

NAMPA HIGHWAY DISTRICT NO. 1

Commissioners: Dick Smith, Randy Noble, Bryce Millar

NAMPA HIGHWAY DISTRICT NO. 1 REGULAR BOARD MEETING July 9th, 2019

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 June 27th, 2019
 - Review and Approve Agenda including Amendments
 - Accounts Payable Review through July 9th, 2019

8:15 A.M. – City of Nampa

9:00 A.M. – **ACTION ITEM:** Venamin Radchuk – Application to Vary Standards for an access onto E. Victory

- **ENGINEER'S REPORT**
- **NEW BUSINESS**
 - **ACTION ITEM:** Discussion regarding amending the drug and alcohol policy
- **DIRECTOR'S REPORT**
- **UNFINISHED BUSINESS**
 - **ACTION ITEM:** FY2019 Misc. Paving Project – Terminate Contract for Cause [ISPWC 15.02]
 - **ACTION ITEM:** John and Bonnie Bard – Application to Vary Standards for new access onto W. Lewis Lane - Continued from June 27, 2019 Board Meeting
- **PUBLIC DISCUSSION**
- **ACTION ITEM: EXECUTIVE SESSION** – I.C. 74-206 (1) (a), (b), (c), (d), (e), (f), or (i)
- **LEGAL COUNSEL REPORT**
 - **ACTION ITEM:** Middleton & Orchard Signal Project – Parcel 06 – Ratify Judgement and Decree of Condemnation
- **ACTION ITEM: ADJOURNMENT**

NICOLE BARLOW
ASSISTANT 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, Randy Noble & Bryce Millar; Director Devin Muchow; Engineer Eric Shannon, Attorney David Wynkoop, District Clerk Paige Rhoades; Right-of-Way Agent Eddy Thiel, Assistant Engineer Nick Lehman and Assistant District Clerk Nicole Barlow

GUEST: Don Barr, Jeff Kasma, City of Nampa; Jesse Geary, Thueson Constrution; Venamin Radchuck

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 June 30th, 2019. Commissioner Noble SECONDED the motion. MOTION CARRIED.

Commissioner Noble advised the Board that the Swearing in of Chairman Smith and nomination of officers was missed being added to this agenda. After discussion, Attorney Wynkoop advised that it would be proper to amend the agenda for this addition. Commissioner Noble made a MOTION to approve the agenda with the amendment of elections. Commissioner Millar SECONDED the motion. MOTION CARRIED.

Commissioner Millar made a MOTION to approve Accounts Payable through July 9th, 2019. Commissioner Noble SECONDED the motion. MOTION CARRIED.

At 8:00 a.m. Commissioner Noble administered the oath of office to Commissioner Smith for another four-year term, as Commissioner from Sub-District No.3, and the Certificate of Office was signed.

Election of Officers: Commissioner Millar made a MOTION to nominate Commissioner Noble for Vice Chairman. Commissioner Smith SECONDED the motion. MOTION CARRIED. Commissioner Noble made a MOTION to nominate Commissioner Smith for Chairman. Commissioner Millar SECONDED the motion. MOTION CARRIED. Commissioner Smith made a MOTION to nominate Commissioner Millar for Secretary/Treasurer. Commissioner Noble SECONDED the motion. MOTION CARRIED.

Don Barr with the City of Nampa, advised the Board that crews are finishing up painting in the zones and doing some touchups around the City. He advised that in a few more days, they will have all the thermoplastic for the crosswalks and turn bays laid down. Mr. Barr advised the Board that crews have been doing some clean up in the storm drains and temporary workers will begin crack sealing within the next week. Mr. Barr advised that the City Council will have their Budget Hearing on July 16th and July 17th.

Right of Way Agent Eddy Thiel advised the Board that he received a letter from Titanium Excavation to discuss a substandard compaction test results for a manhole in the Canyon Creek Subdivision off of Can-Ada Road. ROW Agent Thiel advised the Board that Titanium is asking for approval and offering to warranty their work. ROW Agent Thiel advised the Board that there is really no way to fix the work without a complete tear out and he advised that it may be wise to take advantage of the warranty offer from Titanium. The Board concurred and advised ROW Agent Thiel to handle the warranty agreement with Titanium Excavation.

Engineer Eric Shannon began his work report.

For the Happy Valley & Victory Roundabout project, Engineer Shannon advised the Board that he is reviewing the preliminary design submittal package and there is a review meeting scheduled for July 25th, 2019. Engineer Shannon advised the Board that there are 6 fee simple right of way acquisitions for this project and he will send those over to Mr. Rincover to get cost and schedule for appraisals and negotiations.

For the Happy Valley & Airport Signal project, the underground conduits have been installed and the old overhead flashing beacon pole and mast arm have been removed. Crews are currently working on the new signal pole foundations.

Engineer Shannon proposed administratively capping speed limits at 55 mph for Principal Arterial roads outside the Nampa Urbanized Area, and at 50 mph for all other roads. Until now, this has been a somewhat unofficial policy. If there were no objection, he would present a Resolution for consideration at the next Meeting. The Board had no objection, and said to present the Resolution.

This completed Engineer Shannon's work report.

ROW Agent Eddy Thiel advised the Board that John and Bonnie Bard had reached an agreement with Staff regarding their application to vary standards from the July 27th, 2019 Board Meeting. ROW Agent Thiel discussed the details behind the agreement of the new access as well as removal of unauthorized accesses and requested a motion to approve the Variance Request. Commissioner Millar made a MOTION to approve the variance request subject to deed restrictions to allow a new access onto W. Lewis Lane. Commissioner Noble SECONDED the motion. MOTION CARRIED.

At 9:00 a.m., Venamin Radchuk appeared before the Board to discuss an application to vary the standards to allow an access on E. Victory Road to accommodate his proposed development. ROW Agent Thiel discussed with the Board the details behind Mr. Radchuk's request. Commissioner Noble made a MOTION to approve the variance subject to a deed restriction for the access onto E. Victory Road. Commissioner Millar SECONDED the motion. MOTION CARRIED.

Director Devin Muchow began his work report.

Director Muchow suggested the Board handle the Action Item in regards to the 2019 Miscellaneous Paving project to discuss terminating the contract for cause. Jesse Geary, from Thueson's Construction, appeared to discuss the contract with the Board. Engineer Shannon began the discussion with an overview of the contract between Nampa Highway District and Thueson Construction. Assistant Engineer Nick Lehman provided the details and the items that were an issue for the reasoning behind why Nampa Highway District felt the needs to terminate the contract. Jesse Geary then addressed the Board regarding the details that Assistant Engineer Lehman had presented to the Board. Engineering Staff recommended to the Board to terminate the contract between NHD and Thueson Construction. Engineer Shannon advised the Board and Mr. Geary that a letter would be sent to Thueson Construction regarding the Termination. Commissioner Noble made a MOTION to terminate the 2019 Miscellaneous Paving contract with Thueson Construction. Commissioner Millar SECONDED the motion. MOTION CARRIED.

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

The Crusher Crew, the Bridge Crew and the Road Crew have all began chip sealing. They were only sent one guy from the temp service and currently the Road Foreman and the Director are looking for a few additional temp workers to help.

This completed Director Muchow's work report.

Assistant Clerk Nicole Barlow addressed the Board regarding the Drug and Alcohol policy that the Board recommended that she look into modifying. She presented the Board with some examples of drug and alcohol policies from other highway districts. The Board gave Assistant Clerk Barlow some guidelines of what they would like added and/or changed in the current policy. They asked that she put those details into the policy and present the final draft to the Board for approval.

Engineer Shannon recommended Executive Session at this time to discuss real estate acquisitions and litigation.

EXECUTIVE SESSION: At 10:06 a.m. Commissioner Noble made a MOTION to go into Executive Session pursuant to IC 74-206(1)(c) and IC 76-206 (1)(f). 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 10:33 a.m.

Commissioner Noble made a MOTION to ratify the Staff's settlement agreement on Middleton and Orchard Signal project parcel 6. Commissioner Millar SECONDED the motion. MOTION CARRIED.

Commissioner Millar made a MOTION to adjourn at 10:34 a.m. Commissioner Noble SECONDED the motion. MOTION CARRIED.

Chairman, Dick Smith

Vice Chairman, Randy Noble