

**Minutes of Meeting**  
**Business Meeting**  
**July 10, 2018**  
**2:00 p.m.**

The Kootenai County Board of Commissioners: Chairman Marc Eberlein, Commissioner Chris Fillios, and Commissioner Bob Bingham met to discuss the following agenda items. Also present were Buildings & Grounds (B&G) Director Shawn Riley, Airport Director Steven Kjergaard, Finance Director Dena Darrow, County Assistance Manager Shelly Amos, Parks & Waterways (P&W)/ Noxious Weeds Director Nick Snyder, KCSO Lieutenant Stuart Miller, KCSO 911 Communications Services Manager Collin McRoy, Juvenile Probation Director Debra Nadeau, Civil Deputy Prosecuting Attorney R. David Ferguson, Civil Legal Assistant Barb Nyquist, Grants Management Office (GMO)/Transit Program Director Kimberli Riley, BOCC Senior Business Analyst Nanci Plouffe, BOCC Administrative Secretary Teri Johnston and Deputy Clerk Tina Ginorio.

- A. Call to Order:** Chairman Marc Eberlein called the meeting to order at 2:01 p.m.
- B. Pledge of Allegiance:** County Assistance Manager Shelly Amos led the Pledge of Allegiance.
- C. Consent Calendar (items to be approved listed below)**

**Minutes of Meetings:**

6/11/2018	Land Use Discussion
6/20/2018	Elected Officials
6/21/2018	Human Resources Personnel Changes
6/25/2018	Grants Management Office
6/25/2018	Community Development Update
6/25/2018	Commissioners' Debriefing
6/25/2018	Prosecutor's Office
6/26/2018	Business Meeting
6/28/2018	Deliberations/CUP17-0004; CUP18-0002/Community Development
7/3/2018	Indigent Appeal 2018-104
7/3/2018	Executive Session 74-206(1)(f) to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated.

**Board Actions:**

Monthly Settlements and Statements/June 2018/Treasurer  
Approve Nomination/Griffits/LEPC  
Approval of Funding/Idaho Soil and Water Conservation Commission/Kootenai-Shoshone Soil and Water  
PAF/SCF Report: BOCC Review PP14/Human Resources  
BOCC Signatures for Indigent Cases: 6/28/18 through 7/3/18  
Noxious Weed Control Agreement/AIN 142273 Carr

Commissioner Chris Fillios moved to approve the Consent Calendar as it appeared on the agenda. Commissioner Bob Bingham seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Bingham: Aye  
Commissioner Fillios: Aye  
Chairman Eberlein: Aye

The motion carried.

**D. Payables List**

Commissioner Bingham moved to accept the Payables List for the week of July 2, 2018 through July 6, 2018 in the amount of \$1,050,787.95, with jury payments of \$3,661.55. Commissioner Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Bingham: Aye  
Commissioner Fillios: Aye  
Chairman Eberlein: Aye

The motion carried.

**E. Changes to the Agenda:**

Chairman Eberlein stated that items seven and eight needed to be removed from the agenda.

Commissioner Fillios moved that items seven and eight be removed from the meeting's agenda. Commissioner Bingham seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Bingham: Aye  
Commissioner Fillios: Aye  
Chairman Eberlein: Aye

The motion carried.

**F. Action Items:**

**Grant Agreement BG18-1-28-1/IDPR/Harrison Breakwater Replacement Phase I/Parks & Waterways**

Parks & Waterways (P&W)/Noxious Weeds Director Nick Snyder requested Board approval to accept Grant Agreement BG18-1-28-1 from the Idaho Department of Parks and Recreation for the Harrison Breakwater Replacement Phase I. He stated that the required grant match had been secured. Mr. Snyder said the match dollars would come from the Vessel Fund, Boat Launch User fees, restricted funds and the Parks Account. He added that the Floating Green Account might also be drawn on, if necessary.

Chairman Eberlein inquired about the grant amount, listed as \$184,000. Mr. Snyder responded that he is investigating the amount himself right now; he had been under the impression the grant would be for \$170,000. Finance Director Dena Darrow said this represents the second of three federal grants that have been requested for this project. She remarked that item two of the agenda represents the state grant for the project.

Commissioner Fillios moved that the Board approve the grant agreement BG18-1-28-1 from the Idaho Department of Parks and Recreation for the Harrison Breakwater Replacement Phase I with Parks and Waterways. Commissioner Bingham seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Bingham: Aye  
Commissioner Fillios: Aye  
Chairman Eberlein: Aye  
The motion carried.

**Grant Agreement/WW19-1-28-1/Waterways Improvement Fund (WIF)/Harrison Breakwater Phase 1/Idaho State Parks/Parks & Waterways**

Mr. Snyder asked the Board to approve acceptance of the State grant for the Harrison Breakwater Project.

Commissioner Bingham moved that the Board approve acceptance of the grant agreement WW19-1-28-1 from the Waterways Improvement Fund (WIF grant) for the Harrison Breakwater Phase I with Idaho State Parks and Recreation and Kootenai County Parks & Waterways. Commissioner Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Bingham: Aye  
Commissioner Fillios: Aye  
Chairman Eberlein: Aye  
The motion carried.

Mr. Snyder exited the meeting at 2:10 p.m.

**Request Payment/Over-Spend Line Item/Avista/KCSO**

KCSO Lieutenant Stuart Miller explained to the Board that, in 2016, the County had agreed to pay Avista \$3,000 per year in utility fees for the KCSO radio system on Mount Spokane. He said that, due to an imperfection in Avista's billing, the County has not paid this fee for 2016, 2017, or 2018, leaving a total balance to be paid of \$9,000. Lieutenant Miller credited KCSO 911 Communications Services Manager Collin McRoy for placing \$3,500 in the 2018 budget for this expense, leaving only \$5,500 left to be paid. He added that there are sufficient funds in the 911 Account to cover this extra amount but that they will have to over-spend the individual line item for 2018. Lieutenant Miller asked the Board to approve this action. He informed the Commissioners that Avista would institute normal yearly billing procedures so this should not recur.

Commissioner Fillios moved that the Board approve requested payment for two years' underpayment to Avista by KCSO for \$5,500 to be taken from available funds within the 911 Budget. Commissioner Bingham seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Bingham: Aye  
Commissioner Fillios: Aye  
Chairman Eberlein: Aye  
The motion carried.

Lieutenant Miller exited the meeting at 2:14 p.m.

**Mutual Rescission of Lease Agreement/Mahieu/Airport**

Airport Director Steven Kjergaard explained that during his review of leases, he found this leaseholder had passed away and the surviving wife and son were not listed in the forms. He stated the lease was also inappropriate because it included a property used for aviation purposes with another property used for non-aviation purposes. He said Ms. Mahieu and Mr. Snowden had been contacted and they agreed to end the old lease and create two new ones that would be in their names. He added that the new leases would separate the two properties.

Commissioner Bingham moved that the Board approve the rescission of a lease agreement between Mahieu and the Airport. Commissioner Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

- Commissioner Bingham: Aye
- Commissioner Fillios: Aye
- Chairman Eberlein: Aye

The motion carried.

**Lease Agreement/Mahieu/Snowden/Airport**

Mr. Kjergaard requested the Board’s approval of a new lease agreement for hangar space for \$2,422.80 with Ms. Mahieu and Mr. Snowden. He explained that Mr. Snowden was Mr. Mahieu’s son.

Commissioner Fillios moved that the Board approve the lease agreement between Mahieu, Snowden and the Airport. Commissioner Bingham seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

- Commissioner Bingham: Aye
- Commissioner Fillios: Aye
- Chairman Eberlein: Aye

The motion carried.

**Non-Aviation Lease Agreement/Mahieu/Snowden/Airport**

Mr. Kjergaard requested the Board’s approval of a new lease for \$13,414.56 per year, for a property used for non-aviation purposes, between the Airport and Ms. Mahieu and Mr. Snowden. He explained that the leaseholders, in turn, lease this property to Unitek.

Commissioner Bingham moved that the Board approve the non-aviation lease agreement between Mahieu, Snowden and the Airport, as described. Commissioner Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

- Commissioner Bingham: Aye
- Commissioner Fillios: Aye
- Chairman Eberlein: Aye

The motion carried.

**~~Amended Agreement/Kootenai Hospital District dba Kootenai Health/Civil Prosecuting Attorney/Board of Commissioners~~** – Pulled

~~Resolution 2018-56/Surplus Intercom System/Buildings & Grounds~~ - Pulled

**Resolution 2018-63/Surplus 1998 Ford Clubwagon/Juvenile Probation**

Juvenile Probation Director Debra Nadeau reminded the Commissioners that she had previously discussed with them the shortcomings of the 1998 Ford Clubwagon and they had agreed it should be removed from service. She asked the Board's approval to have it declared surplus and sent to auction.

Commissioner Fillios moved that the Board approve Resolution 2018-63, declaring the 1998 Ford Clubwagon surplus and allowing it to be sent to auction. Commissioner Bingham seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Bingham: Aye

Commissioner Fillios: Aye

Chairman Eberlein: Aye

The motion carried.

- G. Public Comment:** 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.

Chairman Eberlein adjourned the meeting at 2:19 p.m.

Respectfully submitted,

JIM BRANNON, CLERK

MARC EBERLEIN, CHAIRMAN

BY: \_\_\_\_\_  
Tina Ginorio, Deputy Clerk

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