

**OFFICE OF THE BOARD OF COUNTY COMMISSIONERS  
OF BLAINE COUNTY  
REGULAR MEETING OF THE MAY 2013 SESSION**

**Third Day**

**Tuesday, May 7, 2013**

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 Angenie McCleary, Commissioner Jacob Greenberg; County Administrator Derek Voss; County Clerk JoLynn Drage; Operations Director Char Nelson; and Recording Secretary Sunny Grant.

Chairman Schoen called the meeting to order at 9:05 a.m.

**PUBLIC COMMENT**

Also present: Raymond Baird, Carley J. Baird; and Rick Baird.

Ray Baird said The Senior Connection used to deliver meals every Thursday to about 20 seniors in Carey City Hall. The group of seniors is now down to seven or eight people. The Senior Connection recently decided to discontinue the service to Carey without talking to the Mayor or anyone else. Baird requested assistance from the BCC in getting service continued. Schoen, the BCC liaison to the Senior Connection, will follow up.

**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 Indigent Services Manager Brooke Roberson and Indigent Services Assistant Amy Rivkin.

**Case #s 2013-37, 2013-39, 2013-40**

**McCleary moved, seconded by Greenberg, 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**

**Greenberg moved, seconded by McCleary, to approve Application for Assistance Case #2013-37, based on staff recommendation, with a reimbursement of \$25.00 per month when the applicant is capable of making payments. Motion carried unanimously.**

**McCleary moved, seconded by Greenberg, to deny Application for Assistance in Case #2013-39, based on staff recommendation. Motion carried unanimously.**

**McCleary moved, seconded by Greenberg, to deny Application for Assistance in Case #2013-40, based on staff recommendation. Motion carried unanimously.**

**PUBLIC COMMENT**

**COUNTY DEPARTMENT REPORTS, DISCUSSION and CONSIDERATION**

**Operations Director – Char Nelson**

- Four Road and Bridge staff from the Carey shop have been named Road Scholars. Blaine County Road and Bridge Manager Tom Duffy is the County's first Road Master. Participation in the Road Scholar program improves safety and communication, and is worth points on grant applications.
- Old County Courthouse project contractor will be chosen end of May. Greenberg will be Commissioner on the Contractor Selection Committee.
- Fire Departments from Hailey, Bellevue and Wood River Fire and Rescue recently staged a fire training exercise in the Old County Courthouse.
- Schoen drafted a letter to Camas County requesting a contribution of \$1,600 to Blaine County Waterways.

**County Administrator – Derek Voss**

Also present: *Idaho Mountain Express* reporter Kate Wutz.

- First skilled nursing transition team meeting was yesterday. Team will meet every other Monday, and report to the BCC on Tuesday.

**Treasurer – Vicki Heuett**

Also present: Blaine County Assessor Valdi Pace.

The County took tax deed on three common area parcels in Elkhorn in 2005. The request is for cancellation of taxes.

One parcel should have been deeded back to Elkhorn Village Condo Association, but was never done.

**Greenberg moved, seconded by McCleary, to cancel \$5,302.94 in old taxes from 2006, 2007 and 2008 on RPSVE0000026H. Motion carried unanimously.**

Value was removed from one parcel in 2006. Taxes are from 2001 to 2005.

**McCleary moved, seconded by Greenberg, to cancel taxes and late fees on parcel RPSVE000000261 from 2001 to 2005 in the amount of \$5,741.23. Motion carried unanimously.**

Parcel RPSVE00000026 was taxed from 2001 to 2008. Land Use recently inventoried County-owned properties and wasn't sure who was owner of record on the parcel, which contains ponds and private roadways that provide access to individual lots. It's possible the homes were sold to new owners without access rights. The BCC directed staff to research roadways and access issues on this parcel. In the meantime, the County should cancel taxes.

**McCleary moved, seconded by Greenberg, to cancel taxes and late fees for 2001 to 2008 on parcel RPS042000000A0 in amount of \$13,979.82. Motion carried unanimously.**

**Clerk – JoLynn Drage**

- Worked out cash flow forecast for Blaine Manor. After everything is paid out for FY2013 and Blaine Manor is closed, there will be about \$198,000 to do final payables and audit.
- The BCC should consider a full-time maintenance person at Blaine Manor while Safe Haven occupies the building.
- BCC will hear budget requests from outside agencies and departments in May and June, prior to budget workshops.

### **CONTRACTS, GRANTS AND AGREEMENTS DISCUSSION AND CONSIDERATION**

- **U.S. SCRAMx Agency Sales and Services Agreement**
- **Amendment to SCRAM System Agency Sales and Services Agreement**

Also present: Probation Officer Jodi Brown.

This is a rewrite of a previous agreement for alcohol monitoring systems for the Probation Department. The accompanying amendment document makes the corrections instead of correcting the original.

**Greenberg moved, seconded by McCleary, to approve THE US SCRAMX Agency Sales and Service Agreement and Amendment to the SCRAM System Agency Sales and service Agreement. Motion carried unanimously.**

- **Consolidated Emergency Communications FY 2013 Service Agreement with Ketchum Rural Fire Department**

Blaine County Emergency Communications Director Robin Stellers; and County Communications GIS Analyst Chris Corwin.

This is the standard agreement for 2013.

**McCleary moved, seconded by Greenberg, to approve the Consolidated Emergency Communications Agreement between Blaine County and the Ketchum Rural Fire Department for FY2013. Motion carried unanimously.**

- **Fulcher Engineering Addendum to Blaine County Courthouse Structural Renovation Proposal dated 2/11/13**

This is an additional engineering service that will serve in an advisory role as needed during the Old County Courthouse roof project.

**Greenberg moved, seconded by McCleary, to approve the Fulcher Engineering addendum to the Blaine County Courthouse structural renovation proposal dated February 11, 2013. Motion carried unanimously.**

### **CONSENT CALENDAR**

- **Beverage License Renewal for Power House**

**McCleary moved, seconded by Greenberg, to approve the Consent Calendar for May 7, 2013. Motion carried unanimously.**

### **BOARD REPORTS, DISCUSSION and CONSIDERATION**

**Idaho 911 Emergency Communications Commission (IECC) Meeting – Greenberg**

Also present: Blaine County Emergency Communications Director Robin Stellers; and County Communications GIS Analyst Chris Corwin.

- IECC meeting training focused on how GIS will blend in with next generation emergency communication.
- Met with IECC Program Coordinator Eddie Goldsmith and Caldwell Mayor Garret Nancolas to discuss the possibility of an additional 25¢ E-911 or a \$1.00 E-911 surcharge, either of which would make Blaine County eligible for related grant opportunities. The BCC agreed to evaluate Blaine County's future capital needs and aggressively pursue any funding opportunities.
- Two House bills passed, one of which removed the 25¢ E-911 surcharge sunset clause from existing statute and the other allowed taxes on prepaid wireless phone cards to be collected at point of sale.

- The State Interoperability Executive Council (SIEC) is creating a business plan to pursue legislation to authorize a \$1.00 E-911 surcharge.

#### **Idaho Association of Counties District IV Quarterly Meeting – Schoen**

Major topics were the medical indigency program, expansion of Medicaid, and the task force examining transfer of federal lands to state ownership.

#### **Blaine Manor Board Meeting – McCleary**

Blaine Manor population continues to be low. The Blaine Manor Board is concerned about employees and patients during transition period. The Blaine Manor Transition Team is addressing these issues.

#### **Blaine County Regional Transportation Committee Wildlife Subcommittee – McCleary**

The Wildlife Subcommittee has many active participants who are evaluating existing research and ongoing data collection. ITD isn't ready to reduce the speed limit on Highway 75. The subcommittee has a website so the public can follow the discussion.

#### **Vision 2020 Steering Committee – McCleary**

The Steering Committee met in anticipation of the Vision 2020 Annual Meeting in June.

#### **Community Bike/Pedestrian Multijurisdictional Plan Update – McCleary**

The Bike/Pedestrian Subcommittee of the Blaine County Regional Transportation Committee would like to issue a Request for Qualifications for a multijurisdictional plan for a bicycle and pedestrian transportation. If local jurisdictions are willing to participate in funding the plan, is Blaine County willing to be the pass-through to pay the consultant; and will Blaine County financially contribute to the Plan this fiscal year? The BCC wanted to further discuss the RFP and plan, and identify the source of the funds.

#### **Emergency Drought Declaration – Schoen**

The District 37 Watermaster and Fish Creek manager asked the BCC to request Emergency Drought Declaration of the Idaho Department of Water Resources and the Governor. Water levels are low for this early in the season. Schoen drafted a letter requesting Drought Declaration to the Idaho Department of Water Resources. Greenberg would like to research the issue further before a letter is sent.

### **LAND, WATER AND WILDLIFE LEVY**

#### **PROGRAM MATERIALS AMENDMENTS, Discussion and Consideration**

Also present: Blaine County Chief Deputy Prosecuting Attorney Tim Graves; County Land Use Administrator Tom Bergin; Blaine County Land, Water and Wildlife Levy Advisory Board (LAB) Coordinator Clare Swanger; Levy Advisory Board members Tom Page and Lili Simpson; Wood River Land Trust (WRLT) Executive Director Scott Boettger, and WRLT Senior Conservation Coordinator Keri York.

The BCC reviewed and revised the latest version of the LAB Program Guide.

The BCC discussed if applicants must have or should have an outside conservation agency partner, or could partner with the LAB. The LAB has relied on the partner concept to help ensure lasting conservation value. Stream alteration projects are typically done privately, but a partner with expertise would give structure to the project and meet criteria of state and federal agencies.

The BCC revised the language that matching funds are strongly encouraged and may be required.

One major goal of the LWW program is to conserve water to benefit natural systems. Another goal is to support working lands. The LAB should consider the nature of an agricultural operation and the current condition of the land and use of water in the application process to determine whether and how the project could help the agricultural operation be more economically and environmentally sustainable. Levy funds could be used to support an agricultural producer in conserving water, being more sustainable, and lessening environmental impacts.

Public access is a limited consideration in LWW levy projects. Not every project can or should provide public access. In some cases, public access can interfere with primary levy purposes. There was concern about public reception that public access is required in all instances where public funds are used.

#### **PUBLIC COMMENT:**

WRLT Executive Director Scott Boettger asked if different partners would compete in getting their projects approved. The BCC encourages project applications, and strongly favors partner-led projects.

### **AIRPORT PROJECTS, UPDATE AND DISCUSSION**

Also present: Friedman Memorial Airport Manager Rick Baird.

Three main areas require Friedman Memorial Airport Authority (FMAA) action at tonight's meeting:

- Safety area project implementation. Friedman can operate a sterile taxiway environment for Category C-3 aircraft.
- Approach feasibility study. Work with the FAA to find instrument procedures that improve reliability.
- Modification of Standards 1 through 5. The FAA wants FMAA to facilitate safety risk management analysis.
- Approve project formulation scope of work and approve budget increase.
- Efforts to keep the Friedman control tower open. The FAA will commit to keeping the tower open an additional 30 days, provided the FMAA funds it.

## **BREAK**

### **LAND USE AND BUILDING SERVICES HEARINGS**

- **Broadford Slough Stream Alteration Permit:** Public hearing and consideration of an application by Maurice Hornocker for a permit to remove sediment, sand and gravel from the Broadford Slough using a suction dredge. The project site is located at 40 Heronwood Lane, also known as Lot 1, Block 1, Broadford Polo Club Sub., Blaine County. The property is zoned Residential/Agricultural District (R-5) with areas of Floodplain overlay, Wetlands Overlay and Riparian Setback districts.

Also present: Blaine County Land Use Administrator Tom Bergin; Zoning Specialist Nancy Cooley; applicant Maurice Hornocker and applicant's representative biologist Terry Holubetz.

Cooley read notice.

**Greenberg moved, seconded by McCleary, that notice was adequate. Motion carried unanimously.**

The applicant proposes to remove excessive sediment and a mat of decomposed organic matter from the Broadford Slough and dump it into a nearby irrigation ditch. Removal will enable water to move more directly through a deeper channel and provide a better environment for fish and wildlife. The BCC discussed potential benefits from enhanced stream flow and improved water quality.

Permits from Idaho Department of Water Resources (IDWR) and Army Corps of Engineers require revegetation. The applicant will establish GPS sequential photograph points for Land Use staff to monitor and document for several years. Hornocker asked the BCC to waive the requirement of a three-year \$1,500 revegetation performance bond. The BCC felt the revegetation should be monitored more as a weed control plan than riparian revegetation.

### **PUBLIC COMMENT - NONE**

The BCC made minor revisions on conditions of approval.

**Greenberg moved, seconded by McCleary, to approve the application of Maurice Hornocker for a Stream Alteration Permit for Broadford Slough to remove sediment using a suction dredge as described in Exhibit A, subject to conditions as recommended by staff and amended in today's hearing, based on the Finding that it complies with Standards of Evaluation.** In discussion, the BCC clarified that approval is based on evaluation for the Stream Alteration Permit. The BCC directed staff to waive the financial security condition as stated in this hearing. The BCC found a distinction between the revegetation plan for this area, which is in an abandoned irrigation ditch, and riparian revegetation areas, and revised the staff-recommended conditions accordingly. **Motion carried unanimously.**

### **LAND USE AND BUILDING SERVICES DISCUSSIONS AND CONSIDERATION**

- **Findings of Fact: Cold Springs Crossing Community Housing Amendment**

**McCleary moved, seconded by Greenberg, to approve the Findings of Fact, Conclusions of Law and Decision for CK Enterprises for an amendment to an approved Community Housing Planned Unit Development. Motion carried unanimously.**

- **Preliminary Comprehensive Plan Update Discussion**

Also present: Blaine County Land Use Administrator Tom Bergin, Senior Planner Kathy Grotto; and Blaine County Land, Water and Wildlife Levy Advisory Board Coordinator Clare Swanger.

After previous discussion with the BCC, Grotto revised her proposed procedure to eliminate the Super Committee. The Steering Committee will be increased from five to seven members. The Component Committees will research and work on specific components of the Comp Plan to assist the Steering Committee. Some existing teams, such as the Blaine County Transportation Committee, will serve as "component committees" for the Comp Plan.

### **Idaho Power Workshop – Bergin**

Idaho Power is planning to host a workshop on the redundant power transmission line proposed from Hailey to Ketchum/Sun Valley.

**Regional Transportation Board Wildlife Crossing Committee – McCleary**

The LAB could potentially initiate a project or partner in a project to protect wildlife on Highway 75. The BCC discussed if Land, Water and Wildlife Levy Advisory Board Coordinator Clare Swanger’s presence on the Wildlife Crossing Committee would serve a useful purpose. The LAB doesn’t want to spend levy money to pay for Swanger’s presence on the Wildlife Committee. Blaine County Land Use department has about \$2,000 in a line item for planning projects and professional services that could be used for this purpose.

**EXECUTIVE SESSION – §67-2345 1(a) Idaho Code 67-2345 Personnel 1(a), Pending Litigation 1(f), and Risk Management 1(j)**

At 2:53 p.m., McCleary moved, seconded by Greenberg, to go into Executive Session for Personnel, pursuant to Idaho Code §67-2345 1(a), to consider hiring a public officer, employee, staff member or individual agent, and to evaluate the respective qualities of individuals to fill the public vacancy; Pending Litigation, pursuant to Idaho Code §67-2345 1(f), to discuss with legal counsel the legal ramifications of and legal options for pending litigation; and 1(j), to discuss with the County’s risk manager the adjustment of a pending claim or prevention of a claim imminently likely to be filed. McCleary (aye), Greenberg (aye), and Schoen (aye). Motion carried unanimously.

**OPEN SESSION RESUMED**

**ADJOURN**

At the hour of 4:00 p.m., the BCC finding no more business before them adjourned.

Attest: \_\_\_\_\_ Approved \_\_\_\_\_  
JoLynn Drage  
County Clerk  
Lawrence Schoen  
Chairman