

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 20, 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. Rusty Leahy of David Evans & Assoc. attended regarding the SH53 UPRR Bridge Presentation, Shawn Metts and Matt Hall from HMH Engineering attended regarding the Materials Testing Proposal, Bryan Mitchell attended regarding Mitchell Acres Subdivision, Nancy Stricklin was under public comment and Duane Rasmussen, Doug Wall, Colleen Alton, Donna Montgomery and Stan and Pam Pope 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.

Chairman Twete asked for a motion to approve the agenda. Commissioner Fountain stated she would like to add paragraph (b) under the executive session and moved to approve the agenda for the March 20, 2017 with the addition of paragraph (b) under executive session. Commissioner Montgomery seconded the motion which carried unanimously. District Clerk Flagg asked for a clarification to verify that the item for executive session would be under (1) (b). Commissioner Fountain confirmed with Chairman Twete confirming the second included that verbiage. Commissioner Montgomery confirmed it did.

Commissioner Montgomery moved to approve the March 6, 2017 regular meeting minutes as presented. Commissioner Fountain wanted to clarify item 9e stating she tabled the item due to not having the information. Chairman Twete confirmed the motion stood with that correction. Commissioner Fountain seconded 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 33571 through 33628 in the amount of \$226,335.72 and the direct deposit dated March 20, 2017 in the amount of \$27,345.26 for a total of \$253,680.98. 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. Nancy Stricklin addressed the Board regarding the gravel portion of Timber Lane that is not maintained by the Highway District. Ms. Stricklin stated that she is acting on behalf of an elderly friend who was gone for the winter but returned to bad potholes in front of her house. Ms. Stricklin stated her friend is unable to afford the maintenance of the road that adjoins her property and isn't asking to have it paved just graded and the potholes filled. Ms. Stricklin indicated that she has heard that if the District begins to maintain this section of road that it will set a precedence for the District. She stated, however, that she feels this is unique enough not to set a precedence.

Chairman Twete stated that the District is very concerned about setting a precedence as there are numerous roads throughout the District that are like this section of Timber Lane. Director Shanley stated that the way to add a road to the District's map is through a road

validation process and that we would need to take this to legal counsel. Commissioner Fountain stated she drove down Timber Lane last summer and would never drive her car down there again especially in front of this particular residence. Commissioner Fountain also stated that she doesn't feel it would be that difficult with no burden on the District and is in favor of helping with the road validation.

Chairman Twete said that the District would need to contact the District attorney and that Ms. Stricklin is more than welcome to contact her if she would like as the District would not do anything without legal advice. Ms. Stricklin stated she just wanted to voice her concern.

Item 7a was Mitchell Acres which is a proposed four (4) lot minor subdivision on approximately thirty-one (31) acres located on Highway 41 and Seasons Road. Director Shanley presented his review and after deliberations Commissioner Montgomery moved to authorize District staff to submit a letter of comment outlining item numbers 1-3 of Director Shanley's review. The motion also included authorization for the Chairman or Vice Chairman to sign the Mylars when presented. Commissioner Fountain seconded the motion which carried unanimously.

Item 8a was the SH53 UPRR Bridge presentation. Rusty Leahy of David Evans & Associates gave a presentation to the Board and the audience of the proposed new Union Pacific Railroad Bridge located near the intersection of Hwy 53 and 95. The presentation also included renderings of two alternatives for a new interchange and frontage roads at the same location. Mr. Leahy suggested as a way to formalize our comments, the District may wish to send a letter to the Idaho Transportation Department outlining the District's questions and concerns. Commissioner Montgomery stated he felt it would be the best to go with the full interchange, as did Chairman Twete which would eliminate a stop light on Hwy 95. The Board thanked Mr. Leahy for his presentation.

Item 8b was discussion regarding the review fee for Rimrock Meadows Estates 5<sup>th</sup> Addition. Director Shanley explained to the Board that the developer's representative has contacted the District asking the District to consider waiving the \$1,000 review fee deposit. Director Shanley offered that even though the District has reviewed the previous four (4) additions to Rimrock Meadows Estates, there is still a review that the District is obligated to provide to the County. Director Shanley also reiterated that the \$1,000 is a deposit and if there are funds left after review, they are refunded to the developer. As the Board felt the review deposit should remain the same, no motion was made as this was a discussion item only.

Item 8c is a zone change request on Dodd Road. Director Shanley explained that the applicants are requesting a zone change from agricultural to rural in order to remedy a non-compliant split that was previously done and explained that there is no adverse impact to the District's transportation system. After deliberations, Commissioner Fountain moved to authorize District staff to submit a letter of comment to the County stating the District has no comment. Commissioner Montgomery seconded the motion which carried unanimously.

Item 8d was discussion regarding the status of Howard Road adjacent to Konikson Estates. Director Shanley discussed with the Board questions raised by the County regarding the status of Howard Road at the easterly end. The developer and the County are asking if the District would maintain that portion of Howard Road if it was built to Highway District Standards. Chairman Twete asked if they would be required to construct a hammerhead or a cul-de-sac at the end. Director Shanley stated they would. After deliberations and discussion, Commissioner Montgomery moved to accept the road for maintenance if built to Highway District standards. Commissioner Fountain seconded the motion. Chairman Twete clarified that portion of road was up to the west boundary line of the subdivision. The motion carried unanimously.

Item 8e was consideration of awarding the 2017 Construction Project Bid. Director Shanley presented his review to the Board and after discussion made his recommendation. After deliberations, Commissioner Fountain moved to award the 2017 Construction Project Bid to the lowest responsive bidder, Interstate Concrete & Asphalt, Inc. in the amount of \$2,044,258.39. The motion also included authorization for the Chairman or Vice Chairman to sign the contracts, Notice of Award and Notice to Proceed when presented, contingent upon all required documents being submitted to the District. Commissioner Montgomery seconded the motion which carried unanimously.

Item 8f was the Materials Testing Proposal submitted by HMH Engineering for the asphalt testing on the 2017 construction projects. Director Shanley reviewed the proposal with the Board and after deliberations, Commissioner Fountain moved to award the materials testing for the 2017 construction projects for an estimated amount of \$18,495.50 to HMH Engineering. Director Shanley noted that this amount was estimated on time and materials. The motion also included authorization for the Chairman or Vice Chairman to sign the agreement/contract when presented. Commissioner Montgomery seconded the motion which carried unanimously.

Item 8g was the Call for Bids for the 2017 Pavement Markings. Director Shanley reviewed with the Board the District's pavement marking project for 2017 and after discussion and deliberations, Commissioner Fountain moved to authorize District staff to advertise for the 2017 Pavement Marking Bid. Commissioner Montgomery seconded the motion which carried unanimously.

Item 8h was an update on the Coeur d'Alene Airport Master Plan. Director Shanley stated the County had contacted the District and asked that the Highway District participate in the Airport Master Plan Update. Commissioner Fountain moved to have Director Shanley sit on the Airport Master Plan with Commissioner Montgomery seconding the motion which carried unanimously.

Item 8i was the Bunco Road Design Study Report and Preliminary Design & Right-of-Way. Director Shanley reviewed the preliminary design plans for the reconstruction of Bunco Road from Pope Road to Nunn Road. Included in the review were the right-of-way requirements necessary for the project. After discussion and deliberations, Commissioner Fountain moved accept the design study report and direct staff to proceed with the right-of-way acquisition for the parcels necessary for the Bunco Road Project. Director Shanley

clarified the motion included accepting the design study report. Commissioner Montgomery seconded the motion which carried unanimously.

The next item, 8j on the agenda was the State and Local Agreement for the BNSF Ramsey Road Crossing Improvement Project. Director Shanley stated this project was added to the STP by ITD and is being programmed into federal funding. He then presented the agreement to the Board for review and explained that a deposit of \$13,000 is required and will be considered a deposit to cover the State's expenses and ultimately be used as a portion of our match at the conclusion of the project. After deliberations, Commissioner Fountain moved to authorize payment of \$13,000 as a deposit towards the District's match amount and authorized the Board to sign the agreement. Commissioner Montgomery seconded the motion which carried unanimously.

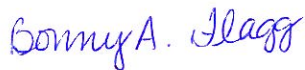
Chairman Twete called for a short recess at 6:35.

At this time, Commissioner Montgomery moved to adjourn to executive session at 6:43 p.m. under Idaho Code §74-206 (1) (a) to consider hiring a new employee and (b) to hear complaints against an employee. Commissioner Fountain seconded the motion. District Clerk Flagg called the roll with the Commissioners voting as follows: Chairman Twete aye, Commissioner Montgomery aye and Commissioner Fountain aye.

Upon reconvening to regular session at 7:08 p.m., Commissioner Montgomery moved to direct staff to advertise for maintenance employees as discussed in executive session with Commissioner Fountain seconding the motion which carried unanimously.

There being no further business, Commissioner Montgomery moved to adjourn at 7:09 p.m. with Commissioner Fountain seconding the motion which carried unanimously.

Respectfully Submitted:



Bonny A. Flagg  
District Clerk

Approved:



Rodney A. Twete  
Chairman