

LAKES HIGHWAY DISTRICT MINUTES

November 20, 2023

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The regular scheduled meeting of the Lakes Highway District Board of Commissioners was called to order by Vice Chairman Adams at 5:30 p.m. on November 20, 2023 at the District Office, 11341 N. Ramsey Road, Hayden, Idaho 83835. Those in attendance were Commissioners Adams, Montgomery, Director Shanley, Attorney Weeks and District Clerk Hendry. Commissioner Twete attended by phone. Melissa Cleveland of Welch Comer attended regarding the SWMP/MS4 Annual Report and Jeremy Terzulli of R&K Development attended regarding the Public Hearing. Donna Montgomery observed.

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

Vice Chairman Adams asked if any Board member has a conflict of interest with any item on the agenda? Commissioner Twete no, Commissioner Adams no and Commissioner Montgomery no. Has anyone had any oral or written communication with an applicant, or anyone opposing an application? Commissioner Twete no, Commissioner Adams no and Commissioner Montgomery 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 Adams no Commissioner Montgomery no.

Item 3 – Commissioner Montgomery moved to approve the November 20, 2023 agenda as presented. Commissioner Twete seconded the motion, which carried unanimously.

Item 4 – Public Comment – Vice Chairman Adams asked if there was any public comment. There was none.

Item 5 – Commissioner Twete moved to approve November 20, 2023 Consent Agenda as presented with Commissioner Montgomery seconding the motion, which carried unanimously.

Old Business

Item 6a.1 Interagency Exception Agreement. Director Shanley presented an interagency Exception Agreement to the Board for their consideration. Moved to Item 8, Executive Session.

Item 6a.2 Fire Suppression System. Director Shanley presented changes to the Site Development Plan that included a reduction in the scope of work associated with the Fire System. This is associated with the Interagency Exception Agreement. Moved to Item 8, Executive Session

Item 6a.3 North Parcel Power Service. Director Shanley presented the Board with a proposed change order from Kilgore to construct portions of the power service serving the north parcels storage buildings. This is as opposed to having Kootenai Electric perform this work. Upon discussion, Commissioner Montgomery moved to approve the proposed change order and authorize the Director to sign the Change Order. Commissioner Twete seconded the motion, which carried unanimously.

Item 6a.4 Pole Building Roof Structures. Director Shanley presented the Board with a proposed change order from Kilgore that includes a reduction in the total project costs. Work includes modification to the specified metal roofing and truss system. Upon discussion, Commissioner Twete moved to approve the proposed change order and authorize the Director to sign the Change Order. Commissioner Montgomery seconded the motion, which carried unanimously.

Item 6a.5 HMH Contract for Materials Testing Director Shanley presented a contract amendment from HMH to provide Quality Assurance Testing on the project. Upon discussion, Commissioner

Montgomery moved to approve the contract amendment and authorize the Director to sign. Commissioner Twete seconded the motion, which carried unanimously.

Current Business

Item 7a – 2023 SWMP/MS4 Joint Annual Report. Melissa Cleveland with Welch Comer presented the 2023 SWMP (Storm Water Management Plan) and the MS4 Annual Joint Report submitted by Welch Comer & Associates to the Board for review. Melissa Cleveland of Welch Comer addressed the Board outlining the reports. After deliberations, Commissioner Twete moved to approve and accept the 2023 SWMP/MS4 Joint Permit Annual Report and authorized the Director to sign the report. Commissioner Montgomery seconded the motion, which carried unanimously.

Item 7b – Public Hearing – Lancaster Knob Property. Vice Chairman Adams stated this is the designated time and place set for the public hearing for consideration of surplus property of the District's located on Lancaster Road and identified as AIN's 246374, 119137 and 323691.

At this time, Vice Chairman Adams appointed Attorney Susan Weeks as the hearing officer to conduct the public hearing. At this time the Board will receive a staff recommendation on why the property is surplus and take testimony from the public explaining why this property should not be declared surplus. Please proceed to the podium and state your name and address for the record. Only testimony pertaining to the surplus property will be accepted.

Director Shanley presented an appraisal and map of the property.

Jeremy Terzulli of R&K development addressed the Board indicating that they were in favor of the District surplus the property and that they previously coordinated with the City to utilize this property as a public park.

Attorney Weeks asked if there was any further testimony. Seeing none, Attorney Weeks stated that the public hearing in the matter before the Board was now closed. The Board proceeded to deliberations and upon conclusion, the following motion was made.

Chairman Twete stated, 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 property surplus and will consider it for sale to the adjoining property owners for use as a park or open space for public use. The consideration to sell the subject parcels shall include a survey that excludes the public roadway through the property. Motion also includes authorization for Director Shanley to coordinate the negotiations with all involved parties. Commissioner Montgomery seconded the motion, which carried unanimously.

District Clerk Hendry then called the roll as follows: Chairman Twete aye, Commissioner Montgomery aye and Commissioner Adams aye.

Item 7c 2024 Meeting Calander. Director Shanley presented the 2024 board meeting dates to the Board for review. After deliberations, Commissioner Twete moved to adopt the 2024 meeting dates as presented with Commissioner Montgomery seconding the motion, which carried unanimously.

Item 7d – Govt Way and Pope Rd Speed Study Analysis. Director Shanley presented the Speed Study Analysis for Government Way and Pope Road for the Boards consideration to revise the posted speed limit. Upon consideration of the Directors proposed revisions, Commissioner Twete moved to adopt those recommendations included and authorize District Staff to place those revisions in accordance with the MUTCD. Commissioner Montgomery seconded the motion, which carried unanimously.

Item 7e – MIN23-0035 Mecham Pines Plat Review. Director Shanley presented the minor subdivision west of Athol with access to State Highway 54 to the Board for review. After deliberations, Commissioner Twete moved to authorized District staff to submit the Directors review to the County. Commissioner Montgomery seconded the motion, which carried unanimously.

Item 7f - CUP23-0008 Athol Baptist Church Review. Director Shanley presented a Conditional Use Permit request to the Board to construct an administrative building located on Sylvan Road. After deliberations, Commissioner Montgomery moved to authorize District staff to submit a letter of comment to the County stating the District had no objection to the applicant's request. Commissioner Twete seconded the motion, which carried unanimously.

The Board recessed at 7:29 p.m. and re-convened at 7:34 p.m.

Item 7g-Taxing District Election Form. Director Shanley presented the 2024 Taxing District Election Form to the Board for review. After deliberations, Commissioner Twete moved to authorize the District Clerk to sign the form and return to the county. Commissioner Montgomery seconded the motion, which carried unanimously.

Item 7h – Consider Award of Surplus Equipment. Director Shanely presented to the Board the (3) three bids received from Felix Lopez for TR130 in the amount of \$2,100.00, RL416 in the amount of \$1,600.00, and Dump Boxes #1, #2 and #3 in the amount of \$550.00 for all three (3). After deliberations, Commissioner Twete moved to approve the award of TR130 in the amount of \$2,100.00, RL416 in the amount of \$1,600.00 and Dump Boxes #1, #2 and #3 in the amount of \$550.00 to Felix Lopez. Commissioner Montgomery seconded the motion, which carried unanimously.


Item 8 Executive Session. The Board convened into executive session at 6:40 p.m. upon a unanimous roll call vote of the Board of Commissioners to discuss matters exempt from public disclosure pursuant to I.C. § 74-206(1) (f) (i).

The Board exited the executive session at 6:56 p.m. Commissioner Montgomery moved to have legal staff review and revise the Interagency Exemption Agreement with Northern Lakes Fire District as discussed in the executive session. Commissioner Twete seconded. The motion was unanimously approved. Upon motion by Commissioner and seconded by Commissioner Twete, and unanimously carried, the Director was authorized to negotiate

on behalf of the District with Northern Lakes Fire District the removal of the fire suppression system from its required improvements.

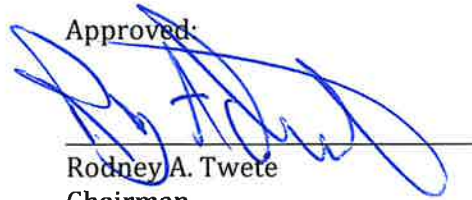
There being no further business before the Board, Commissioner Adams, Chairman pro-tem, adjourned the meeting at 6:58 p.m.

Respectfully Submitted:



Aliesha Hendry
District Clerk

Approved:



Rodney A. Twete
Chairman