

**OFFICE OF THE BOARD OF COUNTY COMMISSIONERS
OF BLAINE COUNTY
REGULAR MEETING OF THE DECEMBER 2014 SESSION**

Fourth Day

Tuesday, December 23, 2014

Pursuant to Statutory Provisions, the Board of Blaine County Commissioners (BCC) met this day at 9:00 a.m. Present were Chairman Lawrence Schoen, Vice-Chairman Jacob Greenberg, Commissioner Angenie McCleary; County Administrator Derek Voss; County Clerk JoLynn Drage; and Recording Secretary Sunny Grant.

Chairman Schoen called the meeting to order at 9:01 a.m.

PUBLIC COMMENT - NONE

REQUESTS for CANCELLATION OF TAXES, Discussion and Consideration

Also present: Blaine County Treasurer Vicki Heuett.

A data entry error added an extra zero to the value of the property, resulting in overcharge of property taxes.

McCleary moved, seconded by Greenberg, to cancel taxes of \$927.30 on Parcel #PP1P00000L162A due to an error in valuation. Motion carried unanimously.

AMEND AGENDA

McCleary moved, seconded by Greenberg, to amend today's agenda to add an Executive Session about 2:30 to discuss personnel, pursuant to Idaho Code §67-2345 1(b); and to discuss a record exempt from public disclosure, pursuant to Idaho Code §67-2345 1(d). Motion carried unanimously.

APPOINTMENTS, Discussion and Consideration

The BCC is pleased to appoint Bronwyn Nickel to the Fair Board. Bronwyn has outreach skills and enthusiasm to serve the Board well.

McCleary moved, seconded by Greenberg, to appoint Bronwyn Nickel to the Blaine County Fair Board. Nickel will fill Sara Mecham's empty seat and serve a three year term starting in January. Motion carried unanimously.

COUNTY DEPARTMENT REPORTS, DISCUSSION and CONSIDERATION

Claims – Schar Boyd

- Deputy Auditor Schar Boyd presented the claims.

McCleary moved, seconded by Greenberg, to approve claims dated December 18, 2014, with exception of two USGS claims that are being researched. Motion carried unanimously.

Operations - Recycling Department - Year-end Report

Also present: County Operations Director Char Nelson and Administrative Assistant Andrea Walton; Blaine County Recycle Center Supervisor Lamar Waters; Clear Creek Disposal Managing Member Mike Goitiandia; Southern Idaho Solid Waste District Executive Director Josh Bartlomé; Blaine County Assessor Valdi Pace; County Planning Assistant Michele Johnson; and *Idaho Mountain Express* reporter Greg Moore.

The Blaine County Recycling program is designed and developed to be environmentally sound and financially sustainable. The Recycle Center's goal is to collect as much clean recyclable materials as possible and sell a high quality product at the best rate possible. Blaine County diverts over 40% of its solid waste from the landfill, and saved county residents over \$1 million. By contrast, Twin Falls County only diverts 3% of its solid waste, even though it uses single stream recycling. Bartlomé said the national average is around 25%.

Plastics, fiber (mixed paper), and aluminum/tin are collected curbside in Blaine County. Glass and cardboard are collected in bins around the County. Cardboard tonnage and revenue are the highest of these materials. Glass is diverted to an inert pit at the Ohio Gulch Transfer Station. Ohio Gulch and the Blaine County Recycle Center also collect e-waste, oil and antifreeze, household hazardous waste, wood waste, white goods (old appliances), batteries, construction waste and scrap metal.

Curbside pickup crews working for private haulers do an excellent job of receiving recyclables. Recycle Center staff removed 30 tons of trash from the recycle stream in 2014. Blaine County sells an extremely clean product that is well received. No product load has been rejected since the County removed glass from curbside pickup. Revenue from recyclables in 2014 was \$141,435. Blaine County's Recycle program kept 5,868 metric tons of CO₂ out of the atmosphere.

In 2015, the Recycle Center will increase education and outreach, particularly to schools and multi-dwelling units, to let people know where and how they can recycle. Outreach to businesses will be increased to let them know that Clear Creek Disposal will collect glass from them.

The BCC complimented Blaine County citizens, Blaine County Recycle Center staff and Clear Creek Disposal crews for working together to create a service that delivers a high quality product and has a positive environmental and economical impact.

County Administrator - Derek Voss

Evaluation of pay range for Weed Superintendent position

Also Present: Blaine County Human Resources Generalist Susan Potucek; County Operations Director Char Nelson; Blaine County Assessor Valdi Pace; Appraiser Tammy Robison; Blaine County Planning Assistant Michele Johnson; GIS/Certified Mapper/Appraiser Joanne Freeman; and *Idaho Mountain Express* reporter Greg Moore.

The BCC allots money in each budget cycle for mid-term adjustments. The County Administrator and Human Resources Generalist work together to review and evaluate positions in the County, using the Blaine County Job Evaluation Worksheet. The Job Evaluation Worksheet uses a point system to determine how each job fits within the County, based on responsibility, supervisory role, complexity, education, experience and financial and budgetary responsibility. HR uses job descriptions for each job to fill out a Job Evaluation Worksheet, which ultimately places jobs in the Blaine County Salary Schedule "kinds and levels" chart.

The Weed Department Superintendent position is currently a Level 9. The Administrator and Human Resources generalist reviewed the position separately and jointly agreed it should be upgraded to a Level 10. The BCC agreed.

Christmas Eve Office Schedule

Also present: Blaine County Assessor Valdi Pace; Appraisers Joanne Freeman and Tammy Robison.

Voss presented the Assessor's office's request to close at 3:00 pm on Christmas Eve. County Assessor Valdi Pace said local banks, title companies and many businesses close early on Christmas Eve and there were no customers in the Annex building last year. Normal County office hours are until 6:00 pm and County offices have closed at 5:00 pm on Christmas Eve in the past couple years. The County Clerk said the Judicial building must be open until 5:00; and some County employees must work around the clock.

The BCC initially suggested closing at 4:00 pm; but, after debating if the hours off should be accrued leave or a gift from the County, decided to close at 5:00 as usual on Christmas Eve. The BCC said holiday time off or reduced hours needs to be consistent year to year, and requested staff present the issue for decision earlier for public convenience and fairness to all employees.

BLAINE COUNTY ROAD AND BRIDGE LEVY, Discussion and Consideration

Also present: Blaine County Chief Deputy Prosecuting Attorney Tim Graves; County Operations Director Char Nelson; County Road and Bridge Manager Tom Duffy; and *Idaho Mountain Express* reporter Greg Moore.

The BCC discussed the following topics and arrived at the following decisions:

- The ballot will be for a two-year temporary override levy.
- Include cities in the levy, which gives the cities 50% of the levy revenue collected within each city.
- Amount of the levy: a \$1.5 million levy would give the County \$1 million revenue; a \$2.9 million levy would yield \$2 million to the County. The BCC acknowledged that a smaller levy might get more voter support, but would only provide a limited short-term benefit and not solve any of Road and Bridge's long-term maintenance and capital improvement needs. McCleary said the \$1 million levy probably wouldn't have enough impact in the next two years to impress the public with the need for more funding for Road and Bridge. Greenberg noted that Road and Bridge needs a certain level of funding or roads will continue to deteriorate and eventually they will fail.
The Road and Bridge budget includes \$1 million in fuel tax which could be used for capital improvements. There seems to be more interest in raising the fuel tax now than in the past.
The price of fuel is very low right now, making it a good time to do projects.
- May special election ballot vs. November general election ballot. If there is no other ballot in May, the County will have to pay the entire cost of a special election, about \$60,000. If the School District or other local district has a ballot, the cost to the County will be about \$30,000. There would likely be more voters at the November general election, but an override levy approved in November 2015 will not generate funds to the County until January 2017. An override levy approved in May 2015 would provide funds to the County in January 2016. The BCC would prefer to wait until the November election; but does not want to wait for funds until 2017 and determined the election should be in May.

The BCC suggested community outreach to educate residents on how much they use County roads to commute, recreate, and get around Blaine County. The BCC directed Road and Bridge to provide a project plan to fit County levy funding amounts of \$1 million and \$2 million. McCleary asked if the Road and Bridge project plan could include non-motorized uses for the roads.

CONTRACTS, GRANTS AND AGREEMENTS, Discussion and Consideration

• **Idaho Department of Agriculture, Cooperative Weed Management Area Cost Share Grant**

Also present: Blaine County Weed Department Manager John Cenarrusa and Outreach Coordinator Bronwyn Nickel; Blaine County Grant Administrator Michele Johnson; and *Idaho Mountain Express* reporter Greg Moore.

This year’s grant request is for a little less money than in the past because some things are no longer funded; and federal support has been declining the last few years.

Greenberg moved, seconded by McCleary, to approve the 2015 Cooperative Weed Management Area Noxious Weed Cost Share Request to the Idaho State Department of Agriculture for \$19,200. Greenberg amended his motion to correct the total request to \$28,160, which includes an administration fee. McCleary seconded the amended motion. Amended motion carried unanimously.

• **Sawtooth Snowmobile Club Agreement** Record #

The agreement is the same. The clerk’s office has a good working and accounting relationship with Sawtooth Snowmobile Club and partners with the Forest Service and Blaine County Parks and Recreation.

Greenberg moved, seconded by McCleary, to approve the Sawtooth Snowmobile Agreement between Blaine County and the Sawtooth Snowmobile Club for 2015. The amount is based on how much grooming is done. All revenue comes from registration of snowmobiles with the State of Idaho. Motion carried unanimously.

• **Morphotrust USA, LLC System Maintenance Terms and Conditions** Record #623784

Also present: Blaine County Information Technology Manager Clay Landon.

This contract manages the fingerprint machine at the detention center. The machine scans, prints and sends fingerprints to the state. The County purchased a new machine last year that came with one year support. This contract extends support.

Greenberg moved, seconded by McCleary, to approve the contract between Blaine County and Morphotrust USA LLC for system maintenance on PSF equipment for Blaine County in the amount of \$5,602.16. Motion carried unanimously.

• **Independent Contractor Agreement with John Haavik** Record #

Also present: Blaine County Planning Assistant Michele Johnson.

The hourly rate for this contract was reduced in recent years due to economic downturn and negotiations with Mr. Haavik. The FY2015 contract rate has now been raised from \$40 to \$45.

Greenberg moved, seconded by McCleary, to approve the Independent Contractor Agreement between Blaine County and John T. Haavik, independent contractor, to assist Blaine County Land Use and Building Services in the inspection of building construction projects permitted by Blaine County for \$45/hour. The County will provide a vehicle for inspections or compensate at 55½¢/mile, and other expenses directly related to contract performance. Motion carried unanimously.

OLD COUNTY COURTHOUSE CONSTRUCTION UPDATE, Discussion and Consideration

Also present: Kreizenbeck Constructors Courthouse Project Manager Graham Estep; and Courthouse renovation project Architect Steve Trout (by phone),

Construction update:

- Interior trim should be done this week.
- Heating/Ventilation/Air Conditioning contractor will start installing grills, light fixtures, etc.
- Clean-up is scheduled next week. Drage said the Clerk’s offices on the Courthouse main floor hadn’t been cleaned in over 10 years and requested they be thoroughly cleaned in conjunction with construction clean-up.
- Inspection for temporary occupancy is scheduled for January 5.
- Carpenters have to hand scribe just about every piece of soffit and fascia. Roofing may take another month, but this doesn’t affect interior work.

Kreizenbeck received a weather claim from Wright Brothers that it considers unfounded. Wright Brothers is dealing with a shortage of available manpower, but anticipates completion by the end of January. Schoen noted that access to the OCC must be consistent and safe once the building is reopened to the public.

• **Change Orders**

McKinstry didn’t address existing windows in the Courthouse attic, which were propped open with fans to provide ventilation. The windows allowed access to birds and bats; and occasional staff access to them was hazardous. The architect suggested vents be installed that look like windows from the outside to preserve the historic look of the building. The restroom fan will exhaust through a northeast

tower window vent instead of penetrating the roof. Thornton charged for additional ductwork to the vent, but not for labor.

Kreizenbeck has issued an APR (Architect Price Request) to remove existing vents.

Greenberg moved, seconded by McCleary, to approve the Change Order and sign it when available for APR 24.1 for louvered windows for \$6,816; and for additional ductwork to vent bathroom fans out a louvered window for \$194, for a total of \$7,010. Motion carried unanimously.

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

Also present: Blaine County Indigent Services Manager Brooke Baird.

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

OPEN SESSION RESUMED

McCleary moved, seconded by Greenberg, to approve Medical Indigent Application for Assistance Case #2014-65, based on staff recommendation, with a \$100/month reimbursement. Motion carried unanimously.

McCleary moved, seconded by Greenberg, to approve Medical Indigent Application for Assistance Case #2014-70, with a \$25/month reimbursement, based on staff recommendation. Motion carried unanimously.

McCleary moved, seconded by Greenberg, to deny Medical Indigent Applications for Assistance Cases #2014-66, #2014-67, and #2014-69, based on staff recommendations. Motion carried unanimously.

BREAK

LAND USE AND BUILDING SERVICES HEARINGS

- **Flying Heart Water Rights Application Protest Withdrawal**

Also present: Blaine County Chief Deputy Prosecuting Attorney Tim Graves; and County Land Use Administrator Tom Bergin.

Blaine County filed a protest against Flying Heart Ranch's water rights application. Flying Heart Ranch agreed to five of six conditions Blaine County required to withdraw its Protest. In a previous BCC meeting, the BCC agreed to reword Condition 2 and forego Condition 6 of its Protest. The BCC accepted a draft Notice of Withdrawal of Protest submitted by County Attorney Graves, with the language revised to indicate that no more than 10 cfs will be allowed to flow through the applicant's system as measured at the weir located at the southeastern end of the upper pond.

McCleary moved, seconded by Greenberg, to approve Notice of Withdrawal of Protest before the Idaho Department of Water Resources of the State of Idaho in the matter of Permit 37-22876 in the name of Flying Heart Ranch II Subdivision owners. Motion carried unanimously.

- **Bellevue Comprehensive Plan and Area of City Impact**

Also present: Blaine County Chief Deputy Prosecuting Attorney Tim Graves; County Land Use Administrator Tom Bergin; Hailey City Attorney Ned Williamson; Jim Phillips; Marty Flannes; and Bellevue resident Diane Shay.

In response to the City of Bellevue P&Z's request for targeted suggestions to their Comprehensive Plan currently being rewritten, Bergin presented the BCC with suggested revisions to Bellevue's Comp Plan and a revised cover letter for the changes. The BCC indicated some of the language in Bellevue's Comp Plan was confusing.

PUBLIC INPUT:

- Jim Phillips has attended all or most of the Bellevue meetings regarding Annexation, the Area of City Impact (ACI) and Comp Plan. He agreed that proposed amendments to the Comp Plan were confusing because Bellevue staff made some deletions and additions and asked Bellevue P&Z to comment on those deletions and additions. The documents have no uniformity, and he encouraged the County to make general and specific input.
- Bellevue Planning & Zoning Chairman Chase Gouley agreed with Phillips that updating the Comp Plan has become a larger task than expected. He said the Comp Plan needs more overall direction from Bellevue City officials and P&Z Commissioners, and County input would be helpful. Gouley wanted to slow down the process and involve the community more in citizens groups and workshops before they meet in a public hearing.

- Marty Flannes supports the County's role in regional planning and encouraged County leadership and staff to remain involved in Bellevue proceedings. State Statute requires ACI agreements to address areas proposed for Category A Annexation, but all references to "ACI" were deleted from Bellevue's comp plan.
- Hailey City Attorney Ned Williamson said Hailey also wanted to make specific comments to Bellevue's Comp Plan. Bellevue's Comp Plan started with "Established growth boundaries (Areas of City Impact)", but this sentence was deleted to get rid of references to ACI. Williamson urged Bellevue to draft a detailed annexation agreement for a recently proposed annexation action, including open space, housing, parks, etc., which should avoid legal challenges.

Bellevue P&Z Chairman Gouley encouraged County and Bellevue officials to meet as soon as possible. The BCC individually and collectively have indicated their willingness to work with Bellevue officials, and the Bellevue Mayor has responded positively.

Bellevue resident Diane Shay said Bellevue staff wants to proceed forward, but many members of the citizens committee have requested the City reschedule the December 29th meeting.

APPROVAL OF BCC MEETING MINUTES

- **October 14, 2014 Regular Meeting**
- **December 2, 2014 Regular Meeting**
- **December 9, 2014 Regular Meeting**

McCleary moved, seconded by Greenberg, to approve Blaine County Commissioner minutes of October 14, December 2 and December 9, 2014, as amended. Motion carried unanimously.

BOARD of COUNTY COMMISSIONERS REPORTS, Discussion and Consideration

USGS – McCleary

The BCC approved FY2014 and FY2015 agreements for maintenance on the Deer Creek stream gauge. The 2015 Agreement is for 2014 bills. The County has not yet received 2015 bills.

Wildlife Crossing Subcommittee – McCleary

- ITD's bridge project may provide funding for the motion activated signs on Highway 75.
- ITD is working with the property owner on the west side of Highway 75 north of Golden Eagle to see if the fence can be made more wildlife friendly.

EXECUTIVE SESSION – §67-2345 1(b) Personnel; and 1(d) Consideration of records that are exempt from disclosure

McCleary moved, seconded by Greenberg, to go into Executive Session, pursuant to Idaho Code 67-2345 1(b), to consider the dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, or staff member; and pursuant to Idaho Code 67-2345 1(d), to consider records that are exempt from disclosure as provided in Chapter 3, Title 9, Idaho Code. Greenberg (aye), Schoen (aye), and McCleary (aye). Motion carried unanimously.

ADJOURN

At the hour of 4:15 p.m., with no more business before them, McCleary moved to adjourn, seconded by Greenberg. Motion passed unanimously.

Attest: _____ Approved _____
 JoLynn Drage Lawrence Schoen
 County Clerk Chairman