

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

Seventh Day

Tuesday, May 26, 2020

Pursuant to Statutory Provisions, the Board of Blaine County Commissioners (BCC) met this day at 10:00 a.m. Present were Chairman Jacob Greenberg, Vice-Chair Angenie McCleary, and Commissioner Dick Fosbury; County Administrator Derek Voss; County IT Specialist Jon Eaton; County Administrative Services Manager Mandy Pomeroy; County Road and Bridge Manager Steve Thompson; County Weed Department Manager John Cenarrusa; County Operations Support Specialist Kay Draper; County Grants and Procurement Specialist Lyn Drewien; Administrative Specialist Jenny Lovell; County Chief Deputy Prosecuting Attorney Tim Graves; County Assessor Jim Williams; County Disaster Services Coordinator Chris Corwin; County Emergency Communications Director Robin Stellers; Sheriff Steve Harkins; County Treasurer John David Davidson; County Land Use Administrator Tom Bergin; County Engineer Jeff Loomis; County Land Use and Building Services Deputy Director Kathy Grotto; County Certified Floodplain Manager Kristine Hilt; Recording Secretary Sunny Grant; Kiki Tidwell; Sarah Michael; Stacy McLaughlin; and Cox Communications Vice President Guy Cherp.

Due to the statewide and Blaine County COVID-19 pandemic stay-at-home order, most participants in this meeting were by webconference or teleconference.

Chairman Greenberg called the meeting to order at 10:02 a.m.

PUBLIC COMMENT:

- Kiki Tidwell said the BCC has to realize that County income could lose \$1 million in property tax revenue and revenue sharing from the State, in addition to interest earnings and jail earnings as it begins its budget process.

EXECUTIVE SESSION – §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.

Fosbury moved, seconded by McCleary, 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: Fosbury (aye), McCleary (aye), and Greenberg (aye). Motion carried unanimously.

OPEN SESSION RESUMED

INDIGENT CONSIDERATIONS - Board of County Commissioners Action

McCleary moved, seconded by Fosbury, to approve request 2020-1073-2 for non-medical rent assistance in an amount up to \$1,200. with no reimbursement. Motion carried unanimously.

COUNTY DEPARTMENT REPORTS

Claims - Gretchen Stinnett

Fosbury moved, seconded by McCleary, to approve claims, as submitted, for May 20, 2020. Motion carried unanimously.

TAX CANCELLATIONS

Also present: Blaine County Treasurer John David Davidson; County Assessor Jim Williams; and Appraiser GIS-Certified Mapping Clerk Joanne Freeman.

- **Muldoon Grazing Assn. Inc. & Lava Lake Land & Livestock LLC** - RP03N210146220, RP03N210256240, RP03N210346270, RP02N210034430, and RP03N210336260.
Casualty Loss I.C. 63-711 - Sharps Fire

This tax cancellation request, submitted by Bryan Bean on behalf of Muldoon Grazing and Lava Lake Land & Livestock, is due to loss of grazing caused by the Sharp's Fire. The request is for five separate parcels: RP03N210146220 - \$28.65; RP03N210256240 - 285.70; RP03N210346270 - 127.93; RP02N210034430 - 179.17; and RP03N210336260 - 43.08.

Fosbury moved, seconded by McCleary, to approve the Application for Property Tax Cancellation for Casualty Loss, I.C. 63-711, on five parcels, as stated on behalf of Muldoon Grazing Association, Inc., and Lava Lake Land and Livestock LLC for the tax year 2019 in the total amount of \$664.53. Motion carried unanimously.

WEST MAGIC ROAD MAINTENANCE DISCUSSION

Also present: County Attorney Tim Graves; County Road and Bridge Manager Steve Thompson; Stella Gray; and West Magic residents Virgil Tinker and Stacy McLaughlin.

Year-round property owners in the West Magic area have attempted to create a highway district for their access road. Many of the property owners are summer residents only. Part of the road is in Blaine County, with the majority in Camas County. Private properties have encroached onto the road easements in many places, making parts of the road too narrow for winter maintenance. Camas currently pays Blaine County Road and Bridge to plow the road.

County Attorney Tim Graves said West Magic was platted as a summer camp by the Federal Government, without formal survey or planning process, or dedicated public roads.

Stacy McLaughlin, 20-year full-time resident and West Magic Fire District Commissioner, said access is a concern for emergency responders, particularly in winter.

Fosbury suggested residents consider a Local Improvement District. Stella Gray, West Magic non-resident property owner and an active Realtor in the West Magic area, said there have been multiple sales to new permanent residents. Greenberg suggested they form a homeowners association with dues. Tinker said their LLC was currently researching Idaho Code 40-2324 which allowed a non-governmental entity to petition a county to be reimbursed for road maintenance.

CORRECTION DEED - SUN VALLEY ELKHORN ASSOCIATION

Also present: County Attorney Tim Graves; and County Assessor Jim Williams.

County Attorney Graves said the County inadvertently transferred real property (the Elkhorn pond) to an entity that had sold the property before the 2016 transfer. This Correction Deed transfers the property to the proper owner, the Sun Valley-Elkhorn Association, Inc.

Fosbury moved, seconded by McCleary, to approve the Corrected Quitclaim Deed and authorize the Chairman to sign the deed to correct the name of the Grantee set forth in the Deed recorded January 16, 2016, Instrument #632480, to convey six parcels in Elkhorn Village Subdivision #1 to the Sun Valley-Elkhorn Association, Inc. Motion carried unanimously.

CONTRACTS, GRANTS AND AGREEMENTS

- **Request to Apply – U.S. Bureau of Justice Assistance (BJA) Coronavirus Emergency Supplemental Funding (CESF) - Blaine County 700 MHz Interoperability Project – Sheriff**

Also present: Blaine County Emergency Communications Director Robin Stellers.

The US BJA has made \$850 million available in grant moneys. The County Sheriff, in partnership with Blaine County Emergency Communications, would like to request grant funds to upgrade law enforcement, fire, EMS and Dispatch outdated radio and console equipment. No matching funds are required. If the grant is not received, no action will be taken by the County.

Fosbury moved, seconded by McCleary, to approve request to apply for Bureau of Justice Assistance COVID-19 Emergency Supplemental Funding in the amount of \$960,050.14, with the understanding that if the grant is not approved, no expenses will be incurred. Motion carried unanimously.

DROUGHT DECLARATION DISCUSSION

Also present: County Attorney Tim Graves; and County Disaster Services Coordinator Chris Corwin.

Greenberg acknowledged a public comment letter from Nick Purdy in support of the declaration.

Corwin said a Drought Declaration allows the County and its residents to request special insurance, etc. Fosbury said the County was probably going to have an extremely low stream flow, which threatens the entire riparian system.

Fosbury moved, seconded by McCleary, to authorize the Chairman to sign a letter to Idaho Department of Water Resources (IDWR), requesting IDWR make a Drought Declaration for Blaine County in the summer of 2020. Motion carried unanimously.

COVID-19

Updates

- The Recycle Center is beginning to resume operations for cardboard and metals, but a temporary staff shortage is causing things to move slowly.
- Greenberg will discuss testing with the County's medical director.
- Greenberg did a walk-through of the Old County Courthouse the first day it reopened. He said everyone was working together and careful to follow safety protocols.

BREAK

LAND USE and BUILDING SERVICES HEARINGS

- **Comprehensive Plan - Chapter 6, Public Services, Facilities and Utilities.** Continuation from March 17, 2020, of public hearing and consideration of proposed amendments to Title 8, Ch. 1, Comprehensive Plan. Proposed Chapter 6 would replace two sections of the current plan: Section 13, Public Services, Facilities and Utilities and Section 4, Governmental Agencies Affecting Blaine County. The chapter also covers School Facilities and Transportation and National Interest Electric Transmission Corridors.

Also present: County Land Use and Building Services Deputy Director Kathy Grotto; Blaine County Comprehensive Plan Update Consultant Lisa Horowitz; and Cox Communications Vice President Guy Cherp.

Grotto read public notice.

Fosbury moved, seconded by McCleary, that notice is adequate for this hearing. Motion carried unanimously.

Land Use Deputy Director Kathy Grotto and Comprehensive Plan consultant Lisa Horowitz reviewed the draft with edits for BCC review.

Public Comment:

- Kiki Tidwell said cell phone tower back-up power batteries last a matter of days, which made the County vulnerable during a power outage.
- Tidwell said there is an existing ordinance that prohibits residential wind turbines within sight of Highway 75.
- Tidwell said the draft says renewable energy resources requires substantial research and investment, which is no longer true.
- Tidwell said Idaho Power originally said they were replacing old wooden transmission line poles, but there is no actual project plans at this time to replace transmission poles. Similar transmission lines have started wildfires in California.

The BCC discussed adding the public comments to the Comp Plan.

Fosbury moved, seconded by McCleary, to continue consideration of updating Chapter 6 Public Services Facilities and Utilities in the Comprehensive Plan for June 9 at 2:30 p.m. Motion carried unanimously.

LAND USE AND BUILDING SERVICES

- **Findings of Fact: 250 Teal Drive - Plat Amendment**

Also present: County Certified Floodplain Manager Kristine Hilt.

Fosbury moved, seconded by McCleary, to approve Findings of Fact, Conclusions of Law and Decision on the plat amendment application by Helen and Wallace Morgus on Lot 38 of Starweather Subdivision. Motion carried unanimously.

ADJOURN

At the hour of 3:17 p.m., with no more business before them, the County Commissioners adjourned.

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