

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

First Day

Tuesday, June 1, 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 and Recording Secretary Gary Brower. County Clerk JoLynn Drage was present for part of the morning session.

Due to the continuing COVID-19 pandemic, many participants in this meeting were by webconference or teleconference.

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

BOARD OF EQUALIZATION – Idaho Code §63-501A - None

PUBLIC COMMENT

Kiki Tidwell said there is a Microgrid 2021 Conference where Power Engineers is presenting and encouraged the commissioners to use Power Engineers as a resource.

Kingsley Murphy won a public auction in 2016 here in Blaine County for a mining claim. Kingsley is still awaiting response to see if he is able to sell that purchase.

Chairman Fosbury said the BCC has contacts with whom they work with at Power Engineers. Fosbury also said the county will follow up to Kingsley Murphy's public comment.

Chairman Fosbury asked if the new Blaine County Sustainability Manager has been hired. County Administrator Mandy Pomeroy said Lynn Barker has accepted the position.

BCC discussed with staff the mining claim sold to Kingsley Murphy in 2016. The mine was is in both Blaine & Custer Counties. Blaine county is trying to determine how to transfer ownership. BCC will defer to legal counsel for assistance in responding to the status of mine sold to Kingsley Murphy.

NOTICE OF PUBLIC AUCTION - SALE OF TAX DEED PROPERTY

Also Present: Kingsley Murphy; Jeremy Marque; Ben Young; Blaine County Chief Deputy Prosecuting Attorney Amanda Greer; Blaine County Treasurer John David Davidson; and Land Use Administrator Tom Bergin.

BCC discussed with staff procedure and protocol for auction sales.

County Clerk JoLynn Drage read notice into record.

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

• ½ Int Evergreen 48 Sec 15; ½ Int Highland Chief 46 Sec 15 & 16; ½ Int May Queen 47 Sec 16 T2N R17E Blaine County Idaho - Parcel # RP1M0000001450

Blaine County Treasurer John David Davidson said the amount due in back taxes was \$462.06.

Greenberg moved, seconded by McCleary to approve the sale to the highest bidder, Ben Young, in the amount of \$21,500 to satisfy back taxes & Penalties due in the amount of \$462.06 for Parcel # RP1M0000001450. Motion carried unanimously.

• Xerxes, Xenaphon, Sec 35; T4N R18E Blaine County Idaho - Parcel # RP1M0000001430

County Treasurer John David Davidson said the amount in back taxes owed is \$618.37.

Blaine County Chief Deputy Amanda Greer said that overage amount collected by the county for auction sales would go to the entity owing the back taxes, if they can be found, or transfer the overage of funds to the state. Greer also said that land is transferred without warranty and with no promise of development.

Blaine County Treasurer John David Davidson said the interested parties will be contacted regarding excess funds.

BCC discussed potential trade of mining property with Bureau of Land Management (BLM) for land that may of interest to Blaine County.

Jeremy Marque for the amount of \$1500 was the highest bidder.

Greenberg moved, seconded by McCleary to reject all bids for Parcel # RP1M0000001430. Motion carried unanimously.

CONTRACTS, GRANTS AND AGREEMENTS

- Request to Apply – FY22 Office of Drug Policy, Law Enforcement Partnership for Success Grant
Also Present: Blaine County Grant Specialist Stephen McDougal Graham
Blaine County Grant Specialist Stephen McDougal Graham said this grant is an annual application that the Sheriff Department makes for drug addiction activities. Cost would be \$21,188.58 to cover officer overtime, mileage, 3 laptops for 3 vehicles with no cost match associated with grant.

Greenberg moved, seconded by McCleary to support the grant request for the application of Law Enforcement Partnership for Success Grant in the amount of 21,188.53 for FY2022. Motion carried unanimously.

COUNTY DEPARTMENT REPORTS

Also Present: Blaine County Disaster Services Coordinator Chris Corwin;

- **Disaster Services – Chris Corwin**

- Fisherman's Access Fence Rebuild Request

Blaine County Disaster Service Coordinator Chris Corwin is looking for approval to rebuild a fence for the Fisherman's Access area.

Greenberg moved, seconded by McCleary to approve Fisherman's Access Fence rebuild request Not to exceed \$1500 to be appropriated from contingency. Motion carried unanimously.

- Discussion of COVID Emergency Declaration

Blaine County Disaster Service Coordinator Chris Corwin said COVID Emergency Declaration is open ended and inquired about any projected timeframes on the Emergency Declaration.

BCC discussed with staff regarding emergency declaration with points being covered such as: 17 counties still have an active Emergency Declaration in Place; does not appear that funds are contingent on an active emergency declaration; and having an emergency declaration in place does remove some barriers for potential emergency purchases.

- **Clerk/Recorder – JoLynn Drage**

County Clerk JoLynn Drage would like to have the ability to hire a part time temporary legal secretary to assist with preparation of agency records, in response to appeals filed against board actions, that need to be filed with the court as the department does not have the bandwidth to complete. Drage expects the cost of temporary hire to be \$30hr for approximately 80 hours and not to exceed \$2500. Drage has as second request for a new copier with a not to exceed \$7000. Both requests would need to come from contingency.

McCleary moved, seconded by Greenberg to approve up to \$2500 for hiring a part time legal secretary at \$30hr and to approve up to \$7000 for a new copier. Both for the Clerk's Office, and both coming out of contingency. Motion carried unanimously.

- **County Administrator – Mandy Pomeroy**

County Administrator Mandy Pomeroy said she is working on getting the Request for Proposal for the Ambulance District Strategic Plan Process which should be ready soon. Pomeroy is working on scheduling an affordable housing workshop with several interested parties.

BCC discussed several multi-faceted factors affecting housing shortage in the Blaine County. Comparisons were discussed of solutions and difficulties in similar communities.

County Administrator Mandy Pomeroy updated the BCC on the recycle center while working with the Southern Idaho Solid Waste District on a request for proposal (RFP) for management of operations of the recycle center.

BREAK

- **COVID-19**

Also Present: Grants Administrator Stephen McDougall Graham and Blaine County HR Generalist Justin Highhouse

- Review of Blaine County COVID-19 Emergency Paid Sick Leave Policy

County Administrator Mandy Pomeroy is looking for direction for expiration and to update this policy.

BCC encouraged vaccinations and discussed ending the Emergency Sick Leave Policy on the end of day July 31, 2021.

- Review of Blaine County Covid-19 Safe Work Practices

County Administrator reviewed the Covid-19 Safe Work practices and modified them to fit our current set of circumstances and define protocol and guidelines for a safe working environment. BCC was supportive of suggested minor changes to Covid-19 policy.

- Innovation and Testing Task Force

Commissioner Greenberg received communication from Emma Hansen that she was using Jack Hand to assist in helping find a liaison at Power Engineers.

- Adaptive Planning Committee – Commissioner Greenberg had nothing to report.

- Emergency Medical Services Health Emergency Operations Center

Commissioner Greenberg said there are no additional needs at this time.

- Blaine County COVID-19 Risk Level Plan

Vice-Chair McCleary said that Dr O'Connor indicated the risk level remains low with no other significant

updates.

- Updates - None

BOARD of COUNTY COMMISSIONERS REPORTS (Continued)

• Air Services Board

Commissioner Greenberg said the Air Services Board put \$50,000 in reserve to use for any type of litigation with no opposition. Balance of surplus budget will be distributed between Sun Valley Alliance and Sun Valley Marketing at the end of the budget year.

• Fly Sun Valley Alliance

Commissioner Greenberg said there is a renegotiation of flights with results coming soon in efforts to improve benefits to tourism and local businesses.

• 5B Restoration Coalition/Baldy Stewardship Project Meeting

Vice-Chair McCleary said she attended second half of meeting and will send email updates for the entire meeting to this board. McCleary also updated the board on the Baldy Stewardship Program during potential drought conditions with increased fire risks on Forest Service lands.

• 5B Suicide Alliance Meeting

Vice-Chair McCleary updated the BCC on the structure of the alliance; current funding; community outreach; suicide prevention services; mental health awareness; and educational outreach.

• South Central Public Health Board Meeting – Attended by Fosbury & McCleary.

BCC discussed with participating parties about changing statutory funding formulas with limited interest. Blaine County will not be withdrawing from the district as it was dictated by statute. BCC discussed scenarios where Blaine County Residents are being treated fairly and receiving adequate levels of services commensurate to the funding Blaine County provides to the South Central Public Health District.

• Correspondence

Chairman Fosbury received correspondence regarding fireworks use in Blaine County. BCC discussed various jurisdictional enforcement possibilities to prohibit fireworks use during a drought and fire seasons.

FRIEDMAN MEMORIAL AIRPORT AUTHORITY MEETING PREVIEW

Also Present: Airport Manager Chris Pomeroy.

Airport Manager Chris Pomeroy updated the BCC on the upcoming meeting. Topics included: current vacancies on their Board; a presentation and overview of the upcoming budget; standards and rules for the regulation committee; a request for proposal to replace of the air control tower; and a brief executive session should also be expected.

RECESS UNTIL 1:30pm

LAND USE and BUILDING SERVICES HEARINGS

Also Present: LUBS Deputy Director Kathy Grotto; Galena Engineering Applicant Representative Sean Flynn; and Applicant Destry Simpson;

- **Broken Branch Subdivision, 75 Priest Road: Public hearing and consideration of an application by the Simpson Brothers, LLC, for a Cluster Development Short Plat, in which 189.55 acres is subdivided into three lots, to be called Broken Branch Subdivision. The property is located approximately 2 miles south of Carey.**

LUBS Deputy Director Kathy Grotto read notice into record.

McCleary moved, seconded by Greenberg that notice for this hearing was adequate. Motion carried unanimously.

No Disclosures. No Additional Materials.

Applicant Representative Sean Flynn presented cluster development to BCC. Topics included: Splitting property into 3 parts; pro-rated division of water rights and Priest Road dedication.

BCC asked about Priest Road Centerline; water easements from canal; water storage ponds; workforce housing on lot 3; future access for easements; wetlands designation and the building envelopes.

Destry Simpson explained supply of water on the land and easement for service of the water rights.

LUBS Deputy Director Kathy Grotto said plat note 11 mentions wetlands designation on the southern edge of lot 3. Grotto said a wetlands delineation would need to be done to before a building permit would be issued for the southern section of lot 3. Grotto also said plat note 12 should mention beneficiaries of the canal easement. Building envelopes are designated on the cluster lots.

Public Comment - None

BCC was ok with larger building envelopes on the cluster lots to increase flexibility with addition on plat note that accessory buildings for agricultural use can be built outside of the residential building envelope.

Deliberations

BCC said the standards are met for this application.

McCleary moved, seconded by Greenberg to approve application of the Simpson Brothers, LLC for a cluster development to subdivide 189.55 acres into 3 lots to be called Broken Branch Subdivision

based upon the findings that it meets the standards for evaluation and with the modified building envelopes and associated plat note number 12 as discussed in the hearing. Motion carried unanimously.

APPROVAL OF BOARD OF COUNTY COMMISSIONERS MEETING MINUTES

The BCC tabled the following minutes and suggested rework of minutes format.

- April 20, 2021 Regular Meeting, tabled
- April 27, 2021 Regular Meeting, tabled
- May 11, 2021 Regular Meeting, tabled

LAND USE and BUILDING SERVICES HEARINGS (Continued)

- **Comprehensive Plan - Chapter 8, Land Use. Continuation (from May 18, 2021) of public hearing and consideration of proposed amendments to Title 8, Comprehensive Plan. The proposed Chapter 8, Land Use and Land Use Maps, includes 8 subarea sections.**

Also Present: Lisa Horowitz; LUBS Deputy Director Kathy Grotto; and Elizabeth Lili Simpson.

LUBS Deputy Director Kathy Grotto and Lisa Horowitz reviewed with BCC the corrections and proposed amendments to Title 8 Comprehensive Plan.

BCC clarified with staff further edit and concepts associated with this section of the Blaine County Comprehensive Plan.

Open Public Comment

Elizabeth Lili Simpson said she was concerned with the areas of city impacts on Blaine County and how current policies may worsen environmental efforts.

Close Public Comment

McCleary Moved, Seconded by Greenberg to amend Chapter 8 Land Use along with associated maps and appendix sections to replace Section 9 Land Use and Section 12 Property Rights, as revised in the hearing today, finding that the proposed amendment will not have an adverse effect on ground water or general health, safety and welfare of the public. Motion carried unanimously.

LAND USE and BUILDING SERVICES

- Findings of Fact: David Street ROW Vacation – denial

Also Present: LUBS Code Compliance Specialist Kristine Hilt

McCleary moved, seconded by Greenberg to approve findings of fact, conclusions of law and the decision regarding the application by Grant Richard Brown to vacate 20’ of David Street within Picabo Townsite. Motion carried unanimously.

EXECUTIVE SESSION - Idaho Code Section 74-206(1)(b) – Evaluation, Dismissal or Disciplining of Employees

McCleary moved, seconded by Greenberg, to enter executive session pursuant to Idaho Code Section 74-206(1)(b) for Personal matters related to evaluation of discipline. Roll Call: Vice Chairman McCleary – Aye; Commissioner Greenberg – Aye; Chairman Fosbury – Aye. Motion carried 3-0.

ADJOURN

At the hour of 4:00 p.m., with no more business before them, the County Commissioners adjourned.

Attest: _____ Approved _____

Stephen McDougall Graham
County Clerk

Dick Fosbury
Chairman