

Minutes of Meeting
Business Meeting
May 11, 2021
2:00 p.m.

The Kootenai County Board of Commissioners: Chairman Chris Fillios, Commissioner Leslie Duncan and Commissioner Bill Brooks, met to discuss the following agenda items. Also present were KCSO Undersheriff Dan Mattos, KCSO Captain Andy Deak, KCSO Lieutenant Michael McFarland, KCSO Systems Manager Cheryl Hallgren, Solid Waste (SW) Director John (JP) Phillips, SW Operations Manager Doug Goodwin, Parks & Waterways (P&W)/Noxious Weeds/Snowgroomers Director Nick Snyder, Resource Management Office (RMO) Senior Program Manager Kimberli Riley, Civil Deputy Prosecuting Attorney R. David Ferguson, Juvenile Detention Training Supervisor/PREA (Prison Rape Elimination Act) Coordinator Erik Sheffield, BOCC Communications Manager Nancy Jones, BOCC Senior Business Analyst Nanci Plouffe, BOCC Administrative Secretary Teri Johnston and Deputy Clerk Tina Ginorio. Also present were Coeur d'Alene Press Reporter Madison Hardy and Kootenai County Residents Will Neal, Barb Neal, Craig Ely and Shawn Hathaway. Captain Deak, Lieutenant McFarland and Mr. Sheffield were present via teleconference.

- A. Call to Order:** Chairman Chris Fillios called the meeting to order at 2:02 p.m.

- B. Pledge of Allegiance:** Solid Waste (SW) Operations Manager Doug Goodwin led the Pledge of Allegiance.

- C. Consent Calendar (items to be approved listed below):**
 - Minutes of Meetings:**
 - 04/21/2021 Elected Officials
 - 04/22/2021 Human Resources: Personnel Changes
 - 04/26/2021 Commissioners' Status Update
 - 04/27/2021 Panhandle Health District
 - 04/27/2021 Business Meeting
 - 05/03/2021 Commissioners' Status Update
 - 05/04/2021 Request for Debt Forgiveness 2015-264
 - 05/06/2021 Community Development Update

 - Board Actions:**
 - Assessor's Adjustment to tax/valuation/AIN 251142; 321485; 141099
 - Treasurer's Monthly Settlements and Statements/April 2021
 - Resolution 2021-54 (Corrected)/Community Development Fee Schedule
 - Resolution 2021-57 Adjust Taxes to Reflect Circuit Breaker/AIN 101857/Bolek
 - Approval Orders/Developers Infrastructure Exemptions: Diamond Spike Rathdrum, District at Riverstone, Foxtail 4th Addition, The Union, The Trails 4th Addition
 - Approval/2021 Agricultural Exemptions
 - Hayden Area Regional Sewer Board (HARSB)/Payment Request Approval Form: NUCOR Buildings; J-U-B Engineers; Panhandle Area Council
 - PAF/SCF Report: BOCC Review PP10 Week 2
 - BOCC Signatures for Indigent Cases: 4/29/21 through 5/5/21

Commissioner Leslie Duncan moved that the Board approve the Consent Calendar as it appeared on the agenda. Commissioner Bill Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Aye
Chairman Fillios: Aye

The motion carried.

D. Payables List (Action):

Commissioner Duncan moved that the Board accept the Payables List for the week of May 3, 2021 through May 7, 2021 in the amount of \$448,769.45, with \$2,143.52 in jury payments. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Aye
Chairman Fillios: Aye

The motion carried.

E. Changes to the Agenda (Action):

Commissioner Duncan asked that item eight, "Intergovernmental Agreement/Pleasant View District/City of Post Falls/Post Falls Urban Renew Agency/Kootenai County/Ordinance 566/Civil Prosecuting Attorney" be removed from the agenda.

No objections were voiced.

Commissioner Duncan stated that item thirteen on the agenda, "Resolution 2021-44/Kootenai County Waterways Ordinance Amendment to Honeysuckle Bay, Hayden No Wake Zone/Parks & Waterways" should have been advertised as a public hearing. Since this was not done, she asked that the item be deferred until the appropriate length of time for the notice had passed.

Civil Deputy Prosecuting Attorney R. David Ferguson confirmed that no motion was required.

No objections were voiced.

Kootenai County Residents Will Neal, Barb Neal, Craig Ely and Shawn Hathaway exited the meeting at 2:04 a.m.

F. Action Items:

Public Hearing: Bonding Fees/Resolution 2021-52/Jail/KCSO

KCSO Captain Andy Deak explained that Resolution 2021-52 would raise the Sheriff's Office's Jail Bond Fee from \$10 to \$15 per case. He reported that notice of the hearing had been posted as required by statute.

In response to a request from Civil Deputy Prosecuting Attorney R. David Ferguson, Captain Deak explained that Auditor's Office Senior Staff Accountant Melissa Merrifield had investigated and found that the actual cost associated with processing an inmate out on bond was \$15.63.

Chairman Fillios called for public testimony for or against the Resolution.

No public testimony was presented.

Commissioner Duncan moved that the Board end public testimony and enter into deliberations. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye

Commissioner Duncan: Aye

Chairman Fillios: Aye

The motion carried.

Commissioner Duncan moved that the Board approve Resolution 2021-52, the increase in bonding fees for KCSO at the Jail. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye

Commissioner Duncan: Aye

Chairman Fillios: Aye

The motion carried.

KCSO Systems Manager Cheryl Hallgren exited the meeting at 2:08 p.m.

Public Hearing: FY22-26 Program of Projects/Resource Management Office

Resource Management Office (RMO) Senior Program Manager Kimberli Riley stated that this item represented their FY21 Apportionment. She said they had brought a proposed Program of Projects to the Board for approval on March 30, 2021 and the public notice had been published on April 2, 2021.

Ms. Riley stated that RMO had received no public comments.

Chairman Fillios called for public testimony for or against the Program of Projects.

No public testimony was presented.

Commissioner Duncan moved that the Board end public testimony and enter into deliberations. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye

Commissioner Duncan: Aye

Chairman Fillios: Aye

The motion carried.

Commissioner Duncan moved that the Board approve the FY22 through FY26 Program of Projects for the Transportation Division. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Aye
Chairman Fillios: Aye

The motion carried.

Bid Opening 2021-01/Wood Waste Recycling/Solid Waste

Commissioner Duncan opened the bid from Cannon Hill Industries. She noted that only one bid had been received.

Commissioner Duncan moved that the Board acknowledge receipt of the bid from Cannon Hill Industries and send it to Legal and to Solid Waste for review. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Aye
Chairman Fillios: Aye

The motion carried.

Solid Waste (SW) Director John (JP) Phillips and Mr. Goodwin exited the meeting at 2:11 p.m.

Award/Request for Proposals/Juvenile Resident Meal Service/Juvenile Detention

Juvenile Detention Training Supervisor/PREA (Prison Rape Elimination Act) Coordinator Erik Sheffield reported that Summit had been the only responsive bidder and their services met the needs of the Juvenile Detention Center. He asked that the Board approve Summit as their food service provider.

Commissioner Brooks moved that the Board approve the selection of Summit's proposal for juvenile resident meal services at Juvenile Detention. Commissioner Duncan seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Aye
Chairman Fillios: Aye

The motion carried.

Ms. Hallgren returned to the meeting at 2:12 p.m.

Information Technology (IT) Network Administrator Grant Kinsey entered the meeting at 2:12 p.m.

Request to Transfer Funds/Quote and Purchase Addendum/Motorola/Spillman/KCSO

KCSO Undersheriff Dan Mattos reminded the Commissioners that Val Soumas had retired from her position as IT (Information Technology) Systems Manager for KCSO and Cheryl Hallgren had been appointed to fill the position. He said that during the transition he, Ms. Hallgren, IT Director James Martin and IT Network Administrator Grant Kinsey had agreed that an audit of the Spillman System should be conducted.

Undersheriff Mattos stated that the expense had not been included in their budget, but there was about \$100,000 set aside for the engineering phase of the Jail camera replacement project. He said that Mr. Kinsey had expressed confidence that the project would come in under sufficiently under budget to allow them to cover the \$12,274 for the audit.

Undersheriff Mattos asked the Board's approval to transfer the funds as described.

Commissioner Duncan moved that the Board approve the request to transfer funds from a capital item to a "B" Budget line item for the Motorola/Spillman consultant fee for \$12,274. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye

Commissioner Duncan: Aye

Chairman Fillios: Aye

The motion carried.

Award Weapon/Badge/ID/Retirement of Lieutenant McFarland, Captain Holecek, Captain Edmondson/KCSO

Undersheriff Mattos requested the Board's approval to award the weapons, badges and IDs to Lieutenant McFarland, Captain Holecek and Captain Edmondson upon their retirement.

Commissioner Brooks moved that the Board approve the award of weapons, badges and IDs upon retirement of Lieutenant McFarland, Captain Holecek and Captain Edmondson. Commissioner Duncan seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye

Commissioner Duncan: Aye

Chairman Fillios: Aye

The motion carried.

Mr. Kinsey, Ms. Hallgren and Undersheriff Mattos exited the meeting at 2:16 p.m.

Purchase of K-9/Replacement Costs for K-9 Pogo/KCSO

KCSO Lieutenant Michael McFarland reported that K-9 Pogo had been retired recently due to age-related issues. He explained the process by which a replacement would be acquired, trained and partnered. He asked the Board's approval for this, at a cost of \$26,340.

Commissioner Duncan moved that the Board approve the purchase of the K-9 and the replacement cost for K-9 Pogo. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye

Commissioner Duncan: Aye

Chairman Fillios: Aye

The motion carried.

~~**Intergovernmental Agreement/Pleasant View District/City of Post Falls/Post Falls Urban Renew Agency/Kootenai County/Ordinance 566/Civil Prosecuting Attorney**~~
Pulled

Independent Contractor Agreement/Loch Haven Grandview/Backside of Hayden Project/Inland Forest Management/Resource Management Office

Ms. Riley requested the Board’s approval of an independent contractor agreement between Kootenai County and Inland Forest Management for the project management of Loch Haven Grandview and the Backside of Hayden Project for the Resource Management Office. She explained this would be funded with the 2019 Hazardous Fuel Reduction award.

Commissioner Brooks moved that the Board approve the independent contractor agreement with Inland Forest Management for the Loch Haven Grandview/Backside of Hayden Project. Commissioner Duncan seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Aye
Chairman Fillios: Aye

The motion carried.

Proclamation: Motorcycle Awareness Month/May 2021

Commissioner Duncan asked the Board to approve the Proclamation, which was intended to improve safety.

Commissioner Duncan moved that the Board proclaim Motorcycle Awareness Month for May 2021. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Aye
Chairman Fillios: Aye

The motion carried.

Proclamation: Mental Health Awareness Month/May 2021

Commissioner Brooks moved that the Board sign the proclamation stating that May 2021 was Mental Health Awareness Month in Kootenai County. Commissioner Duncan seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Aye
Chairman Fillios: Aye

The motion carried.

Ordinance 565/County Snowmobile Trails/Parks & Waterways

Parks & Waterways (P&W)/Noxious Weeds/Snowgroomers Director Nick Snyder explained that the changes in the ordinance related to an alteration in funding distribution now that the Assessor’s Office no longer sold River Passes and updated

language to permit KCSO and Snowgroomers Operators to legally move and have towed disabled vehicles from the trails.

Commissioner Duncan moved that the Board approve Ordinance 565, updates to the County Snowmobile Trail Ordinance. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye

Commissioner Duncan: Aye

Chairman Fillios: Aye

The motion carried.

~~**Resolution 2021-44/Kootenai County Waterways Ordinance Amendment to Honeysuckle Bay, Hayden No Wake Zone/Parks & Waterways – Deferred**~~

Resolution 2021-55/Surplus Vehicle/1994 Chevy Truck/Snowgroomers

Mr. Snyder asked the Board to approve Resolution 2021-55, to declare a 1994 Chevy Truck surplus, so it could be sent to auction. He asked that the funds realized be retained by Snowgroomers.

Commissioner Brooks moved that the Board approve Resolution 2021-55, to surplus a 1994 Chevy Truck for Snowgroomers, with the funds to return to the Snowgroomers' account. Commissioner Duncan seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye

Commissioner Duncan: Aye

Chairman Fillios: Aye

The motion carried.

Approval of Bylaws/Optional Forms of Government Study Commission/Board of Commissioners

Commissioner Brooks pointed out that the Study Commission could write their own bylaws. He said the bylaws submitted were just something to get them started off.

Chairman Fillios commented that the bylaws submitted had been just to establish the Commission.

Commissioner Brooks moved that the Board approve the bylaws for the Optional Forms of Government Study Commission, related to the establishment of the Commission, since Idaho law gave them the latitude to pass their own. Chairman Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye

Commissioner Duncan: Nay

Chairman Fillios: Aye

The motion carried.

Resolution 2021-56/Member Appointment/Optional Forms of Government Study Commission/Board of Commissioners

Chairman Fillios stated that this Resolution included the nine members and three alternates appointed to the Optional Forms of Government Study Commission.

Commissioner Duncan moved that the Board approve Resolution 2021-56, the member appointment for the Optional Forms of Government Study Commission: Kurt Anderson, Tamara Bateson, Bryant Bushling, Dave Botting, Brian J. Cleary, Bob Fish, David Levine, Phil Ward and Kristen Wing, with Joan Genter, Bruce Matari and Cheri Zao as alternates. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Nay
Chairman Fillios: Aye

The motion carried.

Commissioner Duncan stated that she voted nay because she opposed the study, but she acknowledged her part in the appointments.

G. Public Comment (Discussion): This section is reserved for citizens wishing to address the Board regarding a County related issue. Idaho Law prohibits Board action on items brought under this section except in an emergency circumstance. Comments related to future public hearings should be held for that public hearing. There were no public comments.

H. Adjournment (Action): Chairman Fillios adjourned the meeting at 2:29 p.m.

Respectfully submitted,

JIM BRANNON, CLERK

CHRIS FILLIOS, CHAIRMAN

BY: _____
Tina Ginorio, Deputy Clerk
