

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 April 17, 2017 at the District Office, 11341 N. Ramsey Road, Hayden, Idaho 83835. Those in attendance were Commissioners Twete, Montgomery and Fountain, Director Shanley and District Clerk Flagg. Melissa Cleveland of Welch Comer attended regarding the commercial approach on Roberts Road, Bart North of North Engineering attended regarding Rimrock Meadows 5th Addition/Zone Change, Donna Montgomery, Doug Wall, Susan Carter Moss, Colleen Alton and Maureen Stark observed.

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

Chairman Twete asked if any Board member had a conflict of interest with any item on the agenda. Commissioners Twete, Montgomery and Fountain indicated no conflicts of interest.

Commissioner Fountain moved to add item 8j Rimrock Meadows Estates 5th Addition/Zone Change to the agenda due to time constraints and moved to add an executive session per Idaho Code §74-206 (1) (b) to consider the evaluation, dismissal, or disciplining of or to hear complaints or charges against a public officer, employee or staff member or individual agent. The good faith reason for this amendment is due to a circumstance that arose after 4 p.m. on Thursday, April 13th. Commissioner Montgomery seconded the motion which carried unanimously.

Chairman Twete asked for a motion to approve the amended agenda. Commissioner Montgomery moved to approve the agenda for the April 17, 2017 meeting as amended with Commissioner Fountain seconding the motion which carried unanimously.

Commissioner Montgomery moved to approve the April 3, 2017 regular meeting minutes as presented with Commissioner Fountain seconding the motion which carried unanimously.

After reviewing the Payments Journal and Financial Worksheet, Commissioner Fountain moved to approve the payments journal with bills paid by check numbers 33658 through 33721 in the amount of \$91,106.05 and the direct deposit dated April 5, 2017 in the amount of \$26,971.58 for a total of \$118,077.63. Commissioner Montgomery seconded the motion which carried unanimously.

Chairman Twete asked if there was any public comment related to an item that was not on the agenda. As there was none, Director Shanley stated there were members of the audience in attendance regarding specific agenda items. Chairman Twete then moved to item 8d.

Item 8d was the commercial approach permit located on Roberts Road in Athol. Director Shanley explained to the Board that this request is for the south end of Roberts Road and would be for the new development which includes a Super 1 Store on the northeast corner of Hwy 54 and 95. Melissa Cleveland of Welch Comer addressed the Board and stated that the road would be privately maintained but would be treated as a public access. After review of the site plans and deliberations Commissioner Fountain moved to approve the commercial approach permit for the south end of Roberts Road with Commissioner Montgomery seconding the motion which carried unanimously.

Chairman Twete then moved to item 8j as Rimrock Meadows LLC's representative, Bart North was in the audience. Director Shanley discussed Rimrock Meadows Estates 5th Addition/Zone Change with the Board stating the developer has agreed to address the inadequacies of the roads and intersections that provide access to the subject property through a road development agreement and that Mr. North was requesting updated letters be submitted to the County. After deliberations Commissioner Fountain moved to authorize District staff to submit two (2) letters of comment to the county for the zone change request and Rimrock Meadows Estates 5th Addition stating the developer is addressing District requirements and agrees to enter into a road development agreement upon legal counsel review. Commissioner Montgomery seconded the motion which carried unanimously.

Moving back to item 8a, was Resolution 2017-04 for the Timber Lane Road Validation. Director Shanley presented the resolution to the Board regarding initiating a road validation process for Timber Lane and asked for Board direction. Chairman Twete stated he had a couple of concerns that he wanted to bring up regarding conversations with residents of Spirit Lake East and Twin Lakes. Along the same lines as this, homeowners of Spirit Lake East came in and wanted the District to do something with their roads. At that time, Commissioner Fountain said there should be lots of money as it doesn't appear they have done anything with their roads and didn't want the Highway District to take part in that. Chairman Twete also stated there was a right-of-way at Twin Lakes that residents wanted the District to do the survey and the District stated it would not do the survey and that the residents should pay for that with their own money and not tax dollars.

Looking at Timber Lane, Chairman Twete said it looked skewed with the rest of the road and would have to be surveyed. Being consistent, Chairman Twete stated the residents should pay for the survey and he is not comfortable with a representative coming in without a property owner requesting a validation and not going on someone else's word that the residents want it done. Chairman Twete stated he is very concerned about that as there will be a fair amount of money spent for the validation especially with a survey. Director Shanley stated a survey is not required for a road validation, but if it got to the point where the District felt the road was their's or was the responsibility of the taxpayers to maintain, then something would have to be done.

Commissioner Fountain then clarified the portion in question is from Shorewood Court to 15th Street. Chairman Twete stated he was not against doing the road validation but would like to see at least one property owner come in and request the validation rather than a representative on a hearsay basis that an individual would like it done. He also said that the rest of the residents may not want the road validated as it could become a main thoroughfare. Commissioner Fountain wanted to clarify that they all get a chance and if anyone comes forward then the Board could decide if it was in the best interest. Commissioner Montgomery stated that they needed to come forward and request the validation. Commissioner Montgomery also stated that when he drove Timber Lane it looked pretty decent except for in front of just a couple homes. Chairman Twete said he does not want to get the Highway District in a situation that will set a precedence for anything later.

At this time, Commissioner Fountain made a motion to move forward with the road validation, clarifying it is from Shorewood Court to 15th Street. Chairman Twete stated as there was no second the motion dies. Chairman Twete then moved to start the validation process upon the actual request of a property owner that lives on Timber Lane coming forth. Commissioner Montgomery seconded the motion. Commissioner Fountain stated she would have to say no as

she felt the District did have some representation from somebody that lives on that street. Chairman Twete said the motion passed.

Item 8b was the conditional use permit (CUP17-0005) for Bar Consulting & Holdings. Director Shanley explained to the Board this was a proposal to expand an existing residential care facility on St. James Avenue. After discussion and deliberations, Commissioner Montgomery moved to send a letter of comment to the County stating the District requires the applicant to demonstrate there's sufficient parking for employees and visitors outside of the public right-of-way. Commissioner Fountain seconded the motion which carried unanimously.

Item 8c was THI Holdings, LLC conditional use permit. Director Shanley informed the Board that a trip generation and distribution letter was provided by HMM Engineering regarding the proposed airstrip and supporting facilities located on N. Old Hwy 95 just north of Idaho Forest Group for THI Holdings, LLC. After deliberations, Commissioner Fountain moved to authorize District staff to submit a letter of comment to the County stating the District had no concerns with the traffic impact but would request the developer work with the District regarding roadway signing for low flying aircraft. Commissioner Montgomery seconded the motion which carried unanimously.

Item 8e was to schedule the 2017-2018 budget hearing date. Commissioner Fountain moved to set August 28, 2017 at 5:45 p.m. or as soon thereafter as possible for the 2017-2018 budget hearing and authorized District staff to send the fiscal year 2017-2018 budget hearing notification form to the county. Commissioner Montgomery seconded the motion. It was then clarified that the budget hearing would be advertised in the Press when the time came to do so. The motion carried unanimously.

Item 8f was discussion regarding replacing the copy machine. Director Shanley presented options to the Board for consideration of replacing the current copy machine for the office. After discussion and deliberations, Commissioner Montgomery moved to table this item to the next meeting to allow staff to bring back additional information. Commissioner Fountain seconded the motion which carried unanimously.

Item 8g was the State and Local agreement for the UPRR Crossing Project on Ramsey Road north of Boekel Road. Director Shanley presented the agreement to the Board and explained there is an \$1,100.00 consideration fee for the State's permanent and temporary rights due upon the District's execution of the agreements. After deliberations, Commissioner Fountain moved to approve the Actual Cost Railroad Construction Agreement for the Ramsey Road Union Pacific Railroad Upgrade Project which includes Exhibit C, the easement granted to Lakes Highway District, authorize payment of \$1,100.00 and authorize the Chairman or Vice Chairman to sign the agreement. Commissioner Montgomery seconded the motion which carried unanimously.

Item 8h was part-time summer employees. Director Shanley discussed with the Board hiring seasonal employees to augment District crews for the summer months. After deliberations, Commissioner Montgomery moved to authorize staff to hire employees for summer as needed with Commissioner Fountain seconding the motion which carried unanimously.

Item 8i was proposed right-of-way dedication on E. Hayden Lake Road. Director Shanley explained that Mr. & Mrs. Mark Johnson approached the District and offered to donate right-of-way adjacent to their parcel located at 31054 E. Hayden Lake Road. After deliberations,

Commissioner Montgomery moved to accept the quit claim deed from Mr. & Mrs. Johnson donating right-of-way adjacent to 31054 E. Hayden Lake Road. The motion also included authorization for the Chairman or Vice Chairman to sign the acceptance. Commissioner Fountain seconded the motion which carried unanimously.

At 6:12 p.m., Commissioner Fountain moved to enter into executive session for the following purpose pursuant to Idaho Code §74-206 (1) (b) to consider the evaluation, dismissal or disciplining of or to hear complaints or charges brought against a public officer, employee, staff member or an individual agent and further that no final action or making of any decisions shall be made in executive session and that the executive session shall last no longer than fifteen (15) minutes. Commissioner Montgomery seconded the motion. Commissioner Twete voted aye, Commissioner Montgomery voted aye and Commissioner Fountain voted aye. Motion carried unanimously.

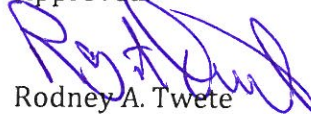
Upon reconvening to regular session at 6:44 p.m. and with there being no further business, Commissioner Montgomery moved to adjourn at 6:45 p.m. with Commissioner Fountain seconding the motion. Motion carried unanimously.

Respectfully Submitted:

Bonny A. Flagg

Bonny A. Flagg
District Clerk

Approved:



Rodney A. Twete
Chairman