

SEPTEMBER 2021 TERM
CALDWELL, IDAHO SEPTEMBER 1, 2021

PRESENT: Commissioner Keri K. Smith, Chair
 Commissioner Leslie Van Beek, Vice Chairman - **OUT**
 Commissioner Pam White
 Deputy Clerks Monica Reeves/Jenen Ross

PUBLIC HEARING TO CONSIDER A REQUEST BY JACK & KRISTEN ALVORD FOR A REZONE; CASE NO. RZ2020-0030

The Board met today at 9:34 a.m. for a public hearing to consider a request by Jack & Kristen Alvord for a rezone, case no. RZ2020-0030. Present were: Commissioners Keri Smith and Pam White, DSD Planner Kate Dahl, TJ Wellard, Jack Alvord, Kirsten Alvord, Kyle Oliveira, Cheyenne Oliveira, Kathy Anderson and Deputy Clerk Jenen Ross.

Ms. Dahl provided the staff report stating that the Alvord's are requesting a zoning amendment of their parcel. It is currently zoned agriculture but they are requesting a rural residential designation. The property is located on Cemetery Rd. in Middleton. The original parcel was 79 acres but has been split 3 times through administrative land division in 2014. They are requesting to rezone a 24-acre parcel which is just outside the Middleton area of impact. There is currently one building permit on the property but they want to obtain an additional building permit so that they have two one-acre lots in order for their children to build homes. There would be a remaining 22-acre parcel that would continue to be used for agriculture. The current future land use in the area is residential. The property is adjacent to two subdivisions that have average minimum lot sizes of less than 2-acres. There are several parcels within the vicinity that have been zoned RR and six that have been zoned R1. Within a one-mile radius of the property there are 20 subdivisions with an average lot size of 1.22 acres. The property does have moderately suited soils. Canyon Highway District, even at full build-out, did not have any concerns. It is in an area that is transitioning from agricultural to residential and what the Alvord's have proposed is consistent with that area. At full-build out there are no significant impacts identified. In regard to the comprehensive plan it does meet the population policy and land use policy no. 1. Some public comment was received from the neighbors with the primary concern being the build-out. Staff is recommending approval. Planning and Zoning has recommended denial as they would like to see this come back with a development agreement. The applicant has chosen to move forward at this point without a development agreement. Site photos were entered as late exhibit no. 9.

Commissioner Smith asked Ms. Dahl if she's had any conversations with the applicants about not rezoning all of the ag ground but just what they needed. Ms. Dahl explained that in her last discussions they've indicated that if need be they are willing to enter into a development agreement but would prefer to keep all their options open as the area transitions to residential.

Mr. Wellard offered testimony stating that the original parcel was just under 80 acres and was split into 3 parcels – one parcel is agricultural only and the other two parcels are 8 and 24 acres each. The Alvord's purchased the 8- and 24-acre parcels and with this rezone they would exhaust their administrative split on the property without developing the property. They have chosen to rezone the property due to what is happening in the area and if the city decides to move into that area they would like to have a buffer from city lots. The properties would be served by individual well and septic and they would lay out the administrative decisions to disrupt the farm ground the least amount possible. The Alvord's would like to split the property in order for their children to build homes and help Mr. Alvord with the farming operation. As part of the Planning and Zoning hearing, the Board stated the denial was due to traffic and that it didn't fit the character of the area. Mr. Wellard disagrees with that analysis as even if the Alvord's were to subdivide the entire property with full build out and a rezone the highway district stated it would not be impactful. Other hearings that occurred that evening with similar situations were approved by the P&Z Board so Mr. Wellard is confused by why some were approved and the Alvord's was denied. At this point it would be adding 3 building permits and setting up the family for the future. In response to a question from Commissioner White, Mr. Wellard stated that full build out would be 11 lots.

Commissioner Smith asked if Mr. Wellard had talked to the Alvord's about the options since there was a denial at Planning and Zoning, if they didn't bring a development agreement to this hearing and if it were to be denied by this Board that the case is over and if it is approved it goes to another hearing? Or possibly even saving the ag as ag ground vs. residential. Mr. Wellard said all the options have been discussed and the Alvord's are open to a development agreement but given some of the other cases that the Planning and Zoning Commission approved they want to see this Board's position. If this Board feels that a conditional rezone with a development agreement would be a better fit they would be willing to do that.

Discussion ensued regarding the options to rezone the parcels in order for building permits to be issued but keeping the majority of the property in ag.

Commissioner Smith said she knows that there is residential and growth in that area but this is outside of the impact area. It is adjacent to the old subdivision so she can understand a couple of building permits but she is not in favor of rezoning the entire property. Her recommendation is for this hearing to be tabled in order to give time for the applicant and their representative to work on a conditional rezone with a development agreement. Commissioner Smith said she is not going to make an emotional decision to rezone all the ag ground. She feels that when they are ready to develop all the ag ground that is when they should come back with an application for the remaining land. Commissioner White said she does make emotional decisions and she has a real issue with personal property rights. She believes this is compatible with the area.

The Board took a brief break from 10:09 a.m. to 10:14 a.m.

Jack Alvord offered comment in favor of the application stating that he understands both personal property rights and the importance of ag land. He wants to continue farming the ag land but wants

his kids to live closer in order to help with the day-to-day operations. In response to a question from Commissioner Smith, he said he would be willing to amend the request to rezone just a portion of the land along Cemetery Rd.

Kristen Alvord offered comment in favor of the application giving the Board a little more background information on her family and their reason for this request.

Jack Alvord read into the record a letter from Kathy Anderson offering support of the Alvord's request.

Kyle Oliveira offered comment in favor of the application and spoke about the amount of development that is encroaching on their property.

Commissioner Smith said the Board is not making decisions based on maps that are not yet adopted, although on some of the plans she's seen dairies and feedlots will be preserved for agricultural. She feels that the impact areas are huge and have caused urban sprawl – the county is working to pull some of those areas back in order to control some of that growth and protect opportunities to farm.

Commissioner White made a motion to close public testimony. The motion was seconded by Commissioner Smith and carried unanimously.

Commissioner Smith recommends directing staff to amend the FCOs to support two R1 parcels, a maximum of 2-acres to be rezoned to R1 and then specifically allow the balance of the farmland to retain the original agricultural building permit. When considering the zoning criteria for an amendment where considering the surrounding land uses, the Board considered the existing dairies and agricultural uses by maintaining as much agricultural land as possible but recognizing transitional zoning or uses along Cemetery Rd. for the two residential parcels. If the land to the south was zoned not agriculture because it's an old subdivision she thinks it would fall closer to the R1 zoning. Upon the motion of Commissioner White and second by Commissioner Smith the Board voted unanimously to support a 2-acre parcel rezone request to R1 along Cemetery Rd. and for staff to prepare FCOs to support the request.

The hearing concluded at 10:33 a.m. An audio recording is on file in the Commissioners' Office.
Commissioner Minutes

MEETING WITH THE WEED & GOPHER SUPERINTENDENT TO DISCUSS GENERAL ISSUES, SET POLICY AND GIVE DIRECTION

The Board met today at 11:03 a.m. with the Weed and Gopher Superintendent to discuss general issues, set policy and give direction. Present were: Commissioners Keri Smith and Pam White,

Weed and Gopher Superintendent AJ Mondor and Deputy Clerk Jenen Ross. Superintendent Mondor discussed the following with the Board:

- With the help of a part-time employee and a seasonal employee they've been able to get caught up on the backlog of workorders. The seasonal employee recently gave notice with Thursday being their last day.
- Currently the department has 6 fulltime employees.
- Commissioner Smith let Mr. Mondor know that the Board is looking into having his department take over weed code enforcement issues. She informed him that the Board has looked into some of the issues that prevented this from happening several years ago but feels those issues could be worked out. The Board has requested that in the next 30 days Mr. Mondor come up with a plan to take over this portion of enforcement.
- Discussion ensued regarding a possible biologic control for goat heads that will survive the winter weather.

The meeting concluded at 11:19 a.m. An audio recording is on file in the Commissioners' Office.

SEPTEMBER 2021 TERM
CALDWELL, IDAHO SEPTEMBER 2, 2021

PRESENT: Commissioner Keri K. Smith, Chair
 Commissioner Leslie Van Beek, Vice Chairman - **OUT**
 Commissioner Pam White
 Deputy Clerks Monica Reeves/Jenen Ross

APPROVED CLAIMS

- The Board has approved claims 577354 to 577399 in the amount of \$80,056.13

APPROVED PURCHASE ORDERS

The Board approved the following purchase orders:

- CDW-G in the amount of \$54,279.00 for Fleet Department

APPROVED CATERING PERMIT

- The Board approved an Idaho Liquor Catering Permit for County Line Wine Co LLC dba County Line Wine Co to be used 10/1/21; 9/11/21.

MEDICAL INDIGENCY DECISIONS

The Board met today at 8:53 a.m. to consider matters related to medical indigency decisions. Present were: Commissioners Keri Smith, Pam White, Director of Indigent Services Yvonne Baker, Custom Service Specialist Kelly Galloway and Sr. Admin Specialist Terri Salisbury.

The following cases do not meet the eligibility criteria for county assistance and upon the motion of Commissioner White and second by Commissioner Smith the Board voted unanimously to issue initial denials with written decisions within 30 days on the following cases: 2021-899, 2021-901, 2021-857, 2021-892, 2021-978, 2021-898.

Case nos. 2019-1446, 2020-807 and 2019-444 meet the eligibility criteria for county assistance. Commissioner White made a motion to issue initial approvals with written decisions within 30 days on the cases as read into the record. The motion was seconded by Commissioner Smith and carried unanimously.

Liens and lien releases were presented for Board signatures.

The meeting concluded at 8:48 a.m. An audio recording is on file in the Commissioners' Office.

DETAILED MINUTES TO COME AT A LATER TIME

Meeting with county attorneys for legal staff update

DETAILED MINUTES TO COME AT A LATER TIME

Action Item: Consider signing new alcoholic beverage license for Lifestyle Cafe, LLC dba Lifestyle Café (resolution no. 21-179)

CONSIDER APPROVING FINAL PLATS FOR BLACK ACRES AND MEADOW BLUFF ESTATES

The Board met today at 9:53 a.m. to consider approving final plats for Black Acres, Case No. SD2020-0029, and Meadow Bluff, Case No. SD2020-0045. Present were: Commissioner Pam White, Commissioner Keri Smith via conference call, DSD Planning Official Dan Lister, TJ Wellard,

and Deputy Clerk Monica Reeves. The items were considered as follows:

Final Plat for Meadow Bluff Estates: This is an approved rezone to R-1 and the preliminary plat was approved last year with 11 conditions. All improvements have been met, and Orton Engineering has certified that all roads, irrigation, and drainage have been installed. A waters users' and road users' maintenance agreement, and a stormwater drainage and irrigation system maintenance agreement are part of the CC&R's that will be recorded concurrently with the final plat. Staff is recommending the Board sign the final plat. Upon the motion of Commissioner White and the second by Commissioner Smith, the Board voted unanimously to sign the final plat for Meadow Bluff Estates Case No. SD2020-0045. Commissioner Smith authorized Commissioner White to sign the final plat in her absence.

Final Plat for Black Acres: The plat was scheduled to be considered today but the applicants did not obtain the Treasurer's signature so they need to postpone it to next week.

The meeting concluded at 9:58 a.m. An audio recording is on file in the Commissioners' Office.

PUBLIC HEARING – REQUEST BY BRUCE TERRY FOR A REZONE, CASE NO. RZ2021-0017

The Board met today at 10:03 a.m. to conduct a public hearing in the matter of a request by Bruce Terry for a rezone, Case No. RZ2021-0017. Present were: Commissioner Pam White, Commissioner Keri Smith participated via Webex, DSD Planner Jennifer Almeida, Kassie Strohmeier, LaNetta Pfost, Middleton City Planner Roberta Stewart, Attorney Doug Waterman, and Deputy Clerk Monica Reeves. Jennifer Almeida gave the oral staff report. Bruce Terry is requesting a rezone of approximately 6.87 acres from an "A" (Agricultural) zone to an "R-R" (Rural Residential) zone. The subject property, parcel No. R33838010 is located at 8921 Foothill Road. The property is designated as residential on the future land use map and it is within Middleton's Impact Area. The area contains primarily residential uses. There are some agricultural uses to the south of the site, but the overall land use is residential. The rezone is compatible with the surrounding land uses and zoning. Within one mile there are 33 platted subdivisions. The City of Middleton is opposed to the request mainly because the property is adjacent to the city and they believe it should be annexed rather than rezoned, however, the County does not currently have any requirement in its code for the applicant to do that, and the applicant has opted to remain in the County and rezone their property for the purpose of allowing their daughter to build a home on the property. There was a review of agency comments. The P&Z Commission recommended approval of the rezone request on July 1, 2021. Staff is also recommending approval of the rezone.

The following people testified in support of the request:

Kassie Strohmeier is the applicant's daughter and her plan is to build a home for her family on the subject property. She does not want to be on city services; she wants to install a propane tank,

and utilize a septic system and well. Commissioner Smith asked Ms. Strohmeyer if she is aware that when she divides the parcel she will be under five acres and the city can force annex the property. Ms. Strohmeyer said she is aware of that. She has not seen utilities in the southeast corner and she believes it would be pointless for her to connect to utilities. Commissioner Smith said it will be the applicant's responsibility to find out how she can connect to services. Staff has indicated services are available, but the Board doesn't tell people where services are and whether they have to extend them.

LaNetta Pfost testified this was originally her parents' property and it was divided when they passed away. She owns the bottom 10 acres and her parents owned the upper 6 acres. Ms. Pfost is 83 years old and with Ms. Strohmeyer being able to live on the property she will help with maintaining the land.

The following people offered testimony in opposition to the request:

Roberta Stewart testified the City of Middleton opposes the application. It is contiguous to city limits and is located to the northwest of Blue Meadows where sewer and water are located. On the city's comprehensive plan, they have a road at the corner and there is a 1/2 portion of 9th Street which is a major collector. Blue Meadows has to do half of it and now the other half won't be built because there is no development, but there could be in the future. The rezone is inconsistent with county ordinances and it is not good orderly growth. The more wells and septic tanks that are in the area the more of a burden it is on the groundwater and the environment. The rezone will affect the city's growth and its ability to expand its borders. If the Board is inclined to approve the request the city asks that the project be limited to only two (2) residential single-family homes. Regarding forced annexation, Ms. Stewart said she has not seen forced annexation and she does not think the city is inclined to do that, but it is an option and they may be forced to do, although they don't want to. Rebuttal testimony was offered Kassie Strohmeyer who stated her children attend a charter school in the Vallivue School District so it will not be an impact on the schools in Middleton. She also noted her property is closer to the Star Fire station than to the Middleton station. Following testimony, Commissioner White made a motion to close public testimony. The motion was seconded by Commissioner Smith and carried unanimously. Commissioner Smith understands where the City of Middleton is coming from, however, this is a family split and the average lot size in the area of platted subdivisions is 1.46 acres, and for non-platted lots the average size is 5.75 with a median of 1.07 acres. She has a hard time finding this request does not fit the character of the area. Middleton has tools to annex the property after it's been divided if that's the path they need to take. The property owner has the right to make application and the Board is charged with finding compatibility with the ordinance and she is supportive of the request. She does not believe it will negatively affect the character of the area, nor is there any evidence that adequate services are not available. It will be up to the applicant to obtain those services at the time of building permit. Commissioner White does not find any incompatibility issues associated with this request. Following the Board's deliberation Commissioner White made a motion to approve the rezone request from an "A" (Agricultural) Zone to an "R-R" (Rural Residential) Zone, as well as approve the FCO's and the ordinance for Case No. RZ2021-0017. The motion was seconded by Commissioner Smith and carried unanimously.

(See Ordinance No. 21-022.) The hearing concluded at 10:34 a.m. An audio recording is on file in the Commissioners' Office.

SEPTEMBER 2021 TERM

CALDWELL, IDAHO SEPTEMBER 3, 2021

PRESENT: Commissioner Keri K. Smith, Chair – via teleconference
 Commissioner Leslie Van Beek, Vice Chairman - **OUT**
 Commissioner Pam White
 Deputy Clerks Monica Reeves

PUBLIC HEARING TO CONSIDER A REQUEST BY JEFF VAN WINKLE FOR A REZONE, CASE NO. RZ2021-0020

The Board met today at 9:13 a.m. to conduct a public hearing in the matter of a request by Jeff Van Winkle for a rezone from an "A" (Agricultural) zone to an "R-R" (Rural Residential) zone, Case No. RZ2021-0020. Present were: Commissioner Pam White, Commissioner Keri Smith via Webex, DSD Planner Jennifer Almeida, Jeff Van Winkle, other interested citizens, and Deputy Clerk Monica Reeves. Jennifer Almeida gave the oral staff report. The applicant is requesting a rezone of approximately 5.18 acres from an "A" (Agricultural) zone to a "R-R" (Rural Residential) zone. The subject property, parcel no. R33805010A is located at 7388 Desert Wolf Lane in Star. The future land use for this area is residential, and the property lies within Middleton's impact area. The area is predominately residential in nature, with rural residential zoning within 350 feet of the site and conditional-rezone R-1 property within 928 feet of the site. The proposed rezone is compatible with the surrounding land uses and within one mile there are 26 platted subdivisions. The P&Z Commission recommended approval of the request on July 1, 2021, and staff is recommending as well. Jeff Van Winkle testified he wants to split two acres off his property and sell to a person who is currently building another house next to his property and in order to do the split they had rezone the land first. He will not be making any changes to the remaining 3.18 acres. Directly the east of his property are four lots that have been developed and it's clear that will continue. There is no irrigation available so the land cannot be used for farming crops or raising animals. Upon the motion of Commissioner White and the second by Commissioner Smith, the Board voted unanimously to close public testimony. Commissioner White supports the requested zone change and believes it will fit nicely with the area. Commissioner Smith had no changes to the recommended findings of fact or conclusions of law, and she supports approval based on the prepared FCO's. Upon the motion of Commissioner White and the second by Commissioner Smith, the Board voted unanimously to approve the request by Jeff Van Winkle, Case No. RZ2021-0020 and to sign the findings of fact, conclusions of law and order, as well as the ordinance.

(Ordinance No. 21-023.) The hearing concluded at 9:22 a.m. An audio recording is on file in the Commissioners' Office.

PUBLIC HEARING TO CONSIDER A REQUEST BY MARK GUIJARRO FOR A REZONE, CASE NO. RZ2021-0016

The Board met today at 9:29 a.m. to conduct a public hearing in the matter of a request by Mark Guijarro for a rezone from an "A" (Agricultural) zone to an "R-1" (Single Family Residential) zone, Case No. RZ2021-0016. Present were: Commissioner Pam White, Commissioner Keri Smith via Webex, DSD Planning Official, Mark Guijarro, Mary Medrano, and Deputy Clerk Monica Reeves. Dan Lister provided the oral staff report. The hearing was continued from August 19, 2021 to give the applicant some time to abate the code enforcement violations and have a site visit done by the code enforcement officer. The officer walked the site and identified the previous owner, Mr. Arndt, had left trash, car parts, tires, and weeds on the property. He acknowledged that the current owner is bringing the property into compliance and has abated a lot of the issues and has brought the property into better condition. Staff recommends approval of the rezone request. Mark Guijarro testified he has removed the car parts, tires, abandoned vehicles, and was able to get the Sheriff's Office involved. He spoke to the previous owner and worked with the son and tried to get the two lots as clean as possible. Commissioner White said the property looks amazing, and Commissioner Smith said the applicant has done a great job improving the site. Upon the motion of Commissioner White and the second by Commissioner Smith, the Board voted unanimously to close public testimony. Upon the motion of Commissioner White and the second by Commissioner Smith, the Board voted unanimously to approve the request by Mark Guijarro, Case No. RZ2021-0016 and to sign the findings of fact, conclusions of law and order, as well as the ordinance. (Ordinance No. 21-024.) The hearing concluded at 9:37 a.m. An audio recording is on file in the Commissioners' Office.

CANVASS AUGUST 31, 2021 ELECTION RESULTS

On September 3, 2021 Commissioners Pam White and Keri Smith canvassed the results of the August 31, 2021 election. (Commissioner Van Beek was out of the office on September 3, 2021.)

*Note for the record: On September 17, 2021, Commissioner Leslie Van Beek was contacted by the Elections Office staff requesting her signature on the canvassing document because the Mayor of Homedale preferred that all three Commissioners' signatures be collected. Commissioner Van Beek added her signature to the document after reviewing the election results.

SEPTEMBER 2021 TERM
CALDWELL, IDAHO SEPTEMBER 7, 2021

PRESENT: Commissioner Keri K. Smith, Chair - **OUT**
Commissioner Leslie Van Beek, Vice Chairman - **OUT**
Commissioner Pam White - **OUT**
Deputy Clerks Monica Reeves/Jenen Ross

There were no meetings held this day, however, the Board approved claims (electronically) as follows:

APPROVED CLAIMS

- The Board has approved claims 577168 to 577206 in the amount of \$37485.98
- The Board has approved claims 577261 to 577303 in the amount of \$42,202.18
- The Board has approved claims 577327 to 577353 in the amount of \$38,406.51
- The Board has approved claims 577400 to 577452 in the amount of \$24,727.52
- The Board has approved claims 577453 to 577483 in the amount of \$179,579.31
- The Board has approved claims 577484 to 577501 in the amount of \$9,837.00
- The Board has approved claims 577502 to 577510 in the amount of 31,643.34
- The Board has approved claim 577511 in the amount of \$10,307.00

APPROVED CLAIMS ORDER NO. 2125

- The Board of Commissioners approved payment of County claims in the amount of \$1,612,202.36 for a County payroll.

SEPTEMBER 2021 TERM
CALDWELL, IDAHO SEPTEMBER 8, 2021

PRESENT: Commissioner Keri K. Smith, Chair – via teleconference
Commissioner Leslie Van Beek, Vice Chairman – via teleconference
Commissioner Pam White
Deputy Clerks Monica Reeves/Jenen Ross

APPROVED CATERING PERMIT

- The Board approved an Idaho Liquor Catering Permit for Moad LLC dba O’Michael’s Pub & Grill to be used 9/25/21, 9/18/21, 9/11/21

APPROVED PURCHASE ORDERS

The Board approved the following purchase orders:

- Frontier Precision in the amount of \$2,124.00 for Canyon County Sheriff

DETAILED MINUTES TO COME AT A LATER TIME

Public hearing to consider a request by KM Engineering LLP, representing Ekart Holdings, for a comprehensive plan map amendment and conditional rezone:

Case nos. OR2021-0009 & CR2021-0003

Action Item: The Board will consider whether to grant the request and issue:

Findings of fact, Conclusions of law and Order

Resolution

Ordinance

Development Agreement

DETAILED MINUTES TO COME AT A LATER TIME

Meeting with the Idaho State Public Defense Commission

DETAILED MINUTES TO COME AT A LATER TIME

Executive session to consider personnel matter pursuant to Idaho Code 74-206(1)(b)

DETAILED MINUTES TO COME AT A LATER TIME

Executive session to consider personnel matter pursuant to Idaho Code 74-206(1)(a) and (d)

Interview and candidate evaluation for P&Z Commissioner

SEPTEMBER 2021 TERM

CALDWELL, IDAHO SEPTEMBER 9, 2021

PRESENT: Commissioner Keri K. Smith, Chair – via teleconference
 Commissioner Leslie Van Beek, Vice Chairman – via teleconference

Commissioner Pam White
Deputy Clerks Monica Reeves/Jenen Ross

DETAILED MINUTES TO COME AT A LATER TIME

Action item: Consider signing taxing district extensions

DETAILED MINUTES TO COME AT A LATER TIME

Medical Indigency Decisions

Action item: Consider approval/denial of indigent decisions and signing of liens

SEPTEMBER 2021 TERM

CALDWELL, IDAHO SEPTEMBER 10, 2021

PRESENT: Commissioner Keri K. Smith, Chair
 Commissioner Leslie Van Beek, Vice Chairman – via teleconference
 Commissioner Pam White - **OUT**
 Deputy Clerks Monica Reeves/Jenen Ross

APPROVED CLAIMS

- The Board has approved claims 577131 to 577167 in the amount of \$14,679.19 (*With the exception of claim 577131*)
- The Board has approved claims 577305 to 577326 in the amount of \$80,7910.98
- The Board has approved claims 577100 to 577130 in the amount of \$35,758.76
- The Board has approved claims 577208 to 577260 in the amount of \$55,877.58

DETAILED MINUTES TO COME AT A LATER TIME

Action item: Consider approving final plat for Black Acres Subdivision (SD2020-0029)

DETAILED MINUTES TO COME AT A LATER TIME

Action Items:

- Action Item: Consider signing ratification for Jail Housing Billing Agreement with Ada County (Agreement no. 21-069)
- Action Item: Consider signing FY2022 Canyon County / Norman Family Trust Lease Agreement (Agreement no. 21-068)
- Action Item: Consider signing FY2022 Pickles Butte Sanitary Landfill Geotechnical Expansion Boring Project Solicitation of Bids
- Action Item: Consider signing resolution to adopt the changes to job description of one (1) positions in the Prosecuting Attorney's Office (resolution no. 21-181)

SEPTEMBER 2021 TERM

CALDWELL, IDAHO SEPTEMBER 13, 2021

PRESENT: Commissioner Keri K. Smith, Chair
 Commissioner Leslie Van Beek, Vice Chairman
 Commissioner Pam White - **OUT**
 Deputy Clerks Monica Reeves/Jenen Ross

APPROVED CLAIMS

- The Board has approved claims for Jury in the amount of \$1058.00

APPROVED PURCHASE ORDERS

The Board approved the following purchase orders:

- WCP in the amount of \$16,044.00 for Information Technology Department
- Right! Systems Inc. in the amount of \$15,653.90 for Information Technology Department
- Right! Systems Inc. in the amount of \$3,858.00 for Information Technology Department

APPROVED CATERING PERMIT

- The Board approved an Idaho Liquor Catering Permit for The Pretty Bubble Co. LLC dba The Pretty Bubble to be used 9/17/21

DETAILED MINUTES TO COME AT A LATER TIME

Meeting with Commissioners' Office staff to review upcoming calendar events

COMMUNITY INPUT MEETING

The Board met today at 9:02 a.m. for a community input meeting. Present were: Commissioners Keri Smith, Leslie Van Beek, Steve Burton and Sr. Admin Specialist Terri Salisbury.

The following provided comments:

Steve Burton

The Commissioners provided feedback on the following topics that were discussed:

- Committee of Nine and the need for the City of Middleton to get involved with the Star Annexation
- Comprehensive plan getting updated
- Open P&Z Commissioner positions

The meeting concluded at 9:19 a.m. No Board action was required or taken. An audio recording is on file in the Commissioners' Office.

DETAILED MINUTES TO COME AT A LATER TIME

Weekly meeting with the Director of Development Services to discuss general issues, set policy, give direction and action items:

- Action item: Consider signing resolution granting refund to David Ford for a withdrawn application for a zoning ordinance amendment, comprehensive plan amendment and short plat (Resolution no. 21-182)
- Action item: Consider signing resolution granting refund to David Hess for a withdrawn conditional use permit modification application (Resolution no. 21-183)
- Action item: Consider signing resolution granting refund to Randy Wall for a withdrawn property boundary adjustment application (Resolution no. 21-184)

DETAILED MINUTES TO COME AT A LATER TIME

Monthly meeting with the Parks Director to discuss general issues, set policy and give direction

DETAILED MINUTES TO COME AT A LATER TIME

Monthly meeting with Administrative District Judge and TCA to discuss general issues

DETAILED MINUTES TO COME AT A LATER TIME

Executive session to consider personnel matter pursuant to Idaho Code 74-206(1)(a) and (d)
Interview and candidate evaluation for Director of Human Resources

*Continued to 9/14/21 at 3:30 pm

DETAILED MINUTES TO COME AT A LATER TIME

Meeting with HR Generalists to review new FY2022 positions

SEPTEMBER 2021 TERM

CALDWELL, IDAHO SEPTEMBER 14, 2021

PRESENT: Commissioner Keri K. Smith, Chair
 Commissioner Leslie Van Beek, Vice Chairman
 Commissioner Pam White
 Deputy Clerks Monica Reeves/Jenen Ross

DETAILED MINUTES TO COME AT A LATER TIME

Action Item: Consider signing Day of Prayer and Fasting for Drought Relief Proclamation

DETAILED MINUTES TO COME AT A LATER TIME

Meeting with county attorneys for legal staff update

CONSIDER SIGNING DAY OF PRAYER AND FASTING FOR DROUGHT RELIEF PROCLAMATION

The Board met today at 8:48 a.m. to consider signing a Proclamation for a Day of Prayer and Fasting for drought relief. Present were: Commissioners Keri Smith, Pam White and Leslie Van Beek, Kelli Jenkins, local faith leaders, and Deputy Clerk Monica Reeves. Commissioner Smith read

the proclamation into the record, which stated in part, *“We pray for the entire state of Idaho, many counties of which are under drought conditions, and call on the good people of Canyon County to regard October 10, 2021, as a Day of Prayer & Fasting for Drought Relief for the blessings of unity, rainfall, and snowpack over our communities, region, and state.”* Ms. Jenkins thanked the Board and Caldwell city leaders for their willingness to support the proclamation addressing the dire drought condition. Local faith leaders spoke of how this a great opportunity for people to come together and unite and express their faith however they want to. Upon the motion of Commissioner Van Beek and the second by Commissioner White, the Board voted unanimously to sign the proclamation. The meeting concluded at 8:58 a.m. An audio recording is on file in the Commissioners’ Office.

PUBLIC HEARING TO CONSIDER A REQUEST BY JOEL MERRIAM, REPRESENTING SWAINSON’S POINTE SUBDIVISION, FOR A PLAT VACATION, CASE NO. VAC2021-0001

The Board met today at 9:36 a.m. to conduct a public hearing in the matter of a request by Joel Merriam, representing Swainson’s Pointe Subdivision, for a plat vacation, Case No. VAC2021-0001. Present were: Commissioners Keri Smith, Pam White and Leslie Van Beek, DSD Director Steve Fultz, DSD Planning Official Dan Lister, Deputy PA Zach Wesley, Joel Merriam, Don Huber, Tami Huber, Ben Iordonescu, Nicoleta Iordonescu, Kim Yanecko, Ken Yanecko, Claudia Haynes, Angela Bratchel, and Deputy Clerk Monica Reeves. Commissioner Smith disclosed she has family involved with the Upper Deer Flat Fire District, but she has not spoken to them about this issue. Dan Lister gave the oral staff report. Joel Merriam is requesting a plat vacation to remove Plat Note #15 from the final plat for the Swainson’s Pointe Subdivision which states residential fire sprinklers are required in all residences installed in accordance with NFPA 13 (d), and the Upper Deer Flat Fire District’s requirements. The applicant’s property is located at 12123 Swainson’s Lane, Nampa, but the request affects all lots within Swainson’s Point Subdivision (Parcels R30097100 through R30097112). A petition was submitted by neighbors within Swainson’s Pointe Subdivision, where 9 of the 12 owners support the removal of the plat note. Nampa Highway District is not opposed nor have they provided additional comments. Upper Deer Flat Fire District stated at the time of approval of the Swainson’s Pointe development there were allowances to review this for fire sprinklers due to water supply requirements and the developer at the time agreed to fire sprinklers as a way to demonstrate adequate water supply for the development. The fire district is saying without identifying an alternative water supply, they find the removal of the plat note to be reckless and dangerous for firefighters and residents and therefore they oppose the plat note vacation. The applicant has demonstrated there is a current statutory exemption in state law that allows single-family dwellings and two-family dwellings to be exempt from the requirement of a fire sprinkler installation unless they voluntarily want to do that themselves. The law was passed in 2009, after the creation of the plat. Mr. Lister summarized the comments received from residents as follows: Kim Yanecko finds the sprinklers were approved for the subdivision to meet water supply and fire code requirements. She also believes the CUP and approval of the plat came with the understanding that this would be part of that subdivision and has presented the lack of enforcement of those requirements per the building permits that have been approved for this

subdivision and for Valley View Subdivision showing an inconsistency of applying those plat notes. Dinnius and Associates, representing Upper Deer Flat Fire District, opposes this request stating the plat was approved in 2007 when fire sprinklers were required and the developer agreed to those requirements and the property owners bought knowing that they would have to do so. Removal of the plat note is dangerous and inconsistent with fire code. Justin Winkler was required to meet water supply requirements for his house and he chose to do fire sprinklers to meet the fire flow requirements and he believes this is consistent with many houses within that location. He feels the removal is dangerous and unfair because the people who had to install fire sprinklers did so and the others should have to do the same. Mr. Lister said staff is recommending approval of the plat vacation which is consistent with the P&Z Commission's recommendation on June 3, 2021. Commissioner Smith questioned the conditions that were imposed on the original CUP and asked whether the County enforces conditions. Mr. Lister said the current code is silent about fire requirements, and the only time we require a fire permit is if access to the property is over 150 feet in length and then the County will require a fire district permit, other than that it's not required per County code.

The following people testified in support of the request:

Joel Merriam said state law is clear that all single-family homes and multiple family dwellings, up to two units, are exempt from the provisions of the International Fire Code, the International Building Code, and the Idaho Residential Code that requires such dwellings to have automatic fire sprinkler systems installed. It also states that nothing in the section shall prevent any person from voluntarily installing an automatic fire sprinkler system in any residential dwelling. Mr. Merriam spoke about how he's tried to navigate the state law and the requirements of the fire district. There are certain water flow requirements, but the concern is none of the wells in the area will come close to what is required and he questioned why residents have to have the sprinklers when the law says they cannot be required, and the water flow requirements cannot be met. He built a house without fire sprinklers on the basis of what the law said, and he currently has a temporary occupancy. Following his testimony, Mr. Merriam responded to questions from the Board.

Don Huber, whose son lives in Swainson's Pointe, stated the following entities, organizations, and individuals have confirmed that the Idaho state law is clear that no one can be forced to have residential fire sprinklers: Canyon County building, Canyon County zoning, Canyon County Prosecutor, Canyon County inspectors, the Idaho State Fire Marshal, the Idaho State Legislators who wrote the law, the National Association of Homebuilders, the National Fire Protection Association and several private attorneys. These organizations were conferred with before building within Swainson's Pointe Subdivision as well as within the last several months. The HOA has no such requirement as part of its covenants so this line entry simply needs to be removed from the plat.

Tami Huber lives in Swainson's Pointe and she contacted the state fire chief before building her home and he agreed that they cannot make anybody have fire sprinklers. She asked the Board to remove the note from the plat map so this does not have to be an ongoing issue and so that Mr. Merriam and others can have permanent occupancy in their homes.

The following people testified in opposition of the request:

Kim Yanecko stated the letter written by Attorney Kevin Dinnius for the fire district should be taken into consideration, and although she feels badly for the residents in Swainson's Pointe, there are some issues that need to be discussed. If they are not going to have sprinklers they need to have a separate water source for firefighting. She's concerned they do not have a secondary water source as required by law, and without that the fire district is going to be looking locally for the next source of water. If the Board does remove the plat note at the minimum there should be a requirement for a water source. Ms. Yanecko said the residents purchased their lots knowing it was a requirement, but there is a rumor the building official said not to worry because they would be allowed occupancy without it because there is a question about the fire code and the requirements therein. She referred to Exhibit 56 that was submitted by the fire department. There have been ongoing issues that should have been resolved in prior years. It created a problem when permits were granted when the homeowners knew they had to have sprinklers but the building official allowed no sprinklers and it set a precedent. In other developments there are homes without sprinklers, yet their plat map indicates they have to have sprinklers so why is this a continuing issue and these poor people are here today begging for their plat note to be removed so they can get back into their homes? The only resolution is to follow the fire code and the code at that time said they could put in sprinklers; if that is going to be removed you still have to follow fire code for safety. She's concerned about safety and not being able to put out a fire. She questioned whether hydrants should be required and no longer have plat notes for sprinkler systems. Following her testimony, Ms. Yanecko responded to questions from the Board. Deputy PA Zach Wesley spoke of the requirements in Idaho Code noting that Section 39-4116 states that local governments cannot require residential dwellings to have sprinklers which is why we don't have a County ordinance that requires sprinklers. The County has not adopted the international fire code, but the state has and there is a state agency that local fire districts are deputized under to enforce that international fire code and they have some independent authority and jurisdiction to enforce the fire codes. Idaho Code does not change the County's authority or exemption for those fire sprinklers. How we get to where we are at now is the County's ordinance does have a fire flow question in the plat phase that we are required to answer and so typically the developers will say in order to meet the fire codes the fire districts are requiring they will voluntarily put a fire sprinkler in and they want that to be part of the plat. The County cannot independently impose that, but the developers are voluntarily offering to put that in place; however, the County does not have independent authority to enforce the international fire code, but we rely on them to tell us if something is in compliance or not and we rely on their authority to enforce their own codes. As to the initial question of *Does Section 39-4116 give the County authority to impose fire sprinklers?* The answer is no. How these things get to the plats is a voluntary condition put on by the developers in the platting phase. Section 39-4116(3) would exempt residential dwellings from a fire sprinkler requirement. Further discussion ensued. Ms. Yanecko said at the time the plat was approved the statute was what it was, but now they need to have some other water source so if the Board removes the plat note. She is not sure the authority lies with the Board to remove the plat note and she said it seems there should be a task force to determine whether this would be an appropriate way to proceed forward. Commissioner Smith said the County has a legally

adopted ordinance that defines the process for amending a plat. Claudia Haynes lives within a mile of the development and she said fire suppression is an issue in the area. She questioned whether the developer or future buyers are required to comply with the conditions that were imposed when the project was approved regardless of whether the law changes at a later date. Dan Lister stated the removal of the note removes it from the plat, but if they have requirements in the CC&R's for sprinklers or other requirements those are enforceable by the HOA not the County. Rebuttal testimony was offered by Joel Merriam who said the fire district wants the property owners to have an alternate source of water and his question is: what is that source, and how much water do they have to have? It's his understanding the requirement is for 1,000 gallons a minute to be sustainable for at least an hour, however, the wells won't produce 1,000 gallons a minute. He said with the discussion that's going on today perhaps developers shouldn't be given a choice about fire sprinklers, they should have to put in a water system. Upon the motion of Commissioner White and the second by Commissioner Van Beek, the Board voted unanimously to close public testimony. Commissioner Smith said there was a period of time where fire districts were relying on the County to enforce their standards. Idaho Code is clear, the state fire marshal is the enforcement component and that is relinquished to the fire chiefs, but what was happening is the fire department was going above and beyond in some situations and asking for additional requirements that fell outside of state code requirements in the fire code. They also found a mechanism that was allowing DSD to enforce standards. She said Ms. Yanecko did a good job showing the inefficiencies that happen when we enforce other people's rules. Since Commissioner Smith took office in January of 2021, the Board has been removing those plat conditions when presented. The Board is not saying fire sprinklers are not required or that water sources are not required, it's saying the County is not enforcing the rules for someone else. We are going to stick to what is required in our ordinance. Commissioner Smith supports removing the note that requires a fire sprinkler system because it takes away opportunities for homeowners to meet various code exemptions. This subdivision was approved in 2007 and in 2009 the legislature approved an amendment that said we cannot require fire sprinklers in residences, and that alone says state code supports us removing that condition. Commissioner White said her biggest question dealt with whether there is emergency access, but that is not an issue in this case. Commissioner Van Beek said good testimony was given but the most relevant testimony is found in Idaho Code, Section 39-4116(3). She said the Board is deeply concerned about the safety and welfare of citizens and it goes to how much government intervention is appropriate and what the personal responsibility is. It makes sense to vacate the plat note. Upon the motion of Commissioner Van Beek and the second by Commissioner White, the Board voted unanimously to approve the plat vacation in Case No. VAC2021-0001 as it relates to Swainson's Pointe Subdivision and that we sign the findings of fact, conclusions of law, and order and the resolution (Resolution No. 21-185.) The hearing concluded at 10:49 a.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION TO CONSIDER PERSONNEL MATTER PURSUANT TO IDAHO CODE 74-206(1)(B)

The Board met today at 11:03 a.m. for an Executive Session to discuss a personnel matter. Commissioner Van Beek made a motion to go into Executive Session pursuant to Idaho Code, Section 74-206(1) (b). The motion was seconded by Commissioner White. A roll call vote was taken on the motion with Commissioners Smith, Van Beek and White voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Keri Smith, Pam White, and Leslie Van Beek, and Deputy Clerk Monica Reeves. The Executive Session concluded at 11:27 a.m. with no decision being called for in open session.

DETAILED MINUTES TO COME AT A LATER TIME

Meeting with the Director of Information Technology to discuss general issues, set policy and give direction

DETAILED MINUTES TO COME AT A LATER TIME

Monthly Elected Officials' Meeting

DETAILED MINUTES TO COME AT A LATER TIME

Meeting to discuss changes to Res. #19-145 regarding salaries for County personnel
Action Item: Consider signing resolution adopting changes to Resolution No. 19-145 regarding salaries for County personnel

DETAILED MINUTES TO COME AT A LATER TIME

Continuance of Executive session to consider personnel matter pursuant to Idaho Code 74-206(1)(a) and (d)

Interview and candidate evaluation for Director of Human Resources

*Continued from 9/13/21

SEPTEMBER 2021 TERM

CALDWELL, IDAHO SEPTEMBER 15, 2021

PRESENT: Commissioner Keri K. Smith, Chair
 Commissioner Leslie Van Beek, Vice Chairman
 Commissioner Pam White

APPROVED CATERING PERMIT

- The Board approved an Idaho Liquor Catering Permit for Shewil LLC dba Slicks Bar to be used 10/2/21

APPROVED PURCHASE ORDERS

The Board approved the following purchase orders:

- Mtn Home Auto Ranch in the amount of \$37,560.00 for Fleet Department
- Pro Vision in the amount of \$1,575.00 for Canyon County Sheriff

DETAILED MINUTES TO COME AT A LATER TIME

Public hearing to consider a request by Robert and Teresa Waltman for a rezone: Case no. RZ2021-0021

Action Item: The Board will consider whether to grant the request and issue:
Findings of Fact, Conclusions of Law & Order
Ordinance

DETAILED MINUTES TO COME AT A LATER TIME

Continuance of public hearing to consider a request by Silvia Castro for a rezone for: Case no. RZ2021-0009

Action Item: The Board will consider whether to grant the request and issue:
Findings of Fact, Conclusions of Law & Order
Ordinance

*Continued from August 30, 2021

DETAILED MINUTES TO COME AT A LATER TIME

Meeting with HR Generalist to review new FY2022 positions

Action Item: Consider resolution approving new positions, and new job descriptions

*This meeting was continued to 9/16/21 at 11:00 am

SEPTEMBER 2021 TERM

CALDWELL, IDAHO SEPTEMBER 16, 2021

PRESENT: Commissioner Keri K. Smith, Chair – via teleconference
 Commissioner Leslie Van Beek, Vice Chairman
 Commissioner Pam White
 Deputy Clerks Monica Reeves/Jenen Ross

APPROVED CLAIMS

- The Board has approved claims 577644 to 577646 in the amount of \$417.26

APPROVED CATERING PERMIT

- The Board approved an Idaho Liquor Catering Permit for Crescent Brewery LLC dba Crescent Brewery to be used 9/18/21; Heritage Hop Haus LLC dba Heritage Hop Haus to be used 9/18/21

MEDICAL INDIGENCY DECISIONS

The Board met today at 8:47 a.m. to consider matters related to medical indigency decisions. Present were: Commissioners Pam White and Leslie Van Beek, Director of Indigent Services Yvonne Baker, Financial Specialist Lina Miller and Sr. Admin Specialist Terri Salisbury.

The following cases do not meet the eligibility criteria for county assistance and upon the motion of Commissioner White and second by Commissioner Van Beek the Board voted unanimously to issue initial denials with written decisions within 30 days on the following cases: 2021-924, 2021-948, 2021-806, 2021-925, 2021-928, 2021-938.

Case no. 2021-1041 meets the eligibility criteria for county assistance. Commissioner White made a motion to issue an approval with written decision within 30 days on the case as read into the record. The motion was seconded by Commissioner Van Beek and carried unanimously.

Case no. 2018-1143: This was a previously approved case by the county, that was brought before the Commissioner a few weeks ago. The Applicant has asked for a partial release of his lien on his land in Marsing that he has had subdivide and sold one of the parcels. As agreed the County will be receiving \$110,000.00 to help pay down his lien and he will keep \$90,000.00 to build a new home. A new lien will be placed on the second parcel. Commissioner White made a motion to

approve the partial lien. The motion was seconded by Commissioner Van Beek and carried unanimously.

Liens and lien releases were presented for Board signatures.

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

DETAILED MINUTES TO COME AT A LATER TIME

Meeting with county attorneys for legal staff update and action item:

- Action Item: Consider signing property transfer agreement with City of Caldwell for property associated with Canyon County Fair Expo Building site
- Action Item: Consider signing resolution authorizing the destruction of Canyon County Clerk Elections Equipment Items (Resolution no. 21-187)
- Action Item: Consider signing resolution granting a transfer alcoholic beverage license to The Tackle Shop LLC DBA The Tackle Shop (Resolution no. 21-188)
- Action Item: Consider signing resolution granting a transfer alcoholic beverage license to Garden City Bar LLC DBA 1918 Lounge (Resolution no. 21-189)

DETAILED MINUTES TO COME AT A LATER TIME

EMERGENCY UPDATE TO AGENDA - Pursuant to Idaho Code, Section 74-204

Meeting with Elected Officials to discuss Idaho Dept of Health & Welfare's Announcement regarding Crisis Standards of Care due to the surge in COVID-19 patients requiring hospitalization

DETAILED MINUTES TO COME AT A LATER TIME

Meeting with HR Generalist to review new FY2022 positions

Action Item: Consider resolution approving new positions, and new job descriptions

*Continued from 9/15/21

*Meeting continued to 9/17/21 at 10:30 a.m.

DETAILED MINUTES TO COME AT A LATER TIME

Public hearing to consider a request by Tanner Verhoeks for a rezone: Case no. RZ2021-0019

Action Item: The Board will consider whether to grant the request and issue:

Findings of Fact, Conclusions of Law & Order

Ordinance

SEPTEMBER 2021 TERM
CALDWELL, IDAHO SEPTEMBER 17, 2021

PRESENT: Commissioner Keri K. Smith, Chair – via teleconference
 Commissioner Leslie Van Beek, Vice Chairman
 Commissioner Pam White
 Deputy Clerks Monica Reeves/Jenen Ross

APPROVED CLAIMS

- The Board has approved claims 577512 to 577552 in the amount of \$30,751.57
- The Board has approved claims 577647 to 577647 in the amount of \$1900.00
- The Board has approved claims 577553 to 577593 in the amount of \$99,035.43
- The Board has approved claims 577648 to 577683 in the amount of \$124,070.49
- The Board has approved claims 577684 to 577726 in the amount of \$77,787.59
- The Board has approved claims 577766 to 577802 in the amount of \$68,489.57
- The Board has approved claims 577594 to 577614 in the amount of \$55,067.25
- The Board has approved claims 577615 to 577643 in the amount of \$21,872.29

APPROVED PURCHASE ORDERS

The Board approved the following purchase orders:

- Carolina Software in the amount of \$2,450.00 for Solid Waste Department

DETAILED MINUTES TO COME AT A LATER TIME

Meeting with HR Generalist to review new FY2022 positions

Action Item: Consider resolution approving new positions, and new job descriptions (Resolution no. 21-192)

Continued from 9/16/21 at 11:00 a.m.

SEPTEMBER 2021 TERM
CALDWELL, IDAHO SEPTEMBER 20, 2021

PRESENT: Commissioner Keri K. Smith, Chair
Commissioner Leslie Van Beek, Vice Chairman
Commissioner Pam White
Deputy Clerks Monica Reeves/Jenen Ross

DETAILED MINUTES TO COME AT A LATER TIME

Meeting with county attorneys for legal staff update and action items:

Action Item: Consider extending the Crisis Standards of Care - COVID-19 - Emergency Declaration (Resolution no. 21-193)

DETAILED MINUTES TO COME AT A LATER TIME

Action item: Consider signing a resolution setting the levy rates for all Canyon County taxing districts (Resolution no. 21-194)

DETAILED MINUTES TO COME AT A LATER TIME

Monthly meeting with Fleet Director to discuss general issues, set policy and give direction

DETAILED MINUTES TO COME AT A LATER TIME

Public hearing to consider a request by Preston Reynolds of Reynolds Brothers Construction LLC for a rezone; Case no. RZ2021-0012

Action Item: The Board will consider whether to grant the request and issue:

Findings of Fact, Conclusions of Law & Order

Ordinance

*Continued to 9/24/21 at 10:00 am

DETAILED MINUTES TO COME AT A LATER TIME

Action Item: Consider new alcoholic beverage license for Bob's Trolley House II LLC dba Bob's Trolley House II (Resolution no. 21-196)

DETAILED MINUTES TO COME AT A LATER TIME

Weekly meeting with the Director of Development Services to discuss general issues, set policy and give direction and action items:

- Action Item: Consider signing FCOs, Ordinance (Ordinance no. 21-026) and Development Agreement (Agreement no. 21-071) for Ekart Holdings LLC; Case no. OR2021-0009
- Action item: Consider signing a resolution granting a refund to Andrea Lee for the cost difference between a conditional rezone application fee and a development agreement amendment fee (Resolution no. 21-195)

SEPTEMBER 2021 TERM

CALDWELL, IDAHO SEPTEMBER 21, 2021

PRESENT: Commissioner Keri K. Smith, Chair
 Commissioner Leslie Van Beek, Vice Chairman
 Commissioner Pam White – OUT leadership class
 Deputy Clerks Monica Reeves/Jenen Ross

APPROVED CLAIMS

- The Board has approved claims 577980 to 578033 in the amount of \$77,273.70
- The Board has approved claims 577873 to 577913 in the amount of \$122,363.97
- The Board has approved claims 577865 to 577872 in the amount of \$12,285.23
- The Board has approved claims 577858 to 577864 in the amount of \$4,222.00
- The Board has approved claims 577850 to 577857 in the amount of \$2,485.00
- The Board has approved claims 577843 to 577849 in the amount of \$7,903.00

APPROVED PURCHASE ORDERS

The Board approved the following purchase orders:

- Mortech Manufacturing in the amount of \$13,040.00 for Emergency Management

There were no meeting held this day.

SEPTEMBER 2021 TERM

CALDWELL, IDAHO SEPTEMBER 22, 2021

PRESENT: Commissioner Keri K. Smith, Chair
 Commissioner Leslie Van Beek, Vice Chairman
 Commissioner Pam White – OUT leadership class
 Deputy Clerks Monica Reeves/Jenen Ross

APPROVED CLAIMS ORDER NO. 2126

- The Board of Commissioners approved payment of County claims in the amount of \$1,716,548.28 for a County payroll.

APPROVED CLAIMS

- The Board has approved claims 577803 to 577842 in the amount of \$569,397.57
- The Board has approved claims 577914 to 577979 in the amount of \$47,434.63

DETAILED MINUTES TO COME AT A LATER TIME

Monthly meeting with Public Information Officer to discuss general issues, set policy and give direction

DETAILED MINUTES TO COME AT A LATER TIME

Monthly meeting with Director of Juvenile Detention to discuss general issues, set policy and give direction

DETAILED MINUTES TO COME AT A LATER TIME

Monthly meeting with Directors of Juvenile Probation and Misdemeanor Probation to discuss general issues, set policy and give direction

SEPTEMBER 2021 TERM
CALDWELL, IDAHO SEPTEMBER 23, 2021

PRESENT: Commissioner Keri K. Smith, Chair
Commissioner Leslie Van Beek, Vice Chairman
Commissioner Pam White - OUT leadership class
Deputy Clerks Monica Reeves/Jenen Ross

APPROVED EMPLOYEE STATUS CHANGE FORM

- The Board approved an employee status change form for Rider Hofer, Haz Waste Screener/Heavy Equip Operator

APPROVED CATERING PERMIT

- The Board approved Idaho Liquor Catering Permits for Raising Our Bar LLC dab Raising Our Bar to be used 10/01/21, 10/30/21, 10/29/21, 10/23/21, 10/22/21, 10/16/21, 10/10/21, 10/09/21, 10/08/21, 10/03/21; Tricycle LLC dba Eastside Tavern to be used 10/16/21, 10/09/21, 10/02/21

APPROVED PURCHASE ORDERS

The Board approved the following purchase orders:

- Les Schawb in the amount of \$7,062.30 for Solid Waste Department

DETAILED MINUTES TO COME AT A LATER TIME

Medical indigency appeal hearings and decisions

Action item: Consider approval/denial of indigent decisions and signing of liens

Action Item: Consider applications on appeal of initial determination (names and other information withheld pursuant to Idaho Code §74-106(4) and (6))

DETAILED MINUTES TO COME AT A LATER TIME

Meeting with Indigent Services Director to discuss establishing income and expense allowances in determining medical indigency

Action Item: Consider signing resolution establishing the income and expenses to be considered in determining medical indigency (Resolution no. 21-197)

DETAILED MINUTES TO COME AT A LATER TIME

Action Item: Consider signing master agreement, software & support license with Computer Arts Inc. (Agreement no. 21-072)

DETAILED MINUTES TO COME AT A LATER TIME

Meeting with county attorneys for legal staff update and action items:

Action Item: Consider signing FY2022 cooperative agreement between Valley Regional Transit and Canyon County Commissioners (Agreement no. 21-073)

Action Item: Consider signing a resolution classifying records of the Development Services Department and authorizing the imaging and/or destruction of certain files/records (Resolution no. 21-198)

Action Item: Consider signing resolution to approve the addition of one (1) job description in the Trial Court Administration Department (Resolution no. 21-199)

DETAILED MINUTES TO COME AT A LATER TIME

Public hearing to consider a request by Callister, LLC and C4 Subdivision for a rezone and preliminary plat; Case nos. RZ2021-0010 & SD2021-0008

Action Item: The Board will consider whether to grant the request and issue: Findings of Fact, Conclusions of Law & Order Ordinance

DETAILED MINUTES TO COME AT A LATER TIME

Action item: Consider approving final plat for Leighton Ranch final plat (SD2021-0011)

DETAILED MINUTES TO COME AT A LATER TIME

Action item: Consider signing resolutions granting refund to William Werhane for a withdrawn rezone and comprehensive plan change (Resolution no. 21-200)

SEPTEMBER 2021 TERM

CALDWELL, IDAHO SEPTEMBER 24, 2021

PRESENT: Commissioner Keri K. Smith, Chair - **OUT**
Commissioner Leslie Van Beek, Vice Chairman
Commissioner Pam White - **OUT**
Deputy Clerks Monica Reeves/Jenen Ross

APPROVED EMPLOYEE STATUS CHANGE FORM

- The Board approved an employee status change form for Julio Luna, Heavy Equipment Operator; Clarissa Greensmyth, Deputy Public Defender I; Bennett Morrison, Interpretive Specialist.

APPROVED PURCHASE ORDERS

The Board approved the following purchase orders:

- Dell in the amount of \$5,750.00 for Information Technology Department
- Jumper Cables in the amount of \$1197.65 for Development Services Department
- R&H Wholesale in the amount of \$33,405.04 for Facilities Department

APPROVED COMMUTER VEHICLE AUTHORIZATION FORM

- The Board approved a commuter vehicle authorization form for Tammy Bartlett

APPROVED CATERING PERMIT

- The Board approved an Idaho Liquor Catering Permit for Theresa Eckersell dba Bubble Bar to be used 9/30/21; Raising Our Bar LLC dba Raising Our Bar to be used 10/02/21

APPROVED MAY 2021 TERM COMMISSIONER PROCEEDINGS AND SYNOPSIS

- The Minutes of the Fiscal Term of May 2021 were read and approved and found to be a proper record of the proceedings of the Board of Commissioners of Canyon County, Idaho. Also approved was the synopsis for publication. Minutes of the Board of Canyon County Commissioners' meetings are on file in the Commissioners' Office and may be viewed upon request.

Public hearing to consider a request by Preston Reynolds of Reynolds Brothers Construction LLC for a rezone; Case no. RZ2021-0012

Action Item: The Board will consider whether to grant the request and issue:

Findings of Fact, Conclusions of Law & Order
Ordinance
*Continued from 9/20/21
*Cancelled rescheduled to 9/30/21 at 2:00 pm

SEPTEMBER 2021 TERM
CALDWELL, IDAHO SEPTEMBER 27, 2021

PRESENT: Commissioner Keri K. Smith, Chair - IAC Conference
 Commissioner Leslie Van Beek, Vice Chairman - IAC Conference
 Commissioner Pam White - IAC Conference
 Deputy Clerks Monica Reeves/Jenen Ross

There were no meetings held this day.

SEPTEMBER 2021 TERM
CALDWELL, IDAHO SEPTEMBER 28, 2021

PRESENT: Commissioner Keri K. Smith, Chair - IAC Conference
 Commissioner Leslie Van Beek, Vice Chairman - IAC Conference
 Commissioner Pam White- IAC Conference
 Deputy Clerks Monica Reeves/Jenen Ross

There were no meetings held this day.

SEPTEMBER 2021 TERM
CALDWELL, IDAHO SEPTEMBER 29, 2021

PRESENT: Commissioner Keri K. Smith, Chair - IAC Conference
 Commissioner Leslie Van Beek, Vice Chairman - IAC Conference

There were no meetings held this day.

SEPTEMBER 2021 TERM
CALDWELL, IDAHO SEPTEMBER 30, 2021

PRESENT: Commissioner Keri K. Smith, Chair
Commissioner Leslie Van Beek, Vice Chairman
Commissioner Pam White - **OUT**
Deputy Clerks Monica Reeves/Jenen Ross

APPROVED TRANSFER OF SICK LEAVE TIME TO VACATION TIME

- The Board approved the transfer of sick leave time to vacation time for M. Bettencourt

APPROVED EMPLOYEE STATUS CHANGE FORM

- The Board approved an employee status change form for William Phelps, part time Juvenile Detention; Alyson Overton, part time Juvenile Detention; Paige Gabiola-Reedy, part time Juvenile Detention; Caroline Reynolds, part time Juvenile Detention; Kip Wiemers, Haz. Waste Screener/Heavy Equip. Operator; Kellie George, Administrative Specialist, Gunnar Clapp, Maintenance Technician

APPROVED CATERING PERMIT

- The Board approved an Idaho Liquor Catering Permit for Craft Lounge LLC dba Graft Lounge to be used 10/09/21

DETAILED MINUTES TO COME AT A LATER TIME

Medical Indigency Decisions

Action item: Consider approval/denial of indigent decisions and signing of liens

DETAILED MINUTES TO COME AT A LATER TIME

Meeting to consider signing Domestic Violence Awareness Month proclamation

DETAILED MINUTES TO COME AT A LATER TIME

Meeting with county attorneys for legal staff update and action items:

- Action Item: Consider signing FY2021 operation transfers and reimbursements (Resolution no. 21-202)
- Action Item: Consider signing a memorandum of understanding for morgue overflow storage (21-075)
- Action Item: Consider signing amendment no. 2 to employer service agreement with JobScore Inc. (21-076)
- Action Item: Consider signing memorandum of agreement between Ada County, SWIJDC, and IDJC, FY2022
- Action Item: Consider signing Resolution Authorizing Retirement of CCSO K9 "Jimmy" (#21-201)
- Action Item: Consider signing Treasurer's tax charge adjustments by PIN for August 2021

DETAILED MINUTES TO COME AT A LATER TIME

Public hearing to consider a request by Matt Wilke representing Kelley Family Revocable Living Trust for a rezone; Case no. RZ2021-0018

DETAILED MINUTES TO COME AT A LATER TIME

Action item: Consider approving final plat for Leighton Ranch final plat (SD2021-0011)

DETAILED MINUTES TO COME AT A LATER TIME

Exec. Session to consider personnel matter pursuant to IC 74-206(1)(a) and (d)
Candidate interview and evaluation for Director of Human Resources

DETAILED MINUTES TO COME AT A LATER TIME

Public hearing to consider a request by Preston Reynolds of Reynolds Brothers Construction LLC for a rezone; Case no. RZ2021-0012

DETAILED MINUTES TO COME AT A LATER TIME

Weekly meeting with the Director of Development Services to discuss general issues, set policy, give direction and action item

- Action Item: Consider signing resolution to approve the addition of one (1) position in Development Services, Planner II (#21-203)

THE MINUTES OF THE FISCAL TERM OF AUGUST 2021 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 _____ day of _____, 2021.

CANYON COUNTY BOARD OF COMMISSIONERS

Commissioner Leslie Van Beek

Commissioner Keri K. Smith

Commissioner Pam White

ATTEST: CHRIS YAMAMOTO, CLERK

By: _____, Deputy Clerk