MINUTE ENTRY

Work Session/Pre Commission Meeting – January 9, 2013 – 11:00 a.m. – Pre-Commission Room –


Karen Gallagher, Planner for the City of Boise; Nichole Baird-Spencer from the City of Eagle; John Ringert, Engineer for Kittleson and Associates; Dave Szplett from the Idaho Transportation Department; and Jodi Daugherty, auditor for Eide Bailley, were also in attendance.

Mr. Lowe presented an update on the Northwest Foothills Transportation Study. The Commission directed staff to proceed with scheduling a joint meeting with the City of Eagle. Report form attached.

The Commission briefly reviewed the day’s meeting agenda. No official action was taken.
<table>
<thead>
<tr>
<th>Date</th>
<th>1/09/2013</th>
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<tbody>
<tr>
<td>Topic</td>
<td>Northwest Foothills Transportation Study Update</td>
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<tr>
<td>Staff Assigned</td>
<td>Jeff Lowe</td>
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<tr>
<td>Direction to Staff/Outcome</td>
<td>Provided update to Commission regarding Update progress and preliminary recommendations for informational purposes. Commission directed staff to schedule a joint meeting between the ACHD Commission and the City of Eagle, and to invite representatives from ITD. Meeting TBD early February 2013.</td>
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<tr>
<td>Follow-up Session (Y/N)</td>
<td>Joint meeting to be scheduled Consideration for adoption to be scheduled once Update is complete</td>
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Prepared by: Jeff Lowe

Date: 1/10/2013
COMMISSION MEETING MINUTES
for
Wednesday, January 9, 2013

Minutes of the Commission meeting held on Wednesday, January 9, 2013 at 12:00 p.m. in the offices of the Ada County Highway District, 3775 Adams Street, Garden City, Idaho.

Commissioners Baker, Franden, Arnold, Jaurena and Hansen were present.

ACHD staff present: Bruce Wong, Michael Brokaw, Dyan Bevins, Craig Quintana, Greg Holverson, Paul Daigle, Sabrina Anderson, Shawn Martin, Linda Brown, Christine Race, Ryan Head, Jeff Lowe, Mindy Wallace, Kraig Howe, Dave Serdar, Dave Wallace, Gary Inselman, Ryan Cutler, Karl Augustine, Christine Race, Sherwin Pestka, Steve Price, Bruce Mills and Stephanie Blake.

Twenty-eight members of the public were in attendance.

Commissioner Arnold called the meeting to order at 12:00 p.m. and welcomed everyone.

The Commission and audience recited the pledge of allegiance.

ADOPT AMENDED AGENDA – Request for Adoption:
A change to the originally published meeting agenda occurred less 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 Franden made a motion to adopt and ratify the posted, amended agenda. Commissioner Jaurena seconded. Motion carried unanimously.

ADOPT CONSENT AGENDA – Request for Approval:
A. Development Applications – Preliminary Plats
   A1. Tradewinds Subdivision – Annexation, Rezone & Preliminary Plat Approval – Consideration & Approval
   A2. Tates Rents – Conditional Use Permit – Consideration & Approval
   A3. Depot Lofts (PUD12-00015); 314 S. Vista Avenue – Planned Unit Development – Consideration & Approval
   A4. Rescue Ranch Subdivision – Preliminary Plat & Private Road – Consideration and Approval
   A5. DRH12-00317/Maverik – Design Review – Consideration and Approval
B. Final Plats
   B1. Bottle Creek Subdivision – Final Plat – Request for Approval
C. Approval of Minutes & Minute Entries – Request for Approval
D. Acceptance of an Application to Vacate/Exchange Right-of-Way for E. Edmonds Court and Tentatively Set Public Hearing Date – Proposed Vacation & Exchange – Request for Approval

E. ITD Cooperative Agreement – Administrative Approval – Request for Approval

F. FY2013 Traffic Signal Cabinets – Bid Results & Consideration/Award Contract

G. Americans With Disabilities Act (ADA) Advisory Committee Membership Reappointment – Request for Approval

ACTION TAKEN: Commissioner Franden moved to approve the Consent Agenda. Commissioner Jaurena seconded. Motion carried unanimously, without objection.

REGULAR AGENDA:

1. Veterans Transportation Project Update - Presentation:

   Walt Satterfield, COMPASS, presented the updated.

   Commissioner Jaurena asked several questions of Mr. Satterfield regarding their partnerships.

   Commissioner Jaurena provided additional comments, expressing the need to focus on disabled veterans living in rural areas.

   Mr. Satterfield also provided additional comments.

   Commissioner Jaurena expressed concern with the survey response rate and that is skewed toward college-age veterans. Mr. Satterfield responded.

   Commissioner Jaurena encouraged Mr. Satterfield to avoid relying on the survey results too heavily.

   Commissioner Baker provided additional comments relating to focusing on a better bus system.

   ACTION: NA

2. FY2012 Audited Financial Statements - Presentation:

   Sherwin Pestka, ACHD Administration Manager, presented a brief introduction.

   Jodi Daugherty, Auditor for Eide Bailly, 877 W. Maine, Suite 800, Boise, presented the summary of the audit findings to the Commission.

   Mr. Pestka requested Commission approval of the financial statements.

   ACTION: Commissioner Arnold moved to approve the audited financial statements so that the appropriate documentation may be submitted to the State Legislative Auditor's Office. Commissioner Jaurena seconded. Motion passed unanimously.
3. **Cole/Franklin Concept Design Adoption - Request for Adoption:**

Ryan Cutler, ACHD Project Manager, presented the staff report.

Commissioner Baker asked a question of Mr. Cutler regarding public involvement in the process.

Byron Defenbach, 555 S. Cole Road, Boise, testified on behalf of Intermountain Gas Company. Mr. Defenbach requested that one small correction be made to the Concept Report, at the bottom of page 6 of the Parametrix Report. "Intermountain Gas agreed to allow acquisition of their frontage to align the existing east leg." Mr. Defenbach clarified that Intermountain Gas has not made that agreement with ACHD. Intermountain Gas would favorably consider the acquisition, but no conversations have transpired to-date.

Commissioner Baker clarified with Mr. Defenbach that he would approve the report being amended to state "Intermountain Gas agreed to consider acquisition of their frontage to align the existing east leg." Mr. Defenbach consented that it would be sufficient.

David Breithaupt, 705 Loreen Court, Boise, testified.

Commissioner Baker asked a question of Mr. Cutler to clarify several issues raised in the last testimony. Mr. Cutler responded.

Richelle Sugiyama, 819 S. Wild Phlox Place, Boise, testified.

Commissioner Jaurena asked a question of Ms. Sugiyama.

Jay Nagle, 7840 W. Gratt Drive, Boise, testified.

Mr. Nagle asked a question of Mr. Cutler. Mr. Cutler responded.

Commissioner Baker provided several additional comments.

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

Becky McKay, 1029 N. Rosario, Meridian, testified on behalf of Jackson Stores. Ms. McKay asked two questions of staff. Mr. Cutler answered the questions Ms. McKay raised.

Mike Hill, 7450 Thunderbolt Drive, Boise, testified on behalf of Capital Educators Federal Credit Union.

Tami Duyen, 409 S. Cole Road, Boise, testified on behalf of the Harrison Hotel, expressing the hotel's opposition to the proposed connection road that cuts in front of their property.

**ACTION:** Commissioner Jaurena moved to approve the Cole/Franklin Concept Design, with the small change requested by Intermountain Gas, as noted above. Commissioner Arnold seconded. Motion passed unanimously.

Commissioner Hansen disclosed that he is a long-time acquaintance of the Nagle family. Additionally, he expressed his concerns for access and traffic safety measures in the area discussed and suggested making a motion to that effect.
Commissioner Baker provided follow-up comments, suggesting that no motion is needed. Staff would incorporate those concerns in the final design.

Commissioner Hansen provided additional comments.

Commissioner Jaurena proved additional comments.

4. **Construction Bid for 30th Street Extension, Fairview Ave./State St. (Boise) – Bid Results & Consideration/Award Contract:**

Dyan Bevins, ACHD Project Manager, presented the staff report.

Commissioner Franden asked Ms. Bevins a clarifying question.

Erik Mathiason of Alta Construction, 619 N. Cloverdale Road, Boise, testified.

Commissioner Arnold asked a question to clarify the contractor’s estimated cost for the QA/AC. Mr. Mathiason responded.

Commissioner Arnold asked a clarifying question of the Superpave estimate. Mr. Mathiason responded.

Commissioner Arnold asked Mr. Mathiason if he would be willing to commit Alta Construction to cap any change orders for these items at the estimate they provided, should they be awarded the bid. Mr. Mathiason responded for the record that Alta could commit to the cap.

Commissioner Baker asked a question of Mr. Price.

Steve Price, ACHD General Counsel, responded.

Commissioner Arnold asked a question of Mr. Price about the contractor’s commitment to the cap that they agreed to. Mr. Price responded that he is comfortable with the agreement.

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

Commissioner Jaurena asked Mr. Price a question about the fairness of the cap to other contractors who bid on this project or possible litigation that it would make the District vulnerable to. Mr. Price responded.

Commissioner Jaurena restated his questions. Mr. Price responded.

Mr. Price provided comments explaining the form of the motion.

Commissioner Franden asked a clarifying question. Mr. Price responded.

**ACTION:** Commissioner Franden moved to grant the reconsideration of previous Commission action and thereby modify the Commission’s action on December 12, 2012 and award the Construction Bid to the low bidder, Alta Construction, with the $30,000 cap for errors and omissions discussed in the meeting today. Commissioner Jaurena seconded. Motion passed unanimously, without dissent.
Commissioner Franden thanked Alta Construction for their professionalism during this process.

Commissioner Jaurena also expressed his gratitude for Alta Constructions efforts in providing concise, professional presentations.

PUBLIC COMMUNICATION:

Commissioner Baker opened the floor for public comment.

Hearing no one wishing to speak, Commissioner Baker adjourned the meeting at 1:20 p.m.

Stephanie L. Blake, Secretary

Sara M. Baker, President