

NAMPA HIGHWAY DISTRICT NO. 1

Commissioners: Dick Smith, Randy Noble, Bryce Millar

NAMPA HIGHWAY DISTRICT NO. 1 REGULAR BOARD MEETING February 27, 2020

LOCATION: Nampa Highway District Office
Main Conference Room
4507 12th Avenue Road
Nampa, ID 83686

TIME: 8:00 a.m.

- **CALL MEETING TO ORDER**
- **PLEDGE OF ALLEGIANCE**
- **ADMINISTRATIVE ACTION ITEMS:**
 - Regular Meeting Minutes from February 11th, 2020
 - Review and Approve Agenda including Amendments
 - Accounts Payable Review through February 27th, 2020 and Payroll for the month of February
- **8:15 A.M. – City of Nampa**
- **8:30 A.M. – Jim Carson – Discussion regarding safety concerns at the intersection of Locust Lane & Robinson Road**
- **9:00 A.M. – ACTION ITEM: Daniel Sheremet - Application to Vary Standards for access onto Locust Ln.**
- **9:30 A.M. – ACTION ITEM: David Tidwell – Application to Vary Standards onto Ustick Road (Request to revise February 11th decision to add one more approach)**
- **10:00 A.M. – ACTION ITEM: Alan Mills, representing JTap, requesting license agreement for access onto Powerline Road (continued from meeting on February 11th, 2020)**
- **ENGINEER'S REPORT**
 - **ACTION ITEM: Happy Valley & Victory Roundabout – Direction regarding acquisitions of Parcels #21 & #22**
 - **ACTION ITEM: Midland & Ustick Roundabout – Parcel #2 - Concur with City of Caldwell Development Agreement**
 - **ACTION ITEM: Idaho Center & Cherry Roundabout – Approve / Sign MOU with City of Nampa**
- **NEW BUSINESS**
 - **ACTION ITEM: Approve and Authorize signature for Burdick Subdivision mylars**
 - **ACTION ITEM: Canyon County Registration Fees – Approve/Sign County-wide MOU**
 - **ACTION ITEM: - Accept Piggyback quotes for the 2020 Misc. Paving Project from Nampa Paving**
 - **ACTION ITEM: - Accept Piggyback quotes for the 2020 Seal Coat Project from Idaho Asphalt**
 - **ACTION ITEM: - Accept Piggyback quotes for the 2020 Paint (Ennis) & Beads (Potters) from ITD**
- **DIRECTOR'S REPORT**
 - **ACTION ITEM: Discussion regarding repair for RM500 Grinder**
- **UNFINISHED BUSINESS**
- **PUBLIC DISCUSSION**
- **ACTION ITEM: EXECUTIVE SESSION – I.C. 74-206 (1) (a), (b), (c), (d), (e), (f), or (i)**
- **LEGAL COUNSEL REPORT**
- **ACTION ITEM: ADJOURNMENT**

PAIGE RHOADES DISTRICT CLERK

DATE & TIME POSTED

4507 12th Avenue Road, Nampa, ID 83686



Phone (208) 467-6576 Fax (208) 467-9916

NAMPA HIGHWAY DISTRICT NO. 1 REGULAR MEETING

PRESENT: Commissioners Dick Smith, Bryce Millar & Randy Noble, Director Devin Muchow, District Engineer Eric Shannon, Attorney David Wynkoop, District Clerk Paige Rhoades, Assistant Engineer Nick Lehman, Right of Way Agent Eddy Thiel

GUEST: Tom Points, Daniel Badger Don Barr, Tiffany Mccree & Dustin Gilmore, City of Nampa; Jim Carson; Alan Mills; Lori Sanchez; Rick & Sharon Gutierrez; Mindy Shewmaker; Albert, Kay & Novalie Housh; Melvin & Joyce Baker; Jeff Agenbroad; Brent Heaton; Jerry Payne; Jody & Marjean Toso; Todd Lakey; Daniel Shermet; Mary Jackson

Chairman Dick Smith called the meeting to order at 8:00 a.m. and all present said the Pledge of Allegiance.

Commissioner Millar made a MOTION to approve the Regular Meeting Minutes from February 11, 2020. Commissioner Noble SECONDED the motion. MOTION CARRIED.

Commissioner Noble made a MOTION to approve the agenda as posted. Commissioner Millar SECONDED the motion. MOTION CARRIED.

Commissioner Millar made a MOTION to approve Accounts Payable through February 27th, 2020 and Payroll for the month of February. Commissioner Noble SECONDED the motion. MOTION CARRIED.

Don Barr, with the City of Nampa, advised the Board that they are finishing up the annual pavement inspections. He advised the Board that due to the nice weather they are doing lots of sweeping and storm water cleaning. Mr. Barr advised the Board that they are getting prepared to order paint and beads for the year.

Daniel Badger, with the City of Nampa, advised the Board that the Flamingo Waterline Project will begin soon. He advised that the Middleton Road Irrigation Improvements have almost been completed and will move to completing the road rebuild project soon associated with the irrigation project. Mr. Badger advised the Board that the Midland & Lake Lowell intersection went before City Council to determine if a roundabout or signal was warranted. Mr. Badger stated that the Nampa Mayor broke the split decision vote with a traffic signal decision but he believes that it may go back before the City Council for a second decision.

Tom Points, City of Nampa Public Works Director, gave a PowerPoint presentation on the proposed county-wide vehicle registration fee increase. He also distributed a memorandum of understanding (MOU), which stipulates the fees and how they will be collected and distributed. Before the proposal can be put on the ballot for voter consideration, state law requires that county government, and all cities and highway districts in the county first sign the MOU. Attorney Wynkoop pointed that one of the PowerPoint slides gives an "Annual Funding Distribution Estimate", indicating that the distribution formula has been set; but the MOU reads that, "The highway districts shall be responsible for coming into a separate agreement as to how their portion of the Fees shall be

distributed...”, indicating that the distribution formula has not been set. The Board asked that this apparent discrepancy be resolved before they make further consideration.

Right-of-Way Agent Eddy Thiel advised the Board that since Mr. Badger is still present in the meeting that he would like to discuss a situation that has arose between a private developer and the Amazon project. ROW Agent Thiel stated that this developer is wanting to begin work on a project that will be going on at the same time as huge traffic detours will be taking place with the Amazon project. ROW Agent Thiel and Mr. Badger discussed with the Board the details of the detours. ROW Agent Thiel stated that he feels it would be best to delay the private developer until the Amazon project closure in the area would be completed. The Board concurred.

At 8:30 a.m., Jim Carson appeared before the Board to discuss with the Board the safety concerns he had regarding the intersection of Locust Lane and Robinson Road. He stated that he would like to see a 4-way stop or another form of improvement at this intersection because he believes it is very dangerous. Assistant Engineer Nick Lehman advised the Board and Mr. Carson that this intersection is already on the schedule for the annual review in April to see if an intersection improvement needs to take place sooner than the Roundabout that is currently scheduled for FY2023. Assistant Engineer Lehman stated that there is a process that NHD goes thru before intersection improvements like these take place. The Board thanked Mr. Carson for his concerns and attendance and further advised Mr. Carson that it sounds as though this intersection is already on the watch list for improvement.

At 9:00 a.m., Daniel Shermet appeared before the Board to request a variance of the standards for an access onto Locust Lane. ROW Agent Eddy Thiel presented the Board with details behind the request that Mr. Shermet is requesting. After discussion, Commissioner Millar made a MOTION to approve the variance and authorize the Chairman to sign the variance to allow access onto Locust Lane subject to deed restrictions. Commissioner Noble SECONDED the motion. MOTION CARRIED.

Engineer Shannon advised the Board that there is an agenda item at 9:30 a.m. for an additional request from David Tidwell from the previous meeting on February 11th, 2020. Engineer Shannon advised the Board that Staff and Alan Mills (representing Mr. Tidwell) were able to work this out prior to today’s meeting so this agenda item is no longer needed at this time.

ROW Agent Eddy Thiel presented the Board with the mylars for the Burdick Subdivision for Board approval. Commissioner Noble made a MOTION to approve and authorize the Chairman to sign the mylars for the Burdick Subdivision. Commissioner Millar SECONDED the motion. MOTION CARRIED.

Engineer Eric Shannon began his work report.

For the Midland & Ustick Roundabout project, Assistant Engineer Nick Lehman advised the Board that the parcel owner has signed the Development agreement with the City of Caldwell. The City of Caldwell will sign the agreement on March 2nd. Commissioner Millar made a MOTION to concur with the Development Agreement between the City of Caldwell and Midland Farms. Commissioner Noble SECONDED the motion. MOTION CARRIED. Assistant Engineer Lehman advised the Board that the public bid notices have been sent to the Idaho Press Tribune for notice and the Public Bid opening has been scheduled for March 10th, 2020 at 10:00a.m. Assistant Engineer Lehman

advised the Board that this is a joint project and that NHD's share of the cost is 37.5% of the total project cost.

For the Idaho Center & Cherry Roundabout (City of Nampa project), Engineer Shannon advised the Board that Staff has not received the MOU at this time and this matter will be tabled until the next meeting.

For the Happy Valley & Victory Roundabout project, Engineer Shannon advised the Board that on February 25th the notice of intent for SWPPP was filed. Crews will begin the pipe work on March 3rd, 2020. Engineer Shannon advised that the FAA is requiring the City to do an appraisal for the right of way Swap. He advised that Parametrix is working on the Legal Descriptions for the appraisal. Engineer Shannon advised the Board that the main construction will begin once all the right-of-way has been acquired.

This completed Engineer Shannon's work report.

Director Muchow began his work report.

Director Muchow presented the Board with a copy of the shop department report.

Director Muchow advised the Board that the Crusher has 11,210 yards of 1" road mix completed since they began for the year and 4,886 yards completed just since January of 2020.

The Bridge Crew has been working on Bigfoot Road, installing a 5x12' foot precast box and a 12-foot culvert on Hat Butte Lateral. They finished installing the culvert for Russ Elsberry on Stage Coach Road and they will begin work on a damaged culvert on Robinson Road just south of Kuna Road today. Next week, Crews will do some sleeve pipe work on Chicken Dinner and then move to prepare for the Roundabout project on Happy Valley and Victory.

The Road Crew is still working on Stage Coach Road but near the intersection of Sky Ranch and Stage Coach crews learned that there was not much of a road base so Crews are now having to excavate out parts of the intersection to build up the base. They will move down to Stage Coach and Hwy 45 to complete 2 miles of grinding and building back Stage Coach from Hwy 45.

Director Muchow advised the Board that he has received quotes from Showalters and from L3 Construction on the cost to strip five acres of the Lola Lane property in preparations for gravel pit extractions. The Board advised Director to look into a few other items and get back with them.

At 10:00 a.m., the Board took up the JTAP LLC request for use of unmaintained public right-of-way on S. Powerline Rd., which was continued from the February 11, 2020 Board Meeting.

Chairman Smith read the minutes from the previous Meeting. Since that meeting the Board has visited the site, and has become aware of JTAP's December 30th, 2019 letter to Canyon County Development Services. The letter requests a conditional use permit for gravel crushing operations, and implies that it has access via S. Powerline Rd. With this new information, Chairman Smith requested that JTAP clarify what types of uses it is requesting.

Alan Mills, Senator Jeff Agenbroad and Senator Todd Lakey appeared, and spoke on behalf of JTAP. Senator Lakey requested the following uses: (1) access to the four new residential lots, (2) access for continued farming, and (3) "occasional" access for mining and crushing equipment and operations, but not for gravel trucks themselves.

The following persons also appeared, and spoke in opposition: Mindy Shewmaker, Kay Housh, Joyce Baker, Lori Sanches, Marjine Touso, and Brent Heaton. The Board had also received emails in opposition from: Ted and Lila Shearer, Christopher Farrell Sr., Joyce Baker and Melvin Baker.

Commissioner Noble made a MOTION to grant a license agreement for use of the unmaintained public right-of-way on S. Powerline Rd., with the following conditions"

1. Only allowed uses:
 - a. Agriculture access
 - b. Access to the four new residences
 - c. Equipment servicing the four new residences
 - d. Equipment servicing the unmaintained public right-of-way
2. Access to the gravel pit is specifically prohibited
3. Private road per the following:
 - a. pavement width of 20 feet
 - b. Ballast section 9" subbase, 6" base, 2 ½" pavement
 - c. PG 58:28 plantmix pavement
4. Road User's Agreement

Commissioner Millar SECONDED the motion. MOTION CARRIED.

Director Muchow continued his work report. He advised the Board that the RM500 CAT grinder is needing some extensive repairs done. The quote for the repairs between the parts and the labor will cost around \$29,695.19. Commissioner Noble made a MOTION to authorize the repair of the RM500 CAT Grinder. Commissioner Millar SECONDED the motion. MOTION CARRIED.

For the FY2020 Paint and Beads, Director Muchow discussed with the Board the piggybacks on the paint and the beads.

- ITD (Ennis Paint)
- ITD (Potter's Industries) (beads)

He advised that the Paint Crew will need 13,000 gallons of white paint. If we go with Ennis Paint, the price per gallon is \$10.06. The total cost for white paint would be \$130,780.

He advised that the Paint Crew will need 8,000 gallons of yellow paint. If we go with Ennis Paint, the price per gallon is \$10.21. The total cost for yellow paint would be \$81,680.

Beads would be a piggyback from ITD through Potter's Industries for 148,800 pounds at \$0.396 per pound with a total of \$58,924.80.

Total cost for all paint and beads would be \$271,384.80.

Commissioner Noble made a MOTION to accept the Ennis Paint and Potter's Industries (ITD) Piggybacks in the amount \$271,384.80

This completed Director Muchow's work report.

For the FY2020 Seal Coat Project, Assistant Engineer Nick Lehman presented the Board with an option to piggyback from Idaho Asphalt in the total amount of \$819, 262.00. Commissioner Noble wanted it noted that it may be beneficial in the future to purchase an oil distributor in order to obtain more bidders for liquid asphalt. Commissioner Millar made a MOTION to approve the piggyback quote from Idaho Asphalt in the amount of \$819,262.00. Commissioner Noble SECONDED the motion. MOTION CARRIED.

For the FY2020 Miscellaneous Paving Project, Assistant Engineer Nick Lehman advised the Board that Nampa Paving has offered to continue the price of \$64.01 a ton that they did for NHD last year. Assistant Engineer Lehman requested that the Board accept the piggyback from Nampa Paving in the amount of \$1,609,813.00. Commissioner Noble made a MOTION to accept the piggyback with Nampa Paving in the amount of \$1,609,813.00. Commissioner Millar SECONDED the motion. MOTION CARRIED.

Engineer Eric Shannon requested the Board go into Executive Session to discuss Right-of-Way Acquisition.

EXECUTIVE SESSION: At 11:29 a.m. Commissioner Noble made a MOTION to go into Executive Session pursuant to IC 76-206 (1) (c). Commissioner Millar SECONDED the motion. Upon roll call, Commissioner Smith voted "aye", Commissioner Noble voted "aye", and Commissioner Millar voted "aye". MOTION CARRIED.

The Board concluded Executive Session at 12:08 p.m.

Commissioner Noble made a MOTION to adjourn at 12:14 p.m. Commissioner Millar SECONDED the motion. MOTION CARRIED.

Chairman, Dick Smith

Vice Chairman, Randy Noble