

Minutes of Meeting
Business Meeting
July 21, 2020
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 Prosecutor Barry McHugh, Civil Deputy Prosecuting Attorney R. David Ferguson, Adult Misdemeanor Probation (AMP) Director Keith Hutcheson, Airport Director Steven Kjergaard, Juvenile Detention Direction JT Taylor, Finance Director Dena Darrow, Staff Accountant – Budget Michelle Chiaramonte, Staff Accountant – Grants Julina Hildreth, Building & Grounds (B&G) Operations Manager Greg Manley, B&G Senior Maintenance Operator II Juvenile Detention Center (JDC) Sandra Brungardt, KCSO 911 Communications Services Manager Collin McRoy, Office of Emergency Management (OEM) Preparedness Coordinator Cody Pace, BOCC Communications Manager Nancy Jones, BOCC Administrative Secretary Teri Johnston and Deputy Clerk Tina Ginorio. Also present were Contractor Shawn Riley, Coeur d’Alene Press Reporter Reed Perry and Kootenai County Residents Rod Deady and ZoeAnn Thrumman. Ms. Hildreth, Mr. Riley, Mr. Pace and Mr. McRoy attended via teleconference.

- A. Call to Order:** Chairman Chris Fillios called the meeting to order at 2:01 p.m.
- B. Pledge of Allegiance:** Staff Accountant – Budget Michelle Chiaramonte led the Pledge of Allegiance.
- C. Consent Calendar (items to be approved listed below):**
Minutes of Meetings:
 - 06/22/2020 Tax Exemption Appeal Hearing
 - 06/29/2020 Commissioners’ Status Update
 - 07/16/2020 Executive Session §74-206(1)(f) to communicate with legal counsel for the public agency to discuss the legal ramifications of the legal options for pending litigation or controversies not yet being litigated but imminently likely to be litigated.

Board Actions:
Employee Application for Reimbursement for Education/Training Expenses/Treasurer Letter of Interest/Public Safety Reimbursement/Property Tax Reduction Proposal
PAF/SCF Report: BOCC Review PP15/week 2/Human Resources
BOCC Signatures for Indigent Cases: 7/9/20 through 7/15/20
Kennel License Renewals: Rich/Idaho Gems Dachshunds; Templin/Templinhaus Rottweilers

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 July 13, 2020 through July 17, 2020 in the amount of \$374,468.39, with no 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 a motion be made to add item fourteen officially to the agenda. She noted that the item had been added within 48 hours of the meeting.

Commissioner Duncan moved that the Board approve the addition of item fourteen, "Approval/Facility Use Agreement/Romer/Hamilton House/Music Conservatory of Coeur d'Alene/Board of Commissioners," for today's meeting because the item addresses something that would happen on Monday, before the next Business Meeting. 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.

F. Action Items:

Public Hearing: Proposed Fee Increases/Resolution 2020-42/Adult Misdemeanor Probation

Adult Misdemeanor Probation (AMP) Director Keith Hutcheson reported that the proposed fee changes had been advertised publically twice, as required.

Chairman Fillios called for public testimony. There were no comments from the public.

Commissioner Duncan moved that the Board end the public testimony portion of the hearing 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 proposed fee increases, Resolution 2020-42, for Adult Misdemeanor Probation. 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.

Mr. Hutcheson exited the meeting at 2:05 p.m.

Public Hearing: Coeur d'Alene Airport Fees/Resolution 2020-43/Airport

Airport Director Steven Kjergaard requested the Board's approval of new and updated fees for the Airport. He confirmed that the fees had been sent to Legal.

Kootenai County Residents Julianne Dance and Marshall Mitchell entered the meeting at 2:06 p.m.

Chairman Fillios called for public testimony. There were no comments from the public.

Commissioner Duncan moved that the Board end the public testimony portion of the hearing and move 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.

Civil Deputy Prosecuting Attorney R. David Ferguson confirmed that he had reviewed the fees and saw no issues with their adoption.

Commissioner Brooks moved that the Board approve the Coeur d'Alene Airport fees, Resolution 2020-43. 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.

Public Hearing: Sewer Connection and Monthly User Fees/Resolution 2020-44/Airport

Mr. Kjergaard requested the Board's approval of Resolution 2020-44, for sewer connection and monthly user fees for the Airport.

Chairman Fillios called for public testimony. There were no comments from the public.

Commissioner Duncan moved that the Board end the public testimony portion of the hearing 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 sewer connection and monthly user fees in Resolution 2020-44. 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.

Grant Agreement/3-16-0010-048-2020/US Department of Transportation/Federal Aviation Administration/Airport

Mr. Kjergaard requested the Board's approval to accept grant agreement 3-16-0010-048 for the phase II construction of Taxiway D and design phase I for the Decoupling Project. He stated the amount was \$1,861,805, 100% grant funded under the CARES (Coronavirus Aid, Relief and Economic Security) Act.

Commissioner Brooks moved that the Board approve the grant agreement 3-1-0010-048-2020 from the US Department of Transportation and FAA in the amount of \$1,861,805. 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. Kjergaard exited the meeting at 2:14 p.m.

FY21 Enhanced Emergency Communications Grant Letter of Support and Endorsement/Owyhee County Sheriff's Office/KCSO/911

KCSO 911 Communications Services Manager Colling McRoy requested the Board's approval of the FY21 Enhanced Emergency Communications Grant Letter of Support and Endorsement for the Owyhee County Sheriff's Office. He explained that the Owyhee County Sheriff's Office was submitting a project to the IPSCC (Idaho Public Safety Communication Commission) FY21 Annual Grant called the Regional Wireless E911 Optimization Project Phase II. He said they had asked if Kootenai County wanted to be included and, if so, to send them a letter of support for the grant application.

Commissioner Duncan moved that the Board approve the FY21 Enhanced Emergency Communications Grant Letter of Support and Endorsement for Owyhee County Sheriff's Office and KCSO 911. 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.

FY2020 Dedicated Enhanced Emergency Communications Grant Fee Fund Application/Idaho Public Safety Communications Commission/KCSO/911

Mr. McRoy commented that this was for the FY2021 not the FY2020 dedicated enhanced emergency communications grant fee fund application. He confirmed that they could wait for next week's meeting.

Chairman Fillios stated that item six would be deferred until next week's Business Meeting.

Memorandum of Understanding/Use of Kroc Center for Emergencies and Disasters/Salvation Army Kroc Center/Office of Emergency Management

Office of Emergency Management (OEM) Preparedness Coordinator Cody Pace requested the Board's approval of a renewal of the Memorandum of Understanding for the use of the Kroc Center in the event of an emergency or disaster. He explained the prior memorandum had been for five years and was due to expire in September 2020. He confirmed that there were no fees associated with the agreement, with the exception of charges for wear and tear of the premises and utilities, if the Kroc Center were used.

Commissioner Brooks moved that the Board approve the memorandum of understanding for the use of the Kroc Center for emergencies and disasters between the Salvation Army Kroc Center and the Kootenai County Office of Emergency Management. 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.

Proposal/Exchange Exhaust Fans/Apollo Mechanical/Covid Funds/Juvenile Detention/Buildings & Grounds

Buildings & Grounds (B&G) Senior Maintenance Operator II at the Juvenile Detention Center (JDC) Sandra Brungardt requested the Board's approval to install exhaust fans to create isolation units for intake. She said it would entail replacing some existing exhaust fans and ductwork.

B & G Operations Manager Greg Manley confirmed that this would not be something covered under the B&G budget. He indicated they felt it would be covered by COVID funds.

Finance Director Dena Darrow said the COVID Team had initially felt this would not be reimbursable. She said they would be willing to re-examine it in the light of it being specifically intended to address COVID. She suggested that the Commissioners approve the expense if they would not object to the County covering it in the event that reimbursement was denied.

Mr. Manley confirmed that the cost would be about \$9,700.

Commissioner Duncan moved that the Board approve the proposal to exchange the exhaust fans with Apollo Mechanical being funded out of COVID funds for \$9,700 at the Juvenile Detention Center. 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.

Approve Order/Tables/RJ Thomas Manufacturing/Riley/Fair

Contractor Shaw Riley requested the Board's approval for an order for four ADA (Americans with Disabilities Act) compliant picnic tables and twenty-eight regular picnic tables from RJ Thomas Manufacturing at a cost of \$12,833. He noted that the project did have enough funds to cover them.

Commissioner Duncan moved that the Board approve the order for the tables with RJ Thomas Manufacturing in the amount of \$12,833 for the RV Park at the Fairgrounds. 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.

Approve/Additional Spending Authority for Outside Counsel/Prosecuting Attorney's Office

Prosecutor Barry McHugh reminded the Commissioners that this item had been previously discussed in an Executive Session. He said the amount would be a maximum of \$5,000.

Commissioner Brooks moved that the Board approve the additional spending authority for outside counsel for the Prosecuting Attorney's Office, not to exceed \$5,000. 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.

Prosecutor McHugh exited the meeting at 2:26 p.m.

Approve/Additional Spending Authority/Pending Litigation/Assessor

Commissioner Duncan reminded the other Commissioners that this item had also been covered in a recent Executive Session. She explained that it related to pending litigation, for which the Assessor's Office had requested additional spending authority not to exceed \$15,000.

Chairman Fillios moved that the Board approve the additional spending authority for pending litigation for the Assessor, for an amount not to exceed \$15,000, to come from the Contingency Fund. 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 Liaison Assignment Change/Board of Commissioners

Chairman Fillios remarked that this involved Commissioner Duncan being appointed the liaison for District Court.

Commissioner Brooks moved that the Board approve Commissioner Duncan becoming the liaison to District Court. 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.

Designate Commissioner Duncan/Magistrate Commission/Board of Commissioners

Chairman Fillios stated that statute normally required the Chairman to represent the County in making selection for the Magistrates, but allows the duty to be delegated. He said Commissioner Duncan was eager to participate, so he wished to delegate the responsibility to her.

Chairman Fillios moved that the Board designate Commissioner Duncan to participate in the Magistrate Commission for the Board of County Commissioners. 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.

Ms. Darrow exited the meeting at 2:31 p.m.

Approval/Facility Use Agreement/Romer/Hamilton House/Music Conservatory of Coeur d'Alene/Board of Commissioners

Julienne Dance, representing the proposed Music Conservatory of Coeur d'Alene, expressed her dissatisfaction with the arrangements made for the July 27, 2020 open house event. She indicated she wanted a less formal procedure which would allow visitors to come and go as they wished from the house, not constrained tours. She also exhibited some materials prepared for the event.

Mr. Riley expressed his disagreement with her proposal.

The Commissioners debated the suitability of the agreement and Ms. Dance's requests.

Commissioner Duncan moved that the Board approve the facility use agreement for the Romer/Hamilton House on July 27, with further requests coming before Commissioner Duncan to act as liaison and approved through the consent calendar. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

- 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.

Marshall Mitchell, 859 Northwest View Drive, Coeur d'Alene, voiced his support for the Conservatory project.

Reed Perry, 1302 North 5th Street, Coeur d'Alene, representing the Coeur d'Alene Press, asked for a copy of the fee changes for Adult Misdemeanor Probation.

Deputy Clerk Tina Ginorio volunteered to provide him with a copy from the prior meeting.

H. Adjournment (Action): Chairman Fillios adjourned the meeting at 2:50 p.m.

Respectfully submitted,

JIM BRANNON, CLERK

CHRIS FILLIOS, CHAIRMAN

BY: _____
Tina Ginorio, Deputy Clerk
