

**OFFICE OF THE BOARD OF COUNTY COMMISSIONERS
OF BLAINE COUNTY
REGULAR MEETING OF THE APRIL 2019 SESSION**

Fourth Day

Tuesday, April 16, 2019

Pursuant to Statutory Provisions, the Board of Blaine County Commissioners (BCC) met this day at 9:00 a.m. Present were Vice-Chairman Angenie McCleary, Commissioner Richard Fosbury; County Administrator Derek Voss; County Administrative Services Manager Mandy Pomeroy; Administrative Services Assistant Esmeralda Palomera and Recording Secretary Gary Brower. County Clerk JoLynn Drage was present for part of the morning session.

Commissioner Greenberg was absent except for two separate phone conference calls.

Vice-Chairman McCleary called the meeting to order at 9:01 a.m.

PUBLIC COMMENT – None

NATIONAL PUBLIC SAFETY COMMUNICATORS WEEK

Also Present: Communications Director Robin Stellers; Blaine County Sheriff Steve Harkins; Wood River Fire & Rescue (WRFR) Chief Bart Lassman; Hailey Fire Chief Craig Aberbach; Blaine County telecommunications Operator Bryan Ancona

Vice-Chairman McCleary thanked public safety communicators and read aloud Idaho Proclamation for Public Safety Communicators Week April 14-19, 2019 signed by Idaho Governor Little into the record.

BCC personally thanked Blaine County public safety communicator employees Robin Stellers, Brady Stokes, Ashley Aitken, Bryan Ancona, Kelsie Choma, Rod Gregg, Courtney Jacobs, Melissa McClure, Leslie Pidgeon, Karalee Rodgers-Goodrich, Jeffrey Walsh and Barbara Williams.

Communications Director Robin Stellers, Blaine County Sheriff Steve Harkins; Hailey Fire Chief Craig Aberbach all made positive comments about Blaine County dispatch services.

EXECUTIVE SESSION – §74-206 (1)(d) INDIGENT - Consideration of records that are exempt from disclosure as provided in Chapter 3, Title 9, Idaho Code

Present were: Blaine County Services Manager Brooke Baird; Indigent Services Assistant Hayleigh Simpson; Robert Baird; and Chris Wilson.

Fosbury moved, seconded by McCleary, to convene in Executive Session pursuant to Idaho Code 74-206 (1)(d) to consider indigent medical applications. Fosbury (aye), McCleary (aye). Motion carried 2/0.

OPEN SESSION RESUMED

Fosbury moved, seconded by McCleary, to partially approve request number 2019-20 with reimbursement in the amount of \$25.00 per month. Dates of service. December 12-14, 2018 are denied per utilization review. Motion carried 2/0.

Fosbury moved, seconded by McCleary, to approve request number 2019-1003-1 with 0.00 reimbursement. Motion carried 2/0.

Fosbury moved, seconded by McCleary, to deny request number 2019-29, indigency has not been established. Motion carried 2/0.

Fosbury moved, seconded by McCleary, to approve request number 2019-28, with reimbursement in the amount of \$25 per month. Motion carried 2/0.

Fosbury moved, seconded by McCleary, to approve request number 2018-72 with reimbursement in the amount of \$0, and cancel the scheduled hearing. Motion carried 2/0.

Fosbury moved, seconded by McCleary, to cancel the hearing for request number 2018-80 and affirm the original determination of denial. Motion carried 2/0.

CHIEF PUBLIC DEFENDER SELECTION

Also present: Chairman Greenberg via telephone; and District Judge Ned Williamson.

BCC thanked both District Judge Ned Williamson and the committee of Andrew Parnes; Brian Elkins; and Keith Roark for candidate recommendations.

BCC and staff shared several perspectives on public defender candidates.

Greenberg moved, seconded by Fosbury, to select Justin McCarthy as the Public Defender Office Department Head and to instruct staff to begin the hiring procedure which includes making the offer. Discussion: None. Motion carried unanimously.

Chairman Greenberg has left the meeting via telephone.

ROAD & BRIDGE BID AWARD

Also present: Road & Bridge Manager Steve Thompson.

Road & Bridge Manager Steve Thompson received two bids for Magnesium Chloride: One from Road Solutions and the other from Mag Express. Staff recommendation is for Road Solutions.

Fosbury moved, seconded by McCleary, to accept the proposal and award the contract for providing Magnesium Chloride to Road & Bridge Department from Road Solutions with the bid amount of \$93.15/ton delivered. Discussion: None. Motion carried 2/0.

DESIGNATE POLLING PLACES

County Clerk JoLynn Drage read designated polling places of precincts 7 through 11 into the record. The location of voting is the Hailey Community Campus in gymnasium with early voting and absentee at the courthouse.

Fosbury moved, seconded by McCleary, to approve the Blaine County polling places for the May election as recited and put on record for the May election. Motion carried 2/0.

BLAINE COUNTY POLLING PLACES		
PRECINCT #	PRECINCT NAME	POLLING PLACE
007	NW Hailey	Community Campus 1050 Fox Acres Road, Hailey ID
008	NE Hailey	Community Campus 1050 Fox Acres Road, Hailey ID
009	SW Hailey	Community Campus 1050 Fox Acres Road, Hailey ID
010	NW Woodside	Community Campus 1050 Fox Acres Road, Hailey ID
011	SE Woodside	Community Campus 1050 Fox Acres Road, Hailey ID
	Absentee / Early Voting	Blaine County Courthouse & Mail 206 1 st Ave South, Hailey ID

COUNTY DEPARTMENT REPORTS

- Treasurer’s Report

Also present Blaine County Treasurer John David Davidson.

Blaine County Treasurer John David Davidson updated the BCC on several topics such as: reminder notices to be mailed out; training for administrative services to help receive payments during high volume; pending notice of tax deeds have been mailed; potential auctions this year; entire office to attend training April 21, 2019; hired company for public administration auction of assets; and the Idaho Treasurer’s conference to be held at Limelight Hotel in Ketchum in first week of August 2019.

- Assessor’s Report

Also Present: Blaine County Assessor Jim Williams

Blaine County Assessor Jim Williams updated the BCC on several topics such as: deadline to file for tax exemptions has passed; home owners applying for BCC approved tax exemptions from title §63-602NN via Blaine County Ordinance 2019-07; property valuation standards for out of compliance Category 3 irrigated grazing lands; completion of state recommended quantity of property appraisals; and training offered for the Board of Equalization (BOE).

- Clerks Report

County Clerk JoLynn Drage requested from BCC a clarification of parameters for researching employee health care pricing options. Also discussed with BCC was the transfer of Ambulance to another jurisdiction with potential consideration of equipment transfer to Smiley Creek or Lincoln County.

- County Administrator Report

Also Present: Department Head John Cenarrusa

County Administrator Derek Voss discussed several topics with BCC including: Blaine County participation with state for invasive species in our waterways; and preparation of FY2020 budget packets.

CONTRACTS, GRANTS AND AGREEMENTS

- 2019 ISDA Noxious Weed Cost Share Program Request to Accept

Also Present: Weeds Department Head John Cenarrusa; Grants and Procurement Specialist Lyn Drewien; and Outreach and Education Specialist Colleen Clark

Grants and Procurement Specialist Lyn Drewien presented cost share grant through the Idaho Department of Agriculture for \$11,550 with \$2500 cost to Blaine County. Weeds Department Head John Cenarrusa expressed support for grant and discussed how the funds are used.

Fosbury moved, seconded by McCleary to approve the request to apply for renewal for the 2019 ISDA Noxious Weed Cost Share Grant Application in the amount of \$11550. Motion carried 2/0.

CONSENT CALENDAR

- Junior College Certificate of Residency forms

Secretary Gary Brower read in to record applicants for College of Southern Idaho (CSI) certificate of Residency for Fall 2018-Spring 2019 for applicant Rosemary Serva.

Fosbury moved, seconded by McCleary to approve the consent calendar for Tuesday April 16, 2019.

BOARD OF COUNTY COMMISSIONERS REPORTS

- Correspondence

Also Present Road & Bridge Manager Steve Thompson

BCC discussed with Road & Bridge Manager Steve Thompson enforcement of a specific road right of way violation. Determination was not made whether to bring again before the BCC.

- 5B Restoration Coalition Meeting

Vice Chairman McCleary will forward to BCC a snapshot of 5B Restoration Coalition accomplishments. McCleary summarized several topics discussed in the 5B Restoration Coalition meeting touching on several topics such as: purpose of organization; several Blaine County interests the organization has been focused on; relationships with other organizations; trail restoration efforts; Dark Sky Initiatives; and several fire restorative efforts.

LAND WATER WILDLIFE PROGRAM: Pronghorn-Hwy 20 Interaction Study Funding Request

Also Present: Chairman Greenberg, via telephone; Land Use Manager Tom Bergin; Idaho Fish and Game (IDFG) Frank Edelman; Land Water and Wildlife Program Representative Wendy Pabich; Land Water and Wildlife Program Representative Lili Simpson; and Idaho Bureau of Land Management Representative Dakota Ray.

Land Use Manager Tom Bergin summarized the issues and materials to be presented to the BCC.

IDFG Environmental Staff Biologist Frank Edelman gave a presentation for studying pronghorn migration patterns crossing Hwy 20 across Blaine and Camas Counties. Topics discussed with BCC included: vehicular incidents with wildlife; collaring pronghorn to study likely crossing areas; mortality rates due to highway crossings; goals and objectives to preserve wildlife migration corridors; recommendation of potential sites for wildlife overpasses; discussion of materials and methods for radio collaring and mapping herds for 5 years; budget estimations of \$360,000 with a 3-1 Blaine County match of \$90,000; previous results from studies of collared mule deer; partnerships with the Idaho department of Transportation (ITD); and examples of highway wildlife overpasses and underpasses and effectiveness in other areas; battery life of collars.

Several questions presented from Land Water and Wildlife Program Representative Wendy Pabich and BCC were answered by Frank Edelman. Topics included: unknown estimated pronghorn population size; unknown variability of crossing locations; effects of various developed landscapes on pronghorn movements; collaboration of other wildlife migration patterns; working with ITD collision data to determine and develop grants for underpasses and overpasses; likelihood of wildlife crossings and development of overpass locations in Blaine County is unknown until collection of data is complete; data collected will be archived and collaborated with other surrounding studies to create larger meta data; relation to Land Advisory Board (LAB) leverage and funding aspects; LAB meeting mission goals; funding requests from other environmental agencies and Camas County; efficacy of signs and fencing to deter vehicular incidents with wildlife; landowner involvement and conservation easements; potential use of Federal Lands Access Program (FLAP) grant, ITD funding and other methods for funding of future wildlife overpasses; discussion of the criteria appropriateness of funding study through LAB; and discussion of wildlife not conforming to human jurisdictional lines.

PUBLIC COMMENT – None

Fosbury moved, seconded by Greenberg, to approve Idaho Fish and Game (IDFG) Blaine / Camas Pronghorn US Hwy 20 interaction study request for matching funds from the Land Water and Wildlife Program for a match not to exceed \$90,075 or 25% of the total project cost. Discussion: The lesser amount \$90,075 or 25%. Motion carried unanimously

Chairman Greenberg has left the meeting at this time.

BREAK

LAND USE and BUILDING SERVICES HEARINGS

- **Ordinance 2019-08 - 2015 Fire Code Adoption:** A public hearing on and consideration of amendments to Blaine County Code, Title 7, Chapter 7, Fire Code, by deleting it in its entirety and adopting a new Chapter 7, Fire Code by which the 2015 International Fire Code, including Appendices B, C, D, E, F, and I as published by the International Code Council and adopted by the Idaho State Fire Marshal along with amendments and additions relating to local conditions are adopted. **Ordinance.....Instrument#659663**

Also Present: Ketchum Fire Department Tom Ancona; Sara Harkness; Bryan Dilworth; Wood River Fire & Rescue (WRFR) Bart Lassman; Robert Rudy; Kurt Eggers; Michael Shoup; Blaine County Building Official Jeff Giese; Blaine County Engineer Jeff Loomis; Civil Engineer Sean Flynn; Land Use Manager Tom Bergin

Blaine County Land Use Manager Tom Bergin read notice into record.

Fosbury moved, seconded by McCleary to approve that notice for Ordinance 2019-08 2015 International Fire Code was found to be adequate. Motion carried unanimously.

Blaine County Building Official Jeff Giese summarized fire code ordinance and proposed changes and amendments to Blaine county code.

PUBLIC COMMENT

Resident Sara Harkness said she feels the fire code is too restrictive for a bridge on Timberline Road.

Landscape Architect Kurt Eggers is looking for clarification on fire code for access roads and driveways and how it is applied to new developments and the exception process.

Resident Robert Rudy asked the BCC about any changes for fire walls construction in condominiums, duplexes and townhouses. Jeff Giese informed the BCC that these elements are addressed in building code and not fire code.

Bryan Dillworth said he would like exceptions made to fire code for bridges when access is for less than 6 houses.

Land Use Manager Tom Bergin and Ketchum Assistant Fire Chief Tom Ancona informed the BCC that the decision for the Timberline Bridge was made by the City of Ketchum and the Ketchum Rural Fire Department and that appeals would go to a special board with the State of Idaho.

Ketchum Assistant Fire Chief Tom Ancona said heavy snow fall effect road widths in the winter.

END PUBLIC COMMENT

Fosbury moved, seconded by McCleary to approve Ordinance No 2019-08, Blaine County Code, Title 7 Chapter 7, Fire Code, by deleting it in its entirety and adopting a new Chapter 7, Fire Code which includes the 2015 International Fire Code 2015 IFC and amendments based on local conditions. Motion carried 2/0.

LAND USE and BUILDING SERVICES

Also Present: Land Use Building Manager Tom Bergin

- P&Z Discussion: LWWP Program Coordinator Contract Review – Removed from consideration.
- Findings of Fact: Daverman Floodplain-CUP – Removed from consideration.
- P&Z Discussion: Planning Budget: \$6600 Aerial Photo Rectification Expense

Land Use Manager Tom Bergin said department will submit claim of additional \$2600 for rectification of Aerial Photography.

BCC supportive of department expense.

- Findings of Fact: Grove Creek Plat Amendment-CUP

Fosbury moved, seconded by McCleary to approve the Findings of Fact Conclusions of Law and Decision for the Grove Creek Plat Amendment as submitted. Motion carried 2/0.

Short Plat Subdivision: Public hearing and consideration of an application by Jerry Turco to subdivide Lot 11, Block 1 of Dean Ranch Subdivision into two lots, each 8.35 acres in size, to be known as T & T Subdivision. The property is zoned Productive Agricultural District (A-20) and is within the Transfer of Development Right (TDR) receiving area. The property is located at 102 Derby Rd.

Also Present: Applicant Representative Civil Engineer Sean Flynn; Shelley Miller; Jerry Turco; Levi

Smith; Blaine County Engineer Jeff Loomis; Blaine County Land Use Manager Tom Bergin; Resident Michael Shoup; Resident Shelley Miller;

County Planner Alison Marks read public notice into record.

Fosbury Moved, seconded by McCleary finds that notice was in compliance with applicable regulations §10-4-3 of the subdivision ordinance. Motion carried 2/0.

Disclosures - None

New Materials - None

Applicant Representative Sean Flynn presented application to BCC. Topics included: use of transfer development rights (TDR); subdivision of 9 acre lot into two lots; irrigation and water rights and drilling of new well.

County Planner Allison Marks said receiving areas of TDR's with enough credits can subdivide down to 2.5 acres lots.

BCC suggested easements through lot 1 for water rights to lot 2 and an area for a diversion structure be included in the plat.

PUBLIC COMMENT

Resident Michael Shoup said he is concerned with increased residential density of the area and the effects of newly drilled water wells for his well water availability.

Resident Shelly Miller said she was concerned with increased traffic roads in the neighborhood and suggested a turning lane for HWY 75 for Derby Lane;

Resident Brian Yeager said he is in support of development and also supports the TDR program developed for this purpose of increased density. He said that his water well has no issues, and that the increased traffic at the intersection to Hwy 75 can be difficult to navigate.

CLOSE PUBLIC COMMENT

Applicant spouse Casey Turco said that she is in support of the project.

BCC discussed the TDR program parameters. BCC also discussed water and service rights easements.

Fosbury moved, seconded by McCleary, to approve the Short Plat Subdivision application by Jerry Turco to subdivide Lot 11, Block 1, Dean Ranch Subdivision, into proposed two lots, T&T Subdivision, finding the application complies with the applicable criteria set forth under Title 10 Subdivision Regulations, and applicable criteria of Title 9 Zoning Regulations, subject to conditions listed on the staff report, Conditions 1 through 9 that are listed and an additional Condition 10 to indicate a private irrigation line easement to benefit new Lot 2. Motion carried 2/0.

APPROVAL OF BOARD OF COUNTY COMMISSIONER MEETING MINUTES

BCC moved the approval of minutes April 2, 2019 Special Meeting and April 4, 2019 Special Meeting to a future agenda to be determined.

BOARD OF COUNTY COMMISSIONERS REPORTS

Missed agenda items moved to future meeting.

ADJOURN

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

Attest: _____ Approved _____
JoLynn Drage Angenie McCleary
County Clerk Chairman