

## LAKES HIGHWAY DISTRICT MINUTES

March 15, 2021

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The regular scheduled meeting of the Lakes Highway District Board of Commissioners was called to order by Chairman Twete at 5:30 p.m. on March 15, 2021 at the District Office, 11341 N. Ramsey Road, Hayden, Idaho 83835. Those in attendance were Commissioners Twete and Montgomery, Director Shanley and District Clerk Flagg. Commissioner Fountain attended by phone. Alan Soderling of the City of Hayden and Bob Chandler of Avondale Irrigation attended regarding the Lancaster Road property, Scott McArthur attended regarding The Estates at Farragut and Reece Addition, Laura Winter of Ruen Yeager & Associates attended regarding the NPDES permits, Steve Cordes attended regarding Wildflower Lane and Donna Montgomery observed.

Chairman Twete called the meeting to order and led the Pledge of Allegiance.

Chairman Twete asked if any Board member has a conflict of interest with any item on the agenda? Commissioner Twete no, Commissioner Montgomery no and Commissioner Fountain no. Has anyone had any oral or written communication with an applicant, or anyone opposing an application? Commissioner Twete no, Commissioner Montgomery no and Commissioner Fountain no. Has anyone visited a site that is on the agenda for a Board decision regarding an application related to the site? Commissioner Twete no, Commissioner Montgomery no and Commissioner Fountain no.

Commissioner Montgomery moved to approve the March 15, 2021 agenda as presented with Commissioner Fountain seconding the motion which carried unanimously.

Commissioner Montgomery moved to approve the March 1, 2021 regular meeting minutes as presented with Commissioner Fountain seconding the motion which carried unanimously.

After reviewing the payments journal and financial worksheet, Commissioner Fountain had a question on a receivable from ICRMP. Director Shanley stated he would provide that information to her. Commissioner Fountain then made a motion to approve the payments journal with bills paid by check numbers 38265 through 38309 in the amount of \$391,860.99 and the direct deposit dated March 5, 2021 in the amount of \$37,126.87 for a total of \$428,987.86. Commissioner Montgomery seconded the motion which carried unanimously.

At this time, Chairman Twete asked if there was any public comment.

**Item 8a was the property transfer on Lancaster Road.** Director Shanley presented a request from the City of Hayden and Avondale Irrigation District in regard to a parcel of land owned by the District at the top of Lancaster Hill east of Government Way. Alan Soderling from the City of Hayden addressed the Board regarding the City's proposal for the subject parcel working in conjunction with Avondale Irrigation District. Discussion followed and after deliberations, Commissioner Montgomery moved to authorize District staff to work with legal counsel to develop an agreement to include Director Shanley's points of discussion which include the transfer of the property to the City of Hayden with consideration of

Avondale Irrigation's request for a proposed water tank, authorization for the Water District to begin the geo-tech work and to authorize the Chairman or Vice Chairman to sign the agreement. Commissioner Fountain seconded the motion which carried unanimously.

Director Shanley asked that the Board move to item 8e as Scott McArthur of H2 Surveying was in the audience. Chairman Twete confirmed and moved to **item 8e, the Road Development Agreement for Reece Estates**. Director Shanley discussed the road development agreement with the Board which would address improvements to the adjoining roadways. After deliberations, Commissioner Montgomery moved to enter into a Road Development Agreement for Reece Estates taking into consideration items 1-4 of the District's previous letter of comment. The motion also included authorization for the Chairman or Vice Chairman to sign the Mylar. Commissioner Fountain seconded the motion which carried unanimously.

Chairman Twete then moved to **Items 8f and 8g the 2021 NPDES Permit Agreements** as Laura Winter of Ruen Yeager & Associates was in the audience. Ms. Winter addressed the Board and outlined the updates for both the District permit and for the Joint Permit with Post Falls Highway District and East Side Highway District. After discussion and deliberations, Commissioner Fountain moved to enter into an agreement with Ruen Yeager & Associates for the period of March 1, 2021 to December 31, 2021 in the amount not to exceed \$9,500 for the NPDES Joint Permit Agreement as presented with Commissioner Montgomery seconding the motion which carried unanimously.

Commissioner Fountain then made a motion for Item 8g to enter into an agreement with Ruen Yeager & Associates for the 2021 NPDES Lakes Highway District permit agreement not to exceed the amount of \$13,000. Commissioner Montgomery seconded the motion which carried unanimously.

As Scott McArthur was also in attendance for item 8i, Chairman Twete moved to that item. **8i was the Road Construction Cooperative Agreement for Walking Horse Estates 1st & 2nd Additions and The Estates at Farragut**. Director Shanley presented this joint participation agreement to the Board between the District, Walking Horse Partners and The Estates at Farragut in regard to improvements to Howard Road beginning at Konikson Lane east to Perimeter Road. After discussion and deliberations, Commissioner Montgomery moved to enter into a Road Construction Cooperative Agreement with Walking Horse Partners and The Estates at Farragut for the continuation of Howard Road with Commissioner Fountain seconding the motion which carried unanimously.

As Steve Cordes arrived regarding Wildflower Lane, Chairman Twete moved to **item 8h the Wildflower Lane Findings-of-Fact, Conclusions of Law and Decision**. Director Shanley presented the Findings-of-Fact, Conclusions of Law and Decision which includes the Order Abandoning and Vacating Public Right-of-Way for a portion of Wildflower Lane east of Rimrock Road to the Board for review. After deliberations, Commissioner Fountain moved to approve and authorize the Chairman or Vice Chairman to sign the Findings-of-Fact, Conclusions of Law and Decision and the Order Abandoning and Vacating Public Right-of-Way for a portion of Wildflower Lane lying east of Rimrock Road. Commissioner Montgomery seconded the motion which carried unanimously.

**Item 8b was Conditional Use Permit CUP21-0001.** Director Shanley presented information for a conditional use permit to correct an active code violation for an automobile wrecking and junk yard on a parcel of land located adjacent to Pope Road. After deliberations, Commissioner Montgomery moved to authorize District staff to submit a letter of comment to the County stating the District had no objections to the conditional use permit request. Commissioner Fountain seconded the motion which carried unanimously.

**Item 8c was Variance VAR21-0002** located on Cochran Lane. Director Shanley presented a request to the Board for a ten (10) foot front yard setback variance. After deliberations, Commissioner Montgomery moved to authorize District staff to submit a letter of comment to the County stating the District had no objection to the variance request of Mr. & Mrs. Roth with Commissioner Fountain seconding the motion which carried unanimously.

**Item 8d was the ITD Cooperative Agreement for the Hwy 53 & Ramsey Road Intersection.** Director Shanley presented the State and Local Agreement to the Board for the Hwy 53/Ramsey Road intersection improvements. After deliberations, Commissioner Montgomery moved to enter into the State and Local Agreement with ITD for the Ramsey Road/State Hwy 53 signal and authorized the Board to sign the agreement. Commissioner Fountain seconded the motion which carried unanimously.

**Item 8j was the Diagonal Road Right-of-Way Consultant Services Agreement.** Director Shanley discussed the agreement presented by RAH Consulting LLC regarding right-of-way acquisition for the 2023 Diagonal Road Overlay Project. After deliberations, Commissioner Fountain moved to approve the agreement with RAH Consulting for the right-of-way acquisition for the 2023 Diagonal Road Project with Commissioner Montgomery seconding the motion which carried unanimously.

Commissioner Fountain asked about the Associated Highway District meeting and the study performed by Whiskey Rock. Director Shanley addressed her questions regarding the study.

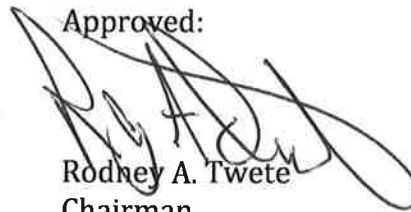
There being no further business, Commissioner Montgomery moved to adjourn at 6:25 p.m. with Commissioner Fountain seconding the motion which carried unanimously.

Respectfully Submitted:

*Bonny A. Flagg*

Bonny A. Flagg  
District Clerk/Board Secretary

Approved:



Rodney A. Twete  
Chairman