

Lakes Highway District Meeting Minutes

July 15, 2019

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The regular scheduled meeting of the Lakes Highway District Board of Commissioners was called to order by Vice Chairman Montgomery at 5:30 p.m. on July 15, 2019 at the District Office, 11341 N. Ramsey Road, Hayden, Idaho 83835. Those in attendance were Commissioners Montgomery and Fountain, Director Shanley and District Clerk Flagg. Commissioner Twete attended by telephone. George Schaeffer attended regarding the abandonment & vacation of Viewer Report #113, Sandy Griffiths and Marian Gerrard attended regarding the Princess Pedalfest special events application, Paul and Tammy Boyd had a public comment and Donna Montgomery observed.

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

Vice Chairman Montgomery asked if any Board member has a conflict of interest with any item on the agenda or has anyone had any oral or written communication with an applicant or anyone opposing an application or has anyone visited a site that is on the agenda for Board consideration tonight. Commissioners Montgomery and Fountain indicated they had none.

Commissioner Fountain moved to approve the July 15, 2019 agenda as presented with Vice Chairman Montgomery seconding the motion which carried unanimously.

Commissioner Fountain moved to approve the July 1, 2019 regular meeting minutes as presented with Vice Chairman Montgomery seconding the motion which carried unanimously.

Commissioner Fountain moved to approve the July 3, 2019 special meeting minutes as presented with Vice Chairman Montgomery 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 36060 through 36115 in the amount of \$104,994.16 and the direct deposit dated July 5, 2019 in the amount of \$37,737.30 for a total of \$142,731.46. Vice Chairman Montgomery seconded the motion which carried unanimously.

At this time, Vice Chairman Montgomery asked if there was any public comment. Mr. Paul Boyd addressed the Board regarding his minor subdivision located on Red Fir Road.

At this time Commissioner Twete joined the meeting by telephone.

Item 9a was the plat review of Hoodoo Valley South. Director Shanley presented his review of this proposed four (4) lot minor subdivision located on the east side of Ramsey Road north of Seasons Road to the Board for review. After deliberations, Commissioner Fountain moved to approve Hoodoo Valley South and authorize staff to submit a letter of comment to the County outlining item numbers 1-4 of Director Shanley's review. Director

Shanley confirmed with Commissioner Fountain her motion included authorization for the Chairman or Vice Chairman to sign the Mylars when presented. Commissioner Twete seconded the motion which carried unanimously.

Item 9b was the plat review of Hoodoo Valley South, First Addition. Director Shanley presented his review of this proposed four (4) lot minor subdivision which is located on the northeast corner of Ramsey Road and Seasons Road to the Board for review. After deliberations, Commissioner Fountain moved to approve Hoodoo Valley South First Addition and authorize District staff to submit a letter of comment to the County outlining item numbers 1-5 of Director Shanley's review. The motion also included authorization for the Chairman or Vice Chairman to sign the Mylars when presented. Commissioner Twete seconded the motion which carried unanimously.

Item 9c was the plat review of Hoodoo Valley South, Second Addition. Director Shanley presented his review of this proposed four (4) lot minor subdivision which is located on the northwest corner of Seasons Road and Weir Road to the Board for review. After deliberations, Commissioner Fountain moved to approve Hoodoo Valley South Second Addition and authorize District staff to submit a letter of comment to the County outlining item numbers 1-5 of Director Shanley's review. The motion also included authorization for the Chairman or Vice Chairman to sign the Mylars when presented. Commissioner Twete seconded the motion which carried unanimously.

Item 9d was the plat review of Hoodoo Valley South, Third Addition. Director Shanley presented his review of this proposed four (4) lot minor subdivision which is located on the west side of Weir Road north of Seasons Road to the Board for review. After deliberations, Commissioner Fountain moved to approve Hoodoo Valley South Third Addition and authorize District staff to submit a letter of comment to the County outlining item numbers 1-5 of Director Shanley's review. The motion also included authorization for the Chairman or Vice Chairman to sign the Mylars when presented. Commissioner Twete seconded the motion which carried unanimously.

Item 9e was the public hearing for the abandonment and vacation of a portion of Viewer Report #113.

Vice Chairman Montgomery stated this was the time and place set for the public hearing on the petition to abandon and vacate a portion of right-of-way located in Lot 3, Block 1 Cruze Estates recorded in Book J, Pages 029 and 029A, Kootenai County, Idaho as petitioned by Schaeffer Land and Timber, LLC. I now declare the public hearing open.

Director Shanley presented the memorandum prepared outlining the procedures of the abandonment and vacation process. He also stated that the certified notices were mailed in accordance with Idaho Code and the public hearing was noticed in accordance with Idaho Code. Director Shanley stated that Mr. Oetting, who previously requested the same right-of-way be abandoned and vacated through his lot, submitted a letter supporting this abandonment and vacation and will be added to the record.

Vice Chairman Montgomery asked if there was any public testimony from the audience and if so, please proceed to the podium, state your name and address for the record. Only testimony pertaining to this petition will be accepted.

Mr. Schaeffer, owner of the subject parcel, addressed the Board stating he is just trying to clean up the easement.

Vice Chairman Montgomery asked for any written comments other than Mr. Oetting's letter. There being none and with no further public testimony, Vice Chairman Montgomery stated the public hearing is now closed.

The Board proceeded to deliberations and upon conclusion, the following motion was made.

Commissioner Fountain stated I find it in the public interest to abandon and vacate the subject right-of-way and find that the requirements of I.C. §40-203 are met. I move to grant the abandonment and vacation as requested subject to this condition precedent with title to be vested as provided in Idaho Code §50-311 to Schaeffer Land and Timber, LLC and authorize the Vice Chairman or Vice Chairman to sign the Order to Vacate on behalf of the District. Commissioner Twete seconded the motion which carried unanimously.

Vice Chairman Montgomery asked for any further discussion and there being none, stated the motion has passed.

District Clerk Flagg called the roll; Commissioner Twete aye, Commissioner Montgomery aye and Commissioner Fountain aye. Motion carried unanimously.

Item 9f was the public hearing for the abandonment and vacation of a portion of public right-of-way located in Hayden Lake Cottage Tracts.

Vice Chairman Montgomery stated this was the time and place set for the public hearing on the petition to abandon and vacate a portion of right-of-way located in Hayden Lake Cottage Tracts recorded in Book C, Pages 068, Kootenai County, Idaho as petitioned by Wayne and Khrystia Waibel. I now declare the public hearing open.

Director Shanley informed the Board, that based on communication with legal counsel and reaching out to the applicant for additional information, the staff report was not available for consideration at this time. Therefore, Director Shanley indicated that the Board may want to table/recess this public hearing to a future date in order to give the applicant ample time to provide the requested information. Vice Chairman Montgomery asked for public comment which there was none. Commissioner Fountain moved to recess the public hearing to the first meeting in September. Commissioner Twete seconded the motion which carried unanimously.

Item 9g was the Special Events Application for Princess Pedalfest. Director Shanley presented the special events application for the Princess Pedalfest Race to the Board for review. After deliberations, Commissioner Fountain moved to approve the special events application for the Princess Pedalfest to be held August 3rd, 2019 upon receipt of the

Certificate of Liability Insurance and authorized District staff to sign the application. Clerk Flagg confirmed that the Certificate of Liability Insurance had been received. Commissioner Twete seconded the motion which carried unanimously.

Item 9h was Resolution 2019-08 Fees Resolution. Director Shanley presented this resolution to the Board updating the District's fee structure. After review and deliberations, Commissioner Fountain moved to set a public hearing for the first meeting in September to hear the adoption of fees and have the fee schedule included in the Press advertisement. Commissioner Twete seconded the motion which carried unanimously.

Item 9i was the De-Icer Truck Wings. Director Shanley presented a quote for two (2) additional wings for the Ford F550 de-icer trucks. After deliberations, Commissioner Fountain moved to approve the purchase of two (2) wings for the Ford F550 de-icer trucks and authorized District staff to order them as soon as possible with Commissioner Twete seconding the motion.

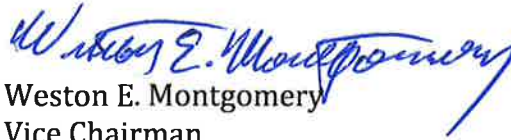
There being no further business, Commissioner Twete moved to adjourn at 6:18 p.m. with Commissioner Fountain seconding the motion which carried unanimously.

Respectfully Submitted:



Bonny A. Flagg
District Clerk/Board Secretary

Approved:



Weston E. Montgomery
Vice Chairman