

**SIRCOMM
JOINT POWERS BOARD
December 18, 2019
Meeting minutes**

In attendance:

Barb Porter, MVP & Gooding EMS
James Pennington, MVP
Jackie Frey, TFC OEM
Bob Bailey, Wendell Fire
Lane Sickles, Jerome City Fire
Dave LaCelle, Jerome City Fire
Dave McBride, Jerome City Fire
Jocelyne Nunnally, LCSO
Rene King, LCSO
Greg Vawser, Rock Creek Fire
Aaron Zent, Rock Creek Fire
Ted Larsen, City of Jerome
Dan Hall, Jerome PD
Jeff Perry, Kimberly PD

Scott Bishop, TFSO
Don Newman, TFSO
Jeremy Engbaum, Buhl PD
Gary Taylor, JCSO
George Oppedyk, JCSO
Susan Tenny, CPA
Angel Hunsaker, SIRCOMM
Kristy Churchman, SIRCOMM
Mark Buldoc, Gooding County Commissioner
Rebecca Wood, Lincoln County Commissioner
Charles Howell, Jerome County Commissioner
Jack Johnson, Twin Falls County Commissioner
Kirtlan Naylor & Tyler Williams, SIRCOMM Legal team

Meeting in session 1407 hrs - Pledge of Allegiance

1. Public comment - none
2. Correspondence - none
3. Commissioner Buldoc - motion to amend the agenda to add item #5; Commissioner Howell seconded; voted and passed.
4. Commissioner Howell moved to approve the financials as presented EXCEPT the check to the electricians in the amount of \$12,096.62; Commissioner Johnson seconded; voted and passed.
5. Commissioner Buldoc moved to approve the minutes for the Dec. 4th and Dec. 11th meetings; Commissioner Johnson seconded; voted and passed.

6. Commissioner Buldoc and Commissioner Howell engaged in a discussion of item #5: Method of meeting minutes/recordings
 - a. Commissioner Buldoc moved to no longer record SIRCOMM Joint Powers Board meetings, nor allow the public to make audio or video recordings of the meetings, and a sign shall be posted at each meeting stating such; Commissioner Johnson seconded; voted and passed.
7. Legal counsel Kirtlan Naylor and Tyler Williams joined the meeting via telephone.
8. Commissioner Buldoc moved to approve the Naylor and Hales Services Agreement; Commissioner Johnson seconded; voted and passed.
9. Lengthy discussion regarding item #7: New JPB Agreement/Representation on the JPB
 - a. Legal made the following points:
 - i. Resolution 95-3 passed on 6-21-1995 may be the reason that a law enforcement representative on the JPB was promulgated.
 - ii. Law enforcement representatives on the JPB cannot stop SIRCOMM from terminating an employee, however they can have involvement power (including hiring, training, and discipline) to influence who has access to ILETS.
 - iii. There is nothing to prohibit the JPB from adding members of Fire, EMS, and Law to the Board, however the new JPB Agreement must be approved by the Secretary of State, the Attorney General's Office, and all Commissioners of all four counties.
 - b. Further discussion regarding voting rights and quorum questions
 - c. Legal will begin drafting the technical agreement, while in the meantime each Commissioner has been tasked with taking their proposal - a seven (7) member Joint Powers Board that includes four (4) county commissioners (one from each county), one (1) Fire representative, one (1) EMS representative, and one (1) Law representative, all with voting powers to conduct regular business with at least a quorum of four (4) present, and only the four commissioners with voting powers for budget business with at least a quorum of three (3) present - to their respective county commissioner meetings to lay the groundwork for approval.
 - i. SIRCOMM legal will present the final product to the various county lawyers.
 - d. The Board agreed to continue to think on Chief Perry's suggestion that there needs to be smaller city representation on the JPB, not just county.
10. Item #8: Public Records Request Procedure
 - a. Legal advised the JPB and the audience of the following points:
 - i. The Public Records Act procedure is to protect entities
 - ii. Requests must be reviewed by legal before being filled
 - iii. Commissioners and employees of agencies serviced by SIRCOMM must follow proper Public Records Request procedures like everyone else

- iv. The procedure is as follows:
 - 1. Public Records Request must be made to SIRCOMM via fax, USPS, or hand delivery (not by phone call or email)
 - 2. The Administrative Assistant will receive the requests, and forward them to the Interim Director
 - 3. The Interim Director will forward the requests to legal, who will review and instruct the Interim Director if and how to release the information.

- 11. Lengthy discussion regarding item #9: Proposed Plan of Action - Jeff Berger, Intermountain Communications:
 - a. Jeff Berger has formally withdrawn as SIRCOMM's proposed radio vendor; he will be available only in a dire, life-and-death emergency.
 - b. Several audience members shared opinions, including Sheriff Oppedyk, Captain Taylor, Chief Hall, and James Pennington.
 - c. The Commissioners and legal team engaged in a back and forth discussion about a loss of confidence in a JPB member.
 - d. Legal counsel advised that the priority from the legal standpoint is to get the FCC project moving forward, and the radio system build-out expedited, and the Board members need to rectify their issues so they can move forward with these.
 - e. Commissioner Wood wanted it made known that she severed all contact with the perceived issue
 - f. Commissioner Buldoc suggested Commissioner Wood and Commissioner Johnson attempt to re-engage Jeff Berger in further discussion about the possibility of a future relationship with SIRCOMM.

- 12. Legal requested to move item #10: SIRCOMM Director, Employee or Contract Labor, to executive session; Commissioner Howell made the motion, Commissioner Buldoc seconded; voted and passed.

- 13. Item #11 was tabled pending item #10

- 14. Center report
 - a. Kristy Churchman stated SIRCOMM has 11 full-time employees, 5 part-time employees, and 3 trainees.
 - b. To answer James Pennington's inquiry, Kristy Churchman stated that she was instructed by the Board to not move forward with filing for the STA with the FCC until the service agreement with Intermountain Communications had been signed, so she had done nothing yet.
 - c. Legal advised Kristy Churchman to move forward with the FCC project, firstly making sure to change the FRN password.

- 15. Commissioner Wood stated she received a thank you letter from the dispatch floor and was appreciative.

