**STATE OF IDAHO )**
**: ss. Friday, September 5, 2025**
**County of Bingham )**

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

PRESENT: Chairman Manwaring
Commissioner Jackson
Commissioner Jensen
Lindsey Gluch- Commission Clerk

CASH WARRANTS

One (1) Cash Warrant was approved in the amount of $1,675.28.

CLAIMS

Claims were approved in the amount of $208,217.38.

PERSONNEL ACTION FORMS

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

| | |
|---|---|
| New Employee Status Sheet: | Detention Deputy |
| Salary Increase Form: | Motor Vehicle Supervisor |
| | Planner |

**Decision: Commissioner Jackson moved to approve and sign Cash Warrants, Claims, Administrative Documents and Personnel Action Forms for September 5, 2025. Commissioner Jensen seconded. All voted in favor. The motion carried.**

MEETING TO SIGN THE DEVELOPMENT AGREEMENT AND FINAL PLAT FOR THE NORTH RIVER ESTATES SUBDIVISION

Present: Tiffany Olsen- Planning & Development Director
Paul Rogers- County Legal Counsel
Laraine Pope- Human Resources
Flint Christensen- Chief Deputy Coroner

The Board met to approve and sign the Development Agreement and Final Plat for the North River Estates Subdivision.

**Decision: Commissioner Jensen moved to approve and sign the Development Agreement and Final Plat for the North River Estates Subdivision. Commissioner Jackson seconded. All voted in favor. The motion carried.**

REVIEW QUOTE FOR FLOORING IN BASEMENT OF PLANNING & DEVELOPMENT SERVICES

Present: Tiffany Olsen- Planning & Development Director
Paul Rogers- County Legal Counsel

The Board met to review and make a potential decision regarding the submitted quote for flooring in the basement of Planning & Development Services.

Tiffany Olsen stated that she has obtained two (2) bids for the Board to consider. The first bid was from L&K Carpet One in the amount of $6,411.24, which includes the labor to have the flooring placed and a fifteen (15) year warranty. The second bid was from Lowes in the amount of $2,949.53, which does not include labor as the Building Official and Building Inspector would tear out current and install new flooring. Ms. Olsen stated that there are funds available to cover either of the proposed bids, using both salary savings and the purchase could be run through the Miscellaneous Fund.

Ms. Olsen stated that she had spoken with Jason Marlow and he would be in favor of the quote from L&K Carpet One. Although the quote is higher in cost, it is extremely beneficial to have the warranty on installation and work, should something happen.

The Board stated that they were in favor of the quote from L&K Carpet One in order to not use the time of the building staff and the fact that this would include a fifteen (15) year warranty.

**Decision: Commissioner Jackson moved to approve the prior approval for major purchase to install flooring in the basement of the Planning & Development Services building by L&K Carpet One in the amount of up to $7,000.00, to be paid from the Planning & Development Miscellaneous Budget line item. Commissioner Jensen seconded. All voted in favor. The motion carried.**

MEETING TO SIGN FULL SATISFACTION OF DEVELOPMENT AGREEMENT FOR SHARLYN PARK SUBDIVISION, DIVISION 3

Present: Tiffany Olsen- Planning & Development Director
Paul Rogers- County Legal Counsel

The Board met to sign the Full Satisfaction of Development Agreement for Sharlyn Park Subdivision, Division 3.

**Decision: Commissioner Jensen moved to approve and sign the Full Satisfaction of Development Agreement for Sharlyn Park Subdivision, Division 3. Commissioner Jackson seconded. All voted in favor. The motion carried.**

EXECUTIVE SESSION

The Board met to hold an Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider personnel matters. Commissioner Jackson moved to go into Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider personnel matters. Commissioner Jensen seconded. Both in favor. The Board moved into Executive Session at 8:37 a.m. Commissioner Jackson moved to go out of Executive Session. Chairman Manwaring seconded. The Board moved out of Executive Session at 8:47 a.m.

**Decision: Commissioner Jackson moved to approve the offer of the Code Enforcement Officer to the individual discussed within executive session at an N16, Step 6. Commissioner Jensen seconded. All voted in favor. The motion carried.**

DISCUSSION & DECISION REGARDING ASSISTING WITH PAVING PROJECT IN FRONT OF THE BLACKFOOT ANIMAL SHELTER

The Board met to make a decision in regards to the request for assistance with the paving project in front of the Blackfoot Animal Shelter. Said purchase is in the amount of $24,240.00, to be paid from PILT (FY 2026).

**Decision: Commissioner Jensen moved to approve the purchase of asphalt for the City of Blackfoot to pave the front of the Blackfoot Animal Shelter. Said purchase is in the amount of $24,240.00, to be paid from PILT (FY 2026). Commissioner Jackson seconded. All voted in favor. The motion carried.**

APPROVAL & SIGNING OF SUICIDE PREVENTION AWARENESS MONTH PROCLAMATION

Present: Gordon Croft- City of Blackfoot Police Chief
Jordyn Nebeker- Chief Deputy Sheriff
Flint Christensen- Chief Deputy Coroner

The Board met to approve and sign the Suicide Prevention Awareness Month Proclamation.

**Decision: Commissioner Jensen moved to approve and sign the Suicide Prevention Awareness Month Proclamation for September 2025. Commissioner Jackson seconded. All voted in favor. The motion carried and said Proclamation was signed as follows:**

# BINGHAM COUNTY COMMISSIONERS


Whitney Manwaring, Chairman
Eric Jackson
Drew Jensen

Lindsey Gluch, Commission Clerk
501 N. Maple Room 204
Blackfoot, ID 83221
Phone (208) 782-3013
Fax (208) 785-4131


## SUICIDE PREVENTION AWARENESS MONTH PROCLAMATION

**WHEREAS**, September is known around the United States as National Suicide Prevention Awareness Month, which is intended to raise mental health awareness and proactive suicide prevention resources; and

**WHEREAS**, Suicidal thoughts and mental health concerns can affect anyone; and

**WHEREAS**, According to the Centers for Disease Control and Prevention, more than 49,000 people die by suicide each year; and

**WHEREAS**, Suicide is one of the leading causes of death in the United States; and

**WHEREAS**, Bingham County has had 6 suicide cases since January 1, 2025;

**WHEREAS**, Bingham County supports those who work in the fields of mental health, education and first responders; and

**WHEREAS**, Bingham County encourages all residents to join in helping to prevent suicide in our community; and

**WHEREAS**, Bingham County encourages all residents to educate themselves about mental health and take active steps to care for their own mental health; and

**WHEREAS**, Bingham County recognizes the importance of having conversations regarding the de-stigmatization of such topics and helping connect people with available resources; and

**NOW, THEREFORE, WE, the undersigned, do hereby proclaim the month of September to be:**

**SUICIDE PREVENTION AWARENESS MONTH**

DATED this 5th day of September 2025.

ATTEST:

Pamela W. Eckhardt
Bingham County Clerk

Whitney Manwaring, Chairman

Eric Jackson, Commissioner

Drew Jensen, Commissioner

<u>Please contact the 988 Suicide and Crisis Lifeline if you are experiencing mental health-related distress or are worried about a loved one who may need crisis support.</u>

THE MOTION PASSED TO DISMISS UNTIL MONDAY SEPTEMBER 8, 2025

PAMELA W. ECKHARDT, CLERK WHITNEY MANWARING, CHAIRMAN
Lindsey Gluch- Commission Clerk----------------------------------------------------------------

**STATE OF IDAHO )**
**: ss. Monday, September 8, 2025**
**County of Bingham )**

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

PRESENT: Chairman Manwaring
Commissioner Jackson
Commissioner Jensen
Lindsey Gluch- Commission Clerk

STAFF MEETING

Present: Pamela Eckhardt- County Clerk
Donavan Harrington- County Assessor
Debbie Cunningham- Chief Deputy Assessor
Dusty Whited- Public Works Director
Jimmy Roberts- County Coroner
Sheri Landon- Court Supervisor
Laraine Pope- Human Resource Director
Jason Marlow- Building Maintenance
Jeff Gardner- Sheriff
Jordyn Nebeker- Chief Deputy Sheriff
Cody Lewis- Treatment Court
Megan Kearsley- Elections Office
Ryan Jolley- Prosecuting Attorney
Tanna Beal- Treasurer
Carmen Willmore- Extension Office

Excused: Scott Reese- Emergency Services/Parks & Recreation
Laura Lora- Payroll/Indigent Services
Matt Galloway- IT Director
Gordon Croft- Blackfoot Chief of Police
Tiffany Olsen- Planning & Development Director
Shawn Hill- Probation Services

The Commissioners met with department heads and Elected Officials for the September 2025 Staff Meeting. Commissioner Jensen conducted Staff Meeting.

Pledge of Allegiance: Commissioner Jensen conducted.

Approval of Minutes for Staff Meeting held in August 2025: There were no changes to be made. Therefore, the Staff Meeting Minutes for August were approved as written.

Special Presentation: Clerk Eckhardt stated that Constitution day is September 17th and each employee will receive a pocket copy of the Constitution of the United States.

Safety Concerns: No safety concerns.

Employee Years of Service Recognition: Jordyn Nebeker recognized Sgt. Perez for 20 years of service to Bingham County and stated that he had trained well over 100 officers, he is over the FTO Program, which is a high liability sector for the jail. Sgt. Perez is detail oriented and a huge asset to Bingham County.

Jordyn Nebeker recognized Brock Katseanes for 15 years of service to Bingham County and stated that Brock is the reason that he got into law enforcement. Brock is over the field training for patrol, is a seven county SWAT team leader for entry and with critical incidents he is calm under the pressure. Brock is an amazing employee and asset to Bingham County.

Donavan Harrington recognized Roxanna Tapia for 15 years of service to Bingham County. Roxanna is the Supervisor in the Department of Motor Vehicles, is great at managing the team and he appreciates her service to Bingham County.

Roxanna Tapia stated that she would like to thank everyone and she enjoys working with everyone in the county. It took her awhile to become acquainted with everyone in the county.

The Board of County Commissioners stated that they would like to thank law enforcement for their hard work and dedication during the fair.

Pamela Eckhardt: Stated that she has provided each department head and elected official with a copy of their approved budget and the Board of County Commissioners had approved a 4% cost of living.

Clerk Eckhardt stated that if there are any employees that have comp time to be used, that should be done during the month of September or it will need to be paid out.

Donavan Harrington: Had no updates at this time.

Debbie Cunningham: Stated that she would like to thank Jason and his staff for keeping around the outside of the Courthouse clean, especially during the fair.

Dusty Whited: Stated that Road and Bridge will be hauling gravel to Reservoir Road and completing grading. Mr. Whited added that the intersection of Pioneer Road will be closed for two weeks as the City of Blackfoot and Groveland Water and Sewer place a new lift station.

Jimmy Roberts: Stated that he would like to thank the Board of County Commissioners for sighing the Suicide Prevention Awareness Month Proclamation.

Sheri Landon: Stated that she would like to thank the Board of County Commissioners for approving the 4% cost of living increase for employees and thanked everyone for their hard work on the budget.

Laraine Pope: Stated that Covid is increasing again and she has updated guidelines, which does still require a certain amount of time off if there is a confirmed case. Please get in touch with her if there are any questions.

Jason Marlow: Had no updates at this time.

Cody Lewis: Stated the Felony Drug Court Graduation will be held September 30th at 4:00 p.m., and the Misdemeanor Drug Court Graduation will be held September 25th at 4:00 p.m.

Ryan Jolley: Had no updates at this time.

Jordyn Nebeker: Stated that the fair is complete and there were no major critical incidents.

Tanna Beal: Had no updates at this time.

Carmen Willmore: Stated that 4-H Shows were complete, Livestock judging will take place Saturday and cleaning up the 4-h Building. Enrollments for next year will begin in October.

Megan Kearsley: Stated that candidate filing deadline has passed and reviewed the items that will be on the November 4th Ballot.

Commissioner Jensen stated next Staff Meeting is scheduled for Monday, October 6, 2025 at 8:30 a.m.

Nothing further.

ASSESSORS OFFICE

Present: Donavan Harrington- County Assessor
Debbie Cunningham- Chief Deputy Assessor

The Board met with Donavan Harrington to discuss updates within the Assessors Office and other agenda items.

Discussion was held in regards to the submitted prior approval for major purchase of one (1) 2024 Chevy Equinox for the Assessors Office. Said purchase is in the amount of $23,500.00, which is to be paid for from Fund: 20-00-801-00. There are two vehicles from the Assessors Office that will be sold at auction and those proceeds will go to the purchase of this vehicle as well.

**Decision: Commissioner Jensen moved to approve the prior approval for major purchase of one (1) 2024 Chevy Equinox for the Assessors Office. Said purchase is in the amount of $23,500.00, which is to be paid for from Fund: 20-00-801-00. There are two vehicles from the Assessors Office that will be sold at auction and those proceeds will go to the purchase of this vehicle as well. Commissioner Jackson seconded. All voted in favor. The motion carried.**

Discussion was held in regards to Bingham County Resolution 2025-39, a formal resolution declaring certain Bingham County property not necessary for use in Bingham County, Idaho, specifically of two (2) vehicles from the Assessors Office.

**Decision: Commissioner Jackson moved to approve and sign Bingham County Resolution 2025-39, a formal resolution declaring certain Bingham County property not necessary for use in Bingham County, Idaho, specifically of two (2) vehicles from the Assessors Office. Commissioner Jensen seconded. All voted in favor. The motion carried and said resolution was approved as follows:**

**BINGHAM COUNTY**
**RESOLUTION NO. 2025-39**

A FORMAL RESOLUTION DECLARING CERTAIN BINGHAM COUNTY PROPERTY NOT NECESSARY FOR USE IN BINGHAM COUNTY, IDAHO

**WHEREAS,** The Bingham County Commissioners have the authority to manage county property, (Idaho Code §31-807);

**WHEREAS,** The Bingham County Commissioners have the authority to sell or offer for sale personal property not exceeding two hundred fifty dollars ($250) in value at private sale, (Idaho Code §31-808);

**THEREFORE BE IT HEREBY RESOLVED,** by the Board of County Commissioners, Bingham County, Idaho, that the following items may be sold as excess property:

**BINGHAM COUNTY ASSESSOR**

| | |
|---|---|
| **1996 Jeep LL Cherokee** | **Vin: 1J4FJ28S6TL246766** |
| **2011 Toyota LL Rav 4** | **Vin: 2T3BF4DV0BW084811** |

**DATED this 8 day of September 2025.**

BINGHAM COUNTY COMMISSION

Whitney Manwaring, Chairman

Eric Jackson, Commissioner

Drew Jensen, Commissioner

ATTEST:

BOARD OF COUNTY COMMISSIONERS BINGHAM COUNTY IDAHO

Pamela W. Eckhardt
Bingham County Clerk

PUBLIC WORKS

Present: Dusty Whited- Public Works Director
Derrick Going- Solid Waste Supervisor
Alan Jackson- Bingham Groundwater
Laraine Pope- Human Resources

The Board met to receive updates in regards to the Public Works Division, along with other agenda items.

Discussion was held in regards to the request for approval of Solid Waste Credit Application for Bingham Groundwater District in the amount of $500.00.

The Board had no concerns.

**Decision: Commissioner Jensen moved to approve the Solid Waste Credit Application for Bingham Groundwater District in the amount of $500.00 per month. Commissioner Jackson seconded. All voted in favor. The motion carried.**

Next, discussion was held in regards to the decision made by the Board on August 20, 2025, pertaining to CTS remaining open for Snake River Sanitation and compensation for employees. Mr. Whited explained that an amendment is needed in order for any employees who work Christmas Eve and New Years Eve, would earn regular hours and not time and a half. This is due to the eve of holidays are not considered a county holiday and therefore, this would be against the County Employee Handbook.

**Decision: Commissioner Jackson moved to amend the decision made on August 20, 2025 for employees working at CTS on Christmas Eve and New Years Eve, they will earn regular hours and will not be time and a half. Commissioner Jensen seconded. All voted in favor. The motion carried.**

Discussion was held in regards to the submitted prior approval for major purchase of cutting edges. Said purchase is in the amount of $20,067.60 and is to be paid from fund: 02-47-499-01.

**Decision: Commissioner Jensen moved to approve the prior approval for major purchase of cutting edges. Said purchase in the amount of $20,067.60 and is to be paid from fund: 02-47-499-01. Commissioner Jackson seconded. All voted in favor. The motion carried.**

Discussion was held in regards to the submitted prior approval for major purchase of broom bristles. Said purchase is in the amount of $12,640.60 and is to be paid from fund: 02-47-491-01.

**Decision: Commissioner Jackson moved to approve the prior approval for major purchase of broom bristles. Said purchase is in the amount of $12,640.60 and is to be paid from fund: 02-47-491-01. Commissioner Jensen seconded. All voted in favor. The motion carried.**

Discussion was held in regards to the submitted prior approval for major purchase for repairs to the CTS Shop. Said purchase is in the amount of $4,300.00 and is to be paid from fund: 23-70-445-06.

**Decision: Commissioner Jensen moved to approve the prior approval for major purchase of repairs to the CTS Shop. Said purchase is in the amount of $4,300.00 and is to be paid from fund: 23-70-445-06. Commissioner Jackson seconded. All voted in favor. The motion carried.**

Discussion was held in regards to the request for approval of letter for final acceptance of Scott Road Bridge project completion. Mr. Whited explained that this project has been complete for some time and this letter is finalizing the acceptance to LHTAC. This project was completed on May 20, 2025 and was a repair project.

**Decision: Commissioner Jackson moved to approve and sign the letter for final acceptance of Scott Road Bridge. Commissioner Jensen seconded. All voted in favor. The motion carried.**

Discussion was held in regards to the 404 Application for the bridge on Baseline Road (1200 North) over Little Sandcreek and is one of the Little B bridges that is funded through LHTAC. Mr. Whited explained this is for the bridge to be rebuilt and the 404 permit is an environmental that will go out to Planning and Development, Idaho Department of Water Resources and Department of Environmental Quality, who will sign the application as well.

The Board had no concerns.

**Decision: Commissioner Jensen moved to approve and sign the 404 Application for the bridge on Baseline Road (1200 North) for replacement. Commissioner Jackson seconded. All voted in favor. The motion carried.**

Discussion was held in regards to Bingham County Resolution 2025-37, a resolution amending the Bingham County Road Standards Manual for use by the Bingham County Public Works Department, specifically Section IV Construction Specification, E- Surfacing, Subsection 1, All county road surface types shall be approved by the Road & Bridge Department, but can generally be considered as 2.5" inch hot mix asphalt. A three shot bituminous surface (BST) or cold mis application may and shall only be done by Bingham County on county roads.

Mr. Whited stated that the proposed amendments should be in effect as of September 8, 2025.

**Decision: Commissioner Jackson moved to approve and sign Bingham County Resolution 2025-37, a resolution amending the Bingham County Road Standards Manual for use by the Bingham County Public Works Department. Commissioner Jensen seconded. All voted in favor. The motion carried and said resolution was approved as follows:**

**BINGHAM COUNTY**
**RESOLUTION 2025-37**

**A RESOLUTION AMENDING THE BINGHAM COUNTY ROAD STANDARDS MANUAL FOR USE BY THE BINGHAM COUNTY PUBLIC WORKS DEPARTMENT**

Be it ordained by the Board of County Commissioners of Bingham County, Idaho:

1. The current Road Standards Manual being used by the Bingham County Public Works Department provided by Bingham County, will have amendments to the following Figures;
    a. Section IV Construction Specifications, E- Surfacing, subsection 1, All County road surface types shall be approved by the Road & Bridge Department, but can generally be considered as 2.5" inch hot mix asphalt. A three shot bituminous surface treatment (BST) or cold mix application may and shall only be done by Bingham County on county roads.

2. Said Amendments can be viewed at the Bingham County Public Works Department or on the Bingham County Website.

**Pursuant to amendments adopted on September 8, 2025 and effective September 8, 2025.**

Dated this 8th day of September, 2025

BINGHAM COUNTY COMMISSION

Whitney Manwaring, Chairman

Eric Jackson, Commissioner

Drew Jensen, Commissioner

Pamela W. Eckhardt,
Bingham County Clerk

Discussion was held in regards to the proposed GWorks Software. Mr. Whited explained that he had received notification that there would be an increase in cost. In the past the cost was $5,605.00 annually for the software, which will not increase to $18,408.00 for the first year and then it will decrease to $16,815.00. Mr. Whited stated that Gworks is requiring that a two (2) year contract be signed for a total obligation of $35,223.00. Mr. Whited stated this will be a huge hit for his budget as this was unknown and not considered during the budget process for FY 2026.

Mr. Whited stated that Matt Galloway has also been sitting in on the conference calls and he is up to date on the upcoming change. Gworks is currently a software that is an in-house software but will go to a cloud-based software.

Mr. Whited stated that he had looked at several other software companies and attended several demonstration calls but all of those would end up within the same cost range or more. If the county opted to go with another software, the cost to convert all of the pertinent information could cost up to approximately $20,000.00. Mr. Whited stated that he would prefer to remain with Gworks as it is the software that has been used and has worked well for the county.

**Decision: Commissioner Jensen moved to approve the Gworks software purchase in the amount of $35,223.00 and direct Mr. Whited to work on obtaining a contract for signature. Commissioner Jackson seconded. All voted in favor. The motion carried.**

BINGHAM COUNTY RESOLUTION 2025-38

The Board met to approve and sign Bingham County Resolution 2025-38, a resolution regarding the destruction of Election records maintained by the Clerk's Office.

**Decision: Commissioner Jensen moved to approve and sign Bingham County Resolution 2025-38, a resolution regarding the destruction of Election records maintained by the Clerk's Office. Commissioner Jackson seconded. All voted in favor. The motion carried and said resolution was approved as follows:**

BINGHAM COUNTY RESOLUTION 2025-38

RESOLUTION REGARDING THE DESTRUCTION OF ELECTION RECORDS
MAINTAINED BY THE CLERK'S OFFICE

WHEREAS the Bingham County Clerk has requested permission to destroy certain election records; and,

WHEREAS Idaho Code §31-871 empowers the Board of County Commissioners with the responsibility for classifying records for purposes of retention and destruction; and

WHEREAS Idaho Code §34-217 specifically addresses election records; and

WHEREAS the Bingham County Clerk has represented that the records for which destruction is sought pertain to matters which have been concluded for the designated period of time allowed in the above-referenced sections of the Idaho Code; and

WHEREAS none of the records for which destruction is requested are required to be kept by the County permanently and indefinitely pursuant to Idaho Code §31-709.

THEREFORE, it is hereby resolved:

That the following records may be disposed of pursuant to Idaho Code §34-217(1) (a-g) as being at least five years, from the date the records were created:

**Party Affiliation Declarations – 2017 to 2020**

That the following **May 20, 2025** Primary Election records may be disposed of pursuant to Idaho Code §34-217(4) as being at least sixty (60) days from the date the records were created:

**Correspondence relating to an elector's unused ballots, spoiled ballots, stamps, voter sequence charts, absentee voted ballot envelopes, supply envelopes, locks, voter lists, duplicate poll books and test ballots.**

Furthermore, such records may be destroyed after July 28, 2025.

Signed and dated this 8 day of September, 2025.

BOARD OF COUNTY COMMISSIONERS BINGHAM COUNTY IDAHO

BINGHAM COUNTY COMMISSIONERS

Whitney Manwaring

WHITNEY MANWARING, Chairman

ATTEST:

Eric Jackson

ERIC JACKSON, Commissioner

Pamela Eckhardt

Pamela W. Eckhardt, Clerk

Drew Jensen

DREW JENSEN, Commissioner

APPROVAL OF POLLING LOCATIONS & BALLOT NUMBERS FOR NOVEMBER 4TH ELECTION

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

The Board met to approve polling locations and ballot numbers for the upcoming November 4th Election.

Ms. Kearsley explained and reviewed the polling locations, which have had no changes and the Board had no concerns.

Discussion was held in regards to ballot numbers and Ms. Kearsley proposed to purchase 50% of registered voters for each precinct, which would be in the total amount of 7,025.00 ballots.

The Board had no concerns in regards to the proposal.

**Decision: Commissioner Jackson moved to approve the polling locations and ballot numbers for the upcoming November 4th Election. Commissioner Jensen seconded. All voted in favor. The motion carried.**

THE MOTION PASSED TO DISMISS UNTIL THURSDAY SEPTEMBER 11, 2025

Pamela Eckhardt

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

Whitney Manwaring

WHITNEY MANWARING, CHAIRMAN

**STATE OF IDAHO )**
**: ss. Thursday, September 11, 2025**
**County of Bingham )**

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

PRESENT: Chairman Manwaring
Commissioner Jackson
Commissioner Jensen
Lindsey Gluch- Commission Clerk

APPROVAL OF JULY 2025 COMMISSION MINUTES

The Board met to approve and sign Commission Minutes for July 2025.

Chairman Manwaring confirmed that both Commissioner Jackson and Commissioner Jensen had reviewed the proposed minutes and there were no changes to be made. Commissioner Jackson and Commissioner Jensen both confirmed.

**Decision: Commissioner Jackson moved to approve and sign the Commission Minutes for July 2025, as written. Commissioner Jensen seconded. All voted in favor. The motion carried.**

PLANNING & DEVELOPMENT

Present: Tiffany Olsen- Planning & Development Director
Jamie Jansen- Surveyor

The Board met with Tiffany Olsen to discuss updates within the Planning & Development Division, along with other agenda items.

Discussion was held in regards to the approval and signing of the Full Satisfaction of Development Agreement documents for the Brent View Subdivision, Pura Vida Place Subdivision and the 1st Amended Ponderosa Acres Subdivision.

**Decision: Commissioner Jackson moved to approve and sign the Full Satisfaction of Development Agreement documents for the Brent View Subdivision, Pura Vida Place Subdivision and the 1st Amended Ponderosa Acres Subdivision. Commissioner Jensen seconded. All voted in favor. The motion carried.**

Next, discussion was held in regards to the approval of Final Plat for Alax View Estates Subdivision.

**Decision: Commissioner Jensen moved to approve and sign the Final Plat for Alax View Estates Subdivision. Commissioner Jackson seconded. All voted in favor. The motion carried.**

A brief discussion was held in regards to the Agricultural Protection Area Commission member applications and potential appointment of members. There was no decision made and this matter was placed on hold at this time.

THE MOTION PASSED TO DISMISS UNTIL FRIDAY SEPTEMBER 12, 2025

Pamela Eckhardt
PAMELA W. ECKHARDT, CLERK
Lindsey Gluch- Commission Clerk----------------------------------------------------------------

Whitney Manwaring
WHITNEY MANWARING, CHAIRMAN

**STATE OF IDAHO )**
**: ss. Friday, September 12, 2025**
**County of Bingham )**

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

PRESENT: Chairman Manwaring
Commissioner Jackson
Commissioner Jensen
Lindsey Gluch- Commission Clerk

MEETING TO CONSIDER THE APPEAL FILED BY JEFF & JULIE KRUEGER ON THE DENIAL OF CONDITIONAL USE PERMIT APPLICATION TO OPERATE A PRIVATE OUTDOOR FIREARMS TRAINING RANGE ON A PORTION OF APPROXIMATELY 147.50 ACRES ON BARE GRAOUND, ZONED AGRICULTURE, LOCATED NORTH OF 1676 W. 700 N. BLACKFOOT PURSUANT TO BINGHAM COUNTY CODE SECTION 10-10-2

Present: Tiffany Olsen- Planning & Development Director
Paul Rogers- County Legal Counsel
Jeff Krueger- Appellant
Julie Krueger- Appellant

At the onset of the meeting Ms. Olsen explained that the Planning & Zoning Commission heard the Application on June 11, 2025 and an Appeal was timely filed by Jeff and Julie Krueger pursuant to Bingham County Code 10-10-2.

Chairman Manwaring stated that he had reviewed the Staff Report and Appeal document submitted to the Board. Chairman Manwaring reviewed that upon completion of the Public Hearing and based on the record before the Planning & Zoning Commission, Commissioner Bingham moved to approve the Conditional Use Permit Application requested by Jeff and Julie Krueger to develop and operate a Gun Range-indoor/outdoor, located North of 1676 W 700 n, Blackfoot, Idaho in an "A" Agriculture Zoning District as proposed, subject to the conditions stated:

1. Install a fire barrier around the berms and target areas to further reduce the risk of fire;
2. Clear a thirty-foot wide strip of sagebrush around the property perimeter and replant it with Crested Wheatgrass to act as a firebreak.

Commissioner Watson seconded the motion.

Commissioner Carroll stated that he did not believe that the criteria in Bingham County Code Section 10-8-3(A)(4) had been discussed enough. Commissioner Bingham thought it was not unduly disturbing because people already shoot guns in that area, stating that this is a private operation with safety protocols, and did not feel his motion needed to be amended.

Commissioners Carroll, Johns, and Jolley voted in opposition to the motion.

Commissioner Carroll voted in opposition to the motion as he believed the request was unduly hazardous or disturbing to existing or future neighboring uses.

Commissioner Johns voted in opposition to the motion as he also believed the request was unduly hazardous or disturbing to existing or future neighboring uses.

Commissioner Jolley voted in opposition to the motion as he believed the request was unduly hazardous or disturbing to existing or future neighboring uses and had concerns with the floodplain and the possibility of lead leaching.

The motion failed with a two-to-three vote.

Commissioner Jolley then moved to deny the Conditional Use Permit as the proposed land use is unduly hazardous or disturbing to existing or future neighboring uses, and concerns with floodplain and the possibility of lead leaching.

Commissioner Johns seconded the motion. Commissioners Jolley, Johns and Carroll voted in favor of the denial.

Commissioner Bingham and Watson voted in opposition.

Commissioner Bingham voted in opposition to the motion as he believed the request was in line with the existing use.

Commissioner Watson voted in opposition to the motion as he believed the request was not unduly hazardous or disturbing to existing or future neighboring uses, as they have a plan in place and would be a benefit to Bingham County.

The motion to deny the Conditional Use Permit passed with a three-to-two vote.

Chairman Manwaring referred to 1) Clarification of County Code Interpretation of the Appeal Filed by Mr. Krueger, which states the denial of the permit appeared to rest heavily on the Commission's interpretation of Bingham County Code Section 10-8-3 (A)(4):

*"Not be duly hazardous or disturbing to existing or future neighboring uses; nor involve uses, activities, processes, materials, equipment, and conditions of operation that will be detrimental to persons, property or the general welfare of the public by reason of excessive production of traffic, noise, smoke, fumes, odors or other pollutants."*

The Appeal states that based on the discussion during the hearing, it seems the Commission interpreted this sentence as three separate and independent standards:

1. That the proposed use is not "unduly hazardous,"
2. That it is not "unduly disturbing," and
3. That does not involve uses that will be detrimental by reason of excessive traffic, noise, smoke, fumes, odors or other pollutants.

Further, the Appeal stated the actual structure and punctuation of the sentence suggested a single cohesive standard. The phrase "unduly hazardous or disturbing" is tied directly to the listed detriments that follow, namely excessive traffic, noise, smoke, fumes, odors, etc. In other words, the standard is not whether a use it "disturbing" in general, but whether it is disturbing by reason of those listed impacts.

Chairman Manwaring explained that in reading the submitted Appeal and the testimony presented at the Planning & Zoning Commission Public Hearing, one thing that stuck out to him was that Mr. Krueger felt there were several concerns that were not addressed or questions that could have been answered if the Applicant had been asked.

Commissioner Jackson asked Ms. Olsen in regards to testimony provided regarding a water tank that was positioned close to the boundary of the proposed range. Chairman Manwaring added that within testimony provided by the Applicant, he stated that he was not aware of the location of the water tank.

Tiffany Olsen stated that Planning & Development was not able to locate a water tank nor are there photographs of a water tank but reiterated that it is not located on the Krueger's property but is located on the property to the North.

Discussion was held in regards to the floodplain map (Exhibit S-5), wherein Chairman Manwaring asked if there was sufficient room in order to stay out of the flood plain. Tiffany Olsen stated the Applicants submitted a proposed site plan that is subject to change and Mr. Krueger reiterated within the Appeal that he would ensure the backstop areas are not within the floodplain. Ms. Olsen stated if she recalls correctly, that would affect two backstops and those could be placed on the site to where they are not within the floodplain area.

Chairman Manwaring stated there was testimony in regards to the ground elevating up to the North but another portion of testimony stated that it did not elevate and asked Ms. Olsen how much the property elevates from the South to the North. Ms. Olsen stated that she does not recall elevation changes but there is quite a bit of slope and the intended area to shoot does decrease in elevation. Ms. Olsen stated towards the northern portion of the property, it slight rising slope but it is not significant.

Chairman Manwaring asked how far from the end of the property is the backstop proposed, wherein Ms. Olsen referred to the site plan (Exhibit A-3), which states that the backstop is at 1,300 yards and is close to the North end of the property line.

Commissioner Jensen asked how tall the berm used for the backstop will be, wherein Ms. Olsen again referred to testimony provided by Mr. Krueger he provided a presentation, wherein there is an image of what the berm would look like. Paul Rogers, reiterated for the record, that there are two different kind of berms that will be used and the largest that will be used is 1300 yards out. Chairman Manwaring confirmed that there will be a berm behind each of the backstops and the very last berm will be taller than the others for safety matters, which Ms. Olsen stated was correct.

After further searching, Ms. Olsen stated it was determined that the specific portion of the presentation referred to was not properly copied and provided within the Boards packet. At that time, Commission Clerk, Lindsey Gluch, made a copy of the remaining portion of the presentation, which was provided to the Board for review.

Mr. Rogers referred to page 17 of said presentation, which explains the pistol range berm (25-yard berm), rifle range berm (every 100 yards, alternating offset) and final containment berm (larger berm at northern end).

Chairman Manwaring referred to testimony provided by Mr. Krueger (page 4 of the Planning & Zoning Commission Reason & Decision), wherein Mr. Krueger explained that decibel tests were conducted on-site with multiple firearms utilizing muzzle brakes, which resulted in a decibel range between sixty-three decibels and seventy-three decibels, comparable to background noise in a restaurant or a vacuum cleaner ten feet away, which to him is not a lot of noise.

Chairman Manwaring stated there was testimony in regards to livestock and Mr. Krueger stated that he has property in Oregon that is adjacent and does not cause too much stress with livestock.
Chairman Manwaring stated that he would like to speak from experience where he owns livestock and has two canals, wherein he allows people to goose hunt, there has not been any issues with the noise. Commissioner Jensen stated that he would agree with Chairman Manwaring.

Commissioner Jackson stated that he would agree and that he lives not far from the Snake River and can hear gunshots from his home during dove season or goose hunting season but it is never an issue of being too much and it is not every day.

Chairman Manwaring stated in looking at the photographs, it does not appear that there is an actual feedlot but that there may be livestock calving around February or March timeframe. Chairman Manwaring stated there is a feedlot close to the county property used for a gun range where the Sheriffs Office and Police Department conduct their trainings and when bringing in weaned calves, it is a high stress time and the trainings do not occur during those times. Chairman Manwaring stated it would be good for the Applicant to work with the owner on this matter. Commissioner Jensen in his opinion as a rancher, he would guess that when they are all calved they would be hauled to the early spring grass and added that on his personal ranch, during hunting season, it is not the noise that is a disturbance but more of the traffic involved.

Commissioner Jackson referred to testimony provided by Steve & Sandy Perschon (Exhibit T-3), which states, *"We are urgently concerned, as we own adjacent property which we use to pasture cattle. First and foremost, our property is directly down range. This will place our cattle, their water tank, and at times ourselves in an unsafe situation. At 1300 yards, a berm will not save us or our cattle if a beginner marksman has made an incorrect calculation, if a scope is faulty, or countless other possibilities".* Commissioner Jackson stated that is his main concern is the possibility of a stray bullet hitting a person, cattle or the water tank.

Commissioner Jensen referred to number 4 of the submitted Appeal, it states, "*the Bingham County Sheriff's Tactical Team has performed an onsite assessment and review of our strict long-range firing safety* *protocols and has advised that it would be feasible and safe to have a gun range at this location".* Commissioner Jensen stated that he believes having a place to have that young kids could go and be trained correctly, guided and supervised is beneficial and to him if the water tank was next to where the range is proposed, he would be concerned but that has not been confirmed.

Paul Rogers referred to Page 11 of 19 within the Planning & Zoning Reason & Decision, specifically rebuttal testimony of Mr. Krueger, he stated that he could not see a water tank in line with the range and that the well was off to the side. With the placement of landscaping and impact berms, no one would be shooting at the land. Mr. Rogers stated that is the one instance within testimony that he can see refers to the water tank.

Chairman Manwaring stated that he believes it would be beneficial to have the clear space and it was mentioned that crested wheatgrass may be planted but he would be more in favor of keeping the space sprayed with no weeds or have dirt due to fire hazards.

Commissioner Jackson referred to Exhibit S-8 and asked how close the home owned by James Goodrich, is to the first firing stage. Ms. Olsen stated the first firing stage is quite a distance from the home and stated that the Applicants will eventually be constructing a home that would be the closest home to the range. Paul Rogers referred to page 8 of 19, wherein Mr. Goodrich states that his horses are 10 yards from the property line.

Commissioner Jackson asked if in order to access the range, traffic would need to go through the property to the south, wherein Ms. Olsen stated there is a private road and the Krueger's have ownership of that property with an easement to get to the property.

Chairman Manwaring asked if the property will be fenced, to which Ms. Olsen stated that it would be fenced and within the Application, there is a signage plan that it will be marked as private property. Chairman Manwaring asked what type of fencing there would be, wherein Mr. Rogers referred to Page 6 of the Planning & Zoning Commission Reason & Decision, in which Mr. Krueger stated that there is a fence with gated access and barbed wire.

**REASON**

The Board of County Commissioners reviewed the Application, and the evidence in support and opposition of said Application found the following:

1. The Application met the requirements of Bingham County Code Section 10-8-2 as the contents of the Application were complete; and

2. The proposed land use complies with the following areas of Bingham County Code Section 10-8-3(A) in that it:
    a. 10-8-3(A)(1): "Constitute[s] a conditional use as established on the official schedule of zoning regulations or as determined by the Board to be a conditional use for the zone involved;"
    b. 10-8-3(A)(2): Is "in accordance with the general objectives or with any specific objection of the Comprehensive Plan and/or this title;"
    c. 10-8-3(A)(5): Does not "create excessive additional requirements at public cost for public facilities and services will not be detrimental to the economic welfare of the county;"
    d. 10-8-3(A)(6): Is "served adequately by essential public facilities and services or that the persons or agencies responsible for the establishment of the proposed use shall be able to provide such services;"
    e. 10-8-3(A)(7): There is "legal access to the subject property for the development," and the property has "Vehicular approaches to the property that are designed to eliminate a traffic hazard on adjacent public thoroughfares,"

   f. 10-8-3(A)(8): Will not "result in the destruction, loss or damage to a scenic or historic feature of major importance;" and,
3. The Planning & Zoning Commission was divided on whether the proposed land use could comply with the following areas of Bingham County Code Section 10-8-3(A) in that it:
   a. 10-8-3(A)(3): It "designed, constructed operated and maintained to be appropriate in appearance with the existing or intended character of the general vicinity and that such use will not change the essential character of the area as far as it possible;"
      i. *Chairman Manwaring stated that the Planning & Zoning Commission agreed that the essential character of the area would change as a result of a private outdoor gun range. Chairman Manwaring referred to Bingham County Code 10-5-3, which states that an outdoor gun range is allowed in an Agriculture zone with an approved Conditional Use Permit and that he does not feel that it will change the character of the parcel.*
      ii. *Commissioner Jackson stated he would disagree and believes this is an agriculture community. He would not feel safe having farming operations on both sides of the proposed range and it is unduly hazardous to the surrounding homes.*
      iii. *Commissioner Jensen stated around the proposed area is permitted to use firearms as anyone desires and as a result using firearms on this property would not change the look or the feel of the property. Commissioner Jensen stated the proposed range would be in an organized teaching environment and he does not feel that it would be harmful but would in fact be helpful in teaching people to utilize firearms in a safe manner.*
      iv. *Chairman Manwaring stated the proposed range would be a well-controlled environment where the bullets go versus if it was an open area and is allowed in an Agriculture zone with a Conditional Use Permit. Chairman Manwaring reiterated that he does not believe the proposed range will change the character of the parcel.*
      v. *Commissioner Jensen agreed with Chairman Manwaring and it appears that Jeff & Julie Krueger have reached out to their neighbors to reach common goals and have diligently worked to make peace with the neighbors but have not had a lot of individuals respond.*
      vi. *Chairman Manwaring referred to the rebuttal testimony provided by Jeff Krueger, wherein it was stated that they had reached out to surrounding neighbors.*

   b. 10-8-3(A)(9): To the extent it is applicable, has "adequate water, sewer, irrigation, drainage, and stormwater drainage facilities, and will have utility systems provided to accommodate said use."

Chairman Manwaring briefly reviewed the proposed conditions that he would like to place on the Conditional Use Permit, if approved, which were as follows:

1. Install a fire barrier around the berms and target areas to further reduce the risk of fire;
2. Clear a thirty-foot-wide strip of sagebrush around the property perimeter and the area be sprayed for weeds.
3. The perimeter of the property being fenced;
4. The gravel road surrounding on the east and north sides be maintained;
5. The final berm on the end is to be larger, a 15-foot high,80-foot-wide and 12-foot-deep, for safety;
6. The targets should be placed outside of the floodplain

Chairman Manwaring stated if the cattle of the neighbors are in calving season, that particular two months should have no shooting occurring as it is a stressful time duration or the Krueger's work with the neighbors pertaining to the specific timing and cutback on noise. Commissioner Jensen stated that he would agree to have Mr. Krueger work closely with the neighbors on this matter as the months could vary.

Commissioner Jensen stated in looking at the provided photographs, he believes that it is not a calving operation and if that property was Perschons on the North side, he knows that Reid Ranch is calving up Blackfoot River and they are trucked out once calving is complete.

There was no further discussion and Chairman Manwaring entertained a motion.

**Decision: Commissioner Jensen moved to reverse the Planning & Zoning Commission Decision and approve the Conditional Use Permit submitted by Jeff and Julie Krueger to develop and operate an outdoor firearm range at the approximate location North of 1676 W 700 N, Blackfoot, Idaho, 83221, with the following conditions:**

1. **Install fire barrier around the berms and the target areas to further reduce the risk of fire.**
2. **To clear a 30-foot-wide strip of sagebrush around the property.**
3. **Maintain the gravel road on the north and east side of the property so that the berms can be serviced and removal of lead.**
4. **The targets should be outside of the floodplain.**
5. **The furthest berm should be 15-foot-high, 80-foot-wide and 12 feet deep.**
6. **That the perimeter of the property be fenced with signage.**

**Chairman Manwaring seconded. Those in favor: Commissioner Jensen and Chairman Manwaring. Those opposed: Commissioner Jackson. The motion carried.**

**Commissioner Jackson stated that he voted in opposition to the motion as he believes the request is unduly hazardous or disturbing to the existing or future neighboring uses of the area and does not fit within an Agriculture area.**

**Commissioner Manwaring stated that he voted in favor as this particular use is allowed in an Agriculture Zone with a Conditional Use Permit and he does not feel that it is unduly hazardous.**

**Commissioner Jensen agreed with Chairman Manwaring.**

**Regulatory Takings**: Additionally, the Applicant may request a regulatory takings analysis as per Idaho Code Section 67-8003. An affected person aggrieved by a final decision concerning matters identified in Section 67-6521(1)(a), Idaho Code may within twenty-eight (28) days after all remedies have been exhausted under local ordinance, seek Judicial Review as provided by Chapter 52, Title 67, Idaho Code.

DISCUSSION & DECISION REGARDING JOB DESCRIPTION AND POSTING FOR SURVEYOR POSITION VACANCY

Present: Donavan Harrington- County Assessor
Wendy Mecham- GIS
Tiffany Olsen- Planning & Development Director
Laraine Pope- Human Resources
Paul Rogers- County Legal Counsel
Dusty Whited- Public Works Director

The Board met to hold discussion and make a decision regarding the job description and posting for the Surveyor Position Vacancy.

Mr. Harrington stated that the Board has been provided with a copy of the proposed job description and salary. Mr. Harrington stated that he had the previous Surveyor review the proposed job description that was previously posted and there were minimal changes made and it was approved by Human Resources. One of those items was the individual having a pilot's license to operate the county drone and flood plain certificate. Ms. Pope stated that neither of those items are within the proposed description but she would be happy to add those items. Mr. Whited stated that he would be in favor of leaving those two items out if that will assist with encouraging individuals to apply for the position and maybe those items could be preferred but not required.

Ms. Olsen stated the work that the previous Surveyor had done in the floodplain and that she would like to recommend that a requirement for the floodplain certification or that it be required to obtain said certification within a certain amount of time. Ms. Olsen stated that this certification is a huge benefit to the county in more than just Planning & Development but the Assessors Office and Public Works as well.

Ms. Pope reiterated that is could be listed within the job description that the floodplain certification is to be obtained within a certain time period after the individual is hired. Ms. Pope stated this could be a motivational item to get individuals that are qualified for the position to apply.

The Board was in favor of advertising the job description for Surveyor/GIS Technician with a salary range of N27, Step 1 ($28.58) through Step 10 ($41.93) and adding the two items

**Decision: Commissioner Jensen moved to approve advertising the Surveyor/GIS Technician with the salary from N27, Step 1 through Step 10. Commissioner Jackson seconded. All voted in favor. The motion carried.**

Discussion was held in regards to an RFP to local surveying companies to assist the county with final plat reviews in the short term. There was no decision made at this time and Mr. Harrington will proceed with preparing a finalized agreement for the Board to approve and sign.

CLAIMS

Claims were approved in the amount of $395,085.82.

PERSONNEL ACTION FORMS

The Board met to approve Personnel Action Forms, which were as follows:

| | |
|---|---|
| Salary Increase Form: | Emergency Communications Officer |
| | Emergency Communications Officer |
| | Detention Deputy |
| | Detention Deputy |
| New Employee Status Sheet: | Patrol Deputy |

COLLEGE OF EASTERN IDAHO

Three (3) Certificate of Residency documents were approved and signed by the Board and sent to the College of Eastern Idaho for the following Bingham County students: Henri S. Zanotti, Lacey M. Fisher and Teegan Z. Thomas.

COLLEGE OF SOUTHERN IDAHO

Three (3) Certificate of Residency documents were approved and signed by the Board and sent to the College of Southern Idaho for the following Bingham County students: Alli E. Lish, Colby R. Hansen and Sean I. Vernon.

**Decision: Commissioner Jackson moved to approve Cash Warrants, Claims, Administrative Documents and Personnel Action Forms for September 12, 2025. Commissioner Jensen seconded. All voted in favor. The motion carried.**

BINGHAM COUNTY RESOLUTION 2025-30 AND SIGNING OF QUIT CLAIM DEED

The Board met to approve Bingham County Resolution 2025-30, a formal resolution declaring certain Bingham County property not necessary for use in Bingham County and signing of Quit Claim Deed.

**Decision: Commissioner Jensen moved to approve Bingham County Resolution 2025-30, a formal resolution declaring certain Bingham County Property not necessary for use in Bingham County, along with signing the Quit Claim Deed, which is for the odd lot property to be sold to Matt and Sara Thomson. Commissioner Jackson seconded. All voted in favor. The motion carried and said resolution was approved as follows:**

## BINGHAM COUNTY RESOLUTION NO. 2025-30

### A FORMAL RESOLUTION DECLARING CERTAIN BINGHAM COUNTY PROPERTY NOT NECESSARY FOR USE IN BINGHAM COUNTY, IDAHO

**WHEREAS,** The Bingham County Commissioners have the authority to declare certain parcels of real property as odd-lot property, all or portions of which are not needed for public purposes and are excess to the needs of the county, (Idaho Code §31-808(8));

**THEREFORE, BE IT HEREBY RESOLVED,** by the Board of County Commissioners, Bingham County, Idaho, that the following items may be sold as odd-lot property:

Part of the Northeast 1/4 of Section 8, Township 3 South, Range 35 East, Boise Meridian, Bingham County, Idaho, more particularly described as;

Commencing at the Northeast Corner of said Section 8, point being N 89°59'14" E, 1,314.61 feet from the East 1/16 Corner of said Section; Thence S 00°29'38" E, 125.73 feet along the east line of said Section to a point on the right of way, as shown in Federal Aid Project No. I-IG-15-2(9)88 highway plans, also being the POINT OF BEGINNING;

Thence along said right of way, the following two (2) courses; 1) S 82°09'41" W, 464.68 feet, Thence S 32°49'56" W, 1,486.99 feet; Thence along the lines described in Quitclaim Deed Instrument No. 513065 the following eight (8) courses;
1) Thence S 57°10'04" E, 9.66 feet; 2) Thence S 87°29'03" E, 62.22 feet; 3) Thence N 63°22'47" E, 75.59 feet; 4) Thence N 26°37'13" W, 107.06 feet; 5) Thence N 32°48'19" E, 1,116.62 feet to a point on a curve to the right; 6) Thence 374.93 feet along said curve to the right, having the following data: Radius=435.03 feet, Central Angle=49°22'47", Chord Bearing= N 57°29'43" E, Chord Length=363.43 feet; 7) Thence N 82°11'07" E 267.89 feet; 8) Thence N 0°29'38" W, 20.96 feet to the POINT OF BEGINNING.

Parcel contains 0.85 Acres, more or less.

Subject to a 20-foot and a 25-foot irrigation easement as shown in Federal Aid Project # I-IG-15-2(9)88 plans and as described in Misc. Book 3, Page 256 of the Bingham County Records.
Also subject to existing power line easement Instrument No. 364945 and all other existing utilities and easements of record.

DATED this 12th day of September, 2025.

BOARD OF COUNTY COMMISSIONERS BINGHAM COUNTY IDAHO

Whitney Manwaring, Chairman

Eric Jackson, Commissioner

Drew Jensen, Commissioner

ATTEST:

Pamela Eckhardt
Bingham County Clerk

APPROVAL OF ALCOHOL LICENSES

The Board approved Alcohol Licenses for Teton House, El Chuy Market and Smoking Gun BBQ.

**Decision: Commissioner Jackson moved to approve and sign the Alcohol Licenses as stated. Commissioner Jensen seconded. All voted in favor. The motion carried.**

APPOINTMENT OF MEMBER TO THE EASTERN IDAHO STATE FAIR BOARD

Present: Paul Rogers- County Legal Counsel

The Board met to hold discussion and make a decision regarding appointment of member to the Eastern Idaho State Fair Board.

Chairman Manwaring stated that he asked that this item be placed on the agenda, which he brought up to the other Commissioners recently and that the term for the current member will be expiring. Chairman Manwaring stated that he has expressed interest in the past in regards to being appointed to serve on the board as a County Commissioner and in getting close to retirement, would like to express his interest again. Chairman Manwaring stated that he has been involved in the fair a lot, used to show sheep, worked at the first aid booth for years, was involved in the demolition derby and the Indian relay races as well.

Chairman Manwaring stated that he had conducted research himself and spoke with legal counsel to see if there were any concerns. Chairman Manwaring stated that one thing he found was that as a County Commissioner, one can be appointed to the Eastern Idaho State Fair Board because the Board Members are appointed by Elected Commissioners and they are not disqualified from serving. Idaho Law allows county board of commissioners to select members for the fair district and it mentions that if a board member resigns, a county commissioner could fill in also but they would need to be appointed by the other two commissioners and need to reside in the county.

Paul Rogers stated that legally it is okay for a Commissioner to serve on the Fair Board. In looking at the website for the Eastern Idaho State Fair, Mr. Rogers stated that he was not able to locate if the Board had any By-Laws in place on restricting a County Commissioner from serving on the Board. Mr. Rogers stated that is one thing that will need to be researched further. If they do not have By-Laws, this matter would assume back into County Code, which does not have any restrictions on Board of County Commissioners. Mr. Rogers referred to Idaho Code 74-403 and 74-404, wherein the board must look at the pecuniary interest that may come from a Board Member that is coming from the county. Mr. Rogers stated as Commissioners, there is a couple of manuals from the Secretary of State, which are the Idaho Manual on Conflict of Interest and a Manual for Government Ethics, that are beneficial. In reviewing those manuals, it does not look that there are any conflicts that state a County Commissioner cannot serve as a fair board member.

Mr. Rogers stated there would be instances wherein, if appointed, Chairman Manwaring would need to recuse himself from the decision due to the connection with Bingham County providing funding to the fair.

There was no decision made at this time and the Commission Clerk, Lindsey Gluch, will request a copy of the By-Laws for the Eastern Idaho State Fair for further review.

THE MOTION PASSED TO DISMISS UNTIL MONDAY SEPTEMBER 15, 2025

Pamela Eckhardt

Whitney Manwaring

PAMELA W. ECKHARDT, CLERK

WHITNEY MANWARING, CHAIRMAN

Lindsey Gluch- Commission Clerk---------------------------------------------------------------

**STATE OF IDAHO )**
**: ss. Monday, September 15, 2025**
**County of Bingham )**

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

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|---|---|
| PRESENT: | Chairman Manwaring |
| | Lindsey Gluch- Commission Clerk |
| VIA PHONE: | Commissioner Jensen |
| EXCUSED: | Commissioner Jackson |

EXECUTIVE SESSION

The Board met to hold an Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider personnel matters. Chairman Manwaring moved to go into Executive Session pursuant to Idaho Code §74-206(1)(a)&(b), to consider personnel matters. Commissioner Jensen seconded. Both in favor. The Board moved into Executive Session at 8:37 a.m. Chairman Manwaring moved to go out of Executive Session. Commissioner Jensen seconded. The Board moved out of Executive Session at 8:47 a.m.

**Decision: Commissioner Manwaring moved to approve offering the Truck Driver position at PW 4, Step 2 ($22.08), in effect October 1, 2025. Second, Chairman Manwaring made a motion to approve offering one full time Scale House Operator and one part time Scale House Operator at N10, Step 2 ($17.52), in effect as of October 1. Commissioner Jensen seconded. Both voted in favor. The motion carried.**

DISCUSSION REGARDING BINGHAM COUNTY INDEPENDENT SURVEYOR AGREEMENT

| | |
|---|---|
| Present: | Laraine Pope- Human Resources Director |
| | Debbie Cunningham- Chief Deputy Assessor |
| | Wendy Mecham- GIS Supervisor |
| | Dusty Whited- Public Works Director |
| | Tiffany Olsen- Planning & Development Director |

The Board met to hold discussion and make a decision regarding the proposed Bingham County Independent Surveyor Agreement.

Mr. Harrington proposed the drafted Bingham County Independent Surveyor Agreement and explained that the proposed agreement will be presented to a few of the local surveyors to see if they are interested in assisting the county in plat reviews until the Surveyor position is filled.

Ms. Olsen stated that the previous Surveyor had stopped by her office last week and asked for the status of the proposed document. Therefore, this document would be provided to her for review to see if it would be possible for her to assist and if it would work with her new employment.

**Decision: Chairman Manwaring moved to approve the Bingham County Independent Surveyor Agreement as proposed. Commissioner Jensen seconded. Both voted in favor. The motion carried.**

THE MOTION PASSED TO DISMISS UNTIL FRIDAY SEPTEMBER 19, 2025

Pamela Eckhardt

PAMELA W. ECKHARDT, CLERK
Lindsey Gluch- Commission Clerk

Whitney Manwaring

WHITNEY MANWARING, CHAIRMAN

**STATE OF IDAHO )**
**: ss. Friday, September 19, 2025**
**County of Bingham )**

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

| | |
|---|---|
| PRESENT: | Chairman Manwaring |
| | Commissioner Jensen |
| | Lindsey Gluch- Commission Clerk |
| EXCUSED: | Commissioner Jackson |

CLAIMS

Claims were approved in the amount of $282,368.07.

PERSONNEL ACTION FORMS

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

Employee Status Sheet: Part-time Scale House Operator to Full-time Scale House Operator

INDIGENT MATTER

The Board approved and signed a Release of Financial Assistance Lien for Case Number 2013-64, which was recorded as Bingham County Instrument #774122.

COLLEGE OF EASTERN IDAHO

Four (4) Certificate of Residency documents were approved by the Board and sent to the College of Eastern Idaho for the following Bingham County students: Kalleen J. Streeper, Jude D.C Vanderpool, Nataly C. Flores and Lila J. Jones.

**Decision: Commissioner Jensen moved to approve and sign Cash Warrants, Claims, Administrative Documents and Personnel Action Forms for September 19, 2025. Chairman Manwaring seconded. Both voted in favor. The motion carried.**

ALCOHOL LICENSES

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

Maverik #172
Stokes Fresh Food Market
Tokyo Japanese Steakhouses & Sushi
Maverick # 749
El Mirador
Our Place Café 2
Hard Times Quick Stop
Hard Times II
Ace Hardware Aberdeen
Tooley's
Stinker Store #85
Mr. Eds Pawn & Food Plaza

**Decision: Commissioner Jensen moved to approve and sign the Alcohol Licenses as presented. Chairman Manwaring seconded. Both voted in favor. The motion carried.**

**Commissioner Jensen moved to amend the agenda to move the other 8:15 a.m., agenda items until after the request from Jon Gregory request is heard. Chairman Manwaring seconded. Both voted in favor. The motion carried.**

REQUEST SUBMITTED BY JON GREGORY, TO PROCEED WITH PROCESS FOR GRANT OF ROAD EASEMENT FROM BINGHAM COUNTY (NORTH OF THE ARCHERY RANGE)

Present: Jon Gregory- Landowner
Bret Reynolds- Blackfoot River Bowman
Teresa Reynolds- Blackfoot River Bowman
Gale Lim- Landowner
Chad Mitchell- Blackfoot River Bowman
Lee Nelson- Blackfoot River Bowman
Anna Nelson- Blackfoot River Bowman
Joe Seamons- Blackfoot River Bowman
Marcus Mickelsen- Landowner
Dallin Waddoups- Blackfoot River Bowman President
Travis Butler- Blackfoot River Bowman Past President
Justin Pogge- Blackfoot River Bowman
Paul Rogers- County Legal Counsel
Tiffany Olsen- Planning & Development Director
Laraine Pope- Human Resources Director
Dusty Whited- Public Works Director

The Board met to hold discussion regarding the request submitted by Jon Gregory, to proceed with process for grant of Road Easement from Bingham County (North of Archery Range). Chairman Manwaring welcomed all to the meeting and introductions were held for the record.

Jon Gregory stated that he is before the Board of County Commissioners today to request a road easement to 54 acres of property that he owns by the archery range, which is county owned property. Mr. Gregory stated that he has met with Public Works and Planning & Development and has asked that the road would be a private road, it would not be turned into a county road and Mr. Gregory would be responsible for all expenses to construct the road. It was asked that the area be fenced and a gate be placed, which Mr. Gregory stated that he would be happy to do. Mr. Gregory stated that if the county granted easement, he would donate or lease 5 acres either to the archery range or the county, right behind the archery range to the east. Mr. Gregory stated that he has met with Gale Lim and where they have 8 division rights and on the private road, 4 homes could be placed. Mr. Gregory stated that he would also notify each purchaser that there is a gravel pit and archery range, so that they are aware.

Chairman Manwaring stated there have been several meetings on this matter and the biggest concern is with the archery range being there, which has been there for many years, especially the health, safety and well being of the county citizens. Chairman Manwaring stated that he would be in favor of the proposal if 100% of the members were in favor of the proposal as well and his concern is the potential for stray arrows.

Jon Gregory stated that the arrows should not be leaving the archery range and if they are, the archery range should figure out a way to barricade the fence so that will not occur. Chairman Manwaring stating that things occur when you are not planning and that is why it is a big concern for him.

Travis Butler, Previous President of Blackfoot River Bowman, stated that he is the representative on this matter and the archery range is not in favor of the easement for several reasons. The first being the possibility that there is a private road along the fence, how do they police anything happening with a private area behind the archery range. The archery range club was created in the 70's and is open for the public. Mr. Butler stated that the range works with Idaho Fish and Game and part of the agreement is to continue to remain open for the public. If an easement is granted and down the road there are issues with a home being built, it would be the start of the end for the archery range club. Mr. Butler stated safety wise, the archery range tries to keep everything safe and keep arrows inside of the range, including placement of berms so that if there is a stray arrow, it goes into a berm. Again, Mr. Butler stated that the archery range is not in favor of the easement.

Chairman Manwaring stated that he believes the property is in the floodplain and asked Tiffany Olsen to explain further. Ms. Olsen stated that is correct and that the property is located within the floodplain but there are development standards to successfully develop within the floodplain.

Mr. Butler stated that there have been several times that he recalls where that area was completely flooded and boats needed to be taken in for access.

Chairman Manwaring stated that that the state owns the first two ponds and the county has the back pond and he would like to see if it is still an active gravel source. In his mind, if something goes wrong with the archery range club, that is still an access that the county could use to mine gravel because gravel sources are not easy to obtain anymore.

Mr. Whited stated that the state's Reclamation Plan for their ponds have been retired but the Reclamation Plan for the county pond has not been retired.

Ms. Olsen asked Mr. Butler if he has seen the drawing that was submitted by Mr. Gregory, to which Mr. Butler confirmed that he had seen the drawing on Tuesday. Mr. Butler stated that he met with Mr. Gregory at the range and looked at the area. Ms. Olsen stated that she was looking at the 5-acre piece and was curious and that the intention is to not have arrows off of the property that is leased for safety and insurance, but stated that 5-acres is a large amount of ground to have as a protective overflow if an arrow does leave the range and asked if it was a sufficient amount of land. Mr. Butler stated there are targets that shoot up to 100 yards so probably 300 feet back from the target would probably be safe if there was ever a deflection, it would probably not go further than that.

Ms. Olsen stated it was mentioned that the people who may build homes in the area, may give concerns about traffic but she was under the impression that there would be a gate and that the only people that would be driving back to the homes would be the residents. Therefore, she is not sure why they would complain about traffic if it is not to their homes, it would stop at the archery range. Mr. Butler stated the last meeting that was held at Planning & Development, discussion was held and it was tabled wherein he was under the impression there would be a written agreement that there would not be someone down the road to purchase a home and try to push the archery range out or to cause issues with Gale Lim's gravel pit. Mr. Butler stated that he has not seen any further information and the next thing he knew, there was a meeting to be held today before the Commissioners, which he believes is done prematurely.

Ms. Olsen stated it was discussed that there would be covenants or notification to anyone who purchased the ground and that would be recorded with the property and to state the specific land uses of the surrounding area. Ms. Olsen stated that the county would encourage that and to have a document recorded with the county and that anyone who purchased the ground, the document would show within a title report.

Jon Gregory stated that he would like to clean up the area as this is supposed to be a recreational area but it is awful currently. Mr. Gregory stated that he tried to sell the property to the Fish and Game and the county but there was no interest but now no one wants them to do anything with the property.

Commissioner Jensen stated his concern is if there is housing, there could be an accident due to the archery range being nearby.

Chairman Manwaring stated that staying away from the archery range would be beneficial as the main concern is the health, safety and well being of the citizens.

Paul Rogers stated that further research should be done in regards to grandfathering an entity such as the archery range so as to not be dissolved and if that could be placed into the covenants for anyone who may be building a home in the area or a waiver could be signed for any claims against the archery range.

Jon Gregory reviewed the development plan and stated that they are more than willing to work with the archery range to come up with an agreement.

Chairman Manwaring stated that he would like to complete further research in regards to the functioning gravel pit. Commissioner Jensen concurred.

No decision was made at this time.

EXECUTIVE SESSION

The Board met to hold an Executive Session pursuant to Idaho Code §74-206(1)(d), to consider records that are exempt from public disclosure. Commissioner Jensen moved to go into Executive Session pursuant to Idaho Code §74-206(1)(d), to consider records that are exempt from public disclosure. Chairman Manwaring seconded. Both in favor. The Board moved into Executive Session at 9:28 a.m. Commissioner Jensen moved to go out of Executive Session. Chairman Manwaring seconded. The Board moved out of Executive Session at 9:41 a.m.

**Decision: Commissioner Jensen moved to approve the settlement offer for Indigent Case Number 2013-00064, in the amount of $3,800.00, as proposed. Chairman Manwaring seconded. Both voted in favor. The motion carried.**

APPROVAL OF L-1 PROPERTY TAX CERTIFICATION- REQUESTED BY CLERK ECKHARDT

Present: Pamela Eckhardt- County Clerk

The Board met to approve and sign the L-1 Property Tax Certification.

**Decision: Commissioner Jensen moved to approve and sign the L-1 Property Tax Certification, per the request of Clerk Eckhardt. Chairman Manwaring seconded. Both voted in favor. The motion carried.**

PRIOR APPROVAL- HUMAN RESOURCES

Present: Laraine Pope- Human Resources Director

The Board met to hold discussion regarding the submitted prior approval for major purchase of an office desk for the Human Resources Division. Said purchase is in the amount of $2,229.00 and is proposed to be paid from the following fund: 01-09-800-00 (Capital Office Furniture).

**Decision: Commissioner Jensen moved to approve the prior approval for major purchase of an office desk for the Human Resources Division. Said purchase is in the amount of $2,229.00 and is proposed to be paid from the following fund: 01-09-800-00 (Capital Office Furniture). Chairman Manwaring seconded. Both voted in favor. The motion carried.**

PRIOR APPROVAL- PUBLIC WORKS

Discussion was held in regards to the submitted prior approval for major purchase to install a sprinkler system at the Moreland shop. Said purchase is in the amount of $4,925.00, which is proposed to be paid from Fund: 02-47-445-06 (Road & Bridge- Building Property Maintenance).

**Decision: Commissioner Jensen moved to approve the prior approval for major purchase to install a sprinkler system at the Moreland shop. Said purchase is in the amount of $4,925.00, which is to be paid from Fund: 02-47-445-06 (Road & Bridge- Building Property Maintenance). Chairman Manwaring seconded. Both voted in favor. The motion carried.**

Discussion was held in regards to the submitted prior approval for major purchase of solid steer tires. Said purchase is in the amount of $2,682.20, which is proposed to be paid from Fund: 23-70-473-01 (Solid Waste- Tires).

**Decision: Commissioner Jensen moved to approve the prior approval for major purchase of solid steer tires. Said purchase is in the amount of $2,682.20, which is proposed to be paid from Fund: 23-70-473-01 (Solid Waste- Tires). Chairman Manwaring seconded. Both voted in favor. The motion carried.**

THE MOTION PASSED TO DISMISS UNTIL TUESDAY SEPTEMBER 23, 2025

Pamela Eckhardt
PAMELA W. ECKHARDT, CLERK
Lindsey Gluch- Commission Clerk

Whitney Manwaring
WHITNEY MANWARING, CHAIRMAN

| | | |
|---|---|---|
| **STATE OF IDAHO** | **)** | |
| | **: ss.** | **Tuesday, September 23, 2025** |
| **County of Bingham** | **)** | |

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

| | |
|---|---|
| PRESENT: | Commissioner Jackson |
| | Commissioner Jensen |
| | Lindsey Gluch- Commission Clerk |
| EXCUSED: | Chairman Manwaring |

EXECUTIVE SESSION

The Board met to hold an Executive Session pursuant to Idaho Code §74-206(1)(d), to consider records that are exempt from public disclosure. Commissioner Jensen moved to go into Executive Session pursuant to Idaho Code §74-206(1)(d), to consider records that are exempt from public disclosure. Chairman Manwaring seconded. Both in favor. The Board moved into Executive Session at 9:28 a.m. Commissioner Jensen moved to go out of Executive Session. Chairman Manwaring seconded. The Board moved out of Executive Session at 9:41 a.m.

**Decision: Commissioner Jackson moved to deny Indigent Cremation Case Number 2025-9 and approve Indigent Cremation Case Number 2025-10. Commissioner Jensen seconded. Both voted in favor. The motion carried.**

TAX DEED AUCTION

The Board of County Commissioners held the County Tax Deed Auction in Commission Chambers, wherein properties were sold as follows:

| | | |
|---|---|---|
| RP0247809 | $657.30 | Winning Bidder: David Bautista |
| RP7031500 | $519.38 | Winning Bidder: Curtis Hall |
| RP0101419 | $533.23 | Winning Bidder: Kris Corbridge |
| RP0341502 | $80,000.00 | Winning Bidder: Lydia & Douglas Putnam |

THE MOTION PASSED TO DISMISS UNTIL WEDNEDAY SEPTEMBER 24, 2025

PAMELA W. ECKHARDT, CLERK — WHITNEY MANWARING, CHAIRMAN

Lindsey Gluch- Commission Clerk----------------------------------------------------------------

**STATE OF IDAHO )**
**: ss. Wednesday, September 24, 2025**
**County of Bingham )**

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

PRESENT: Chairman Manwaring
Commissioner Jackson
Commissioner Jensen
Lindsey Gluch- Commission Clerk

INDIGENT MATTER

The Board approved and signed a Release of Financial Assistance Lien for Case Number 2015-64, which was recorded as Bingham County Instrument #774224.

**Decision: Commissioner Jackson moved to approve and sign Cash Warrants, Claims and Administrative Documents. Commissioner Jensen seconded. All voted in favor. The motion carried.**

TAX INQUIRY FORMS

The Board met to approve and sign Tax Inquiry Forms submitted by the County Assessor, which were as follows:

| | | |
|---|---|---|
| RP1398505 | Year 2025 | Homeowner signed up for Homeowners Exemption in 2025 |
| RP2044900 | Year 2025 | Homeowner signed up for Homeowners Exemption in 2025 |
| RP0424800 | Year 2025 | Homeowner signed up for Homeowners Exemption in 2025 |
| RP0144602 | Year 2025 | Homeowner signed up for Homeowners Exemption in 2025 |
| RP7013500 | Year 2025 | Homeowner signed up for Homeowners Exemption in 2025 |
| RP1312429 | Year 2025 | Homeowner signed up for Homeowners Exemption in 2025 |
| RP0287505 | Year 2025 | Homeowner signed up for Homeowners Exemption in 2025 |
| RP1243800 | Year 2025 | Homeowners Exemption was taken off by mistake. |
| MH352534PW0340 | Year 2025 | Homeowners Exemption was 50% should be 100% |
| RP0112720 | Year 2025 | Homeowners Exemption was 50% should have been 100% |
| RP0326505 | Year 2025 | Homeowners Exemption was 50% should be 100% |
| RP0353903 | Year 2025 | Homeowners Exemption was 50% should be 100% |
| RP1071200 | Year 2025 | Homeowners Exemption was 50% should be 100% |
| RP1076100 | Year 2025 | Homeowners Exemption was 50% should be 100% |
| RP1318900 | Year 2025 | Homeowners Exemption was 50% should be 100% |
| RP1187200 | Year 2025 | Homeowners Exemption was 50% should be 100% |
| RP/MH7018601 | Year 2025 | Homeowner signed up for Homeowners Exemption in 2025 |

**Decision: Commissioner Jensen moved to approve and sign Tax Inquiry Forms submitted by the County Assessor. Commissioner Jackson seconded. All voted in favor. The motion carried.**

ALCOHOL LICENSE

The Board met to approve Alcohol License for the following entities: Good 2 Go Store #20, Good 2 Go Store #122, Fast Stop US, All American Market, Lexa's Restaurant, Bingham Ag, White Eagle, La Moderna Mexican Market, Rockin Russett, Collet's Pub and Fast Stop 2241.

**Decision: Commissioner Jackson moved to approval Alcohol Licenses as presented. Commissioner Jensen seconded. All voted in favor. The motion carried.**

SHERIFF'S OFFICE

Present: Jeff Gardner- Sheriff
Jordyn Nebeker- Chief Deputy Sheriff

The Board met with Sheriff Gardner to discuss updates within the Sheriffs Office and one (1) submitted prior approval for purchase.

Said prior approval for major purchase is in regards to one (1) dual purpose K9 from Alabama K9, which will replace one (1) dual purpose K9 that will be retiring upon certification of the new one. Said purchase is in the amount of $14,500.00, which is to be paid from Funds as follows: 05-02-474-00 (K9 Fund) in the amount of $5,750.00, Fund 9137 Sheriffs Trust (Fort Hall Donation) in the amount of $5,000.00 and 05-02-802-0050 (Capital Equipment) in the amount of $3,750.00.

**Decision: Commissioner Jensen moved to approve the prior approval for major purchase is in regards to one (1) dual purpose K9 from Alabama K9, which will replace one (1) dual purpose K9 that will be retiring upon certification of the new one. Said purchase is in the amount of $14,500.00, which is to be paid from Funds as follows: 05-02-474-00 (K9 Fund) in the amount of $5,750.00, Fund 9137 Sheriffs Trust (Fort Hall Donation) in the amount of $5,000.00 and 05-02-802-0050 (Capital Equipment) in the amount of $3,750.00. Commissioner Jackson seconded. All voted in favor. The motion carried.**

PUBLIC WORKS

Present: Dusty Whited- Public Works Director
Troy Lenhart- Road & Bridge Supervisor

The Board met with Dusty Whited to discuss updates within the Public Works division, along with other agenda items.

Discussion was held in regards to the submitted prior approval for major purchase of chemicals for the Weed Department. Said purchase is in the amount of $18,030.40, which is to be paid from Fund: 27-60-630-00.

**Decision: Commissioner Jackson moved to approve the prior approval for major purchase of chemicals for the Weed Department. Said purchase is in the amount of $18,030.40, which is to be paid from Fund: 27-60-630-00. Commissioner Jensen seconded. All voted in favor. The motion carried.**

Discussion was held in regards to the submitted prior approval for major purchase of mower flails. Said purchase is in the amount of $1,941.30, which is to be paid from Fund: 27-60-899-09.

**Decision: Commissioner Jensen moved to approve the prior approval for major purchase of mower flails. Said purchase is in the amount of $1,941.30, which is to be paid from Fund: 27-60-899-09. Commissioner Jackson seconded. All voted in favor. The motion carried.**

The Board met to approve and sign the LHTAC Agreement for flashing stop signs.

**Decision: Commissioner Jensen moved to approve the LHTAC Agreement as presented. Commissioner Jackson seconded. All voted in favor. The motion carried.**

PUBLIC HEARING PERTAINING TO THE SUBMITTED APPLICATION FOR PROPOSED VACATION TO REMOVE THE PUBLIC RIGHT OF WAY OF A DEAD-END ROAD TO PRIVATE PROPERTY, LOCATED ON CEDAR CREEK ROAD- REQUESTED BY CEDAR CREEK GRAZING ASSOCIATION, INC

Present: Chris Street- HLE
Rulon Jones- Property Owner of Cedar Creek Road
Brent Steffler- Property Owner
Rhonda Steffler- Property Owner
Peggy Stolworthy- Rancher/Property Owner
Addie Jo Jackman- Planning & Development Assistant Director
Dusty Whited- Public Works Director
Troy Lenhart- Road & Bridge Supervisor
Paul Rogers- County Legal Counsel
Wendy Mecham- GIS Manager
Debbie Cunningham- Chief Deputy Assessor

The Board held a Public Hearing pertaining to the submitted application for proposed vacation to remove the public right of way of a dead-end road to private property located on Cedar Creek Road- Requested by Cedar Creek Grazing Association, Inc. Chairman Manwaring welcomed all to the meeting and introductions were held for the record.

Addie Jo Jackman stated for the record that there were a couple of discrepancies within the initial legal description and she would like to confirm that those had been cured. Lindsey Gluch, Commission Clerk, confirmed that she and Chris Street had both worked with Gwen Inskeep, the previous County Surveyor, and those had been cured.

Chris Street, HLE, stated the vacation is for approximately one and a half miles of Cedar Creek Road that is in the county inventory. The reason for the submitted request is that there is no public access beyond the locked gate and Bingham County has been maintaining the road. There is not sufficient room for people to turn around and the private owners have had people attempt to do so and in turn they are almost trespassing in order to turn around. Mr. Street added that it is private land on both sides of the road and there is currently a grant of easement to be signed and recorded to allow access, if this vacation is approved by the Board of County Commissioners.

Chairman Manwaring confirmed that the Board had no questions for Mr. Street, to which there was none.

Chairman Manwaring opened the public hearing for testimony in favor, which was received as follows:

Rulon Jones, Cedar Creek Road, stated that the end of the road is a difficult place to turn around with the way that the gate is situated. The actual easement had continued beyond the gate, which he is unsure why that occurred, but the county came and met with him to look at the property regarding the concern. Mr. Jones stated it was mentioned that a vacation would need to be done. Mr. Jones stated the issue for him is that he knows it is not a priority road but the road has not had pit run on a lot of it and there is not a base on the road and therefore, in the spring it gets significantly muddy. Mr. Jones stated if this was a private road, it would benefit everyone and that he would be able to maintain the road as private road.

Chairman Manwaring asked Mr. Jones if he planned to place signage stating that it is a private road, to which Mr. Jones stated that he has not planned that far but would assume that would occur. Mr. Jones stated that he had spoke with Kelly Bingham but there has not been extensive discussion on gates or signage.

Commissioner Jensen stated that he would strongly encourage private property signage, although there is not a lot of people who use the road unless they do not know where they are and are lost.

Mr. Whited stated a few weeks ago, the Board approved to remove that section of road up by Morgans Bridge from the county map inventory. Mr. Whited stated he was notified several years go that the county had been claiming beyond the locked gate, which cannot be done and it cannot be gated. Mr. Whited stated this is what initiated the research into the issue.

Peggy Stolworthy stated that she is in favor of the proposal and that her property borders the road and there is more traffic in the evenings and later at night. Ms. Stolworthy stated that Rulon Jones has done a great job in keeping the road maintained and they also have equipment to assist in continuing the maintenance.

Brent Steffler stated that he owns property on the south side of Cedar Creek Road and it would be a good thing for both the county and the property owners, as it would keep the people out and would keep the county from having to maintain the road.

No further testimony in favor.

Chairman Manwaring asked for testimony in neutral, which was received as follows:

Debbie Cunningham, Chief Deputy Assessor, stated that she would like to note for the record that there are residences up that road and is concerned as to how those homes would be assessed if they cannot have access. Chairman Manwaring confirmed with those that are in attendance that there are two homes in the area and that they would be in favor of communicating when assessments need to occur.

No further testimony in neutral.

No testimony in opposition and the Public Hearing was closed to testimony.

Chairman Manwaring stated that he is in favor of the proposal and has no concerns.

Commissioner Jackson stated that he is in favor of the proposal and has no concerns.

Commissioner Jensen stated that he is in favor of the proposal and has no concerns.

**Decision: Commissioner Jensen moved to approve the request for proposed vacation to remove the public right of way of a dead-end road to private property, located on Cedar Creek Road, which was requested by the Cedar Creek Grazing Association. Commissioner Jackson seconded. All voted in favor. The motion carried.**

DISCUSSION & DECISION REGARDING COMMUNICATION PLAN CONTRACT AND HOLDING OF VENDOR/DEPARTMENT HEAD MEETING

Present: Matt Galloway- IT Director
Paul Rogers- County Legal Counsel
Addie Jo Jackman- Planning & Development
Shawn Hill- Probation Services
Tanna Beal- Treasurer
Debbie Cunningham- Chief Deputy Assessor
Scott Reese- Parks & Recreation/Emergency Management
Jake- Summit Communications
Cameron- Summit Communications

The Board met to hold discussion and make a decision regarding the communications plan contract and held a vendor/department head meeting.

Mr. Galloway stated in May, there was a contract signed with the vendor currently being used for the county, to begin updating the phone system to a modern system and it did not take very long to deploy the project but quickly things were delayed and there were financial contracts and there were parts of the contract that were not in the original contract and would cost the county an extra $70,000 over three years on top of the original amount. Mr. Galloway stated that Summit Communications was always a vendor that was at the top of the list for potentially switching to as a phone vendor. When the issues came up with the current vendor, Mr. Galloway stated that he met with Summit Communications to see if they could overcome the current issues, which they were able to do and in fact had an easy cure to the issue for a lesser cost and will save the county approximately over $100,000 over the next five (5) years.

Mr. Galloway stated this meeting is being held today in order to propose approving a contract with Summit Communications for the county phone system. Mr. Galloway also wanted to give the Board and department heads the ability to ask any questions that they may have.

A brief discussion was held in regards to questions that those in attendance had pertaining to the phone system.

Paul Rogers stated that he had one concern in regards to the proposed contract and that the contract did not specifically state that cancellation by either party will be given by thirty (30) day written notice to the other party. Said change was hand written into the contract and initialed by both signing parties showing there were no issues.

**Decision: Commissioner Jackson moved to approve the contract with Summit Communications as presented. Commissioner Jensen seconded. All voted in favor. The motion carried.**

DISCUSSION & DECISION REGARDING PURCHASE OF UA TESTING DEVICES FROM REDWOOD TOXICOLOGY LABORATIES- SUBMITTED BY SHAWN HILL

Present: Shawn Hill- Probation Services

The Board met to hold discussion and make a decision regarding the purchase of UA Testing device from Redwood Toxicology Laboratories.

Said purchase is in the amount of $9,975.00 for a total of 2,850 testing devices, which is proposed to be paid from Fund: 06-54-742-01 (Adult Msd. Probation Testing).

**Decision: Commissioner Jensen moved to approve the prior approval for purchase of UA Testing device from Redwood Toxicology Laboratories. Said purchase is in the amount of $9,975.00 for a total of 2,850 testing devices, which is proposed to be paid from Fund: 06-54-742-01 (Adult Msd. Probation Testing). Commissioner Jackson seconded. All voted in favor. The motion carried.**

DISCUSSION & DECISION REGARDING THE RE-APPOINTMENT OF EASTERN IDAHO STATE FAIR BOARD MEMBER- REQUESTED BY JODY JACKMAN

Present: Paul Rogers- County Legal Counsel
Jody Jackman- Eastern Idaho State Fair Board Member
Addie Jo Jackman- Citizen
Brandon Bird- Eastern Idaho State Fair
Becca Goodwin- Citizen

The Board met to hold discussion and make a decision regarding the re-appointment of the Eastern Idaho State Fair Board Member. Chairman Manwaring welcomed all to the meeting and introductions were held for the record.

Chairman Manwaring stated the By-Laws of the Eastern Idaho State Fair Board states that the Board of County Commissioners should receive a letter from the Eastern Idaho State Fair Board in regards to the term of the current member expiring. Chairman Manwaring explained that when the lease of county property expires, it is put out for bid, in order to give other individuals, the opportunity and the county has done the same with the fair board member position and a few other board member positions. Chairman Manwaring stated there are a few individuals that have shown interest in the position and the procedure, and Commissioner Jackson and Commissioner Jensen have not been here as long as he has, but with the other interests that have been shown, he believes the opportunity should be given to allow others to apply before the Board makes its decision.

Paul Rogers stated from what he is aware, the county normally holds interviews for the individuals that apply for the board position. The experience has been that all interviews that he has been a part of with the county, are held at different times of the day with each individual and on a separate day a decision is made. Mr. Rogers stated that his understanding is that there are other people interested in this position and the Chairman may be one of them that is interested. Chairman Manwaring stated that is correct. Mr. Rogers stated if that is the case, Chairman Manwaring should not be a part of the interview for Ms. Jackman and the decision made as to who will be appointed.

Lindsey Gluch, Commission Clerk, asked Legal Counsel if the appointment for board member will need to be advertised in the newspaper, as that is what took place prior to Ms. Jackman being appointed. Mr. Rogers stated he is unsure if that has always been done for this position and it is just a matter of what the Board would like to do with the position. Mr. Rogers stated in the future, this should be further discussed with Brandon Bird and the Fair Board on how things should be handled with the position.

Commissioner Jensen asked Mr. Rogers for clarification and that the board position should be filled before the end of December, to which Mr. Rogers stated that was correct. Ms. Gluch read from the Eastern Idaho State Fair Board By-Laws, which state appointment should be done no later than December 15$^{th}$. Mr. Bird confirmed that to be true.

Ms. Jackman asked how many times within the history of the board appointment when you have an active board member, the Board has not reappointed that person and have opened the position up for further applicants and interviews during that members tenure because she is not aware of a time that it has ever happened. Therefore, she would be interested in why it is her term that this is occurring, unless she has done something to cause this to occur.

Commissioner Jensen stated that this is his first sit in on the process and therefore, he has no information.

Commissioner Jackson stated that he also has no information and would need to refer to past records for that information but informed Ms. Jackman that to his knowledge she has not done anything wrong.

Ms. Jackman stated 35 year ago, when she showed interest in the board member position, at that point she was President of the Chamber of Commerce, and she stated she would like to be appointed as fair board member. She was told good luck with getting appointed because once an individual is appointed, they do not leave and other than something happening that is inappropriate or the individual does not want the position any longer, people tend to not be taken out of that position and she believes that Commissioner Manwaring would know that has been history.

Chairman Manwaring stated there is a history with county contracts that the county may have with farmers running the property and people have come in because the history was that the same individual would hold that contract. The previous Commissioners decided that it was fair to advertise and open up the opportunity for others to apply, which is what occurred with the health board member position when another individual is board member and was replaced with a Commissioner.

Ms. Jackman asked if this is something that has occurred because of another board, the Board has decided to take action on the Fair Board, to which Chairman Manwaring stated as far as the county goes with different contracts, that it makes it fair because there are other individuals that have been interested in the position in the past and it was narrowed down to a couple of individuals and interviews were held. Chairman Manwaring stated it makes it fair and to give others the chance.

Commissioner Jackson asked Brandon Bird if it takes years to become familiar with the operations of the fair and if it would be beneficial to have a board member serve several terms, to which Mr. Bird stated that Jodi is in her first four-year term and another member present for this meeting is in his third year. After the first two years, the member starts to understand the broad workings of the fair and the member is actually working on the ropes and not just learning the ropes, so to speak. Mr. Bird stated with the exception of Ms. Jackman and one other member, all other members are 12+ years of membership.

Chairman Manwaring stated that when Ms. Jackman applied, the position was advertised as well and to keep an open dialogue with the county and the county residents, he feels it should be opened up for other applicants.

Commissioner Jackson stated that he has no objection with advertising the position if that is what has occurred in the past.

Commissioner Jensen concurred.

Ms. Jackman asked the Board if this process will be changed and put in writing for future reference and know that this will be the procedure in moving forward.

Commissioner Jensen asked prior to Ms. Jackman being appointed, if the position was a reappointment or was it advertised. Mr. Rogers stated that he was not sure and that he would need to conduct further research. Mr. Rogers also asked if a term was up for expiring has there ever been another individual interested to challenge the reappointment, which is also unknown. Mr. Rogers stated he would assume that anytime the position is sought after by someone other than the member, the position has gone through the application process.

Ms. Gluch, Commission Clerk, stated prior to Ms. Jackman being appointed as the Board Member, the position was advertised and there being a few issues regarding said individual. If there was a current member and there were no issues and the member was still interested in being reappointed, it was placed on the agenda for reappointment and a letter was sent to the member stating their term had been renewed, it was not placed out for advertisement to know if there were any other individuals interested in the position.

Chairman Manwaring stated that Max Collard resigned from his term, the Board than reached out as Commissioners to several individuals in regards to being appointed and that is where Justin Oleson was appointed.

Mr. Rogers stated the By-laws of the Eastern Idaho State Fair give the Board the authority to appoint an individual and do not have any other explanation or what other things the county should be considering. Commissioner Jensen asked if this will occur in proceeding, should the process be placed on the record.

Mr. Rogers stated it is a matter of what the Board would like to do and it would be good for the public or the current board member to know what to expect in the future. Therefore, it should be noted on the record as to what should be done for this specific process. Mr. Rogers suggested that a future meeting be held with Brandon Bird, to discuss the process further in what should be occurring because there are several empty questions that need to be answered.

Commissioner Jackson stated that a fair process should be established and proceed that way in order to prevent situations such as this from happening. Commissioner Jackson stated it seems as though research needs to be done to see how things have occurred in the past and how the county should proceed.

There was no decision made and further research will be conducted as to how the county should proceed.

APPROVAL & SIGNING OF UNIVERSITY OF IDAHO SERVICE EXTENSION AGREEMENT

The Board met to approve and sign the University of Idaho Service Extension Agreement, which is signed yearly.

The Board had no concerns and Commission Clerk, Lindsey Gluch, stated there had been no changes made to the proposed agreement.

**Decision: Commissioner Jensen moved to approve and sign the University of Idaho Service Extension Agreement as presented. Commissioner Jackson seconded. All voted in favor. The motion carried.**

THE MOTION PASSED TO DISMISS UNTIL FRIDAY, SEPTEMBER 26, 2025

Pamela Eckhardt    Whitney Manwaring

PAMELA W. ECKHARDT, CLERK    WHITNEY MANWARING, CHAIRMAN
Lindsey Gluch- Commission Clerk------------------------------------------------------------------

**STATE OF IDAHO** )
**: ss.** **Friday, September 26, 2025**
**County of Bingham** )

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

PRESENT: Chairman Manwaring
Commissioner Jackson
Commissioner Jensen
Lindsey Gluch- Commission Clerk

CASH WARRANTS

One (1) Cash Warrant was approved in the amount of $15,673.29.

CLAIMS

Claims were approved on the amount of $290,322.41.

PERSONNEL ACTION FORMS

The Board met to approve and sign Personnel Action Forms, which were as follows:

| | |
|---|---|
| Employee Status Sheet: | Public Works Administrative Assistant |
| | Public Works Administrative Assistant |
| | Deputy Court Clerk |
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**Decision: Commissioner Jensen moved to approve Cash Warrants, Claims, Administrative Documents and Personnel Action Forms. Commissioner Jackson seconded. All voted in favor. The motion carried.**

APPROVAL OF ALCOHOL LICENSES

The Board met to approve Alcohol Licenses for Stoor's Market.

**Decision: Commissioner Jackson moved to approve the Alcohol License for Stoor's Market. Commissioner Jensen seconded. All voted in favor. The motion carried.**

PRIOR APPROVAL- IT DEPARTMENT

Present: Matt Galloway- IT Department
Paul Rogers- County Legal Counsel

The Board met to hold discussion and make a decision in regards to the several submitted prior approval for purchase documents for the IT Department.

Discussion was held in regards to the prior approval for purchase of Dell Backup Solutions, which is for the annual renewal for Backup Solutions. Said purchase is in the amount of $28,021.11, which is to be paid from Fund: 01-14-492-0001 (Fiscal Year 2025).

**Decision: Commissioner Jackson moved to approve the prior approval for purchase of Dell Backup Solutions, which is for the annual renewal for Backup Solutions. Said purchase is in the amount of $28,021.11, which is to be paid from Fund: 01-14-492-0001 (Fiscal Year 2025). Commissioner Jensen seconded. All voted in favor. The motion carried.**

Discussion was held in regards to the prior approval for purchase of new fiber trunks, which will provide more pathways between dispatch and 2nd floor server rooms for networking. Said purchase is in the amount of $12,910.88, which is to be paid from Fund: 01-14-804-0000 (Fiscal 2025).

**Decision: Commissioner Jensen moved to approve the prior approval for purchase of new fiber trunks, which will provide more pathways between dispatch and 2nd floor server rooms for networking. Said purchase is in the amount of $12,910.88, which is to be paid from Fund: 01-14-804-0000 (Fiscal 2025). Commissioner Jackson seconded. All voted in favor. The motion carried.**

Discussion was held in regards to the prior approval for purchase of one (1) Dell Laptop for the IT Department. Said purchase is in the amount of $2,404.02, which is to be paid from Fund: 01-14-804-00 (Fiscal 2025).

**Decision: Commissioner Jackson moved to approve the prior approval for purchase of one (1) Dell Laptop for the IT Department. Said purchase is in the amount of $2,404.02, which is to be paid from Fund: 01-14-804-00 (Fiscal 2025). Commissioner Jensen seconded. All voted in favor. The motion carried.**

Lastly, discussion was held in regards to the prior approval for major purchase of Checkpoint M365 security platform. Said purchase is in the amount of $22,976.00, which is to be paid from Fund: 01-14-524-00 (Fiscal Year 2026).

**Decision: Commissioner Jensen moved to approve the prior approval for major purchase of Checkpoint M365 security platform. Said purchase is in the amount of $22,976.00, which is to be paid from Fund: 01-14-524-00 (Fiscal Year 2026). Commissioner Jackson seconded. All voted in favor. The motion carried.**

CLAIMS FOR THE PREVIOUS MONTH WERE APPROVED AS FOLLOWS:

| | | | |
|---|---|---|---|
| Current Expenses | $476,560.91 | Veterans Memorial | $1,246.59 |
| Road & Bridge | $861,527.73 | Weeds | $11,187.29 |
| Airport | $935.66 | Emergency Communication | $33,857.75 |
| Justice Fund | $599,667.11 | Road & Bridge Special Proj | $425,469.03 |
| District Court | $86,286.42 | Waterways | $1,786.79 |
| Parks & Recreation | $24,259.95 | Opioid Abatement | $345.05 |
| Revaluation | $43,452.29 | PILT | $7,371.10 |
| Solid Waste | $572,909.45 | Treatment Court Fund | $3,969.68 |
| Tort | $2,354.00 | Consolidated Elections | $7,934.45 |

THE MOTION PASSED TO DISMISS UNTIL WEDNESDAY OCTOBER 1, 2025

Pamela Eckhardt      Whitney Manwaring

PAMELA W. ECKHARDT, CLERK      WHITNEY MANWARING, CHAIRMAN

Lindsey Gluch- Commission Clerk-----------------------------------------------------------------