

**Minutes of Meeting  
Commissioners' Debriefing  
March 4, 2019  
11:00 a.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 Buildings & Grounds (B&G) Director Shawn Riley, B&G Assistant Manager Tom Reed, B&G Maintenance Operator II Greg Manley, Finance Director Dena Darrow, Resource Management Office (RMO) Program Manager Kimberli Riley, BOCC Senior Business Analyst Nanci Plouffe and Deputy Clerk Tina Ginorio. Also present were Airport Advisory Board Chair Joan Genter, Fair Board Members Linda Rider and Ken Renner, and County Chair for the University of Idaho Extension Office Sharla Wilson.

- A. Call to Order:** Chairman Chris Fillios called the meeting to order at 11:02 a.m.
- B. Changes to the Agenda (Action):** There were no changes to the agenda.
- C. Business:**

Chairman Fillios suggested reversing the order of the first two items on the agenda. There was general agreement.

**Introduction of New County Chair for University of Idaho Extension Office – Sharla Wilson Discussion)**

The new County Chair for the University of Idaho Extension Office Sharla Wilson introduced herself to the Board and gave the Commissioners copies of the Extension Office 2016-2017 Annual Report.

**Underground Tank and Spill at Jail (Discussion)**

Buildings & Grounds (B&G) Director Shawn Riley updated the Commissioners on the mitigation efforts underway at the Jail in relation to the fuel spill. He told them that fourteen and a half yards of soil had been removed from the site but they were still encountering contamination and have no idea how deep it may go. He said this had definitely not been the result of a single, five-gallon spill. Mr. Riley stated that, in his opinion, the best way to proceed was to have the underground storage tank taken out and the generator next to it moved to make it easier to remove the contaminated soil. He added that he was getting bids for the installation of the new AST (Aboveground Storage Tank), which should be installed in June.

Mr. Riley said that he had \$60,000 set aside in his Five Year Plan that had been marked for moving the generator anyway; he planned to apply those funds for this project. He assured the Commissioners that he would continue to monitor this project after his upcoming departure from County employment and conversion to an independent consultant.

Mr. Riley shared a letter received from Marc Kalbaugh, UST/LUST Specialist from the Idaho Department of Environmental Quality (DEQ). He reviewed the DEQ's findings and their order that a work plan containing descriptions for evaluating the UST (Underground Storage Tank) closure, vapor intrusion, and further assessment activities be submitted by April 1, 2019.

BOCC Communications Manager Nancy Jones entered the meeting at 11:13 a.m.

### **Waterways Advisory Board Liaison (Action)**

Commissioner Leslie Duncan reminded the other Commissioners she had suggested she be made liaison to the Waterways Advisory Board. They agreed. Chairman Fillios stated that no vote was needed, since this was an administrative matter.

### **Advisory Board Appointments (Action)**

#### **▪ Planning & Zoning Advisory Board**

Chairman Fillios reported that there had been a total of seven applicants for the one opening on the Planning & Zoning Advisory Board. Commissioner Brooks repeated his caution that all advisory board members needed to be free from conflicts of interest, either actual or perceived. Chairman Fillios replied that he had asked BOCC Communications Manager Nancy Jones to draft a letter that would be sent to all advisory board members about this issue. Ms. Jones confirmed this and said the letter would be sent to Legal for review before it was sent.

Chairman Fillios urged the other Commissioners to consider three things when making their choice for the opening: there were no members living in the northern part of the County at this time; there were no women on the board; and that some of the applicants had attended meetings regularly while others had not.

All three Commissioners agreed to discuss the applicants individually in Executive Session later.

#### **▪ Waterways Advisory Board**

Commissioner Duncan reported that two applications had been received for openings on this board. She said she was concerned that there would be an uneven representation of the River and Post Falls on the board. She suggested that she be directed to do some outreach to people in the Pend Oreille and Hayden Lake areas to attract more applicants. She noted that applicants were required to own a powerboat to be eligible to serve on the Waterways Advisory Board. She added that she would support the appointment of the first applicant, James (Doug) Harris, at an upcoming Business Meeting. The other Commissioners agreed.

- **Noxious Weeds Advisory Board**

Commissioner Duncan said that one applicant, Linda Ely, had been listed for approval at an upcoming Business Meeting. She said that another applicant, Jack Zimmer, had been on the Advisory Board before and she would like to see him reinstated. She added that Mr. Zimmer had expressed an interest in serving on more than one board and that he had enough free time to do so effectively. Commissioner Duncan said the Noxious Weeds Advisory Board had more openings than applications. Chairman Fillios confirmed that Mr. Zimmer would be placed on the agenda for the March 12, 2019 Business Meeting.

- **Airport Advisory Board**

Chairman Fillios noted that the Airport Advisory Board would also be discussed in the Executive Session. He said he had concerns about applicants accepted by the prior Board of County Commissioners.

Chairman Fillios suggested that they take up items six and seven from the agenda before entering Executive Session, in the interest of efficiency. There was general agreement.

**Romer Building Bid Process and Parameters (Action)**

Commissioner Duncan stated that she had been in communication with B&G Director Shawn Riley and Civil Deputy Prosecuting Attorney Pat Braden about the bidding process for the Romer Building. She said that they had concluded that a statement should be included in the first bidding process that the buyer must move the building, not demolish it. Mr. Riley said that if there was no interest shown, they would offer a second bid that included a choice of moving the building or tearing it down.

Mr. Riley said that one interested party had contacted him about the building already.

Commissioner Duncan moved that in the initial phase of asking for bids on the Romer Building, the Board specify it would be for removal of the building only. 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 Weekly Update (Week of 2/25/2019)**

Chairman Fillios requested that the order of the Commissioner Updates be changed so that he would go last.

**Commissioner Brooks**

Commissioner Brooks reported that he was seeing improvement in receiving materials early enough to review them before a meeting. He said he would like to see it become a requirement that materials be submitted to the Commissioners a certain number of days before a meeting date.

**Commissioner Duncan**

Commissioner Duncan said she had attended a Basin Commission (BEIPC, Basin Environmental Improvement Project Commission) meeting during which they requested that the BOCC give them updates on what was being done regarding lake quality.

**Chairman Fillios**

Chairman Fillios said he attended a meeting of the Joint Powers Board for Emergency Medical Services. He reminded the other Commissioners that there had been a motor vehicle accident involving one of the ambulances several months ago. He said that they anticipated receiving between \$200,000 and \$210,000 from the insurance carrier and planned to pursue the driver of the other vehicle for restitution to make up the full loss.

Chairman Fillios said he also attended the Coeur d’Alene (CDA) Chamber of Commerce Board of Directors meeting. He said they announced their support for the school levy. In addition, he said that they also announced that the CDA Chamber of Commerce and the Post Falls Chamber of Commerce would be opposing House Bill 127, which involved the State moving the responsibility of Comprehensive Plans and their rules on land use over to County Commissioners.

Civil Deputy Prosecuting Attorney R. David Ferguson entered the meeting at 11:32 a.m.

Commissioner Duncan moved that the Board enter into Executive Session pursuant to Idaho Code §74-206(1)(b). 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.

Chairman Fillios invited Mr. Ferguson to remain for the Executive Session

The Board entered into Executive Session at 11:32 a.m.

**Executive Session pursuant to Idaho Code §74-206(1)(b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent (Closed Session – Discussion Item)**

**Decisions/Direction (Open Meeting – Action Item)**

The Board exited Executive Session at 12:12 p.m.

Commissioner Duncan moved that the Board exit Executive Session with no decisions made and staff directed to proceed as discussed. 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.

**D. 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 was no public comment.

**E. Adjournment (Action):** Chairman Fillios adjourned the meeting at 12:13 p.m.

Respectfully submitted,

JIM BRANNON, CLERK

CHRIS FILLIOS, CHAIRMAN

BY: \_\_\_\_\_

Tina Ginorio, Deputy Clerk

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