dale
Commissioner Leslie Van Beek
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Capital Event Center to be used 5/4/19 for a wedding.

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- iJet Color/Printware in the amount of \$14,990.00 for the Information Technology department
- MyBinding.com in the amount of \$4495.00 for the Information Technology department
- Stitch It Screen-printing in the amount of \$3472.00 for the Sheriff's Office
- Boise Rigging Supply in the amount of \$1100.00 for the Sheriff's Office

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for GRIT Ground Game, LLC dba GRIT; Texas Roadhouse Holdings, LLC dba Texas Roadhouse; Nampa Restaurant Ventures, LLC dba TGI Friday's; Nampa Lodge #1389 BPOE, Inc. dba Nampa Elks Lodge #1389. See resolution no. 19-054.

FY2020 PRELIMINARY BUDGET MEETING WITH TREASURE VALLEY PARTNERSHIP

The Board met today at 1:30 p.m. for a FY2020 preliminary budget meeting with Treasure Valley Partnership. Present were: Commissioners Tom Dale and Leslie Van Beek, Clerk Chris Yamamoto, Controller Zach Wagoner, Bill Larson with Treasure Valley Partnership and Deputy Clerk Jenen Ross. Mr. Larson spoke about the projects he's been involved with this past year including the opioid strategic planning process. This year the TVP is requesting \$5918.00 from Canyon County which is the same amount they requested last year. At the request of Mr. Wagoner, Mr. Larson spoke about the SAUSA program stating that it's going well. The Treasure Valley program just went over the \$40M mark that has been saved to the state. The meeting concluded at 1:42 a.m. An audio recording is on file in the Commissioners' Office.

MEETING TO DISCUSS FY2020 PRELIMINARY BUDGET REQUEST FOR COMPASS

The Board met today at 2:30 p.m. to discuss the Fiscal Year 2020 preliminary budget request for COMPASS. Present were: Commissioners Tom Dale and Leslie Van Beek, Clerk Chris Yamamoto, Controller Zach Wagoner, Executive Director Matt Stoll, and Deputy Clerk Monica Reeves. Director Stoll reviewed the proposed membership dues and noted this year they are requesting \$109,594 from Canyon County. The amount represents an increase of \$3,492 over last year's amount and it's based on the County's increase in population. (A copy of the sheet listing dues for general members and special members is attached to this day's minute entry.) Following the budget request discussion, Mr. Stoll updated the Board on the application process for the Federal Highway Administration BILD (Building Infrastructure for Leveraging Development) grant program. Last year COMPASS submitted an application for US Highway 20-26 from I-84 to the Middleton Road intersection and it was reviewed favorably by the US Department of Transportation and was passed on to the secretary of transportation with a due fund recommendation but due to the sheer volume the grant was not funded. They anticipate submitting again for it in July and they are meeting with the City of Caldwell about partnering again on that. Mr. Stoll asked if the County would be interested in engaging in discussions about partnering again on the new application. Last year the County committed \$125,000 for the project. In the case of Caldwell the question was posed by ITD that if the grant is not successful would the city still be willing to partner to make it happen, however, he does not anticipate that being asked of the County. This will be the last time COMPASS applies for that section. If they don't get the grant they will construct it with state money and make it move forward, but it's a great opportunity to leverage. They are going to drop down the actual ask amount because they were told if we had just asked for a little bit less they would've likely received the funding so they think the requested \$15 million will be within the "decimal dust" and the US Department of Transportation will say let's fund it. COMPASS's goal is to get the project under construction by FY2022, one way or the other, and with this grant that's the target. Zach Wagoner asked if Mr. Stoll is looking for a letter of support and a financial commitment. Mr. Stoll said he is seeking something similar to what we've done in the past and what was committed last time. Commissioner Dale said we didn't spend the money last year because we didn't get the grant so whatever money we were looking at should still be somewhere. Controller Wagoner said we did spend some money in FY2018. According to Mr. Stoll that was for the first INFRA grant from Franklin Road in Nampa to Karcher Road. Once things are set up he will forward the information to Controller Wagoner, but for now it's just a placeholder to let the County know. COMPASS's previous ask was for \$25 million and this time they're going to ask for \$15 million so we're over the 50% state match which should get a much more favorable application and if we're able to bring in \$15 million of additional funds that's a great win for Idaho. Commissioner Van Beek asked if there's any consideration to putting a traffic light at Highway 20-26 and Midland. Mr. Stoll doesn't know but he said the section from Middleton Road east to Star Road is unfunded and COMPASS is working with ITD to break down that 7-mile section to manageable projects in order to apply for federal grants and grants ITD has within the organization. The goal is to get the entire corridor done. There are discussions about doing a 5-lane cross section and improving it because currently it's a 3-lane cross-section, but the ultimate buildout is a 6-lane configuration. They are having discussions about whether to "rip the Band-Aid off" and start building it if they are able to get the funds to do it.

Commissioner Van Beek inquired about the acquisition of property along the extension of Highway 16. Mr. Stoll said at the December COMPASS meeting the board authorized \$90 million for right-of-way acquisition but ITD is still in process of getting the updated design on Highway 16 and identifying where they want to start with the acquisition whether it's on the north side of the project or on the south toward I-84. No Board action was required or taken as the meeting was held for information purposes only. The meeting concluded at 2:47 p.m. An audio recording is on file in the Commissioners' Office.

MEETING TO DISCUSS FY2020 PRELIMINARY BUDGET REQUEST FOR ADVOCATES AGAINST FAMILY VIOLENCE

The Board met today at 2:49 p.m. to discuss the Fiscal Year 2020 preliminary budget request for Advocates Against Family Violence. Present were: Commissioners Tom Dale and Leslie Van Beek, Clerk Chris Yamamoto, Controller Zach Wagoner, AAFV Executive Director Kim Deugan, and Deputy Clerk Monica Reeves. Ms. Deugan reviewed the organization's statistical and budget information. This year the organization is requesting \$30,000 (which was last year's amount), and if possible they would like to get back the \$20,000 they didn't receive last year. No Board action was required or taken as the meeting was held for information purposes only. The meeting concluded at 3:09 p.m. An audio recording is on file in the Commissioners' Office.

MEETING TO DISCUSS FY2020 PRELIMINARY BUDGET REQUEST FOR THE CANYON SOIL CONSERVATION DISTRICT

The Board met today at 3:13 p.m. to discuss the Fiscal Year 2020 preliminary budget request for the Canyon Soil Conservation District. Present were: Commissioners Tom Dale and Leslie Van Beek, Clerk Chris Yamamoto, Controller Zach Wagoner, Lori Kent, Dave Dixon, and Bob McKellip as well as other conservation district representatives, and Deputy Clerk Monica Reeves. A PowerPoint presentation was given showcasing the services the district provides. This year the organization is requesting \$15,000 in county funding. No Board action was required or taken as the meeting was held for information purposes only. The meeting concluded at 3:39 p.m. An audio recording is on file in the Commissioners' Office.

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 24, 2019

PRESENT: Commissioner Pam White, Chair – out of the office
Commissioner Tom Dale
Commissioner Leslie Van Beek
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED CLAIMS ORDER NO. 4/25/19

The Board of Commissioners approved payment of County claims in the amount of \$433,624.75, \$15,898.98, \$75,007.40, \$42,157.84, \$54,084.89 and \$5,980.86 for accounts payable.

APPROVED CLAIMS ORDER NO. 4/26/19

The Board of Commissioners approved payment of County claims in the amount of \$67,175.84 for accounts payable.

APPROVED CLAIMS ORDER NO. 1915

The Board of Commissioners approved payment of County claims in the amount of \$1,625,765.11 for a County payroll.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Raising Our Bar to be used 5/18/19 for a wedding.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Raising Our Bar to be used 5/17/19 for a Special Olympics of Idaho inspired gala.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Raising Our Bar to be used 5/7/19 for a 'Meet the Martins' event.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Raising Our Bar to be used 4/30/19 for a 2C Women's Collaboration.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for The Chicago Connections, LLC dba Chicago Connection; Walgreen, Co. dba Walgreens #07276; Walgreen, Co. dba Walgreens #10672; Walgreen, Co. dba Walgreens #05648; TWC, Inc. dba Greenhurst Chevron. See resolution no. 19-056.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for The Chicago Connection, LLC dba Chicago Connection. See resolution no. 19-057.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Bi-Mart dba Bi-mart #614; Cloudcroft, Inc. dba River Bend Golf Course; MFM Group, LLC dba Sizzler Restaurant; Idaho Golf Partners, Inc. dba Timberstone Golf Course; Walgreen, Co. dba Walgreens #12483; Walgreen, Co. dba Walgreens #11541. See resolution no. 19-058.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Cook's Two Hole, Inc. dba Cooks Two Hole Bar; Kickback Bar, Inc. dba Kickback Bar; Don Ulmer dba Airport Inn; 20/26, LLC dba Caribou Lounge. See resolution no. 19-059

MEETING WITH COUNTY ATTORNEYS FOR A LEGAL STAFF UPDATE AND TO CONSIDER ACTION ITEM

The Board met today at 9:02 a.m. with county attorneys for a legal staff update and to consider an action item. Present were: Commissioners Tom Dale and Leslie Van Beek, Sheriff Kieran Donahue left at 9:10 a.m., Deputy P.A. Zach Wesley, Deputy P.A. Mike Porter left at 9:10 a.m., Chief Deputy Sheriff Marv Dashiell left at 9:10 a.m., Jail Captain Daren Ward left at 9:10 a.m., Director of Juvenile Detention Steve Jett left at 9:10 a.m., Lt. Harold Patchett left at 9:10 a.m. and Deputy Clerk Jenen Ross. The action item was considered as follows:

Open proposals for Detention Center Medical Services:

The following proposals were received:

Sawtooth Correctional Medicine

Received April 22, 2019 at 8:30 a.m.

Correctional Health Partners

Received April 22, 2019 at 9:26 a.m.

Wellpath

Received April 19, 2019 at 9:32 a.m.

VitalCore Health Strategies LLC

Received April 22, 2019

Corizon Health (Adult Detention Center)

Received April 23, 2019

Correctional Medical Care

Received April 22, 2019 at 9:26 a.m.

Naphcare Health

Received April 19, 2019 at 10:23 a.m.

Corizon Health (Juvenile Detention Center)

Received April 23, 2019

Mr. Porter said that as laid out in the RFP a committee will be formed and the submissions will be reviewed for content. The timeline has not yet been determined but once the submissions are reviewed the committee will come before the Board to make a recommendation.

EXECUTIVE SESSION – RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION

Commissioner Van Beek made a motion to go into Executive Session at 9:11 a.m. pursuant to Idaho Code, Section 74-206(1) (d) to discuss records exempt from public disclosure and attorney-client communication. The motion was seconded by Commissioner Dale. A roll call vote was taken on the motion with Commissioners Dale and Van Beek voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Tom Dale and Leslie Van Beek, Deputy P.A. Zach Wesley and Deputy Clerk Jenen Ross. The Executive Session concluded at 9:25 a.m.

Consider signing approval/denial of a new alcohol license for 2C Family Brewing Co.:

Once the Board came out of the executive session Commissioner Van Beek made a motion to approve the resolution granting a new alcohol license to 2C Family Brewing Co. The motion was seconded by Commissioner Dale and carried unanimously (see resolution no. 19-055).

The meeting concluded at 9:26 a.m. An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

MEETING TO DISCUSS FY2020 PRELIMINARY BUDGET REQUEST FOR VALLEY REGIONAL TRANSIT

The Board met today at 1:31 p.m. to discuss the Fiscal Year 2020 budget request for Valley Regional Transit. Present were: Commissioners Tom Dale and Leslie Van Beek, Clerk Chris Yamamoto, Controller Zach Wagoner, Rhonda Jalbert from VRT, Tina Wilson from Western Alliance for Economic Development, DSD Director Tricia Nilsson, and Deputy Clerk Monica Reeves. This year the organization is requesting \$39,299 in County funding. The big change for Canyon County is that intercounty Route 44 will be discontinued as of June 28. VRT is proposing to increase the base fare from \$1 to \$1.50 per rider. Ms. Jalbert reviewed the services VRT provides and responded to questions asked by Commissioner Van Beek regarding the number of employees and their average income, ridership information, management costs, the use of First Transit, and the amount of funding that's funneled through metro, as well as the funding formula VRT uses in calculating dues. Commissioner Dale said he has served on the VRT board since its inception in 1998. Citizens in Canyon County and Ada County voted to form this agency but there was no funding source attached to the vote; the transit authority has no sustainable funding stream so VRT is dependent on federal dollars and local contributions which come from property taxes. Controller Wagoner said last year the initial request was \$36,340 and that amount was included in the County's adopted budget but then we received an invoice that was roughly \$1,000 higher due to a shortfall on the intercounty route service. The County has not yet paid the FY2019 invoice due to the question about what was billed vs. what was budgeted and he would like additional detail on that. Ms. Jalbert said typically VRT has asked for an increase of 2.5% and an analysis was done and it was determined that Canyon County wasn't covering the full costs and they were unable to retain drivers within the Canyon County system so they raised the base hourly wage from \$9 an hour to \$11 an hour in the hopes of retaining employees. Nampa and Caldwell also received additional bills over what they had been assessed. Nampa chose not to fund that so VRT had to reduce service. Controller Wagoner noted that in Section 4 of the draft agreement it states the member shall pay its annual assessment service contribution of \$37,327, but that will need to be updated to reflect the new amount of \$39,299 which is a seven percent (7%) increase specific to the increase in County population. No Board action was required or taken as the meeting was held for information purposes only. The meeting concluded at 1:58 p.m. An audio recording is on file in the Commissioners' Office.

MEETING TO DISCUSS FY2020 PRELIMINARY BUDGET REQUEST FOR THIRD DISTRICT YOUTH COURT

The Board met today at 1:59 p.m. to discuss the Fiscal Year 2020 budget request for the Third District Youth Court. Present were: Commissioners Tom Dale and Leslie Van Beek, Clerk Chris Yamamoto, Controller Zach Wagoner, Tina Freckleton from the Third District Youth Court, and Deputy Clerk Monica Reeves. Ms. Freckleton reviewed the organization's statistical and budget information. This year the organization is requesting \$6,000 in County funding. No Board action was required or taken as the meeting was held for information purposes only. The meeting concluded at 2:12 p.m. An audio recording is on file in the Commissioners' Office.

MEETING TO DISCUSS FY2020 PRELIMINARY BUDGET REQUEST FOR THE WESTERN ALLIANCE FOR ECONOMIC DEVELOPMENT

The Board met today at 2:13 p.m. to discuss the Fiscal Year 2020 preliminary budget request for the Western Alliance for Economic Development. Present were: Commissioners Tom Dale and Leslie Van Beek, Clerk Chris Yamamoto, Controller Zach Wagoner, Tina Wilson from Western Alliance for Economic Development, DSD Director Tricia Nilsson, and Deputy Clerk Monica Reeves. Ms. Wilson reported on the organization's activities and budget information, and she noted that Gem County has joined the WAED. This year the organization is requesting \$27,650 in County funding. No Board action was required or taken as the meeting was held for information purposes only. The meeting concluded at 2:25 p.m. An audio recording is on file in the Commissioners' Office.

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 25, 2019

PRESENT: Commissioner Pam White, Chair – out of the office
Commissioner Tom Dale – IAC Board meeting
Commissioner Leslie Van Beek – out of the office
Deputy Clerk Monica Reeves / Jenen Ross

No meeting were conducted today.

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 26, 2019

PRESENT: Commissioner Pam White, Chair – out of the office
Commissioner Tom Dale
Commissioner Leslie Van Beek – out of the office
Deputy Clerk Monica Reeves / Jenen Ross

No meetings were conducted today.

APRIL 2019 TERM
CALDWELL, IDAHO APRIL 29, 2019

PRESENT: Commissioner Pam White, Chair
Commissioner Tom Dale – Boise Metro Leadership conference
Commissioner Leslie Van Beek – out of the office
Deputy Clerk Monica Reeves / Jenen Ross

No meetings were conducted today.

APRIL 2019 TERM

CALDWELL, IDAHO APRIL 30, 2019

PRESENT: Commissioner Pam White, Chair
Commissioner Tom Dale – Boise Leadership conference
Commissioner Leslie Van Beek
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- WCP Solutions in the amount of \$25,158.00 for the Information Technology department
- RR Donnelley in the amount of \$1853.80 for the Information Technology department
- A-Gem Supply in the amount of \$1942.00 for the Sheriff's Office

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Yellow Pine Tavern to be used 6/22/19 for a wedding.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Williamson Vineyards to be used 5/26/19 for a soiree event.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Prefunk Beer Bar II, LLC dba Prefunk Beer Bar II; Pantera Market, LLC dba Pantera Market; Pilot Travel Centers, LLC dba Pilot Travel Center #638; Pacific Sushi, LLC dba Pacific Sushi. See resolution no. 19-063.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Sodexo America, LLC dba Sodexo America; Sodexo America, LLC dba Sodexo America; SAS Restaurant Ventures, Inc. dba Denny's Restaurant #6640. See resolution no. 19-062.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Jackson's Food Stores, Inc. dba Jackson's #147; Jackson Food Stores, Inc. dba Jackson #149; Jackson's Food Stores, Inc. dba Jackson's Food Stores #5; Jackson's Food Stores, Inc. dba Jackson's Food Stores #148; Jackson's Food Stores, Inc. dba Jackson's Food Stores #63; Jackson's Food Stores, Inc. dba Jackson's Food Stores #64; Jackson's Food Stores, Inc. dba Jackson's Food Stores #82. See resolution no. 19-064.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Jackson's Food Stores, Inc. dba Jackson's Food Stores #85; Jackson's Food Stores, Inc. dba Jackson's Food Stores #117; Jackson's Food Stores, Inc. dba Jackson's Food Stores #115; Jackson's Food Stores, Inc. dba Jackson's Food Stores #3; Jackson's Food Stores, Inc. dba Jackson's Food Stores #22; Jackson's Food Stores, Inc. dba Jackson's Food Stores #59. See resolution no. 19-065.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Winco Foods, LLC dba Winco Foods #11; Winco Foods, LLC dba Winco Foods #144; Intermountain Food Stores, Inc. dba Franklin Junction; Intermountain Food Stores, Inc. dba M&W Markets #6; Jackson's Food Stores, Inc. dba Jackson's Food Stores #126; Jackson's Food Stores, Inc. dba Jackson's #143; Jackson's Food Stores, Inc. dba Jackson's #144. See resolution no. 19-066.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for Jackson's Food Stores, Inc. dba Jackson's Food Stores #60; Jackson's Food Stores, Inc. dba Jackson's Food Stores #62; Jackson's Food Stores, Inc. dba Jackson's Food Stores #61. See resolution no. 19-067.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for WW Ink, LLC dba Rocco's Roadhouse; Indian Creek Steakhouse, LLC dba Indian Creek Steakhouse; BFC Nampa, LLC dba Boise Fry Company; Apple Idaho, LLC dba Applebee's Neighborhood Grill & Bar; Caldwell Treasure Valley Rodeo, Inc. dba Caldwell Night Rodeo. See resolution no. 19-068.

MEETING WITH THE DIRECTORS OF FACILITIES AND INFORMATION TECHNOLOGY TO DISCUSS GENERAL ISSUES, SET POLICY AND GIVE DIRECTION

The Board met today at 8:31 a.m. with the Directors of Facilities and Information Technology to discuss general issues, set policy and give direction. Present were: Commissioners Pam

White and Leslie Van Beek, Facilities Director Paul Navarro, IT Director Greg Rast and Deputy Clerk Jenen Ross.

Director Navarro updated the Board on the following:

- Pod 6: The blue prints are in the hands of the State of Idaho and they are just waiting for plan review. They are ready to submit to the City of Caldwell at the same time. Reviews that come from the state will work in tandem with the city and he anticipates work with the city will go very quickly. Two building permits are required due to the units being built out of the state.
- Fairgrounds: They've had a large water mitigation issue that has been worked on for weeks. When we get heavy rains the building floods due to sitting below street level. It's been a huge project but after a recent rainstorm all the work paid off as the building did not flood. The electrical in the Charolaise barn has been upgraded; this was done in partnership with the city with the county providing the manpower. They are getting ready to paint the outside of the building and repairs have been made to the back of the building. Additionally, the city has approved the removal of some shrubs/trees around the fairgrounds.
- HVAC upgrades: The upgrades to the courthouse have been completed. They are just working on the fine details for individual offices.
- Landscaping: The front yard of courthouse is coming to conclusion and grass should be laid today.
- Parks: The migration of some park staff to the facilities department has gone well. He is working to get drywall bids for the Crossroads Museum.

Director Rast updated the Board on the following:

- The jury application went live last week and is going well; the Supreme Court has reached out for a demo. The online portion will go live in August.
- The three applications that tie into Spillman were down for about a week but are now up and running.
- PO for paper: The annual purchase is for approximately \$25K for 8400 reams of paper. This is up slightly from last year due to the increase of 1 pallet as a way to save costs next year.
- The crime lab has requested a DOS based system so that old information can be extracted into a readable format.
- The Fair website will be enhanced this year to include sponsors.
- JobScore application is done and integrated, it is go live from an IT perspective. Still compliant with Title VII. The email portion has been disallowed as it was a security concern.
- Working with legal about email retention regarding public record requests. There may need to be some executive sessions to discuss further with the Board.

The meeting concluded at 8:55 a.m. An audio recording is on file in the Commissioners' Office.

MEETING WITH COUNTY ATTORNEYS FOR LEGAL STAFF UPDATE AND CONSIDER ACTION ITEMS

The board met today at 9:01 a.m. with county attorneys for a legal staff update and to consider action items. Present were: Commissioners Pam White and Leslie Van Beek, Facilities Director Paul Navarro left at 9:16 a.m., Fair Director Diana Sinner left at 9:16 a.m., Landfill Administrative Supervisor Debbie Jenks left at 9:04 a.m., Deputy P.A. Brad Goodsell left at 9:04 a.m., Clerk Chris Yamamoto, Controller Zach Wagoner, Deputy P.A. Zach Wesley, Deputy P.A. Dan Blocksom left at 9:21 a.m., PIO Joe Decker, Parks Director Nicki Schwend and Deputy Clerk Jenen Ross. The action items were considered as follows:

Consider signing resolution increasing the limit of the credit card fee account for the Solid Waste Department: Due to increased activity at the landfill the use of credit cards has increased. When a credit card is used the processing fee has to be paid at the same time so this account has been set up for them to pull the fees from. The fee for the convenience of using a credit card at the landfill is paid by the user and was recently increased to cover county costs so this is essentially a breakeven account. At this point the \$4000 has not been enough to cover those fees being withdrawn by the credit card processor and needs to be increased to \$6000. Upon the motion of Commissioner Van Beek and second by Commissioner White the Board voted unanimously to sign the resolution increasing the limit of the credit card fee account for the Solid Waste department (see resolution no 19-060).

Open qualification statements for the 2019 Canyon County Fair Expo Design RFQ:

The following qualification statements were received:

Houston Bugatsch

Received 4/25/19 at 8:07 a.m.

Cole Architects

Received 4/29/19 4:09 p.m.

The proposals will be reviewed by the committee and they will then make a recommendation to the Board.

Consider signing 2019 Canyon County Fair mainstage contracts with Romeo Entertainment; Collective Soul; Tracy Byrd; Randy Houser; Chuy Banda Akrkangel R-15:

Zach Wesley said Romeo Entertainment contracts with the mainstage performers and then there are individual contracts with each performer. The county retains the liability for these concerts. These are standard contracts that have been used the past several years. Upon the motion of Commissioner White and second by Commissioner Van Beek the Board voted

unanimously to sign the 2019 Canyon County Fair mainstage contracts with Romeo Entertainment (agreement no. 19-055), Collective Soul (agreement no. 19-051), Tracy Byrd (agreement no. 19-052), Randy Houser (agreement no. 19-054) and Chuy Banda Akkrangel R-15 (agreement no. 19-053).

Consider signing Fair Carnival agreement with Midway West Amusements: Director Sinner said that for the past several years they've used Brown's Amusements for the fair midway but this year they were not able to accommodate the fair dates. A limited RFP was sent to three companies. Ms. Sinner said she is familiar with Midway West Amusements and so far they have been good to work with. The financial terms are very similar to previous years. Upon the motion of Commissioner Van Beek and second by Commissioner White the Board voted unanimously to sign the agreement with Midway West Amusements (see agreement no. 19-050).

Consider signing Notice of Change in Water Right Ownership 63-9346: Dan Blocksom explained that one of the water rights at the Pond Lane property is not in the county's name. This application will ask the Department of Water Resources to update the ownership to Canyon County. This paperwork will be submitted to Idaho Department of Water Resources and they will either let us know if there is an issue or if they are good with updating the record. Upon the motion of Commissioner Van Beek and second by Commissioner White the Board voted unanimously to sign the Notice of Change in Water Right Ownership.

EXECUTIVE SESSION – RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION, COMMUNICATE WITH LEGAL COUNSEL REGARDING PENDING/IMMINENTLY LIKELY LITIGATION AND COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY CLAIMS

Commissioner Van Beek made a motion to go into Executive Session at 9:22 a.m. pursuant to Idaho Code, Section 74-206(1) (d), (f) and (i) regarding records exempt from public disclosure and attorney-client communication, communicate with legal counsel regarding pending/imminently likely litigation and communicate with risk manager regarding pending/imminently likely claims. The motion was seconded by Commissioner White. A roll call vote was taken on the motion with Commissioners White and Van Beek voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Pam White and Leslie Van Beek, Deputy P.A. Zach Wesley, PIO Joe Decker, Parks Director Nicki Schwend, Controller Zach Wagoner, Clerk Chris Yamamoto and Deputy Clerk Jenen Ross. The Executive Session concluded at 10:13 a.m. with no decision being called for in open session.

An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

THE MINUTES OF THE FISCAL TERM OF APRIL 2019 WERE READ AND APPROVED AND FOUND TO BE A PROPER RECORD OF THE PROCEEDINGS OF THE BOARD OF CANYON COUNTY COMMISSIONERS, CANYON COUNTY IDAHO.

DATED this 24th day of June, 2019

CANYON COUNTY BOARD OF COMMISSIONERS
Commissioner Tom Dale
Commissioner Pam White
Commissioner Leslie Van Beek

ATTEST: Chris Yamamoto, Clerk
By: J. Ross, Deputy Clerk