

**Minutes of Meeting
Business Meeting
September 27, 2022
2:00 p.m.**

The Kootenai County Board of Commissioners: Chairman Chris Fillios and Commissioner Bill Brooks, met to discuss the following agenda items. Also present were Clerk Jim Brannon, Finance Director Brandi Falcon, Deputy Finance Director Keith Taylor, Staff Accountant – Fixed Assets Erica Severance, Elections Manager Asa Gray, Elections Clerk III Christina Olesen, Assessor Bela Kovacs, Chief Deputy Assessor Ben Crotinger, KCSO Undersheriff Brett Nelson, KCSO Sergeant Zachary Sifford, KCSO 911 Communication Services Administrator Collin McRoy, Office of Emergency Management (OEM) Preparedness Coordinator Sarah Loffredo, Airport Director Steven Kjergaard, Human Resources (HR) Director Sylvia Proud, Adult Misdemeanor Probation (AMP) Director Keith Hutcheson, AMP Probation Officer Mark Severance, K-9 Officer Shade, Parks & Waterways (P&W)/Noxious Weeds/Snowgroomers Director Nick Snyder, Resource Management Office (RMO) Senior Program Manager Kimberli Riley, RMO Grants Manager Dorian Komberec, Information Technology (IT) Network Administrator Grant Kinsey, Civil Deputy Prosecuting Attorney R. David Ferguson, BOCC Senior Business Analyst Nanci Plouffe, BOCC Communications Coordinator Jonathan Gillham and Deputy Clerk Tina Ginorio. Also present were Candlelight Christian Fellowship Pastor Paul Van Noy, Outreach Pastor Eric Reade and Facility Administrator Eric Koenig, Highland Appraisal, Inc. President Darcy Maag, Coeur d’Alene Press Reporter Kaye Thornbrugh, Idaho 97 Representative Alicia Abbot and Kootenai County Resident Deborah Rose. Chairman Fillios, Mr. Snyder, Ms. Riley, Ms. Komberec and Ms. Loffredo were present via teleconference. Commissioner Leslie Duncan was excused.

- A. Call to Order:** Chairman Chris Fillios called the meeting to order at 2:00 p.m.
- B. Moment of Silence**
- C. Pledge of Allegiance:** Elections Manager Asa Gray led the Pledge of Allegiance.
- D. Changes to the Agenda: (Action):**

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.

Chairman Fillios asked the item 8 from the agenda, “Consent to Sublease 94 City of Hayden-Street Dept/Lakes Highway District/Airport,” be removed.

Commissioner Bill Brooks moved that the Board remove item 8 from the agenda. Chairman Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

E. Approve Meeting Minutes (Action)

09/09/2022 Human Resources: Personnel Changes
09/13/2022 Opioid Settlement Allocation
09/13/2022 Business Meeting

Commissioner Brooks moved that the Board approve items one through three on the agenda, the submitted minutes for approval. Chairman Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

F. Approve Consent Calendar (Action)

Human Resources PAF/SCF Report for FY2022 PP22 Week 2
BOCC Signatures for Indigent Cases: 9/15/2022 – 9/21/2022

Commissioner Brooks moved that the Board approve items four and five on the agenda, the Consent Calendar. Chairman Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

G. Approve Payables List (Action)

Commissioner Brooks moved that the Board accept the Payables List for the week of September 19, 2022 through September 23, 2022 in the amount of \$639,183.17, with \$3,114.71 in jury payments. Chairman Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

Chairman Fillios noted that the Sheriff's Patrol Budget was overspent by about \$15,000, but this would be balanced by the Auditor's Office at the end of the year. He noted that it had been previously agreed that, should money need to be moved between line items, the Board would be advised.

H. Business:

Chairman Fillios asked that items 28 and 27 from the agenda be covered first, in that order.

No objections were voiced.

**Board Approval Request: Approve Ballot Order per I.C. 34-902/November 8, 2022
General Election/Elections (Action)**

Mr. Gray requested the Board's approval of the Ballot Order for the November 8, 2022 General Election.

Commissioner Brooks moved that the Board approve the Ballot Order per I.C. 34-902 for the November 8, 2022 General Election. Chairman Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

**Resolution 2022-73/Designate Polling Places per I.C. 34-302/November 8, 2022
General Election/Elections (Action)**

Chairman Fillios reported that he had received about 35 emails asking that Candlelight Christian Fellowship no longer be used as a polling location. He said that there was a possible location which could be used instead.

Mr. Gray stated that Idaho Code §34-302 encouraged that as few changes as possible be made to polling locations between the Primary Election and the General Election. He noted that there would be one change already in Post Falls, with the polling site being changed from St. George Catholic Church to Post Falls Middle School.

Chairman Fillios stated that he would allow public comments at this time and asked that they each keep their remarks to three minutes or less.

Idaho 97 Outreach Coordinator Alicia Abbot, a Bonner County resident, stated that some voters did not feel safe entering the Candlelight Christian Fellowship building because it was not a "neutral space." She stated her task with Idaho 97 was to conduct research on "anti-government extremism, Christian Nationalism, and White Supremacy." She stated that there had been "public rhetoric and iconography presented at Candlelight events and on their property that made some voters feel unwelcome." She also stated that she would provide the Commissioners with a thumb drive containing documentation and a report detailing citizen concerns.

In response to a question from Chairman Fillios, Ms. Abbot said that Community United Methodist Church representatives had told her that their location could be used. She was not able to provide a definitive answer on whether the County would be charged to use the site.

Kootenai County Resident Deborah Rose spoke in support of Ms. Abbot.

Pastor of Candlelight Christian Fellowship Paul Van Noy refuted Ms. Abbot's characterization and stated that they wished to be perceived as welcoming and safe to all voters.

Candlelight’s Building Administrator Eric Koenig said that he was in charge of security and operations at their facility and assured the Commissioners that they followed all statutes and regulations required of a polling site. He said that they provided a safe location for people to vote.

Commissioner Brooks remarked that he had received the same emails that Chairman Fillios had gotten and that people should feel safe visiting a polling location. He pointed out that there had been no overt occurrences at Candlelight that indicated that safety was a problem.

Clerk Jim Brannon stated that, if the polling location was changed, a mailing would have to be sent to all the voters in Precincts 403 and 405, at a cost of about \$1,500. He commented that if someone felt unsafe, they had the option to request an absentee ballot or go to the Elections Office and participate in Early Voting, which was available for two full weeks before any election. He said that the Methodist Church had previously made it impossible for the County to use them as a polling place by limiting the number of people allowed into their building at a time, changing their minds about the rules they wished to impose and requiring the County to pay to use their facility.

In response to a question from Chairman Fillios, Civil Deputy Prosecuting Attorney R. David Ferguson said that a motion could be made which approved all the other polling locations and specifically excluded Candlelight and the proposed alternate site, to allow the Commissioners to consider further. He asked the Commissioners to provide him with a written outline of the questions which they wanted Legal to address.

Chairman Fillios indicated that he personally would not support Candlelight’s remaining as a polling place due to his concern about the perception of the “hyper-partisanship nature of the Church.” He suggested that the designation of a polling place for Precincts 403 and 405 be covered in next week’s Business Meeting, after Legal had a chance to review relevant information.

Chairman Fillios moved that the Board approve the designated polling locations with the exception of 403 and 405, Candlelight Christian Fellowship, pending an acceptable response from United Methodist Church stating that they will be able to accommodate the County’s needs and also pending a response from Legal, with any needed funds to come from the Contingency Fund for an additional mailing. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

Board Approval Request: Appoint Chairman/BOCC (Action)

Commissioner Brooks suggested that Commissioner Leslie Duncan be made Chairman for the BOCC, to reduce the workload for Chris Fillios while he is recovering from a medical condition. He stated that Chris had done a great job as Chairman.

Chairman Fillios said he fully agreed with the suggestion and noted that Commissioner Brooks would then be Chair Pro Tem when needed.

Chairman Fillios moved that the Board approve Leslie Duncan as BOCC Chair and Bill Brooks as Chair Pro Tem, effective October 1, 2022. Chairman Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

~~Consent to Sublease 94 City of Hayden – Street Dept/Lakes Highway District/Airport (Action)~~

This item was pulled from the agenda.

Construction Agreement for Snow Removal Equipment (SRE) Building/TML Construction/Airport (Action)

Airport Director Steven Kjergaard requested the Board's approval for the Construction Agreement for the Snow Removal Equipment (SRE) Building with TML Construction. He stated it would include Bid Schedules A, B, C, D and E and would be for the amount of \$1,783,000. He noted this was a 90% grant with the FAA (Federal Aviation Administration) and that they also expected between 2 ½ % and 5% from the State towards the project as well.

Commissioner Brooks moved that the Board approve the Construction Agreement for the Snow Removal Equipment (SRE) Building with TML Construction for the Airport. Chairman Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

Mr. Kjergaard exited the meeting at 2:34 p.m.

Security Services Agreement/Fernan Park/Northern States Security/Parks & Waterways (Action)

Parks & Waterways (P&W)/Noxious Weeds/Snowgroomers Director Nick Snyder requested the Board's approval of the Security Services Agreement for Fernan Park with Northern States Security, to run from November 1, 2022 through October 31, 2024. He stated there were no increases from last year's agreement.

Commissioner Brooks moved that the Board approve the Security Services Agreement for Fernan Park with Northern States Security for Parks & Waterways. Chairman Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

Silverwood – “Scarywood” 2022 Halloween Season/Silverwood Theme Park/Sheriff/Patrol (Action)

KCSO Sergeant Zachary Sifford asked the Board to approve an agreement with Silverwood Theme Park which would allow KCSO to provide security services during their 2022 “Scarywood” Halloween events. He said this was the same type of agreement that had been approved for the past several years.

Commissioner Brooks moved that the Board approve the Silverwood “Scarywood” 2022 Halloween Season agreement with the Sheriff’s Office. Chairman Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

Grant Closeout/FY22 Boating Safety Grant/Idaho Department of Parks and Recreation (IDPR) \$112,712/Cash Match Vessel Account \$56,356/Sheriff – Rec Safety (Action)

Resource Management Office (RMO) Senior Program Manager Kimberli Riley requested the Board’s approval of the grant closeout of the FY22 Boating Safety Grant. She said that the County would be requesting reimbursement from the Idaho Department of Parks and Recreation in the amount of \$112,712. She stated that the match of \$56,356 would come from the Vessel Account.

Commissioner Brooks moved that the Board approve the grant closeout of the FY22 Boating Safety Grant with the Idaho Department of Parks and Recreation (IDPR) in the amount of \$112,712, with a cash match from the Vessel Account of \$56,356 for the Sheriff’s Office. Chairman Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

Motorola Solutions Emergency CallWorks Maintenance Contract Renewal/Motorola Solutions/911 (Action)

KCSO 911 Communication Services Administrator Collin McRoy requested the Board’s approval of the renewal for October 1, 2022 through September 30, 2023 with Motorola Solutions for the Emergency CallWorks Maintenance Contract. He said it had been

included in their budget and had included a slight increase from the previous year of just under \$5,000. He stated the total contract was for \$97,615.63.

Commissioner Brooks moved that the Board approve the Motorola Solutions Emergency CallWorks Maintenance Contract Renewal for 911. Chairman Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Excused
Chairman Fillios: Aye
The motion carried.

Sergeant Sifford and KCSO Undersheriff Brett Nelson exited the meeting at 2:38 p.m.

Motorola Solutions ASTRO System Maintenance Contract/Motorola Solutions/911 (Action)

Mr. McRoy requested the Board's approval to renew the Motorola Solutions ASTRO System Maintenance Contract for the term October 1, 2022 through September 30, 2023, in the amount of \$186,888.12. He said it had been included in their FY23 Budget and had increased just over \$13,000 from the previous year.

Commissioner Brooks moved that the Board approve the Motorola Solutions ASTRO System Maintenance Contract for 911. Chairman Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Excused
Chairman Fillios: Aye
The motion carried.

Mr. McRoy exited the meeting at 2:40 p.m.

Grant Agreement #O2270KC/FTA 5310 Purchase of Service – ID-2020-026/Idaho Transportation Department (ITD) \$181,000/Cash and In-Kind Match \$45,250/Resource Management Office (Action)

Ms. Riley requested the Board's approval of Grant Agreement #O2270KC for the FTA (Federal Transit Administration) 5310 Purchase of Service in the amount of \$181,000 with a required match of \$45,250. She explained that this represented the next two year agreement to provide funding for the Ring a Ride program and that the cash match was provided by the Area Agency on Aging.

Chairman Fillios moved that the Board approve the Grant Agreement #O2270KC, the FTA 5310 Purchase of Service. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Excused
Chairman Fillios: Aye
The motion carried.

Pastor Van Noy, Mr. Koenig and Candlelight Christian Fellowship Outreach Pastor Eric Reade exited the meeting at 2:41 p.m.

Grant Amendment # C2176KC/FTA 5339 RTC Phase II/Idaho Transportation Department (ITD) \$489,186/Cash and In-Kind Match \$122,297/Resource Management Office (Action)

Ms. Riley requested the Board's approval of Grant Amendment # C2176KC for the FTA 5339 RTC (Riverstone Transit Center) Phase II. She explained this would extend the term of the agreement for an additional year, through September 30, 2023. She said it also added \$9,186 to the award, which would be used for the additional electronic vehicle charging stations.

Chairman Fillios moved that the Board approve the Grant Amendment # C2176KC with the FTA 5339 RTC Phase II and Idaho Transportation Department (ITD), for the amount indicated. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

Grant Amendment # C2273KC/Performance Period Extension/FTA 5310 Marketing – ID-2018-015-01/Idaho Transportation Department (ITD) \$42,500/Cash and In-Kind Match \$10,625/Resource Management Office (Action)

Ms. Riley requested the Board's approval of Grant Amendment # C2273KC, to extend its performance period through September 30, 2023.

Chairman Fillios moved that the Board approve Grant Amendment # C2273KC for the performance period extension with the FTA 5310 Marketing as listed. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

Kootenai County Resident Diana Sheridan exited the meeting at 2:44 p.m.

Grant Award # ICDBG-22-I-05-PF/Panhandle Village Water System Improvement Project Phase II/Idaho Department of Commerce \$500,000/No Match Requirement/Resource Management Office (Action)

RMO Grants Manager Dorian Komberec asked that the following two items, 19 and 20 on the agenda, be handled in reverse order.

Ms. Komberec requested the Board's approval of Grant Award # ICDBG-22-I-05-PF for the Panhandle Village Water System Improvement Project Phase II. She said it was funded by the Idaho Department of Commerce in the amount of \$500,000 and had no match requirement from the County.

Chairman Fillios moved that the Board approve Grant Award # ICDBG-22-I-05-PF for the Panhandle Village Water System Improvement Project Phase II with the Idaho Department of Commerce in the amount of \$500,000, with no match required from the County. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Excused
Chairman Fillios: Aye
The motion carried.

Board Approval Request: Panhandle Village Water System Improvement Project Phase II/Environmental Review Record (Environmental Assessment)/Resource Management Office (Action)

Board Approval Request: Panhandle Village Water System Improvement Project Phase II Notice of Intent to Request Release of Funds/Resource Management Office (Action)

Chairman Fillios suggested that these two items be covered in one motion. He noted that items 19 and 20 had been reversed as requested.

Ms. Komberec requested the Board's approval of the request for an Environmental Review Record and the Notice of Intent to Release Funds, both related to the Panhandle Village Water System Improvement Project Phase II.

Chairman Fillios moved that the Board approve the request of the Panhandle Village Water System Improvement Project Phase II to the Environmental Review Board and proceed with the Notice of Intent to Release of Funds. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Excused
Chairman Fillios: Aye
The motion carried.

Board Approval Request: JUB Bus Stop Improvement Supplemental Amendment/Resource Management Office (Action)

Ms. Riley requested the Board's approval of a Supplemental Amendment to the Bus Stop Improvement project for JUB Engineering for \$1,500 for additional construction management services.

Commissioner Brooks moved that the Board approve the request for JUB for the Bus Stop Improvement Supplemental Amendment for the Resource Management Office. Chairman Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Excused
Chairman Fillios: Aye
The motion carried.

Chairman Fillios stated he wished to move item 22 on the agenda to the end of the meeting, since it would probably take longer than the other items.

MOU between Kootenai County and Coeur d'Alene/Kootenai County/City of Coeur d'Alene/Office of Emergency Mgmt (Action)

Office of Emergency Management (OEM) Preparedness Coordinator Sarah Loffredo requested the Board's approval of an MOU (Memorandum of Understanding) between Kootenai County and the City of Coeur d'Alene. She explained that this would allow the City of Coeur d'Alene's streets and Engineering Department Parking Lot as evacuation locations for buses during any emergency requiring the evacuation of the Citylink-Riverstone Transit Center.

Commissioner Brooks moved that the Board approve the MOU between Kootenai County and Coeur d'Alene for the Office of Emergency Management. Chairman Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

Resolution 2022-66/Surplus Equipment/Asset Deletion/Treasurer (Action)

Chairman Fillios noted that no representative from the Treasurer's Office was present, but that this request was a routine one.

Chairman Fillios moved that the Board approve Resolution 2022-66, for surplus of equipment and asset deletion for the Treasurer's Office. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

Resolution 2022-67/Exchange/Trade of Property/Information Technology (Action)

Information Technology (IT) Network Administrator Grant Kinsey requested the Board's approval of Resolution 2022-67. He explained that they had disposed of an old plotter and purchased a new one from Cannon and received trade-in credit in the amount of \$3,951. He said this Resolution would allow them to remove the old equipment from their inventory.

Commissioner Brooks moved that the Board approve Resolution 2022-67, for the exchange/trade of property for IT. Chairman Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

Resolution 2022-71/Retirement of K-9 Shade/Adult Misdemeanor Probation (Action)

Adult Misdemeanor Probation (AMP) Director Keith Hutcheson announced that, having just celebrated his 12th birthday, it was time for K-9 Shade to retire from active duty in explosive detection. He said that Shade would remain with him after retiring.

Commissioner Brooks moved that the Board approve Resolution 2022-71 for the retirement of K-9 Shade for Adult Misdemeanor Probation. Chairman Fillios seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

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

The motion carried.

Those present applauded for Shade, who is a very good boy.

Mr. Hutcheson, Shade and AMP Probation Officer Mark Severance exited the meeting at 2:55 p.m.

Professional Consulting Appraisal Services/Highland Appraisal, Inc./ Assessor (Action)

Chairman Fillios said they would now return to item 22 from the agenda. He explained that he would like clarification of the requested contract with Highland Appraisal, Inc. for the Assessor's Office, in light of their ongoing contract with XTR Value Services.

Assessor Bela Kovacs stated that the contract with XTR was for help with their computer software problems. He described the ongoing issues with their software and the additional work it caused his staff.

Deputy Finance Director Keith Taylor outlined concerns the Auditor's Office had regarding the XTR contract.

Ms. Abbot and Ms. Rose exited the meeting at 3:05 p.m.

Assessor Kovacs defended the XTR contract and provided additional details regarding the proposed contract with Highland Appraisal.

Chief Deputy Assessor Ben Crotinger introduced Highland Appraisal, Inc. President Darcy Maag.

Mr. Maag explained the services his company would provide to the County, should the contract be approved.

Human Resources (HR) Director Sylvia Proud exited the meeting at 3:12 p.m.

IT Applications Systems Manager Matt Snow entered the meeting at 3:13 p.m.

Mr. Ferguson provided additional information regarding the contract with XTR and said it could be cancelled with a 30 day notice and payment for any services already rendered.

Chairman Fillios stated that he would affirm his prior vote to approve the contract with Highland and therefore no further motions or action was required at this time.

Clerk Brannon exited the meeting at 3:25 p.m.

Status Update (Discussion)

There was no updated information provided.

I. 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 additional public comments.

J. Adjournment (Action): Chairman Fillios adjourned the meeting at 3:26 p.m.

Respectfully submitted,

JIM BRANNON, CLERK

BOCC SIGNATURE

BY: _____
Tina Ginorio, Deputy Clerk