MINUTE ENTRY

Executive Session – February 25, 2015 – ACHD Pre-Commission Room – Commissioner Baker made a motion to go into Executive Session under authority of Sections 67-2345(1)(f) at 5:00 p.m., Commissioner Woods seconded. Roll Call Vote on Motion: Commissioner Baker voted aye; Commissioner Woods voted aye; Commissioner Arnold voted aye; Commissioner Goldthorpe voted aye; Commissioner Hansen voted aye. Director Wong, Steve Price, Paul Daigle, Bruce Mills and Stacey Workman were present in person. The purpose and topic of the Executive Session was to discuss the legal ramifications for the legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. Commissioner Woods made a motion to go out of executive session at 5:37 p.m. Commissioner Goldthorpe seconded the motion. Roll Call Vote on Motion: Commissioner Baker voted aye; Commissioner Woods voted aye; Commissioner Arnold voted aye; Commissioner Goldthorpe voted aye; Commissioner Hansen voted aye. Motion carried unanimously.

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Stacey L. Workman, Secretary    Jim D. Hansen, President
MINUTE ENTRY

Pre-Commission Meeting – February 25, 2015 – 5:38 p.m. – Pre-Commission Room –


Karen Gallagher from the City of Boise was also present.

The Commission briefly reviewed the day’s meeting agenda and Roger Seiber and Jerry Deckard from Capitol West Public Policy Group gave a legislative update. No official action was taken.

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Stacey L. Workman, Secretary    Jim Hansen, President
COMMISSION MEETING MINUTES
for
Wednesday, February 25, 2015

Minutes of the Commission meeting held on Wednesday, February 25, 2015 at 6:00 p.m. in the offices of the Ada County Highway District, 3775 Adams Street, Garden City, Idaho.

Commissioners Baker, Hansen, Goldthorpe, Woods and Arnold were present in person.

ACHD staff present: Director Bruce Wong, Paul Daigle, Steve Price, Craig Quintana, Dave Wallace, Bruce Mills, Tim Morgan, Gary Inselman, Sherwin Pestka, Christy Little, Dorrell Hansen, Phillip Bowman, Dave Serdar, Rene Jayo, Dawn Battles, Dyan Bevins and Stacey Workman.

Approximately 22 members of the public were in attendance.

Commissioner Hansen called the meeting to order at 6:00 p.m. and welcomed everyone.

ADOPT AMENDED AGENDA – Request for Adoption:
A change to the originally published meeting agenda occurred more than forty eight (48) hours prior to the start of the meeting. The Commission is required to make a motion to approve the posted Amended Agenda. The Amended Agenda is effective upon the passage of the motion.

ACTION TAKEN: Commissioner Arnold made a motion to adopt and ratify the posted, amended agenda. Commissioner Goldthorpe seconded. Motion went to vote and carried unanimously.

ADOPT CONSENT AGENDA – Request for Approval:
A. Development Applications – Preliminary Plats
   A. None
B. Final Plats
   B1. Ambercreek Subdivision No. 2 – Final Plat – Request for Approval
C. Minutes & Minute Entries – February 11, 2015 – Request for Approval
D. 2015 ACHD Commuteride Marketing Services – Request for Approval or Rejection of Bid

ACTION TAKEN: Commissioner Baker moved to approve the Consent Agenda with the correction to Item C, Minutes & Minute Entries from February 11, 2015. Commissioner Arnold seconded. Motion carried unanimously, without objection.

REGULAR AGENDA:


   Gary Inselman, ACHD Development Services Manager, presented staff report.
Bob Unger, 6104 N. Gary Lane, Boise, Idaho, testified as applicant.

Gerald ‘Joe’ Gallagher, 5135 Sorrento Drive, Boise Idaho, testified.

Commissioner Baker asked a question of Mr. Inselman. Mr. Inselman responded.

John Mutch, 7931 Crestwood Drive, Boise, Idaho, testified.

Mack Myers, 1500 N. Linder, Kuna, Idaho, testified.

Commissioner Baker provided comment.

**ACTION TAKEN:** Commissioner Baker moved to approve the Glenwood Apartments – Preliminary Plat as recommended by staff with the exception of the right in and right out access on Glenwood except for emergency access only. Commissioner Arnold seconded.

Commissioner Arnold provided comment.

Commissioner Woods provided comment.

Commissioner Hansen asked of Legal Counsel.

Steve Price, ACHD General Counsel, responded.

**ACTION TAKEN:** Motion went to a vote and carried 4-1. Commissioners Woods, Arnold, Baker and Goldthorpe voting Aye. Commissioner Hansen voting Nay.

2. **Condemnation of Right of Way necessary for the Lake Hazel Extension Project – Parcel 3 (Louis Pete & Victoria Marie Murgoitio) 7479 South Cole Road, Boise, ID – Public Hearing – Authorization and Order of Condemnation:**

Dave Serdar, ACHD Right-of-Way Supervisor, presented staff report.

Commissioner Hansen opened the public hearing.

Louis Murgoitio, 7373 S. Cole Road, Boise, Idaho, testified.

Commissioner Baker provided comment.

Mr. Murgoitio provided comment.

Commissioner Baker asked a question of Mr. Murgoitio. Mr. Murgoitio responded.

Commissioner Woods asked a question of Mr. Murgoitio. Mr. Murgoitio responded.

Commissioner Hansen asked a question of Legal Counsel.

Steve Price, ACHD Legal Counsel, responded.

Commissioner Goldthorpe provided comment.

Commissioner Baker asked a question of staff.
Phillip Bowman, ACHD Project Manager III, responded.

Commission Baker provided comment.

Mr. Bowman provided comment.

Commissioner Baker provided comment.

Commissioner Baker asked a question of staff.

Dave Wallace, ACHD Deputy Director of Plans and Projects, responded.

Commissioner Baker provided comment.

Mr. Wallace provided comment.

Mr. Murgoitio provided comment.

Commissioner Hansen asked a question of Mr. Murgoitio. Mr. Murgoitio responded.

Commissioner Woods asked a question of Mr. Wallace. Mr. Wallace responded.

Commissioner Hansen asked a question of Mr. Wallace. Mr. Wallace responded.

Mr. Price provided comment.

Commissioner Hansen asked for any further comments, seeing none, Commissioner Hansen closed the public hearing.

Commissioner Woods provided comment.

ACTION TAKEN: Commission Arnold moved to Authorize and Enter the order of Condemnation and declared the acquisition necessary for public use for the property of Parcel 3, (Louis Pete & Victoria Marie Murgoitio) 7479 South Cole Road, Boise, ID for the Lake Hazel extension project as recommended by staff. Commissioner Hansen seconded.

Commissioner Arnold provided comment.

Commissioner Goldthorpe provided comment.

Commissioner Woods provided comment.

Commissioner Arnold provided comment.

Commissioner Hansen provided comment.

ACTION TAKEN: Motion went to a vote and carried 3-2. Commissioners Hansen, Arnold and Goldthorpe voting Aye. Commissioners Woods and Baker voting Nay.

Commissioner Hansen adjourned the meeting at 7:06 p.m. for a brief recess.
Commissioner Hansen reconvened the meeting at 7:14 p.m.

3. **Master License Agreement with City of Boise – Request for Approval:**

   Steve Price, ACHD General Counsel, presented staff report.

   Boise City Council Member, Lauren McLean, 1320 N 10th, Boise, Idaho, testified on behalf of the City of Boise.

   Commissioner Arnold asked a question of Council Member McLean. Council Member McLean responded.

   Commissioner Arnold provided comment.

   Commissioner Hansen asked a question of Council Member McLean. Council Member McLean responded.

   Commissioner Arnold disclosed for the record that she recently received a parking ticket in the City of Boise but it would not affect her judgment on this matter.

   Craig Croner, City of Boise Administrative Services Manager, 150 N Capitol, Boise, Idaho testified.

   Scott Mecham, 910 W. Main Street #352, Boise, Idaho, testified.

   Commissioner Arnold asked a question of Mr. Price. Mr. Price responded.

   Commissioner Hansen asked a question of Mr. Price. Mr. Price responded.

   Mr. Croner provided comment.

   Commissioner Arnold asked a question of Mr. Croner. Mr. Croner responded.

   Commissioner Arnold asked a question of Mr. Croner. Mr. Croner responded.

   Commissioner Arnold provided comment.

   Commissioner Arnold asked a question of Mr. Croner. Mr. Croner responded.

   Commissioner Arnold provided comment.

   Mr. Price provided comment.

   **ACTION TAKEN:** Commissioner Woods moved to the Master License Agreement with the City of Boise as presented by staff. Commissioner Goldthorpe seconded.

   Commissioner Baker provided comment not in favor of the motion.

   Commissioner Arnold provided comment not in favor of the motion.

   Commissioner Woods provided comment in favor of the motion.

   Commissioner Goldthorpe provided comment if favor of the motion.

   Commissioner Arnold provided comment.
Commissioner Hansen provided comment.

Commissioner Baker provided comment.

**ACTION TAKEN:** Commissioner Hansen called for the question. Motion went to a vote and carried 3-2. Commissioners Goldthorpe, Hansen and Woods voting Aye. Commissioners Baker and Arnold voting Nay.

4. Linder Road and Deer Flat Road Intersection Improvement Alternatives (Kuna) – Discussion & Possible Decision:

Phillip Bowman, ACHD Project Manager III, presented staff report.

Commissioner Goldthorpe asked a question of Mr. Bowman. Mr. Bowman responded.

Commissioner Goldthorpe asked a question of Mr. Bowman. Mr. Bowman responded.

Commissioner Goldthorpe disclosed for the record that he has had conversations with both the Chevron and UPS Store located at this corner.

Commissioner Goldthorpe asked a question of staff.

Dave Wallace, ACHD Deputy Director of Plans & Projects, responded.

Commissioner Goldthorpe provided comment.

Mr. Wallace provided comment.

Terry Crawford, 150 W. Deer Flat Rd, Kuna, Idaho, testified.

Commissioner Arnold asked a question of Mr. Bowman. Mr. Bowman responded.

Commissioner Arnold asked a question of Mr. Bowman. Mr. Bowman responded.

Commissioner Arnold provided comment.

Commissioner Hansen asked a question of Mr. Bowman. Mr. Bowman responded.

Mr. Crawford provided comment.

Commissioner Hansen provided comment.

Mack Myers, 1500 Linder Road, Kuna, Idaho, testified.

Commissioner Hansen asked a question of Mr. Myers. Mr. Myers responded.

Commissioner Hansen asked a question of Mr. Bowman. Mr. Bowman responded.

Commissioner Woods asked a question of Mr. Bowman. Mr. Bowman responded.

Commissioner Woods asked a question of Mr. Bowman. Mr. Bowman responded.

Commissioner Woods asked a question of Mr. Wallace. Mr. Wallace responded.
Commissioner Woods asked a question of Mr. Wallace. Mr. Wallace responded.

Commissioner Baker provided comment.

**ACTION TAKEN:** Commission Bakers moved to approve Alternative #1 as the preferred Alternative in the Linder Road and Deer Flat Road Intersection Improvement. Commissioner Arnold seconded.

Commissioner Baker provided comment.

Commissioner Goldthorpe provided comment.

Commissioner Woods provided comment.

Commissioner Baker provided comment.

Commissioner Hansen asked a question of Mr. Bowman. Mr. Bowman responded.

Commissioner Baker asked a question of Mr. Bowman. Mr. Bowman responded.

Commissioner Hansen provided comment.

Commissioner Hansen asked a question of Mr. Bowman. Mr. Bowman responded.

**ACTION TAKEN:** Motion went to a vote and carried 4-1. Commissioners Woods, Baker, Hansen and Arnold voting Aye. Commissioner Goldthorpe voting Nay.

5. **Resolution No. 2094 – Open Invocations before Ada County Highway District Commission Meetings – Request for Adoption:**

Steve Price, ACHD General Counsel, presented staff report.

Commissioner Arnold asked a question of Mr. Price. Mr. Price responded.

Paul Rolig, 9877 W Ripley Street, Boise, Idaho, testified.

Commissioner Arnold asked a question of Mr. Price. Mr. Price responded.


Christy Little, 2845 Parke Circle Drive, Boise, Idaho, testified.

Commissioner Arnold provided comment.

Commissioner Hansen adjourned the meeting at 8:55 p.m. for a brief recess.

Commissioner Hansen reconvened the meeting at 9:06 p.m.
Gary Mitchell, 1727 Olympia Drive, Boise, Idaho, testified.

Commissioner Hansen disclosed that the Commission had received several comments and lyrics to a song that had been entered into the record.

Commissioner Baker asked a question of Director Bruce Wong.

Bruce Wong, ACHD Director, responded.

Commissioner Arnold asked a question of Chief of Staff, Paul Daigle.

Paul Daigle, ACHD Chief of Staff, responded.

Commissioner Arnold asked a question of Mr. Price. Mr. Price responded.

Commissioner Arnold asked a question of Mr. Price. Mr. Price responded.

**ACTION TAKEN:** Commissioner Goldthorpe moved to Adopt Resolution #2094, Opening Invocations at the Ada County Highway District Commission Meetings as written. Commissioner Hansen seconded.

Commissioner Baker provided comment not in favor of the motion.

Commissioner Goldthorpe provided comment.

Commissioner Arnold provided comment not in favor of the motion.

Commissioner Woods provided comment.

Commissioner Woods asked a question of the motion. Commissioner Goldthorpe responded.

Commissioner Arnold provided comment.

Commissioner Hansen asked a question of Mr. Price. Mr. Price responded.

Commissioner Arnold asked a question of Mr. Price. Mr. Price responded.

Commissioner Woods provided comment.

Commissioner Arnold provided comment.

Commissioner Baker provided comment.

Commissioner Arnold provided comment.

Commissioner Hansen provided comment.

Commissioner Arnold provided comment.

Commissioner Hansen provided comment.

**ACTION TAKEN:** Motion went to a vote and carried 3-2. Commissioners Woods, Hansen and Goldthorpe voting Aye. Commissioners Baker and Arnold voting Nay.
PUBLIC COMMUNICATION:

Commissioner Hansen asked for any public communications, hearing none, Commissioner Hansen adjourned the meeting at 9:45 p.m.

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Stacey L. Workman, Secretary    Jim Hansen, President