

Commissioner Minutes

August 3, 2023 – 9:32 a.m. to 9:45 a.m.

MEETING WITH COUNTY ATTORNEYS FOR A LEGAL STAFF UPDATE

Commissioners Leslie Van Beek, Brad Holton and Zach Brooks

Chief Deputy P.A. Carl Ericson

Deputy P.A. Alex Klempel

Deputy P.A. Laura Keys

Elections Supervisor Haley Hicks

Elections Specialist Brandi Long

Facilities Director Rick Britton

Assistant Facilities Director Carl Dille

COO Greg Rast

Deputy Clerk Jenen Ross _____

MEETING WITH COUNTY ATTORNEYS FOR A LEGAL STAFF UPDATE

The Board met today at 9:32 a.m. with county attorneys for a legal staff update. Present were: Commissioners Leslie Van Beek, Brad Holton and Zach Brooks, Chief Deputy P.A. Carl Ericson, Deputy P.A. Alex Klempel, Deputy P.A. Laura Keys, Elections Supervisor Haley Hicks (left at 9:41 a.m.), Elections Specialist Brandi Long (left at 9:41 a.m.), Facilities Director Rick Britton (left at 9:41 a.m.), Assistant Facilities Director Carl Dille (left at 9:41 a.m.) and Deputy Clerk Jenen Ross. The action item was considered as follows:

Notice of Ranking (top 3) released for Request for Qualifications for CM/GC Elections Building Construction Project: Director Britton explained the committee met to determine the top three candidates. A letter has been prepared to notify each of the contractors of the ranking. The top three contractors are Beniton Construction, ESI and PETRA and upon the motion of Commissioner Holton and second by Commissioner Van Beek the Board voted unanimously to sign the notification letter.

Mr. Ericson addressed questions recently received from the Board regarding the use of ARPA funds. The biggest question received from the Board is whether \$10M can be spent in one fiscal year. Canyon County provided calculations for lost revenue in order to receive ARPA funds as revenue replacement; the calculated amount of lost revenue was approximately \$64M and the replacement amount received was \$44M. Legal has reviewed the ARPA guidelines and have not found anything that precludes the county from spending \$10M in a fiscal year, the funds just need to be encumbered by the end of FY24 and spent by the end of FY26.

A request was made to go into Executive Session as follows:

EXECUTIVE SESSION – RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND TO COMMUNICATE WITH LEGAL COUNSEL REGARDING PENDING/IMMINENTLY LIKELY LITIGATION

Commissioner Van Beek made a motion to go into Executive Session at 9:42 a.m. pursuant to Idaho Code, Section 74-206(1) (d) and (f) regarding records exempt from public disclosure and to communicate with legal counsel regarding pending/imminently likely litigation. The motion was seconded by Commissioner Brooks. A vote was taken on the motion with Commissioners Van Beek, Brooks and Holton voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Brad Holton, Zach Brooks and Leslie Van Beek, Chief Deputy P.A. Carl Ericson, Deputy P.A. Alex Klempel, Deputy P.A. Laura Keys and COO Greg Rast. The Executive Session concluded at 9:45 a.m. with no decision being called for in open session.

The meeting concluded at 9:45 a.m. and an audio recording is on file in the Commissioners' Office.

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