

# NAMPA HIGHWAY DISTRICT NO. 1

Commissioners: Dick Smith, Randy Noble, Bryce Millar

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## NAMPA HIGHWAY DISTRICT NO. 1 REGULAR BOARD MEETING September 29, 2022

**LOCATION:** Nampa Highway District Office      **TIME:** 8:00 a.m.  
Main Conference Room  
4507 12<sup>th</sup> Avenue Road  
Nampa, ID 83686

- **CALL MEETING TO ORDER**
- **PLEDGE OF ALLEGIANCE**
- **ADMINISTRATIVE ACTION ITEMS:**
  - Regular Meeting Minutes from September 13, 2022
  - Review and Approve Agenda including Amendments
  - Accounts Payable Review through September 29, 2022, and Payroll for the month of September
- **8:15 A.M.** – City of Nampa
- **9:00 A.M.** – **ACTION ITEM:** NHD Tower discussion
- **10:00 A.M.** – **ACTION ITEM:** Bid Opening for Robinson Road and Dewey Lateral Precast Culvert
- **10:30 A.M. ACTION ITEM:** Vince Gallagher - Maintenance of unmaintained public ROW on Harms LN.
- **ENGINEER'S REPORT**
  - **ACTION ITEM:** Happy Valley & Victory Surplus Property – Authorization to consider and accept counteroffers
  - **ACTION ITEM:** Robinson & Airport Roundabout – Authorization to consider and accept settlement offer regarding domestic well
  - **ACTION ITEM:** Robinson & Locust Roundabout – Authorization to make offers for right-of-way
  - **ACTION ITEM:** City of Nampa Annexation MOU – Authorize the Chairman to sign the Annexation MOU
  - **ACTION ITEM:** Southside & Deer Flat Roundabout – Authorization to consider and accept counteroffers
- **NEW BUSINESS**
  - **ACTION ITEM:** Resolution for the intent to vacate a section of Robinson Road
- **DIRECTOR'S REPORT**
  - **ACTION ITEM:** FY22-23 Hughes Engineering Bridge Inspections
- **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**

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PAIGE RHOADES DISTRICT CLERK

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DATE & TIME POSTED



## **NAMPA HIGHWAY DISTRICT NO. 1 REGULAR MEETING**

**PRESENT:** Commissioner Dick Smith, Commissioner Randy Noble and Commission Bryce Millar; Director Devin Muchow; District Clerk Paige Rhoades; District Engineer Nick Lehman; Right-of-Way Agent Eddy Thiel; Assistant Engineer Noble Lafferty; Attorney Jay Kiiha

**GUESTS:** Jeff Barnes, and Victor Rodriguez, City of Nampa; Justin Griggs; James Bledsoe; Vince & Nicholetta Gallagher

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

Commissioner Noble made a MOTION to approve the Regular Meeting Minutes from September 13, 2022. Commissioner Smith SECONDED the motion. MOTION CARRIED.

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

Commissioner Noble made a MOTION to approve Accounts Payable through September 29, 2022, and Payroll for the month of September. Commissioner Smith SECONDED the motion. MOTION CARRIED.

Victor Rodriguez, with the City of Nampa, appeared before the Board to provide some district reports for councilmen for the next election. He also discussed some updates from the latest transportation meeting.

Jeff Barnes, with the City of Nampa, appeared before the Board to discuss updates within the City. He advised that Staff is still looking for alternatives for SH-45 with the rerouting out of downtown. Engineer Lehman and Mr. Barnes discussed Highway 16 and the Robinson Corridor Study. Mr. Barnes stated the joint study on Ustick is still being discussed with Staff.

Engineer Lehman presented the Board with the final copy the City of Nampa and Nampa Highway District MOU for annexation for Board approval. Commissioner Smith made a MOTION to approve and authorize the Chairman to sign the final MOU with City of Nampa and Nampa Highway District for annexation. Commissioner Noble SECONDED the motion. MOTION CARRIED.

For the Robinson Corridor Study, Engineer Lehman advised the Board that he has discussed with Crystal Craig, the City of Nampa's Transportation Director, about Staff hoping to work with the City to conduct a corridor study along Robinson Road from Deer Flat Road to Franklin Road. The City is willing to pay 50 % of the cost for the study only. Engineer Lehman advised the Board that this study would help determine the needed lanes and right-of-way widths needed for expanding Robinson Road with Highway 16 coming to I-84. Engineer Lehman advised the Board that the study will be useful for funding applications for the Robinson Overpass and the SH45 Realignment Study.

For the Robinson Overpass, Engineer Lehman advised the Board that staff is working on a MOU with the City for a concept design for this project. Cost of the concept design is not to exceed \$50,000, this amount would be split 50/50 with the City. Engineer Lehman advised that the City is working on applying for funding sources for design and we will split the match 50/50 with the City.

ROW Agent Eddy Thiel presented the Board with Resolution 2022-08: A Resolution for a Petition to Vacate 50-foot Public ROW along Robinson Road. Commissioner Smith made a MOTION to approve and adopt Resolution 2022-08: A Resolution for a Petition to Vacate 50-foot Public ROW along Robinson Road. Commissioner Noble SECONDED the motion. MOTION CARRIED.

ROW Agent Eddy Thiel discussed a letter that was received for the 5-year warranty from Sunroc for the substandard asphalt placement in Weatherby Estates. The Board advised ROW Agent Thiel that the letter was sufficient if the other terms are followed. The Board asked ROW Agent Thiel to possibly contact the parties to see if they would prefer to pay the cost for the chip seal and allow NHD to chip seal it. ROW Agent Thiel will contact them to see what they think.

ROW Agent Thiel discussed with the Legal Counsel to see if there was an appeal process for Highway District decisions. After review of Idaho Code, Legal Counsel advised the Board and Staff that there is not an appeal process that NHD must follow and unless they chose to reconsider a ruling would be up to the Board..

District Engineer Nick Lehman began the Engineer's work report.

For the Middleton & Orchard Signal Project, Engineer Lehman advised the Board that Knife River has completed the punch list and the project is completed.

For Robinson & Locust Roundabout, Engineer Lehman advised the Board that appraisal reviews have been completed for Parcels 2, 3 and 4. John Hill will be sending out final offer letters to the property owners.

For Happy Valley & Victory Surplus Property, Engineer Lehman advised the property is listed for \$350,000. There is currently a counteroffer that shall be discussed in Executive Session.

For Franklin & McDermott intersection, Engineer Lehman advised the Board that he is currently working on an MOU with Ada County Highway District.

At 9:00 a.m., James Bledsoe, Jeff Barnes, and Justin Griggs, appeared before the Board to request authority to install radio equipment on NHD's tower for the City of Nampa. After discussion, the Board advised the City of Nampa staff to prepare an MOU for their consideration.

At 9:26 a.m., Engineer Lehman requested that the Board go into Executive Session to discuss real estate acquisition and potential litigation.

EXECUTIVE SESSION: At 9:26 a.m., Commissioner Noble made a MOTION to go into Executive Session pursuant to IC 74-206(1)(c) and IC 74-206(1)(f). Commissioner Smith SECONDED the motion. MOTION CARRIED. Upon roll call, Commissioner Smith voted "aye", and Commissioner Noble voted "aye". The Board conclude Executive Session at 9:49 a.m.

For Robinson & Airport Roundabout, Commissioner Millar made a MOTION to authorize staff to make a Counteroffer to the owner of Parcel 18. Commissioner Noble SECONDED the motion. MOTION CARRIED.

For Happy Valley & Victory Surplus Property, Commissioner Noble made a MOTION to accept the counteroffer as presented and authorize the Chairman to sign the offer. Commissioner Millar SECONDED the motion. MOTION CARRIED.

For the Northside & Cherry Roundabout, Engineer Lehman advised the Board that the online survey has closed for input. They received 40 people participating with suggestions and input.

For the GIS Position, Engineer Lehman advised the Board that Staff hired Spencer Seibel and he will begin work on October 3, 2022.

This completed the Engineer's work report.

10:00 a.m. Public Bid Opening for Robinson Road and Dewey Lateral Precast Culvert

Chairman Smith announced this portion of the meeting was to publicly open bids for Robinson Road and Dewey Lateral Precast Culvert. He asked Engineer Lehman to open and read the contents of the sealed bid packages, which had been received.

Assistant Engineer Noble Lafferty opened the bids received in order received, read the names of the bidders, verified the presence of the bid form, and bid bond, and read the bid amounts aloud. The bids were as follows:

- Old Castle \$122,765.00
- Idaho Precast \$169,039.23

Commissioner Noble made a MOTION for Staff to review the bids and award the contract to the lowest responsive bidder. Commissioner Millar SECONDED the motion. MOTION CARRIED.

Director Muchow began his work report.

Director Muchow presented the Board with the Shop Report.

Director Muchow advised the Board that the Crusher is currently working on screening blue sand in the Blue Sand Pit. They are done now in the Tomer Pit and will move to the Lola Pit when they are finished screening blue sand.

Director Muchow advised the Board that the Bridge crew has been helping in the shop working on the new bridge van. They are also working on replacing pipes on Sky Ranch, South Powerline and Melba Road.

Director Muchow advised the Board that the Road crew is working on cleaning up the two properties that NHD purchased for the new roundabout. They have also been working on trimming trees throughout the district. They will begin working on Map Rock Road rehab here soon.

Director Muchow advised the Board that Truck 3-3 needs the motor rebuilt. He presented them with a quote and the Board asked for some additional information to be provided at the next meeting.

Director Muchow presented the Board with the contract for FY2023 Dave Hughes bridge inspections. Commissioner Millar made a MOTION to approve the contract for FY2023 Bridge Inspections. Commissioner Noble SECONDED the motion. MOTION CARRIED.

Director Muchow discussed the Lola farm ground. Mr. Christensen would like to install a pivot and wanted to know the Board's feelings. The Board advised Director Muchow to advise Mr. Christensen that it would be acceptable to install a pivot.

Director Muchow advised the Board that he was contacted by a company that sells red salt. He wanted to know if the Board was interested in getting some to try out this winter. After discussion, the Board advised Director Muchow that they weren't interested at this time.

Director Muchow addressed Legal Counsel regarding purchasing items from the owners of a property that NHD purchased and as part of the negotiations were given salvage rights. Legal Counsel advised Director Muchow that it wasn't illegal to purchase items but it would be a good practice not to.

This completed the Director's work report.

At 10:30 a.m., Vince & Nicollette Gallagher, appeared before the Board to request for someone to help with the maintenance of unmaintained public right of way on Harms Lane. The Gallaghers advised the Board that currently it is the private drive to their property, but a subdivision also has access to come out to it to access Track Road. The Gallaghers are fine with maintaining it since they use it, but other vehicles are contributing to

deteriorating the gravel road. The Board advised the Gallaghers that they will investigate the situation and see what might be able to take place to help them out.

District Clerk Paige Rhoades advised the Board that after the Money Market Sweep Account was set up with Idaho Central Credit Union last week, Chairman Smith and District Clerk Rhoades decided that it was going to put a lot of work on office staff to keep track of the money going in and out of accounts so they thought it was best to keep the checking account the way it was.

District Clerk Paige Rhoades discussed the Persi Rule of 80 that is a topic that could come up soon for highway districts. Clerks are discussing the topic in the clerks group chat.

Commissioner Millar made a MOTION to adjourn at 11:00 a.m. Commissioner Noble SECONDED the motion. MOTION CARRIED.

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Chairman, Dick Smith

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Vice Chairman, Dick Smith