

LAKES HIGHWAY DISTRICT MINUTES

September 20, 2021

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 September 20, 2021 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 Attorney Weeks, John Austin and Cathie Merry. Mike Paul and Josh Ropert of Verdis attended regarding Humbird Acres, Charlotte Robertson Limesand, Randy Limesand, Tracy Blaine and Fred Glisson attended regarding the public hearing 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.

Item 3 – Commissioner Montgomery moved to approve the September 20, 2021 agenda as presented with Commissioner Fountain seconding the motion which carried unanimously.

Item 4 - Commissioner Montgomery moved to approve the August 30, 2021 regular meeting minutes as presented. Commissioner Fountain seconded the motion which carried unanimously.

Item 5 - After reviewing the payments journal and financial worksheet, Commissioner Fountain moved to approve the payments journal with bills paid by check numbers 38718 through 38775 in the amount of \$341,039.11, the direct deposit dated September 3, 2021 in the amount of \$41,640.45 and the direct deposit dated September 20, 2021 in the amount of \$36,995.84 for a total of \$419,675.40. Commissioner Montgomery seconded the motion which carried unanimously.

Item 7 – Public Comment - Chairman Twete asked if there was any public comment. There was no public comment.

Item 8 – Old Business - None

Item 8a – Humbird Acres Plat Review. Director Shanley presented this sixteen (16) lot major subdivision located on Scarcello Road to the Board for review. Mike Paul of Verdis addressed the Board and outlined the development plans. After deliberations, Commissioner Montgomery moved to approve and accept the dedications to be shown on the final plat and authorize District staff to submit a letter of comment to the county outlining item numbers 1-8 of Director Shanley's review. Commissioner Fountain seconded the motion which carried unanimously.

Item 8f – Public Hearing on the Twin Lakes Abandonment & Vacation Request.

Chairman Twete stated this is the designated time and place set for the public hearing on the petition to abandon and vacate a portion of right-of-way located in the plat of Lake Park Acre Tracts located in Section 36, Township 53 North, Range 5 West, Boise Meridian, Kootenai County, Idaho as petitioned by Charlotte Robertson Limesand. I now declare the public hearing open.

Director Shanley presented the staff report to the Board for review and discussion.

Chairman Twete asked Director Shanley, if there had been any written testimony presented to the District in this matter. Director Shanley stated he had received written testimony from Kootenai Electric Cooperative which is included in the Commissioners packets. The District also received several telephone calls, one with general questions, one concerned about walking areas and one interested in purchasing the adjoining right-of-way adjacent to his lots. The certified Notice of Public Hearing was mailed and advertised in accordance with Idaho Code and the Highway District did receive the return certified mailing receipts.

Tracy Blaine addressed the board regarding the right-of-way adjacent to lots 24 and 25 jointly owned by her, her sisters and Jim Blaine. Ms. Blaine also expressed an interest in purchasing the right-of-way adjoining her lots 26 and 27.

With no further public comment, Chairman Twete closed the public hearing. The Board then proceeded to deliberations and upon conclusion of the deliberations, 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 adjoining property owners for amounts specified in the staff report and authorize the Chairman or Vice Chairman to sign the Findings of Fact when presented and the Order to Vacate on behalf of the District. Commissioner Montgomery seconded the motion. Attorney Weeks asked for verification that the District offer the right to purchase to Susan Lee and if she does not want to purchase then offer to Ms. Limesand as the petitioner. Commissioner Fountain confirmed.

Chairman Twete asked for any further discussion and there being none, Chairman Twete stated the motion has passed. District Clerk Flagg called the roll; Commissioner Twete aye, Commissioner Montgomery aye and Commissioner Fountain aye. The motion carried unanimously.

Item 8b – Brookside Plat Review. Director Shanley presented this two (2) lot minor subdivision located on Sturgeon Road to the Board for review. After deliberations, Commissioner Fountain moved to authorize District staff to submit a letter of comment to the county outlining item numbers 1-3 of Director Shanley's review. Commissioner Montgomery seconded the motion which carried unanimously.

Item 8c – O.K. Acres Plat Review. Director Shanley presented this two (2) lot subdivision located on the northeast corner of Crain's Way and Ramsey Road to the Board for review. After deliberations, Commissioner Montgomery moved to approve and accept the dedications to be shown on the final plat and authorize District staff to submit a letter of comment to the county outlining item numbers 1-5 of Director Shanley's review. Commissioner Fountain seconded the motion which carried unanimously.

Item 8d – Lavender Ridge Plat Review. Director Shanley presented this four (4) lot minor subdivision located on Perimeter Road to the Board for review. After deliberations, Commissioner Fountain moved to approve and accept the dedications to be shown on the final plat and authorize District staff to submit a letter of comment to the county outlining item numbers 1-3 of Director Shanley's review. Commissioner Montgomery seconded the motion which carried unanimously.

Item 8e – Hoodoo Valley North Phase I Construction Plans. Director Shanley presented the construction plans for Hoodoo Valley North Phase I subdivision to the Board for consideration. After deliberations, Commissioner Fountain moved to approve the construction plans for Hoodoo Valley North Phase I as presented with Commissioner Montgomery seconding the motion which carried unanimously.

Item 8g - F550 Plow Trucks. Director Shanley discussed with the Board purchasing two (2) new F550 plow trucks. After deliberations, Commissioner Montgomery moved to authorize District staff to purchase two (2) Ford F550 plow trucks at \$78,937 each as presented with Commissioner Fountain seconding the motion which carried unanimously.

Item 8h - Cat Roller Purchase. Director Shanley presented information to the Board regarding the purchase of a new Cat roller. After deliberations, Commissioner Fountain moved to approve the sales agreement with Western States for the 2017 Caterpillar CB10 in the amount of \$127,375.22 noting that was below the budgeted price. Commissioner Montgomery seconded the motion which carried unanimously.

Item 8i - KMPO Annual Assessment. Director Shanley presented the Board with the 2022 annual assessment provided by KMPO. After deliberations, Commissioner Montgomery moved to pay the annual assessment to KMPO in the amount of \$2,559.90 with Commissioner Fountain seconding the motion which carried unanimously.

Item 8j - Employee Wages. At this time, Commissioner Montgomery moved to enter into executive session at 6:23 p.m. under Idaho Code §74-206 (1) (b). Commissioner Fountain seconded the motion. Clerk Flagg called the roll as follows: Commissioner Twete aye, Commissioner Montgomery aye and Commissioner Fountain aye. The motion carried unanimously.

Upon reconvening to regular session at 6:43 p.m. Commissioner Montgomery moved to provide wage increases as discussed in executive session with Commissioner Fountain seconding the motion which carried unanimously.

Deliberations regarding District employees followed and as this was a discussion item only, no motion was made.

With no further business, Chairman Twete adjourned the meeting.

Respectfully Submitted:

Bonny A. Flagg

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District Clerk/Board Secretary

Approved:



Rodney A. Twete
Chairman