

**OFFICE OF THE BOARD OF COUNTY COMMISSIONERS  
OF BLAINE COUNTY  
SPECIAL MEETING OF THE OCTOBER 2013 SESSION**

**Seventh Day**

**Tuesday, October 29, 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 Clerk JoLynn Drage; and Senior Deputy DiAnne Shrum

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

**PUBLIC COMMENT - NONE**

**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.

**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**

**McCleary moved, seconded by Greenberg, to approve Application for Assistance Case #2013-0088, based on staff recommendation. Motion carried unanimously.**

**COUNTY DEPARTMENT REPORTS, Discussion & Consideration**

**Sheriff – Gene Ramsey**

- 54 inmates in jail this morning, 11 are Idaho Department of Corrections (IDOC) inmates  
8 are from Gooding County, 13 from Jerome County and 1 from Lincoln County.

**CONTRACTS, GRANTS AND AGREEMENTS, Discussion and Consideration**

- **Motorola Solutions Maintenance Support Agreement SA #211** ..... Record #614883  
Present: Information Technology Manager Clay Landon and Sheriff Gene Ramsey

**McCleary moved, seconded by Greenberg, to approve Motorola Solutions Maintenance Support Agreement SA #211 for fiscal year 2014. Motion carried unanimously.**

- **ABL Management, Inc. Agreement for Commissary Services with Blaine County Sheriff**  
..... Record #614338

Present: Blaine County Jail Administrator Captain Jay Davis and Sheriff Gene Ramsey.

**Greenberg moved, seconded by McCleary, to approve contract with ABL Management, Inc. Agreement for Commissary Services with Blaine County Sheriff's Office. Motion carried unanimously.**

- **Cooperative Agreement between the Blaine County Waterways Program and West Magic Recreation Club** ..... Record #615280

**McCleary moved, seconded by Greenberg, to approve Cooperative Agreement between the Blaine County Waterways Program and West Magic Recreation Club to support maintenance of public restrooms for 2014. Motion carried unanimously.**

Commissioners agreed that Zane Wengliowski will attend Airport West Property Owners Association meeting and vote by proxy on behalf of the county.

**McCleary moved, seconded by Greenberg, to amend the agenda to add Beaver Creek Fire Recovery discussion and consideration of projects with Federal and State agencies at 12:15. Motion carried unanimously.**

### **BOARD REPORTS, Discussion and Consideration**

- **South Central Public Health District Board Meeting – McCleary**  
Based on results of a South Central Public Health District Work Climate Survey, McCleary encouraged the Blaine County Board of Commissioners take a more active leadership role.
- **Blaine County School District Meeting on School Nursing-McCleary**  
Coverage supplied by the South Central Health District employee is inadequate. Contract calls for half an (.5) employee - 825 hours for entire school year with 2 hours at each school plus 6 hours for emergencies. The needs of the schools are outgrowing the contract.
- **Sustain Blaine - Local Investment Work Group-Greenberg**  
Greenberg did not attend meeting. Topics discussed: Building a business mentor group to help startup businesses with business plans, set up a dedicated fund in a bank, peer to peer lending and local stock exchange.
- **Kilpatrick Pond Visit-Greenberg**  
Dredging was more extensive than anticipated. Dredge material is currently piled in field.
- **Idaho Power - Power Luncheon-Schoen**  
Idaho Power hosted a luncheon at the Sawtooth Club to discuss its plans to construct a redundant power transmission line from Hailey north.
- **BLM Sage Grouse Cooperating Agency Conference Call-Schoen**  
Draft regional management plan should be noticed and published by November 1, 2013.
- **Blaine County Housing Authority-Schoen**  
Ketchum URA had purchased land with the purpose of constructing community housing. Land was found to be unsuitable. Now want to swap for more suitable site. The land the Ketchum Urban Renewal Agency owns is worth more than the land they want to exchange.
- **Other**  
Greenberg attended Democratic Central Committee Meeting Saturday.

### **APPROVAL of BOARD OF COUNTY COMMISSIONERS MEETING MINUTES**

- **October 15, 2013**
- **October 24, 2013 Indigent Hearing**

**McCleary moved, seconded by Greenberg, to approve minutes for October 15, 2013 and October 24, 2013 Indigent Hearing Minutes as amended. Motion carried unanimously.**

### **BLAINE COUNTY AMBULANCE DISTRICT – Bid award for new ambulance**

Present: Ketchum Fire Assistant Chief Robbie Englehart

**McCleary moved, seconded by Greenberg, to convene as Blaine County Ambulance District Board. Motion carried unanimously.**

**Greenberg moved, seconded by McCleary, to award the ambulance bid to Wheeled Coach Ambulance for a 2015 Chevrolet 3500 4X4 gas engine Type 1 Ambulance at a base price of \$144,437.00 along with the accepted options totaling \$850.00, making the delivered price \$145,323.00. Motion carried unanimously.**

**McCleary moved, seconded by Greenberg, to convene as Board of Blaine County Commissioners. Motion carried unanimously.**

### **BALLOT COUNTING DEVICE LOGIC AND ACCURACY TEST - Elections Office**

Commissioners retired to Election Office to run Ballot Counting Device Logic and Accuracy Test. The test confirmed accurate counting results.

### **UNITED STATES FOREST SERVICE – SAWTOOTH NATIONAL RECREATION AREA SPECIAL USE PERMIT DECISION MEMO – SMILEY CREEK TRANSFER STATION – Discussion and Consideration**

Present: Don Hudson; Clear Creek Disposal Managing Member Mike Goitandia; Sawtooth National Recreation Area Ranger Joby Timm; Forest Service Special Use Coordinator Stacey Clark; Southern Idaho Solid Waste Executive Director Josh Bartlomé.

Smiley Creek garbage collection site is twenty years old and the permit has expired. Forest Service is willing to permit six dumpsters on site with possibility of adding two more during busy season. They want to extend the existing mound and add a log fence to partially screen dumpsters. Decision Memo will be signed by by Sawtooth National Forest Supervisor Rebecca Nourse and sent to regional forester. Permit will then be issued for commissioners signatures within 45 days.

**PUBLIC COMMENT – None**

## **LAND USE AND BUILDING SERVICES – Discussion and Consideration**

### **• Comprehensive Plan Update**

Present: Blaine County Land Use and Building Services Director Tom Bergin and County Planner Kathy Grotto

Comp plan steering committee is finished with Comprehensive Plan Update. Commissioners made several suggestions for clarification.

### **• Cove Springs Phase II Extension Request**

Present: Attorney Martin Flannes & Steve Beevers, Redstone Partners, LP

**Greenberg moved, seconded by McCleary, to approve Cove Springs Phase II Extension Request for Final Plat to December 31, 2017. Motion carried unanimously.**

## **BEAVER CREEK FIRE RECOVERY UPDATES, FINDINGS, AND RECOMMENDATIONS (CONTINUED)**

Present per telecon: US Geological Survey (USGS); US Army Corps of Engineers (USACE); Natural Resources Conservation Service (NRCS); US Forest Service (USFS) and Bureau of Land Management (BLM)

**Greenberg moved, seconded by McCleary, to authorize the chairman to sign the damage survey report from NRCS and to approve the amount of the proposed action \$1,582,892.80 to to give authorization to NRCS to proceed with their authorization for funding.** The Chairman would be signing for Blaine County as sponsor for this work. It does not represent a commitment to proceed. That commitment will be made at the time a contract is signed and once the county has assurance they can adequately meet the match requirement. **Motion carried unanimously.**

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

- Text Amendment to 9-29-2(C) Signage Within the Public Right-of-Way:** Public hearing on and consideration of an application by the Southern Star Homeowners for a text amendment to Section 9-29-2(C) of the Zoning Regulations. The proposed language would allow placement of a sign within a public right-of-way if granted an encroachment permit by Blaine County Road and Bridge. The Planning and Zoning Commission recommended approval of the amendment on September 26, 2013.

Present: Southern Star Homeowner Russell Lamb; Blaine County Road and Bridge Manager Tom Duffy; Blaine County Land Use and Building Services Director Tom Bergin and County Planner Kathy Grotto

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

### **PUBLIC COMMENT**

Russell Lamb described the design and location of the proposed signage.

**Greenberg moved, seconded by Schoen, to deny this application by Southern Star Homeowners for a text amendment to 9-29-2(C) of the zoning regulations finding the proposed amendment is not in conformance with the plan and would result in demonstrable adverse impacts on the delivery of services. Greenberg-aye; Schoen-aye; McCleary – nay. Motion carried 2/0.**

## **ORDINANCE 2013-03, MOUNTAIN OVERLAY DISTRICT EMERGENCY SITE ALTERATION PERMIT PROCESS AND AMENDMENT TO EMERGENCY ORDINANCE 2013-02, continued**

Present: Blaine County Chief Deputy Prosecuting Attorney Tim Graves; Blaine County Land Use and Building Services Director Tom Bergin; Code Compliance Specialist Diane Shay; Zoning Specialist Nancy Cooley; Colleen Runyen; Pat Murphy; Jan Mason; and Jo Lowe

Notice was given by Diane Shay.

**McCleary moved, seconded by Greenberg, that notice was adequate under the emergency ordinance statute. Notice was practicable and the Board was operating under emergency ordinance and notice for such ordinance because of imminent threat and necessity to consider this amendment to emergency ordinance.** Consideration is to amend an emergency ordinance and the Board felt time-constrained with the initial emergency ordinance and allowing for reconsideration amendment of emergency site work be performed. **Motion carried unanimously.**

### **PUBLIC COMMENT:**

Pat Murphy voiced concern that this ordinance would allow an applicant to avoid scrutiny for a non emergency site alteration. Jo Lowe asked that neighbors be contacted when an application has been filed. Colleen Runyen inquired about needing an engineer present when applying for emergency permit.

### **PUBLIC COMMENT CLOSED**

**McCleary moved, seconded by Greenberg, to approve Blaine County Ordinance 2013-03 as amended today in oral discussion and written comments provided by staff.** Based upon Board's findings that this ordinance is in compliance with Blaine County Comprehensive Plan and will not negatively affect or impact the delivery of services or potable water. **Motion carried unanimously.**

**TRIUMPH MINE PORTAL LEAKAGE AND PLUG, Presentation and Discussion**

Present: Blaine County Land Use and Building Services Director Tom Bergin; Zoning Specialist Nancy Cooley; Rob Hanson, Department of Environmental Quality and Idaho Mountain Express reporter Christine Colbert

Power Point Presentation was given by Rob Hanson on Triumph Mine remediation cleanup. Pipe from plug to tunnel opening with pressure gauge was previously installed. A monitoring well has now been installed. Seeping mine water has arsenic and iron in it. Oxygenating the water in a surge pond releases the arsenic in the water.

**EXECUTIVE SESSION, Idaho Code 67-2345 1(c) Property Acquisition and 67-2345 1(f) Potential Litigation, with respect to Croy Canyon Ranch Foundation Service Agreement**

**Greenberg moved, seconded by McCleary, to go into EXECUTIVE SESSION, Idaho Code 67-2345 1(c) Property Acquisition and 67-2345 1(f) Potential Litigation, with respect to Croy Canyon Ranch Foundation Service Agreement. Greenberg-aye, McCleary – aye, and Schoen – aye.**

**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