

**OFFICE OF THE BOARD OF COUNTY COMMISSIONERS  
OF BLAINE COUNTY  
REGULAR MEETING OF THE MARCH 2020 SESSION**

**Third Day**

**Tuesday, March 10, 2020**

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, and Commissioner Dick Fosbury; County Administrator Derek Voss; County Administrative Services Manager Mandy Pomeroy; and Recording Secretary Sunny Grant. Boise State University Practicum Student John Inman was present for part of the morning and most of the afternoon.

Chairman Greenberg called the meeting to order at 9:00 a.m.  
Commissioner McCleary was absent until 9:06 a.m.

**PUBLIC COMMENT:** None

**CONTRACTS, GRANTS AND AGREEMENTS**

• **Municipal Lease-Purchase Agreement**

Also present: Blaine County Emergency Communications Director Robin Stellers.

This is the lease agreement for the Computer Aided Dispatch / Records Management and Jail Management systems, for about \$650,000. There are sufficient funds in the 2020 Contingency budget to cover about \$150,000, so the remaining \$500,000 is a five-year Lease-Purchase at 3.75% interest. The contract buy-out is only after the third year. One year maintenance is included in the Lease-Purchase, but there will be ongoing vendor maintenance in future years.

**McCleary arrived at 9:06 a.m.**

The Sheriff has realized there are items that were not negotiated as part of the contract. Voss told the Deputy Sheriff they will have to fund these items if they cannot negotiate them down to zero.

The BCC asked staff to see if the interest rate could be reduced after the March 9 stock market crash (due to Coronavirus pandemic); and requested County Attorney Graves review the Lease-Purchase one final time.

**Fosbury moved, seconded by McCleary, to approve the Municipal Lease-Purchase #9023, dated March 20, 2020, between Government Capital Corp., a Texas Corporation and Blaine County, as presented, subject to review by legal counsel; and have staff request if interest rate could be reduced for the term. The total cost of the contract is \$549,455.60. Motion carried unanimously.**

**COUNTY DEPARTMENT REPORTS**

**Claims** - Gretchen Stinnett

**Fosbury moved, seconded by Greenberg, to approve claims dated March 4, 2020, as submitted. Motion carried 2/0.**

**Land Use and Building Services** - Kristine Hilt and Jeff Giese

• **Washington D.C. Update**

Also present: Carl Massaro

Hilt recently went to Washington, D.C. on an expenses-paid Pew Charitable Trust grant to meet with Idaho Congressional delegates and staff regarding a Flood Prepared Community Stakeholder Initiative. Pew (a lobby for common sense legislation across party lines) representatives told them that delegates respond best when people from their home state accompany lobbyists. They focused on two issues:

- Repetitive lost properties account for about 1% of insurance policies in the National Flood Insurance Program, but account for 40% of claims, so all taxpayers are subsidizing these repeated losses. Hilt and Pew asked Idaho legislators to not cut funding for FEMA remapping; and to stop funding rebuilding without making properties and roads and bridges more resilient to future damage.
- Full disclosure of houses in the floodplain to potential buyers. Currently, buyers may not be told about a property's flood potential.
- Infrastructure funding. The current five-year highway and bridge funding bill expires in September. Spending money on infrastructure now instead of repairing it afterward is a bipartisan issue.

Hilt presented new FEMA floodplain maps to the BCC, showing existing floodplain and proposed new floodplain for a 100-year event.

- **Report on Energy Code Bill at Idaho Legislature** – County Certified Building Official Jeff Giese  
Giese thinks the State will move forward with adoption of the 2018 Building and Energy Code. Blaine County residential construction will remain grandfathered under the 2012 Energy Code, which is stricter than 2018 State Code (H.B. 547 2018).

- **Access Bridges** – County Certified Building Official Jeff Giese

Giese has spoken with local Fire Chiefs about the Land Trust bridge at Colorado Gulch and a private home in Warm Springs that needs to provide an emergency access bridge or mitigating fire protection.

**Administrative Services** - Mandy Pomeroy

- The Leadership Team meeting will focus on elected officials and department heads in the wake of impending Coronavirus concerns.

• **Outreach and Education Specialist**

Pomeroy said there were eight applicants for the position, four of which were good possibilities. McCleary said she found the job description extremely broad and knew some people who did not think it was the job they wanted and didn't apply for it. She suggested a Contract for Services might be a better approach.

Fosbury thinks the Outreach position (including Recycling and Noxious Weeds) should be filled as soon as possible. Greenberg agreed, and said the Sustainability position is a different position from the education-outreach-communications position. The Sustainability position is not yet defined, and will probably evolve.

Voss asked the BCC to give him their thoughts on a Sustainability position, and he will develop a manager-level Sustainability position framework for the County before FY2021 budget discussions.

**BOARD of COUNTY COMMISSIONERS REPORTS**

**Public Health Stakeholder Meeting** – Greenberg

Greenberg has contacted the Blaine County Medical Director and ambulance providers to discuss the Coronavirus. Blaine County Facilities Manager Patrick Boyle has talked to the County's janitorial company about extra cleaning in public areas.

**Public Comment:**

- Kiki Tidwell said Blaine County is a tourist economy with direct flights from Seattle and San Francisco; and advised that everyone coming into the airport be tested.

**Mental Health Breakfast Meeting** – McCleary

Probation Department invited Judge Haemmerle and Commissioner McCleary to speak to mental health providers and other interested parties. Much of the discussion centered on Fifth District DUI Court being considered.

**Fly Sun Valley Alliance (FSVA)** – Greenberg

Flights that are successful are now dropping minimum revenue guarantees (MRGs), so FSVA is looking for increased service and new locations, based on funds and impacts on Friedman Airport. FSVA is unlikely to approve MRGs with new contracts at this time with the Coronavirus disrupting flights and passengers.

**Idaho Public Safety Communications Commission Meeting** – Greenberg

Major discussion is on funding and ongoing maintenance costs.

**National Association of Counties Legislation Conference** – Greenberg

Greenberg attended the NACo Conference. Meetings are from morning to night, and meeting topics weren't always clear. IAC subsidizes representatives to go to NACo conferences from counties who cannot afford to send them, and sometimes those representatives load the deck on an issue that is contrary to Blaine County's public lands. The BCC agreed that a Commissioner needs to regularly attend NACo conferences.

**W.A.T.E.R. Club Efforts to Ban Single Use Plastic** – Greenberg.

The W.A.T.E.R. Club at the high school has drafted an ordinance and resolution for the City of Hailey to ban single use plastics at events and on City property. The W.A.T.E.R. Club was recently awarded a \$10,000 grant from Cox Communications for their conservation efforts, and gave the money to Blaine County Education Foundation, which offered to buy a water bar for Hailey events.

**PUBLIC ASSEMBLIES ORDINANCE – Discussion of Revisions: Title 2, Chapter 2**

Also present: County Land Use and Building Services Deputy Director Kathy Grotto; and County Planner Allison Marks.

Allison Marks reviewed the ordinance with the BCC and discussed questions and concerns in the existing ordinance:

- Reasonable distance restrictions from city resources.
- Get safety information from emergency responders.
- Get South Central Public Health District input on sanitary conditions and food vendors.
- Insurance for an event like a road rally where cars go 200mph on public roads.
- Setbacks from the river, streams and lakes.

**BREAK**

**Chairman Greenberg and Vice-Chair McCleary are present, but Commissioner Fosbury is acting chairman for this afternoon's session.**

### **LAND USE and BUILDING SERVICES HEARINGS**

- **Comprehensive Plan - Chapter 7, Economic Development.** CONTINUATION (FROM MARCH 9, 2020) of public hearing and consideration of proposed amendments to Title 8, Comprehensive Plan. The proposed Chapter 7 would replace Section 3, Economic Development, and certain portions of the Community Profile section in the current plan. The chapter will include an analysis of the economic base of the area including employment, industries, economies, jobs, and income levels. This is a required element of a comprehensive plan per Idaho Code Section 67-6508. The Planning and Zoning Commission recommended approval of this chapter on January 9, 2020. .

Also present: County Land Use and Building Services Deputy Director Kathy Grotto; Blaine County Comprehensive Plan Update Consultant Lisa Horowitz; and Kiki Tidwell.

This agenda topic was continued on the record of the March 9 Special Commissioners' meeting, so no additional notice was necessary.

#### **BCC discussions:**

- The BCC discussed diversity, sustainability and resilience in Blaine County's relatively isolated location.
- In the 2008 Recession, construction took a bigger hit than tourism.
- Cumulative cost of living = housing + transportation cost.
- Blaine County areas outside cities have weak broadband, and digital infrastructure should be included in Challenges and Desired Outcomes.
- Support Friedman Airport and expansion and capacity.

**McCleary moved, seconded by Greenberg, to continue Comprehensive Plan - Chapter 7, Economic Development to March 31, 2020, at 1:30 p.m. Motion carried unanimously.**

### **LAND USE and BUILDING SERVICES**

- **Findings of Fact: Henslee Ranch Stream Alteration Permit**

Also present: Blaine County Certified Floodplain Manager Kristine Hilt; and applicant Engh's representatives Fritz Haemmerle and David Patrie.

Kristine Hilt explained that Findings reflected the minority opinion as well as the majority opinion that approved the application.

**Greenberg moved, seconded by McCleary, to approve the Findings of Fact, Conclusions of Law and Decision regarding the revised application of Rolf and Nancy Engh for a Stream Alteration Permit, as amended. Motion carried unanimously.**

Hilt confirmed that the Findings included mention that the County discussed a Floodplain-Conditional Use Permit during the hearing and determined that a Categorical Exclusion, an option added after the application was submitted to Land Use, was more appropriate.

- **Findings of Fact: Picabo Fly-In Subdivision**

Also present: County Land Use and Building Services Deputy Director Kathy Grotto; and County Planner Allison Marks.

**Greenberg moved, seconded by McCleary, to approve the Findings of Fact, Conclusions of Law and Decision regarding an application by Picabo Livestock to subdivide 343.45 acres of land, including land just north of the airstrip, into six lots and seven parcels, to be called Picabo Fly-In Subdivision. Motion carried 2/0. McCleary abstained because she wasn't present for the hearing.**

- **Findings of Fact: The Cliffs Short Plat Subdivision**

Also present: County Land Use and Building Services Deputy Director Kathy Grotto and County Planner Allison Marks.

**Greenberg moved, seconded by McCleary, to approve the Findings of Fact, Conclusions of Law and Decision regarding the application of William Mark Savage to subdivide 12553 & 12551 State Highway 75 into three lots, to be named The Cliffs Subdivision. Motion carried 2/0. McCleary abstained because she wasn't present for the hearing.**

- **Findings of Fact: Thunder Meadows Sub Plat Amendment**

Also present: County Land Use and Building Services Deputy Director Kathy Grotto and County Planner Allison Marks.

**Greenberg moved, seconded by McCleary, to approve the Findings of Fact, Conclusions of Law and Decision application by Stephen Dow and Peggy Halperin to relocate an existing Building Envelope on Lot 19, Thunder Meadows Subdivision. Motion carried unanimously.**

**EXECUTIVE SESSION - Idaho Code 74-206 (1)(d)** Indigent - Consideration of records that are exempt from disclosure as provided in Chapter 1, Title 74, Idaho Code

Also present: Blaine County Services Manager Brooke Baird.

**Greenberg moved, seconded by McCleary, to go into Executive Session, pursuant to Idaho Code 74-206 (1)(d), to consider indigent medical records exempt from disclosure. Roll call Greenberg (aye), McCleary (aye) and Fosbury (aye). Motion carried unanimously.**

**INDIGENT CONSIDERATIONS**

**Greenberg moved, seconded by McCleary, to approve combined Requests 2019-1068-1 and 2019-1068-2, with reimbursement in the amount of \$30 per month. Motion carried unanimously.**

**Greenberg moved, seconded by McCleary, to approve Request 2019-1045-1 with reimbursement in the amount of \$25 month, indigent medical case. Motion carried unanimously.**

**Greenberg moved, seconded by McCleary, to approve Indigent Case 2019-1045-2 with reimbursement in the amount of \$25 month. Motion carried unanimously.**

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

- **December 10, 2019 Regular Meeting**

**Greenberg moved, seconded by McCleary, to approve minutes for December 10, 2019, as amended. Motion carried unanimously.**

- **January 7, 2020 and January 28, 2020 Regular Meetings**

**McCleary moved, seconded by Greenberg, to approve minutes for January 7, 2020, as amended. Motion carried unanimously.**

**McCleary moved, seconded by Greenberg, to approve the minutes of January 28, 2020 Regular Meeting, as amended. Motion carried unanimously.**

- **January 30, 2020 Special Meeting**

**McCleary moved, seconded by Greenberg, to approve the minutes of the Board of County Commissioners Special Meeting on January 30, 2020, as amended, subject to review of a possible motion at the end of the meeting. Motion carried 2/0. Fosbury abstained since he was not present.**

**ADJOURN**

**At the hour of 4:48 p.m., with no more business before them, the County Commissioners adjourned.**

Attest: \_\_\_\_\_ Approved \_\_\_\_\_  
JoLynn Drage County Clerk Jacob Greenberg Chairman