

**OFFICE OF THE BOARD OF COUNTY COMMISSIONERS  
OF BLAINE COUNTY  
REGULAR MEETING OF THE APRIL 2011 SESSION**

**Second Day**

**Tuesday, April 5, 2011**

Pursuant to Statutory Provisions, the Board of Blaine County Commissioners (BCC) met this day at 9:00 a.m. Present were Chairman Angenie McCleary, Vice Chairman Tom Bowman, Commissioner Lawrence Schoen; County Administrator Derek Voss; County Clerk JoLynn Drage; Operations Director Char Nelson; Idaho Mountain Express reporter Kate Wutz; Senior Deputy DiAnne Shrum

Chairman McCleary called the meeting to order at 9:00 a.m.

**PUBLIC COMMENT – NONE**

**DEPARTMENT REPORTS FOLLOW-UP**

Char Nelson: Idaho Transportation Department will be resurfacing the highway between Hailey and Ketchum this summer.

Larry Schoen: Magic Valley groundwater pumpers are buying Blue Lakes Trout, Clear Lake Trout and Rim View Trout fish farms and associated water rights. This action has implications for conjunctive management of water rights.

JoLynn Drage: Judge Bevans' decision on Sarah Johnson appeal will be available later today.

Tom Bowman: Created a Twitter Account to keep public informed.

**EXECUTIVE SESSION – §67-2345 1(d) INDIGENT** - Consideration of records that are exempt from disclosure as provided in Chapter 3, Title 9, Idaho Code

Present were: Blaine County Welfare Director Wilma Colter and Assistant County Welfare Director Connie Kacalek.

**Schoen moved, seconded by Bowman, to convene in Executive Session pursuant to Idaho Code 67-2345 1(d) to consider indigent medical applications. Schoen (aye), Bowman (aye), and McCleary (aye). Motion carried unanimously.**

**OPEN SESSION RESUMED**

**Schoen moved, seconded by Bowman, to deny Case #11-04-040, based on staff recommendations. Motion carried unanimously.**

**Schoen moved, seconded by Bowman, to deny Case #11-04-041, based on staff recommendation. Motion carried unanimously.**

**Schoen moved, seconded by Bowman, to deny Case #11-04-042, based on staff recommendation. Motion carried unanimously.**

**Schoen moved, seconded by Bowman, to approve notice of cancellation of hearing and final determination of denial on Case #11-01-017 . Motion carried unanimously.**

**Schoen moved, seconded by Bowman, to approve notice of cancellation of hearing and final determination of denial on Case #11-02-028 . Motion carried unanimously.**

**AUDIT PRESENTATION** – Condie Stoker & Associates

Present were: Curtis Stoker, Condie Stoker & Associates; Treasurer Vicki Dick

Curtis Stoker presented the audit his office completed for Blaine County. County is fiscally sound. He found Treasurer's accounts had not been balanced for several months, but have been reconciled since the auditors' visit in November 2010.

Recommendations: Treasurer must reconcile accounts every month. County should continue to maintain reserve of at least 30% of budget.

**LAND USE AND BUILDING SERVICES DISCUSSION AND CONSIDERATION**

Present were: Blaine County Land Use and Building Services Director Tom Bergin, County Planner Shana Sweitzer; Linda Haavik

**FINDINGS OF FACT**

- **Fred Evans Subdivision Plat Amendment**

Schoen moved, seconded by Bowman, to approve the Findings of Fact and Conclusions of Law for Lots 1,2,3, Block 5 and all of Block 4 of Fred Evans Fish Camp Subdivision as amended. Motion carried 2/0. McCleary abstained since she was out of the room for the discussion.

- **Tabled Mountain Overlay District Cold Springs Bench Rezone**

Mountain Overlay District Boundary Modification Ordinance has not yet been codified. Map amendments are needed.

**SUSTAIN BLAINE INTERIM FUNDING REQUEST**

Present were: Executive Director of Sustain Blaine Harry Griffith; Chair Sustain Blaine Advisory Group Carter Ramsey; Fundraising Chair Joy Kasputys; Board Member Evan Lawler; Linda Haavik

Presentations were given by Harry Griffith, Carter Ramsey and Joy Kasputys

Commissioner Bowman is on the Sustain Blaine Board.

Bowman moved, seconded by Schoen, to direct the clerk to adjust the budget to show a transfer from the contingency fund in the amount of \$20,000 to the general or planning and zoning to cover \$20,000 funding request from Sustain Blaine conditioned on sufficient funds in contingency. Motion carried unanimously.

**LAND USE AND BUILDING SERVICES HEARINGS**

Present were: Zoning Specialist Nancy Cooley; County Engineer Jim Koonce; applicant Drew Gibson; Garth McClure & Dustin Shenk from Benchmark Associates; Don Boss

- **Willowood Subdivision Lot Line Shift:** A public hearing on and consideration of a plat amendment to Willowood Subdivision by reconfiguring the common lot line between **Lot 17A** and **Lot 18A** of Willowood Replats. The properties are zoned Low Density Residential District (R-1) with areas in the Floodplain Overlay District (FP), Mountain Overlay District (MOD) Buffer and Scenic Corridor 1(SC1) and within the Riparian Setback District (R) of the East Fork of the Big Wood River. The Gibson owned properties are also known as 103 Grove Creek Ct. (Lot 17A) and 114 Willoway (Lot 18A).

Zoning Specialist Nancy Cooley gave the posting notice.

Schoen moved, seconded by Bowman, that notice was adequate. Motion carried unanimously.

Presentation was given by Zoning Specialist Nancy Cooley.

Schoen moved, seconded by Bowman, to approve the plat amendment to Willowood Subdivision by reconfiguring the common lot line between Lot 17A and Lot 18A of Willowood Replats based upon the finding that it meets the criteria and standards of Blaine County Code with amendments and conditions. Motion carried unanimously.

**LAND USE AND BUILDING SERVICES DISCUSSION AND CONSIDERATION (CONTINUED)**

- **Board Liaison on Comprehensive Plan**

Presentation was given by Tom Bergin.

Planning & Zoning is setting up citizens groups divided into three sections: Agriculture, population and process.

**Executive Session §67-2345 1(f) PENDING LITIGATION**, to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement.

Bowman moved, seconded by Schoen, to go into Executive Session for Pending Litigation. McCleary (aye), Bowman (aye), and Schoen (aye). Motion carried unanimously.

**ADJOURN**

At the hour of 3:00 p.m., the BCC finding no more business before them adjourned.

Attest: \_\_\_\_\_ Approved \_\_\_\_\_  
 JoLynn Drage Angenie McCleary  
 County Clerk Chairman