

SIRCOMM JOINT POWERS BOARD

September 23, 2020
1215 Tiger Drive

Jerome Co. Sheriff's Office
Jerome, ID 83338

Those in attendance:

Commissioner Rebecca Wood, Conf. Line
Commissioner Mark Bolduc, Gooding County
Commissioner Charlie Howell, Jerome County
Scott Bishop, TFSO
Tyler Williams, SIRCOMM Legal-Conf. Line
Chief Troumbley, Filer PD

Gary Taylor, JCSO
Susan Tenney, SIRCOMM CPA
Kristy Churchman, SIRCOMM
Mariann Schiewe, SIRCOMM
Brett Reid, SIRCOMM

Meeting called to order 1300hrs. /Pledge of Allegiance

1. Public Comment: None
2. Correspondence: Thank you from RCFD for good job during the Badger Fire
3. Current Fiscal Statement/Invoices Presented for Payment.

A motion was made by Commissioner Howell to approve payment of invoices as presented for the "B" Budget in the amount of \$127,876.72. Second by Commissioner Wood, all in favor, motion passed. A second motion was made by Commissioner Howell to approve payment of invoices from the "A" Budget in the amount of \$13,758.83. Commissioner Bolduc second, all in favor, motion carried.

4. Approval of the minutes from September 9, 2020:

Commissioner Wood made a motion to accept the minutes from September 9, 2020 as presented, second by Commissioner Howell, all in favor, motion carried.

5. Center/Staff Report: Deputy Director Churchman

- Dispatch has 14 full-time-with one on a modified schedule/ 4 part-time/New candidate resigned due children at home/homeschooling.

6. Director's Update:

- SCADA system up and going/Brian Heslop felt it may have been a software issue. Will continue to monitor and move forward with the current system
- Gathering information on the Skeleton Butte site-cost for upgrade/FCC licensing \$5K to \$10K. White Cloud interested in renting space on tower.
- New Broadband Tower in Murtaugh 4 miles from the Hansen Tower/Increased coverage may be low. Tower owned by White Cloud Communications

- Salmon Tower Site Lease up possibly as early as December. Corresponding with “Insite Wireless” regarding space on their tower at the Salmon Dam Site.
- Radio reprogramming in progress/Frequency switchover could take place in October. FCC Deadline is December 22.
- BLM fees being collected for leases on Dietrich Tower
- Fall preventative maintenance at all towers in progress
- Premium discount from Blue Cross \$1317.95 for three months/bonus for low number of claims
- Agreement for contribution of funds for the Silo Roof repair in place

7. Action Item: IPSCC Grant Approval/Acceptance: Discussion with legal that the acceptance of the grant award necessarily includes an acceptance of Century Link as the vendor and therefore consideration is of the procurement statute, I.C. § 67-2801 *et seq.*, is necessary. Legal reviewed history of SIRCOMM phone system installation and upgrade, current circumstances, nature of the award, and procurement statute, as follows:

- In 2008 SIRCOMM purchased a phone system from Qwest (now Century Link).
- In 2013, SIRCOMM upgraded the phone system to the current “Viper” system, which has been in place since and is due for necessary upgrade.
- On September 3, 2020, the Idaho Public Safety Communications Commission (IPSCC) awarded SIRCOMM a grant to specifically upgrade that Viper phone system, including \$266,801.89 for the upgrade itself, \$41,016.02 for year 1 maintenance and \$40,029.14 for year 2 maintenance. Because the award is over the statutory threshold, consideration of the procurement statute is required.
- On September 18, 2020, Director received a letter from Intrado Corp. representing that Intrado is the manufacturer and provider of the Viper system and that Century Link is Intrado’s sole partner for distribution and maintenance of the equipment in Idaho. There is no other distribution channel for this phone system in Idaho. Due diligence was performed to corroborate Intrado’s representation and there is no reason to doubt that it is true. Thus, in order to upgrade this system, SIRCOMM has no other choice but to contract with Century Link.
- Accordingly, the sole source expenditure provision of the procurement statute applies. *See* I.C. § 67-2808(2).
 - Discussion that the “compatibility of equipment, components, accessories, computer software, replacement parts, or service is the paramount consideration[.]” I.C. § 67-2808(2)(ii).
 - Discussion that it is not feasible to do a complete replacement of the phone system using another potential vendor because it would be unduly costly and would not be included in the grant award. Further, to consider a different vendor of the same equipment would require looking out-of-state, which would add significant cost and time, as well as potentially result in purchasing good and services from a vendor with

no significant Idaho economic presence, contrary to the legislative intent of the statute. I.C. § 67-2801. In short, "competitive solicitation is impractical, disadvantageous, or unreasonable under the circumstances." I.C. § 67-2808(2)(viii).

- Overall, there simply is no other option but to contract with Century Link in order to upgrade the existing phone system.
- Legal advised that based on all of the above it appears that the sole source expenditure provision of the procurement statute applies. Upon a vote by the Joint Powers Board making such a declaration, notice of a sole source procurement will need to be published consistent with the statutory requirements.

A motion was made by Commissioner Wood to declare under Idaho Code § 67-2808(2) that there is only one (1) vendor, Century Link, to perform the 911 Viper phone system upgrade for the reasons discussed with legal, second by Commissioner Howell. All in favor; motion passed.

A motion was made by Commissioner Howell to accept the September 3, 2020 IPSCC grant award, second by Commissioner Wood. All in favor; motion passed.

8. Action Item: Discuss and give direction regarding policy handbook amendments:

Commissioner Howell made a motion to table this item for the next JPB meeting, second by Commissioner Wood. All in favor; motion carried.

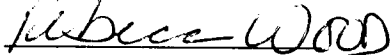
9. Old Business: Chief Troumbley requested information regarding continued use of ES Chat. Director Reid will investigate and get information to Chief Troumbley.

10. Executive Session: None

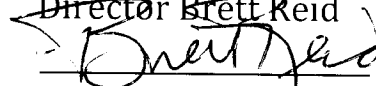
Next Meeting Date: October 14, 2020 1300hrs JCSO Training Room

Meeting Adjourned at 1411

Chairman Commissioner Wood



Date 10/28/20

~~Director Brett Reid~~


Date 10.22.20