

LAKES HIGHWAY DISTRICT MINUTES

January 8, 2024

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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 January 8, 2024 at the District Office, 11341 N. Ramsey Road, Hayden, Idaho 83835. Those in attendance were Commissioners Twete, Adams and Montgomery, Director Shanley, District Clerk Hendry and Attorney Weeks. Bill Haywood, David Barber, Ed Strong, Katy Behnke, Jennifer Ramirez, Paul and Karlene Andriola, Roger Busse, Robert Sween, Benjamin and Jude Doty attended regarding the Doty Validation. 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 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 January 8, 2024 agenda as presented with Commissioner Adams seconded the motion which carried unanimously.

Item 4 – Public Comment – Chairman Twete asked if there was any public comment.

Item 5 – Commissioner Adams moved to approve January 8, 2024 Consent Agenda as presented with Commissioner Montgomery seconding the motion, which carried unanimously.

Old Business

Item 6a – Reconvene Public Hearing - Pinehurst Street Validation, Vacation and Abandonment Petition. Mrs. Miguel submitted to the Board a written request to postpone the public hearing until the April 22, 2024 meeting to allow time for all parties to return from winter travel. Commissioner Adams made a motion to postpone the public hearing until the April 22, 2024 board meeting at 5:45 p.m. or as soon thereafter as possible with Commissioner Montgomery seconding the motion, which carried unanimously.

Item 6b – Reconvene Public Hearing for the abandonment and vacation of a portion of Viewer Report Road No. 55, Nelson Road in Section 18, Township 52 North, Range 4 West.

Chairman Twete stated this was the time and place for the continuation of the public hearing on the petition to abandon and vacate a portion of Viewer's Report Road No. 55, Nelson Road in Section 18, Township 52 North, Range 4 West, Boise Meridian, Kootenai County, Idaho along their western boundary, which is approximately Station 10 to Station 12 of the Viewer's Report as petitioned by Michael and Stephanie Mailhot. At this time, Chairman Twete appointed Attorney Susan Weeks as the hearing officer to conduct the public hearing

Attorney Weeks stated the public hearing is now reconvened.

Attorney Weeks presented a Supplemental Staff Report to the Board for discussion and review.

There was no public comment.

Applicants were not in attendance.

Attorney Weeks closed the public hearing and turned the matter over to Chairman Twete to initiate deliberations.

Director Shanley addressed the Board regarding comments received by the District from Mr. Mailhot requesting that the District waive any assessments to be charged for the property, which he considered to be consistent with the adjacent road vacation. The Board denied this and stated the applicant will need to pay for the property in accordance with the supplemental staff report.

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

Commissioner Montgomery moved to accept Option one of the supplemental staff report as well as grant a reciprocal easement with Commissioner Adams seconding the motion.

Item 6c – Set reconsideration Hearing for Doty petition on Remington Road. Following deliberations, Commissioner Montgomery moved to schedule a reconsideration of the Boards decision for January 22, 2024 conditioned upon full payment of outstanding fees. Commissioner Adams seconded the motion.

Current Business

Item 7a – Set Public Hearing for Validation, Abandonment & Vacation – Heiberger. Director Shanley presented the petition from Frank Heiberger to validate, abandon & vacate a portion of right-of-way located in Section 09, Township 53 North, Range 3 West, Boise Meridian, Kootenai County, Idaho. After deliberations, Commissioner Montgomery moved to set the public hearing on May 6th 2024 at 5:45 p.m. or soon thereafter as possible. Commissioner Adams seconded the motion.

Item 7b – MIN23-0020 Jack Pine Flats Plat Review. Director Shanley presented this two (2) lot minor subdivision located off N. Rosemere Street in Rathdrum to the Board for review. After deliberations, Commissioner Adams moved to authorize District Staff to submit a letter of comment to the County upon Director Shanley’s review. Commissioner Montgomery seconded the motion, which carried unanimously.

Item 7c – MIN23-0029 Brandt Acres Plat Review. Director Shanley presented this four (4) lot minor subdivision located off Fremont Street in Rathdrum to the Board for review. After deliberations, Commissioner Montgomery moved to authorize District Staff to submit a letter of comment to the County outlining numbers 1 through 4 of Director Shanley’s review. Commissioner Adams seconded the motion, which carried unanimously.

Item 7d – MIN23-0043 Brunko Addition Plat Review. Director Shanley presented this two (2) lot minor subdivision located off N. Caribou Avenue in Athol to the Board for review. After deliberations, Commissioner Adams moved to approve and accept the dedications that shall be shown on the final plat and authorized District Staff to submit a letter of comment to the County outlining numbers 1 through 3 of Director Shanley’s review. Commissioner Montgomery seconded the motion, which carried unanimously.

Item 7e – Resolution 2024-01 Bombastic Street Road Acceptance. Director Shanley presented Resolution 2024-02 Bombastic Street to the Board for their consideration of acceptance into the Districts jurisdiction. After deliberations, Commissioner Adams moved to accept Resolution 2024-01 as presented. Commissioner Adams seconded the motion, which carried unanimously.

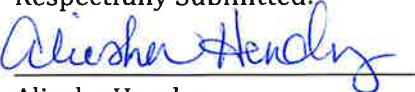
Item 7f – Resolution 2024-02 Fee Schedule. The Board was presented with an amended fee schedule changing the amount of professional service fees required to be deposited without any increase in the filing fees. After deliberations, Commissioner Adams moved to adopt the new fee schedule requiring professional service fee deposits. Commissioner Montgomery seconded the motion, which carried unanimously.

Item 7g – Consider award of surplus equipment. Director Shanley presented to the Board the (1) one bid received from Michael Wendland for the (4) four 12-Foot snow plows in the amount of \$400.00 and for the (1) one 10-foot snow plow in the amount of \$75.00, for a total of \$475.00. After deliberations, Commissioner Montgomery moved to approve the award of the (4) four 12-Foot snow plows in the amount of \$400.00 and (1) one 10-Foot snow plow in the amount of \$75.00 for a total of \$475.00 to Michael Wendland. Commissioner Adams seconded the motion, which carried unanimously.

Item 7h – Old Hwy 95/UPRR Bridge Replacement SLA Addendum. Director Shanley presented to the Board the Agreement amendment for the Old Hwy 95 Bridge. Key No. 22892. Upon deliberations, Commissioner Adams moved to authorize the Board to sign the Contract with Commissioner Montgomery seconding the motion, which carried unanimously.

Commissioner Montgomery moved to enter into executive session at 6:01 p.m. under Idaho Code §74-206 (1) (j). Commissioner Adams seconded the motion. Clerk Hendry called the roll as follows: Commissioner Twete aye, Commissioner Montgomery aye and Commissioner Adams aye. Motion carried unanimously.

Upon exiting the executive session at 6:13 p.m., Commissioner Montgomery moved to amend the employee agreement as discussed in the executive session. Commissioner Adams seconded the motion, and it was unanimously carried. There being no further business, Chairman Twete adjourned the meeting at 6:13 p.m.

Respectfully Submitted:

Aliessa Hendry
District Clerk

Approved:

Rodney A. Twete
Chairman