

Lakes Highway District Meeting Minutes

August 6, 2018

Page 1

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 August 6, 2018, at the District Office, 11341 N. Ramsey Road, Hayden, Idaho 83835. Those in attendance were Commissioners Twete, Montgomery and Fountain, Director Shanley, District Clerk Flagg, District Treasurer Howell and District Attorney Weeks. Mike Curry of Big Sky Capital attended regarding the Diagonal Road Turn Lane Review, Donna Montgomery, Doug Wall, Ron Cootes, Megan Petersen and Nancy Lowry 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 Montgomery moved to approve the August 6, 2018 agenda as presented with Commissioner Fountain seconding the motion which carried unanimously.

Commissioner Montgomery moved to approve the July 16, 2018 meeting minutes as presented. As there was no second the motion died. Discussion followed as Commissioner Fountain requested additional verbiage be added to item 8j and moved to table approval of the July 16, 2018 meeting minutes to the August 27, 2018 meeting. Commissioner Montgomery seconded the motion which carried unanimously.

After reviewing the Payments Journal, Commissioner Fountain moved to approve the payments journal with bills paid by check numbers 35080 through 35139 in the amount of \$267,383.34, the direct deposit dated July 20, 2018 in the amount of \$29,034.81 and the direct deposit dated August 6, 2018 in the amount of \$40,654.24 for a total of \$337,072.39. 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. Megan Petersen introduced herself to the Board stating she was applying for the administrative assistant's position.

Item 7a, is the Perimeter Road Pedestrian Crossing which was previously discussed at the July 16, 2018 board meeting. Director Shanley discussed his review with the Board and the probability of installing a crosswalk on Perimeter Road either at the Post Office or the Community Center. After deliberations, Commissioner Fountain moved to authorize District staff to move the speed limit signs as outlined in Director Shanley's memo dated June 2018 with Commissioner Montgomery seconding the motion which carried unanimously.

Chairman Twete moved to **Item 8b, Authorization to Advertise the 2018-2019 Budget Hearing**. Director Shanley discussed with the Board advertising the 2018-2019 budget hearing in the Coeur d'Alene Press per Idaho Statutes. After deliberations, Commissioner Fountain moved to authorize District staff to advertise the 2018-2019 budget hearing in the Coeur d'Alene Press per Idaho Statutes with Commissioner Montgomery seconding the motion which carried unanimously.

As Mike Curry was in attendance regarding item 8j, Chairman Twete moved to that item. **Item 8j is the Diagonal Road Turn Lane Plan Review**. Director Shanley presented the turn lane plans for Diagonal Road to the Board for review and after deliberations, Commissioner Montgomery moved to accept the Diagonal Road turn lane plans provided by Welch Comer with

Commissioner Fountain seconding the motion which carried unanimously.

Chairman Twete now moved back to **Item 8a which is the Prairie Avenue Elementary School Site Plan Review**. Director Shanley presented his review to the Board for a new elementary school to be located on the south side of Prairie Avenue. After deliberations, Commissioner Montgomery moved to authorized District staff to submit a letter of comment to the Coeur d'Alene School District outlining item numbers 1-9 of Director Shanley's review with the language on item #3 to be "off interior roads only". Commissioner Fountain seconded the motion which carried unanimously.

Item 8c, Special Events Application for the 2018 Spokane to Sandpoint Relay Race. Director Shanley presented the application to the Board and after deliberations, Commissioner Fountain moved to approve special events application for the 2018 Spokane to Sandpoint Relay Race with the addition of flaggers at Boekel and Ramsey Roads and Lancaster and Ramsey Roads and authorize the Chairman or Vice Chairman to sign the application. Commissioner Montgomery seconded the motion which carried unanimously.

Item 8d is the Consideration of the Mower Bid Award. Director Shanley presented the bid results for the new District Roadside Mower to the Board and discussed his recommendation. After deliberations, Commissioner Fountain moved to accept the Roadside Mower Bid from Agri-service LLC in the amount of \$102,500.00 and authorize staff to move forward with that purchase. Commissioner Montgomery seconded the motion which carried unanimously.

Item 8e – Chairman Twete stated this is the designated time and place set for the **public hearing on surplus equipment** to hear testimony why the property may still be useful to the District and the sale should not be made for one (1) 1994 Ford Dump Truck (VIN # 1FDYU90W6RVA43057, one (1) 1997 Ford Dump Truck (VIN #1FDYU90W8VVA26917) and one (1) 1997 Ford Dump Truck (VIN #1FDYU90W7VVA26911) and stated that the public hearing is now open. At this time the Board will take testimony from the public and staff. Please proceed to the podium and state your name and address for the record. Only testimony pertaining to the surplus equipment will be accepted.

There being no public comment, Chairman Twete asked Director Shanley if he had anything to add or had received any written testimony. Director Shanley stated the District received communication from several public entities and outlined their inquiries regarding the purchase of the dump trucks if the Board deems that there is no public input indicating that the District would not want to release the piece of equipment that the public entities would like to acquire. Director Shanley stated he has spoken with the Mayors of Spirit Lake, Athol and the City of Hayden Lake and each expressed an interest.

Chairman Twete asked if there was any further testimony. Seeing none, Chairman Twete stated that the public hearing in the matter before the Board was now closed.

Commissioner Fountain stated, "Mr. Chairman, since there were no objections raised in the public testimony of said hearing, I find it is in the public's interest to declare the following equipment as surplus: (1) 1994 Ford Dump Truck (VIN # 1FDYU90W6RVA43057, one (1) 1997 Ford Dump Truck (VIN #1FDYU90W8VVA26917) and one (1) 1997 Ford Dump Truck (VIN #1FDYU90W7VVA26911) and offer the surplus equipment for sale or exchange based on the VIN #'s previously stated at the opening of the public hearing. Commissioner Montgomery seconded the motion. At this time, Director Shanley stated that for discussion, he would like to clarify for the Board the Kelly Blue Book is certainly an option for the Board to use to set the price. The

Board can also set a price as well and if there is more than one entity interested in the vehicle, how that has been done in the past is a name is drawn from a hat as ITD has done previously. The motion now carried unanimously.

Commissioner Fountain moved to adopt Resolution 2018-05 "Surplus Equipment for Exchange or Sale" with Commissioner Montgomery seconding the motion. District Clerk Flagg then called the roll and the Commissioners voted as follows: Chairman Twete aye, Commissioner Montgomery aye and Commissioner Fountain aye. Motion carried unanimously.

Item 8f, Evergreen Trails, is a minor, three (3) lot subdivision located at 3375 E. Aspen Lane in Hayden. Director Shanley presented his review to the Board and after deliberations, Commissioner Fountain moved to table this item until more information can be presented. Commissioner Montgomery seconded the motion which carried unanimously. Director Shanley wanted clarification on what information the Board would like. The Board stated they would like more time to consider the subdivision.

Item 8g, Aurora Estates, is a minor, two (2) lot subdivision located near the northern border of Kootenai County near Athol, west of Hwy 95 on the corner of W. Aurora Way and N. Arden Lane. Director Shanley presented his review to the Board and after deliberations, Commissioner Montgomery moved to authorize District staff to submit a letter of comment to the County stating the District has no comment. 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 8h is the 2018 Construction Projects, Pay Request #2. Director Shanley presented the second pay request from Interstate Concrete & Asphalt for the 2018 construction projects in the amount of \$719,395.27 to the Board. After deliberations, Commissioner Montgomery moved to approve and authorize payment for Pay Request #2 from Interstate Concrete & Asphalt in the amount of \$719,395.27 for the 2018 construction projects. The motion also included authorization for the Chairman or Vice Chairman to sign the request. Commissioner Fountain seconded the motion which carried unanimously.

Item 8i is the Findings of Fact for the Pebble Creek Drive Validation. Director Shanley presented the Findings of Fact to the Board for review on the Pebble Creek Drive right-of-way validation/abandonment and vacation located in Lot 7, Block 9 Forest Ridge Estates. After deliberations, Commissioner Montgomery moved to adopt the Findings-of-Fact for Pebble Creek Drive as presented and authorized the Chairman or Vice-Chairman to sign the document. Commissioner Twete seconded the motion. Commissioners Twete and Montgomery voted aye, and Commissioner Fountain voted nay. Motion carried.

Item 8k is an Ordinance to Consider Private Road Approaches. Attorney Weeks informed the Board the County is no longer asking for District comments on minor subdivisions which does not allow the District the opportunity to request road improvements due to additional traffic being added to the adjoining public right-of-way. Discussion followed regarding the passing of an ordinance regarding any new approach via private roads that will require separate and or a new approach. After deliberations, Commissioner Fountain moved to authorize legal counsel to draft the ordinance for private road approaches with Commissioner Montgomery seconding the motion which carried unanimously.

At this time Chairman Twete asked for a motion to enter into executive session.

Commissioner Montgomery moved to enter into executive session at 6:53 p.m. under Idaho Code §74-206 (1) (f) to discuss pending litigation. Commissioner Fountain seconded the motion. Clerk Flagg called the roll with Commissioner voting as follows: Commissioner Twete aye, Commissioner Montgomery aye and Commissioner Fountain aye.

Upon reconvening to regular session and there being no further business, Commissioner Montgomery moved to adjourn at 7:07 p.m. with Commissioner Fountain seconding the motion which carried unanimously.

Respectfully Submitted:



Bonny A. Flagg
District Clerk/Board Secretary

Approved:



Rodney A. Twete
Board Chairman