

**OFFICE OF THE BOARD OF COUNTY COMMISSIONERS
OF BLAINE COUNTY
REGULAR MEETING OF THE APRIL 2021 SESSION**

Seventh Day

Tuesday, April 27, 2021

Pursuant to Statutory Provisions, the Board of Blaine County Commissioners (BCC) met this day at 9:00 a.m. Present were Chairman Dick Fosbury, Vice-Chair Angenie McCleary, and Commissioner Jacob Greenberg; County Administrator Mandy Pomeroy; Grants and Procurement Specialist Stephen McDougall Graham was present for the morning session; and Recording Secretary Kirsten Eaton.

Many participants in this meeting were by web conference or teleconference.

Commissioner Fosbury called the meeting to order at 9:02 a.m.

PUBLIC COMMENT: None.

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

Commissioner McCleary moved, seconded by Commissioner Greenberg, that the BCC convene in Executive Session pursuant to Idaho Code 74-206 (1)(d), to consider indigent medical records that are exempt from disclosure. Roll call: Greenberg (aye), McCleary (aye), and Fosbury (aye). All in favor.

INDIGENT CONSIDERATIONS - Board of County Commissioners Action

Commissioner Greenberg moved, seconded by McCleary, to deny request #2021-1124-1, finding that indigency has not been established, all in favor.

DEPARTMENT REPORTS

Claims – Gretchen Stinnett

Commissioner Greenberg moved, seconded by McCleary, to approve claims dated April 21, 2021, as presented. All in favor.

CONTRACTS, GRANTS AND AGREEMENTS

- **Airport Coronavirus Response Grant Program (ACRGP) Concessions Addendum
SUN-NMG-3-16-0016-055-2021-Grant Agreement**

Greenberg moved, seconded by McCleary, to approve the Airport Coronavirus Response Program grant, Concessions Addendum, 3-16-0016-055-2021 for Friedman Memorial Airport, and authorize the chairman to sign. All in favor.

- **Fisherman's Access Stream Alteration Permit Closeout Documents**

The County received an as-built completion report from Biota. Minor site variations from the design proposal indicated what was actually built. County Engineer Jeff Loomis and Hilt will continue to monitor the project to be sure weed mitigation is completed. Hilt advised the BCC to approve the project at this time and to visit the project site as it continues.

Greenberg moved, seconded by McCleary, to direct the Chair to sign the Compliance Certification for Permit #NWW2018615-102 for the Army Corps of Engineers for the Fisherman's Access project. All in favor.

COUNTY DEPARTMENT REPORTS

County Administrator - Mandy Pomeroy

- **Employee Recognition**

Local resident and Bigwood School teacher Nicole Williams asked the County to recognize Blaine County Recycle Center Manager Lamar Waters, who has eagerly provided tours of the Recycle Center for her pre-school class over the years. This year, Waters scheduled a masked and socially-distanced tour for her 4-year-olds that was hands-on and engaging, including a sorting demonstration with trash randomly planted in among the recyclables. Williams said her class was engrossed with Lamar's positive attitude on the importance of recycling.

- *The BCC acknowledged Lamar Waters for his leadership as Recycle Center Manager, and also as Waterways Director.*

• Pomeroy recognized **Administrative Professionals Week** and thanked all support staff for their efforts and contributions.

- **Administrative Support Floater Position**

The BCC previously discussed a new temporary part-time Administrative Support Floater position to cover vacations, extended sick leave, etc. Pomeroy will discuss potential needs with department heads and give the BCC an estimate of need and cost at a later date.

- **Idaho Association of Counties (IAC) Upcoming Meeting**

The BCC discussed the need to attend the upcoming IAC meeting and costs associated with attending meetings.

COVID-19

The Commissioners reported on COVID-19-related concerns and committees they were involved in:

- **NAMI Wood River Valley, The Masks We Wear Fundraiser Event COVID Mitigation Plan** – McCleary elaborated on Mental Health Awareness in the Wood River Valley and fundraiser event.

McCleary moved, seconded by Greenberg, to approve the NAMI Wood River Valley, “The Masks We Wear” Fundraiser event, COVID Mitigation Plan, allowing for NAMI to have up to 100 people at their event. All in favor.

- **Innovation and Testing Task Force** - Greenberg outlined details of the program and collecting Covid samples for community health data.
- **Blaine County COVID-19 Risk Level Plan** - Fosbury said the number of cases is still at high risk. The hospital has been able to manage current cases.

Break

BOARD of COUNTY COMMISSIONERS REPORTS

The Commissioners reported on issues and committees they were involved in:

USFS Salmon-Challis Forest Plan Support Letter – McCleary said it was difficult to get all the parties to work together moving forward. The BCC supported a letter to the U.S. Forest Service expressing support for a full revision to the Salmon-Challis Forest Plan.

5B Suicide Alliance Meeting - McCleary said Blaine County has experienced four recent suicides, and needs to do more to address mental health issues.

South Central Public Health District Board Meeting - The Public Health District is preparing their budget to present to counties. McCleary will work with the District to address Blaine County’s priorities.

Idaho Housing and Finance Association - Greenberg spoke with IHFA President Gerald Hunter regarding funding sources for community housing, and perhaps refocusing Blaine County Housing Authority on funding for housing.

Wood River 3R (Reduce, Reuse, Recycle) Task Force – Cardboard recycling has increased significantly. WR3R is looking at installing cardboard compactors at different drop-off sites. The Hunger Coalition has acquired a bio-digester and composter for food and animal waste.

Southern Idaho Solid Waste Meeting – SISWD discovered that selling chipped waste to dairies and landscape companies was not breaking even, so increased the price from \$2.50 to \$5.00/ton. BLM has a proposal to erect 400 windmills across several Idaho counties. SISWD is considering a merit increase for ED Josh Bartlomé, as per his contract.

Correspondence for Warm Springs Ranch

Also present: Blaine County Land Use Director Tom Bergin and Floodplain Manager Kristine Hilt.

Blaine County Floodplain Manager Kristine Hilt explained the development proposal for Warm Springs Ranch. Hilt prepared comments on behalf of the County for Board consideration, which generally urged the City of Ketchum to consider relocating all building envelopes outside of the currently-regulated floodplain and floodway, and also beyond the draft floodplain and floodway boundaries, to minimize potential adverse impacts to the future occupants, adjacent and down-stream land owners, water quality, and fish and wildlife habitat. The Board supported staff’s recommendation and authorized the delivery of these comments to the City of Ketchum.

OHIO GULCH REQUEST ANNEXATION INTO FIRE PROTECTION DISTRICT

Greenberg moved, seconded by McCleary, to approve and sign a letter to be submitted to the Wood River Fire Protection District requesting annexation of the Ohio Gulch Transfer Station, 210 Ohio Gulch Road, Blaine County Parcel, RP03N180100040, into the Fire Protection District. All in favor.

Greenberg moved, to convene as the Blaine County Ambulance District Board. All in favor.

BLAINE COUNTY AMBULANCE DISTRICT

- **Ambulance Bill Settlement Request** – The Ambulance Board received a letter from Kris Halleman, father of Noah Halleman, who used the ambulance service in 2015. The father has paid more than half of the bill, and has requested a settlement of the account. The Ambulance Board tabled the request and requested more details on the hardship.

Greenberg moved, seconded by McCleary, to adjourn as Ambulance District Board. All in favor.

• **Wood River Fire and Rescue FY 2022 Budget Ideas**

Also present: Wood River Fire and Rescue Captain Ron Taylor; Wood River Fire Protection District Commissioner Jay Bilet; and retired Wood River Fire and Rescue Chief Bart Lassman.

Chief Ron Bateman presented ideas for upcoming FY22 budget consideration. The BCC has requested a driver and medic on all first responses. Bateman submitted suggestions for how to have adequate personnel available to handle concurrent calls in the middle of the night. Bateman said they want to achieve a 10-minute response time for the two municipalities that WRFRC covers (Hailey and Bellevue) at least 80% of the time. Commissioner Jay Bilet stated rural Bellevue residents need service as good as Ketchum city residents.

- *Greenberg felt Blaine County Medical Director Dr. Terry O'Connor should be included in the discussion.*
- *Greenberg said Wood River Fire Protection District's preliminary budget request included full-time personnel at an approximate cost of \$400,000, which was a 40% increase in the budget.*
- *Greenberg wanted to look at the County's emergency service budget with all local agencies present, to avoid duplicate staffing, facilities and assets. He suggested an advisory committee made up of the agencies. Greenberg said employees of organizations that provide community services for the County should be compensated commensurate with County employees.*

Break

Administrative Services Support Specialist Kay Draper was present for the afternoon session.

McCLEARY WAS NOT PRESENT FOR THE AFTERNOON SESSION.

LAND USE and BUILDING SERVICES HEARINGS

- **11 Croy Creek Rd - Public Assemblies.** Public hearing and consideration of a Public Assembly License application by Dr Swan Music, LLC., represented by Luke Patrick Henry, to hold two music, food, and art events: The Road to Summer's End Concert Series July 23-24, 2021, and Summers End - The Draper Rendezvous August 27-28, 2021. The events may exceed the maximum number of (750) persons. The events are proposed to be held at Lions Park at 11 Croy Creek Road.

Land Use received no comments from the public on this public assembly application.

Land Use Planner Allison Kennedy read public assembly notice.

Greenberg moved, seconded by Fosbury, that notice requirements were met. Motion passed 2/0.

No disclosures.

Luke Patrick Henry said his initial event in 2020 was successful. He planned a weeklong event in 2021 that was cancelled due to Covid. This year, he would like to stage two events: In July, with 20-25 bands; and in August, with 20-25 bands. He has ordered masks and pods to comply with social distancing. They have plans to avoid prior parking issues; and are adding recycle bins. They will have three EMTs onsite.

- Greenberg suggested he not charge for bottled drinking water. Henry said his profit depends on selling water.

Greenberg moved, seconded by Fosbury, to approve this application by Dr Swan Music LLC for a public assembly license for the Draper Rendezvous at Summer's End, finding the proposed application complies with provisions of Title 2, Chapter 2, Public Assemblies, subject to conditions in the Staff Report, with the exclusion of #20; and understanding that Blaine County waives the requirement of 2-2-3F, 2-2-5A(a)(d), knowing that they do not comply (The BCC has discretion to waive any and all of the requirements). Motion passed 2/0.

LAND USE and BUILDING SERVICES

- **Draft Recommended Findings & Decision, Minor Plat Amendment: Lots 1 and 2, Bar DB Ranch Subdivision; application by David Parke and Miguel Fuentes.**

Land Use Director Tom Bergin said minor plat amendments only require notice to surrounding landowners. No comment was received.

Bergin explained the history of the two lots, which were originally Lots of Record, Original Parcel. Lot 2 has a house on it, built in the 1960s. The other house is entitled to a building permit. This amendment is to expand Lot 2 to include the southeast corner, which will make it a little more conforming in size, and more adequate for a septic system. This application meets the requirements of a plat amendment, with no building envelope and no overlay district of consequence. This could be considered a cluster development, which allows for a smaller lot to be created, as long as it doesn't divide the lot and hinder agricultural availability. Applicant David Parke said there was a barn and maybe a truck in the photo.

Greenberg moved, seconded by Fosbury, to approve minor plat amendment application by David and Tasha Parke, to expand Lot 2 on the Bar DB Subdivision, finding the application complies with applicable criteria set forth under Title 10 Subdivision Regulations and applicable criteria of Title 9 Zoning Regulations, subject to conditions provided and amended for grammatical corrections. Motion passed 2/0.

- **Draft Recommended Findings & Decision, Minor Plat Amendment: Lot 1 Flying Heart Ranch Subdivision 1 and Lot 1D, Block 1, River Grove Ranch Subdivision; application by Thomas Tierney.**

Land Use Planner Allison Kennedy explained notice for a minor plat amendment allows a 15-day comment period for all property owners within 300ft of the lot. No comments were received.

The application is to move a platted line between Lot 1 Flying Heart Ranch Subdivision #1 (2.65 acres reduced to 2.46 acres), and Lot 1B Block 1 River Grove Red Subdivision (28.8 acres increased to 29.07 acres), to accommodate a riding arena. The landowner owns both lots. The lot line currently bisects a building.

Greenberg moved, seconded by McCleary, to approve the application by Thomas Tierney for a minor plat amendment on Lot 1 Flying Heart Ranch Subdivision #1 and Lot 1D, Block 1. River Grove Ranch Subdivision, finding compliance with applicable notice requirement and applicable Title 9 and Title 10 standards, and to adopt the Findings of Fact, Conclusions of Law and Decision. Motion

passed 2/0.

• **Disposition of County-Owned Properties** CONTINUED

Land Use Planner Allison Kennedy reviewed miscellaneous County-owned properties.

- Tax Deed Property 7998, .0506 acre, 15 LBR LLC, Cronin Subdivision Lot 1 Block 1, owes \$836.21 in back taxes, intersected by the bike path in three places. The Blaine County Recreation District (BCRD) new Director and Board have approved receiving and maintaining the property. The BCRD is tax exempt, so the BCC would have to waive back taxes or request payment of the taxes once the BCRD owns it. The BCC asked staff to determine if a quitclaim deed is legal and appropriate.

Also present: West Bank 15OER LLC owner Jake Hart and attorney Ben Worst.

- Land Use Director Tom Bergin said Lot 15, Lower Broadford Road, is split between the City of Bellevue and Blaine County. Jake Hart said people park in the public parking lot, but it's dangerous to fish this part of the river because of the steep bank and installed riprap. Worst said his client wants to be sure the property remains open space in perpetuity. Fosbury suggested Hart and Worst submit a proposal to the County Attorney, with input from County Road and Bridge Manager Steve Thompson.

LAND, WATER & WILDLIFE PROGRAM

Review of Grant Agreement and Funding Resolution for the Wood River Wolf Project's request for LWWP funds to assist with compensation for seasonal contract field staff, satellite communications equipment and transportation costs for the 2021 grazing season. The request is for \$23,805 (or 20%) of the total project costs.

Also present: Blaine County Land, Water and Wildlife Program Levy Advisory Board Program Coordinator Wendy Pabich; and Sarah Michael.

Blaine County Land Use Director Tom Bergin said the BCC approved funding for this LWW Wood River Wolf Project on April 13.

Wood River Wolf Project Field Manager Logan Miller introduced resumes of Student Wildlife Camera Project candidates for 2021 WRWP fieldwork. Community School students will help put out the field cameras, which let sheepherders know when wolves are in the area.

Greenberg moved, seconded by McCleary, to approve Blaine County Resolution 2021-16, Wood River Wolf Project - Land, Water and Wildlife Levy Project Funding, a Resolution of the Blaine County Board of Commissioners, approving, pursuant to the established criteria procedures of the Land, Water and Wildlife Levy Program, the disbursement of Land, Water and Wildlife Levy funds in the amount of \$23,805, as amended. All in favor. Record # 6

Greenberg moved, seconded by McCleary, to approve the Blaine County Wood River Wolf Project – Land, Water and Wildlife Levy Grant Agreement, between Blaine County, a political subdivision and the State of Idaho and the Wood River Wolf Project (WRWP), with International Wildlife . All in favor. Record # 6

COLORADO GULCH ACCESS UPDATE AND DISCUSSION

Fosbury and Wood River Land Trust (WRLT) Project Coordinator Ryan Santo discussed the bridge design and coordination with the Biota river restoration project. The County, representing public interest, and the property owner, the Wood River Land Trust, need to be clear on details of the whole project, including the existing platted easement which needs to be shifted and relocated.

Santo said the WRLT would like to see the access route for pedestrian use, with vehicle use only for maintenance. He would like to begin working with existing FEMA grant funds. The County will get Galena Engineering to prepare a legal description; and County Attorney County Attorney Tim Graves will work with WRLT attorney to draft a legal agreement to move the access right-of-way. Pomeroy will schedule a meeting next week with the project team to establish the scope of the project and a FY2022 budget request.

EXECUTIVE SESSION – §74-206 (1)(b) Personnel- Evaluation, Dismissal or Disciplining of Employees; and Idaho Code Section 74-206(1)(f) – Threatened Litigation: Tackett Notice of Tort Claim

Greenberg moved, seconded by McCleary, to go into executive session, pursuant to Idaho Code 74-206(1)(b) Personnel - Evaluation, Dismissal or Disciplining of Employees; and (1)(f) Threatened Litigation: Tackett Notice of Tort Claim. Roll call: Greenberg, aye, McCleary, aye, Chairman Fosbury, aye. All in favor.

ADJOURN

At the hour of 4:20 p.m., with no more business before them, the County Commissioners adjourned.

Attest: _____ Approved _____
 JoLynn Drage Dick Fosbury
 County Clerk Chairman