

**OFFICE OF THE BOARD OF COUNTY COMMISSIONERS
OF BLAINE COUNTY
REGULAR MEETING OF THE OCTOBER 2012 SESSION**

Eighth Day

Tuesday, October 30, 2012

Pursuant to Statutory Provisions, the Board of Blaine County Commissioners (BCC) met this day at 10:00 a.m. Present were Chairman Angenie McCleary; Commissioner Jacob Greenberg; County Administrator Derek Voss; Operations Director Char Nelson; Recording Secretary Sunny Grant; and *Idaho Mountain Express* reporter Kate Wutz.

Commissioner Schoen was absent from today's meeting.
Chairman McCleary called the meeting to order at 10:02 a.m.

SECOND PUBLIC HEARING – IDAHO COMMUNITY DEVELOPMENT BLOCK GRANT

• **Senior Connection Kitchen Project**

Also present: Blaine County Grant Administrator Michele Johnson; Blaine County Senior Connection Executive Director Kim Coonis, Region IV Development Association Grant Administrator Candy McElfresh, project architect Jolyon Sawrey and Sawtooth Construction representative Devon Jolley.

The Blaine County Senior Center was awarded a \$150,000 Idaho Community Development Block Grant for a kitchen renovation. The remodel expanded and modernized the kitchen area to comply with current health department standards.

This is the second public information session. The contractor and subcontractors worked efficiently to get the job done so the Senior Center could get back to business. The grant project is now complete. A Certificate of Final Completion has been issued, and signed by all parties. There is one final application for payment, plus one application for payment to cover all change orders. There were about 17 change orders totaling \$25,000, but the total job cost should be under budget. The Senior Connection will cover anything over budget.

The Senior Center is still under construction with "Part B", which wasn't included in the grant.

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.

• **Case #12-09-137, Case #12-09-143, Case #12-09-144**

Present were: Blaine County Indigent Services Manager Brooke Roberson.

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), and McCleary (aye). Motion carried 2/0.

OPEN SESSION RESUMED

Greenberg moved, seconded by McCleary, to deny Application for Assistance Case #12-09-137, based on staff recommendation. Motion carried 2/0.

Greenberg moved, seconded by McCleary, to deny Application for Assistance Case #12-09-144, based on staff recommendation. Motion carried 2/0.

Greenberg moved, seconded by McCleary, to approve Application for Assistance Case #12-09-143, with a stipulation of repayment of \$25.00 month when applicant resumes work, based on staff recommendation. Motion carried 2/0.

BID OPENING: CRUSHING OF GRAVEL AT BLAINE COUNTY'S PIT ON LAIDLAW PARK ROAD

Also present: H&B Crushing representative Jeff Hall.

Blaine County received three sealed bids for crushing gravel:

Glendale Construction	Stamped 10/22/12 8:00am.	Crush about 17,000 tons road mix at \$5.88/ton total \$100,000
J K Merrill & Sons	Stamped 10/23/12 8:00am	Crush 19,718.1 tons road mix at \$3.65/ton
Merrill Co.	Stamped 10/23/12 8:10am	Crush 28,625 tons crushed gravel for total of \$100,000
H&B Crushing	Stamped 10/22/12 8:00am	Crush 23,333.33 tons for total of \$69,999.99

Staff will analyze bids to ensure they meet RFP requirements, and make a recommendation to the BCC.

BREAK

LAND USE AND BUILDING SERVICES HEARINGS

- **Costanzo Plat Amendment:** RESCHEDULED FROM OCTOBER 23, 2012. Public hearing on and consideration of a Plat Amendment application by James Costanzo for Lot #92, Valley Club Subdivision, also known as 511 Valley Club Drive. The Plat Amendment application is to modify the existing building envelope by expanding it six feet to the east to allow for desired location of a garage addition. The 1.78 acre lot is within the Planned Residential Development District (R-2) and is located within Section 20, T3N, R18E, BM, Blaine County.

Also present: Blaine County Senior Planner Kathy Grotto; Code Compliance Specialist Diane Shay; applicant Jim Costanzo, and project architect Pete Anderson.

Grotto read posted notice.

Greenberg moved, seconded by McCleary, that notice is adequate. Motion carried 2/0.

Blaine County Commissioners: No disclosures.

This is a straightforward plat amendment. The applicant proposes shifting the platted building envelope to accommodate a small addition to the existing garage. The addition is proposed for the corner where it is least visible from the street and neighbors. The Land Use Administrator advised the applicant that they could submit a site plan instead of a plat. There are just a few standards of evaluation. The setbacks resulting from the shift of the building envelope will still exceed the county's minimums. Staff reminded the applicant about the exterior lighting ordinance.

PUBLIC COMMENT – NONE

Greenberg moved, seconded by McCleary, to approve Costanzo plat amendment. Motion carried 2/0.

- **Double R Ranch Stream Alteration Permit:** Public hearing on and consideration of an application by Nick Purdy for a Stream Alteration Permit on Silver Creek, to bifurcate the main channel and create a side channel/meander similar in dimension to the main channel. The project site is the Double R Ranch, located within Section 30, T1S, R20E, BM, Blaine County.

Also present: Commissioner Larry Schoen by phone; Blaine County Senior Planner Kathy Grotto; Code Compliance Specialist Diane Shay; Applicant Nick Purdy; applicant's representative Stephanie Eisenbarth; the Nature Conservancy Silver Creek Preserve Manager Dayna Gross; Doug Andres; Davis Glasscock; and Paul Boucek.

Grotto read notice.

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

Blaine County Commissioners disclosure: Schoen lives in the area of the application, but can be impartial in making a decision.

Grotto showed slides of the vicinity—the Silver Creek Preserve, the Kilpatrick Bridge and the Double R Ranch—where the bifurcation of the creek is proposed. Several other stream alteration projects have previously been done on this property.

The County Engineer submitted several comments and questions. Staff responses follow:

- Concern about the amount of fill in the area that would create an island.

The applicant worked with various agencies to decrease the amount and type of fill.

- The channel would be more spread out.

Previously, consultants have tried to consolidate flows to get deeper, cooler water; but straight channels are not normal or beneficial to healthy streams.

PUBLIC COMMENT RECEIVED BY STAFF:

Staff received a statement of no adverse impact provided by a local engineer; and two written comments that express potential for negative impacts. The applicant has received Idaho Fish and Game's recommendation and Army Corps of Engineers approval. The Idaho Department of Water Resources decision is pending. Approval of state and federal agencies is required for County approval.

Applicant's representative Stephanie Eisenbarth said a 2008 project severely narrowed the channel, filled one section, and created a wetland. This project is to alleviate the negative results of that project by excavating out a 420 ft. meander. The project must be done without destroying the wetland, regardless of how it was created. The upper vegetative layer in one section will be moved to the north against the left bank to define the already-existing bifurcation and augment the wetland. The lower sediment will be placed in the upper region, which will then be planted. Sediments will be contained on the bank with a silt fence/silt screen along the edge of the new meander until vegetation is reestablished. If necessary, matting will be used as well.

Applicant Nick Purdy submitted photos (from Guy Bonnavier) showing the stream silting. Fishing in the creek has been outstanding, but the creek needs to be slowed down with curves and meanders. There have been numerous previous SAPs on Silver Creek.

The BCC discussed the purpose of the project. Is there a plan in place to quickly close off the upstream

bend of the channel in the event of construction failure? Who will monitor the agencies involved in collecting the data to determine any adverse impact; and what mitigation efforts will be undertaken to correct any adverse effects?

The area in front of the house will have to be revegetated. The island probably won't need revegetation, but the bank on the north side will have to be sodded and revegetated.

PUBLIC COMMENT:

Commissioner Greenberg shared an email he had received about another similar project.

Paul Boucek submitted a perpetual conservation easement agreement signed by Mr. Purdy and Guy Bonnivier. The Agreement lists prohibited actions, including manipulation or alteration of any natural water course, or body of water. In the last couple years, many things have been done to Silver Creek that the conservation easement agreement says cannot be done.

Doug Andres lives close to the proposed site, and has fished Silver Creek on the Purdy Ranch stretch many times this year. The proposed stream alteration is good for the stream and good for the fish. The last project didn't work, and the stream is getting deeper and faster. This will finish the 2008 project by slowing down the erosion and providing more fish habitat.

David Glasscock, Picabo flyfishing outfitter and guide, has spent many days on this stream over the past 32 years. This proposal to put the river back in the original channel where it was is absurd. Narrowing the stream caused a lot of damage. Public access on this stretch of the river is disappearing. He'd like to see the stream widened to its original width and no island.

Silver Creek Preserve Manager Dayna Gross supports the project. The Wood River Sculpin is not an endangered species, and is not found in this area of Silver Creek, which is stressed by silt and temperature issues. This project is a simple way to fix a problem without a lot of in-stream work and give it more of a Silver Creek character. There will be smaller and medium-sized fish in the reach.

Schoen moved, seconded by Greenberg, to continue the hearing of an application by Nick Purdy for a Stream Alteration Permit on Silver Creek to Tuesday, November 6, 2012, at 2:45 p.m. Motion carried unanimously.

ADJOURN

At the hour of 3:03p.m., the BCC finding no more business before them adjourned.

Attest: _____ Approved _____
JoLynn Drage Angenie McCleary
County Clerk Chairman