

**OFFICE OF THE BOARD OF COUNTY COMMISSIONERS
OF BLAINE COUNTY
REGULAR MEETING OF THE SEPTEMBER 2015 SESSION**

First Day

Tuesday, September 1, 2015

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

Commissioner Schoen was absent from today's meeting.

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

PUBLIC COMMENT - NONE

AMEND AGENDA

McCleary moved, seconded by Greenberg, to amend agenda to add Capital Crimes Defense Fund District IV Board Member 2015 Election Ballot to the beginning of today's agenda. Motion carried 2/0.

CAPITAL CRIMES DEFENSE FUND DISTRICT IV BOARD MEMBER 2015 ELECTION BALLOT

Commissioners McCleary and Greenberg agreed to vote for Paul Christensen.

TEXT TO 9-1-1 PRESENTATION

Also present: Blaine County Emergency Communications Director Robin Stellers; CAD Administrator Chris Corwin; and Emergency Communications Supervisor Brady Stokes.

Blaine County Clerk JoLynn Drage said Emergency Communications has available reserve funds of approximately \$108,000.

Blaine County Emergency Communications Director Robin Stellers requested authorization from the BCC to take the first steps to implement Text-to-9-1-1 technology to support emergency callers who are unable or uncomfortable making a voice phone call and must resort to texting. 80% of 911 calls are from cell phones. The first step is to notify the FCC of the department's intent to accept text-to-911 in the near future. The FCC will then notify the four major cellular carriers of the County's intent. Meanwhile, the County will start working with Telecommunications Systems (TCS) to implement Gem911 software that is Dispatch's interface with customers. TCS basic service is free for now.

The next District Interoperability Governance Board (DIGB) meeting is in October. Blaine County is working with other agencies in the region and hopes they'll move forward toward a synchronized text-to-9-1-1 "go live" date.

Request to upgrade Zetron IP-Capable Emergency Call Taking System and Zetron Series 4000 Radio Console Equipment

Both current Zetron call-taking and radio systems are running, but the system is outdated and future versions won't run on the current operating system. Suggested updates will be supported for at least five to seven years, and perhaps longer. The upgrade solution allows for system security compliance; and allows time to determine next steps and cost to move the County's system into NextGen 911 deployment.

The 4000 Radio Console Equipment, including Windows 7 upgrade, software and firmware is anticipated to cost about \$44,000. This is an anticipated expense in the FY2016 budget.

The upgrade to the Series 3300, including server upgrade, licensing, software, and firmware is also expected to cost about \$44,000. This does not include the recording system, estimated at \$7,000, but Stellers thinks they can extract the data and use existing software. The cost also does not include workstations and monitors, but Zetron will assist Blaine County IP in purchase and installation of workstation equipment at a significant cost savings. Workstation expense of about \$25,000 will come out of E 9-1-1 budget, and was anticipated in the FY2016 budget.

Dispatch can use the next seven years to research NextGen systems, partnering with other regional entities, grant opportunities, etc.

McCleary moved, seconded by Greenberg, to authorize use of E-911 Reserve funds, up to \$90,000, to upgrade Zetron IP-capable Emergency Call Taking System and the Zetron Series 4000 Radio Console Equipment. Motion carried 2/0.

BOARD OF EQUALIZATION - I.C. 63-105A (7)

There were no cases for the Board of Equalization today.

COUNTY DEPARTMENT REPORTS, Discussion and Consideration

Clerk's Report - JoLynn Drage

- Received approval from Secretary of State to conduct Galena Ground Water District formation election by mail.
- Elections office is preparing for November election. Elections office will be open Friday, September 4, the deadline for city candidate filings.
- Recorder's office will be open on Fridays, starting October 2.
- Judicial Building Security Position will be eliminated, effective October 1, 2016.

County Administrator - Derek Voss

- Voss is working with HR Generalist Henry Brown and Operations Administrative Assistant Andrea Walton to track all the details of those two departments and their sub-departments.
- Updated Employer-Manager Handbook will be before the BCC the first of October.
- Plastic film recycling bins are now at 11 businesses and eight schools. The schools are transporting items to the Recycle Center and a County team member empties the bins from business locations.
- Commissioner Schoen is working with Weeds Department Public Information Officer Bronwyn Nickel on County communications and Andrea Walton on Recycling.
- Received complaint from Hulen Meadows HOA President regarding a Hulen Meadows homeowner who installed a culvert without permit. Blaine County Operations Administrative Assistant Andrea Walton and County Code Compliance Specialist Diane Shay handled the infraction very well by red-tagging the project, and informed County Road and Bridge of the situation. Hulen Meadows HOA was pleased with the County's response.
- Approved release of \$51,000 retainer to Wright Brothers for the courthouse project landscaping.
- Voss is working with Courthouse roof project architect Steve Trout and Kreizenbeck Constructors to resolve Wright Brothers' outstanding claim against the County.

CONTRACTS, GRANTS AND AGREEMENTS, Discussion and Consideration

• **Mountain Rides Joint Powers Agreement**

Also present: Mountain Rides Transportation Authority Executive Director Jason Miller.

Several clarifications and revisions were made in the Mountain Rides Joint Powers Agreement with the County and the cities of Sun Valley, Ketchum, Hailey and Bellevue.

McCleary moved, seconded by Greenberg, to approve the Joint Powers Agreement between Blaine County and Mountain Rides Transportation Authority for Mountain Rides multimodal public transportation services in Blaine County. Motion carried 2/0.

• **Brady Credit Account Application** Not recorded

Brady is approved through a bidding process by the State of Idaho. Blaine County can engage with them at the bid price without having to go out for bid. The County Clerk supports this approach of having a line of credit with regular vendors. Voss acknowledged that the credit applications frequently include a personal guarantee, which is against Statute and not signed by the County.

McCleary moved, seconded by Greenberg, to approve credit account application with Brady for supplies. Motion carried 2/0.

• **Mecham Lane Easement** Record #629237

Also present: Blaine County Land Use Administrator Tom Bergin.

The property is under new ownership, and the owner is amenable to the easement.

McCleary moved, seconded by Greenberg, to approve Mecham Lane Right-of-Way Easement between Blaine County and Lamar and Carol Drechsel on a portion of Mecham Lane that was relocated, with BCC approval. The completion of an Easement Agreement was a condition of the relocation approval. The former roadway is now in crop and under pivot. Motion carried 2/0.

• **Sentinel Fire and Security Installation and System Monitoring for Prosecuting Attorney's Office Panic Buttons** Record #629238

The two Sentinel agreements are identical, except one is for the Annex and one is for the Old County Courthouse. This is a revised one-year agreement with a local company.

McCleary moved, seconded by Greenberg, to approve Sentinel Fire & Security Installation and System Monitoring Agreement with Blaine County for Prosecuting Attorney's Office panic buttons at a cost of \$20/month. Motion carried 2/0.

• **Sentinel Fire and Security Installation and System Monitoring for Elections Office Panic Buttons** Record #629239

This agreement with Sentinel is for the Elections Office panic buttons, for \$20/month.

McCleary moved, seconded by Greenberg, to approve Sentinel Fire & Security Installation and System Monitoring Agreement with Blaine County for Elections Office panic buttons at a cost of \$20 month. Motion carried 2/0.

CONSENT CALENDAR

- **Renewal Beverage License** for Chapalita's Grill.
- **Beverage License Transfer** from Valley Co-ops Inc. DBA Valley Country Store to Valley Wide Cooperative Inc. DBA Valley Country Store.
- **Junior College Residency forms:**
College of Western Idaho, Fall 2015: Sandra Murillo.
College of Southern Idaho, Spring 2015: Jason Howard.
College of Southern Idaho, Fall 2015: Luis Garcia, Jayce Koudelka, Brian Martin, Kendrick Villavicencio.
College of Southern Idaho, Fall 2015-Spring 2016: Fabio Aguirre; Bianca Arizpe; Angelica Arroyo; Betty Brooks; Jose Cayeros Adame; Kiana Chapman; David Gallardo; Katia Garcia; Sandi Garcia; Alexandra Gardiner; Harrison Griffin; Perla Gutierrez; Erica Hilands; Anne Leady; Yessenia Lopez; Brenda Mariles; Jasnely Mendoza; Yeny Paitan; Sydney Thomsen; Carol Waller; and Elsa Willis.

McCleary moved, seconded by Greenberg, to approve the Consent Calendar of September 1, 2015. Motion carried 2/0.

EXECUTIVE SESSION – §74-206 1(b) Personnel

McCleary moved, seconded by Greenberg, to go into Executive Session, pursuant to Idaho Code 74-206 1(b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent. McCleary (aye), and Greenberg (aye). Motion carried 2/0.

BOARD REPORTS, Discussion and Consideration

Recent Judicial Building Remodel – Greenberg

Magistrate Judge Jennifer Haemmerle and Fifth District Judicial Judge Robert Elgee praised Blaine County Buildings and Grounds Manager Patrick Boyle for his excellent job in rejuvenating old and worn rooms in the Judicial Building, with substantial support from the bailiffs. Voss commended Boyle for completing the work in overtime, with limited resources, to get it done timely.

South Central Public Health Board Meeting – McCleary

- The Public Health Board amended their budget to allocate unanticipated unexpended reserves from last year, mostly on one-time building expenses. McCleary continues to suggest that more money be spent on programs and services.
- The Behavioral Health Board will likely end up contracting with South Central Public Health for administrative services.
- Continued to discuss use of Safety and Health Investment Projects (SHIP) grant.
- The BCC would like an update on staffing of the Public Health office in Bellevue.

East Fork Road Striping – Greenberg

- Greenberg received letter from former County Engineer Jim Koonce praising the work Road and Bridge is doing.
- The BCC wants to formulate a policy on County road and bridge priorities and maintenance in conjunction with the Bicycle-Pedestrian Master Plan that is mindful of the environment, economy and community spirit. Greenberg noted that people ride fat-tire bikes all winter. Voss said set policy would improve priorities, communication and process.
- The BCC asked staff to report on why East Fork Road was originally striped, and what impact restriping the road this fall would have on the road maintenance budget.

Preservation Idaho Orchid Award for Heritage Stewardship – Greenberg

Preservation Idaho Board Member / Old County Courthouse 2014 project architect Steve Trout awarded the Orchid Award for Heritage Stewardship to the Blaine County Commissioners for their commitment to preserving the iconic historic Old County Courthouse.

APPROVAL OF BOARD OF COUNTY COMMISSIONERS MEETING MINUTES

- **May 27, 2015 Special Meeting**
- **August 11, 2015 Regular Meeting**
- **August 18, 2015 Regular Meeting**

McCleary moved, seconded by Greenberg, to approve minutes of the May 27, 2015 Special Meeting, and August 11, 2015 and August 18, 2015 Regular Meetings, as amended. Motion carried 2/0.

LAND USE and BUILDING SERVICES HEARINGS

- **Erwin 5-year Renewal on Stream Alteration Permit and Gravel and Floodplain Conditional Use Permits** Lot 4, Block 1, Brown Subdivision.

Also present: Blaine County Land Use Administrator Tom Bergin; Blaine County Code Compliance Specialist Diane Shay; and applicant's representative Steph Eisenbarth.

No notice was required; but the Land Use Department notified surrounding landowners by mail and the property was posted on August 21. County Code Compliance Specialist Diane Shay did a site visit to be sure the operation was conducted as required in the original application and Findings of Fact. Erwin

Excavation is working within 4,000 to 4,500 linear feet of river channel. Erwin hasn't removed any gravel for three years.

Steph Eisenbarth, representing Erwin Excavation, said this is a five year review of an existing permit package to remove cobble gravel from the Big Wood River channel south of Bellevue. The applicant has met all conditions and has no request to change their activity; and is compliant and current with the bond with Idaho Department of Lands. An Army Corps of Engineers permit is not required because there is no fill associated with the gravel removal. The only change to the Idaho Department of Water Resources permit is the request that an updated 404 permit application be submitted along with a specific request for a five-year timeframe to correspond with the County's five-year review. The permitting agency has made no request to change the conditions set forth in the original permit.

Shay suggested Condition 16 be amended to state that review would be done in 2020. McCleary supported changing the condition to require review in another five years. Blaine County Land Use Administrator Tom Bergin recently visited neighbors for another reason, and none of them had any complaints about this project.

PUBLIC COMMENT: None.

McCleary moved, seconded by Greenberg, to reissue a Stream Alteration and Gravel Conditional Use and Floodplain Conditional Use Permit, originally issued December 12, 2006, for an additional five years until 2012, with a revision to Condition 16 which modifies the year for review to 2020. Motion carried 2/0.

Eisenbarth asked if the applicant could remove gravel this year before receiving the signed Findings of Fact. Bergin said the Findings should be signed in a week.

- **126 Lake Creek Meadows Rd.:** A public hearing and consideration of a plat amendment application by property owners PBFF, LLC., to change plat note #7 on the plat governing Lot 8B, Blk 1, Lake Creek Meadows Subdivision No. 1.
Existing Plat Note 7. All structures shall be entirely within the building envelopes designated on the plat.
Proposed Plat note 7. All structures shall be entirely within the building envelopes designated on the plat.
Exception: the primary residence may have solar panels located outside its building envelope.
The subject 16.07 acre lot, also known as 126 Lake Creek Rd., is zoned Low Density Residential District (R-1), Rural Residential District (R-10) and is within the Mountain Overlay District.

Also present: Blaine County Land Use Administrator Tom Bergin; Zoning Specialist Nancy Cooley; Applicant's representative Garth McClure, contractor Jim Bishop, and landscape architect Kurt Eggers; and Homeowners Association representative Ed Lawson.

Cooley read notice.

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

DISCLOSURES: None.

The applicant requests Plat Note #7 be amended to allow them to have solar panels outside the primary building envelope. There are two building envelopes on the lot, one for the primary residence and one for a guest house. The existing plat requires all structures be located within the platted building envelope, but the best location for the solar panels is outside the envelope. The owner has submitted the requested plat note amendment to the homeowners association, which has approved the plat note amendment.

The HOA proposed revisions to the plat note language: "All structures shall be entirely within the building envelope designated on the plat. Exception: the primary residence may have solar panels located outside its building envelope, as shown on the recorded plat." The HOA would like the solar panels to be shown on the recorded plat.

McCleary said the current location could not be seen from a reference road; and asked what assurance there would be that the solar panels, if moved from their currently proposed location, would not be seen from a reference road and/or be in a hazard area. Jim Bishop said there was an additional plat note for this specific lot and residence that construction cannot be seen from any reference road. Cooley said a new solar permit and new Mountain Overlay District review would be required if the panels are moved.

McClure said any future change(s) would be submitted for HOA approval. He said plats typically did not locate structures, etc. so that the plat would not have to be amended in the future if structures are relocated, enlarged, etc.

PUBLIC COMMENT:

- Ed Lawson, representing the Lake Creek Homeowners Association, met with the applicant to resolve issues, which necessitated several meetings with the builder and landscape architect. The HOA's concern was that solar panels might be visible to and/or reflect light on adjoining properties. The HOA is satisfied that the location selected won't cause any problems, but they are concerned that the location might be changed without the same degree of scrutiny. If the location is shown on the plat,

the location could not be changed without a plat amendment. The CC&Rs say you can't have structures outside the building envelope, and the HOA Board will probably not give approval to locate outside the building envelope unless the structures are shown on the plat.

McClure said the lot owner would be willing to show the structure on the plat if necessary to get HOA approval.

Plat notes on the preliminary plat will be removed. The applicant accepts additional standard plat notes recommended by staff.

McCleary moved, seconded by Greenberg, to approve the plat amendment to Lot 8B Block 1 Lake Meadows Subdivision #1, of PBFF LLC. That plat amendment will allow for solar panels to be located outside the building envelope as shown on the recorded plat, with the additional standard notes recommended regarding septic system and domestic wells; and amended Plat Note #7, as discussed today, would read, "All structures shall be entirely within the building envelope designated on the plat, except the primary residence may have solar panels located outside the building envelope as shown hereon; and with Conditions of Approval mentioned in the staff report." Motion carried 2/0.

ADJOURN

At the hour of 3:08 p.m., with no more business before them, the County Commissioners adjourned.

Attest: _____ Approved _____
JoLynn Drage County Clerk Jacob Greenberg Chairman