MINUTE ENTRY


Five members of the public were also in attendance.

Phillip Bowen informed the Commission on the cost increases associated with the Lake Hazel Extension Project. No official action was taken.

____________________________   ___________________________
Stacey L. Workman, Secretary    John S. Franden, President
MINUTE ENTRY

Pre-Commission Meeting – May 28, 2014 – 5:40 p.m. – Pre-Commission Room – Commissioners

Hansen, Baker, Arnold, Jaurena and Franden met with Director Wong and staff members Brokaw, Quintana, Mills, D. Wallace, Price, Daigle, Inselman, M. Wallace, Serdar, Race, Ferch, Busche, Hansen, Statkus, Bowman and Workman.

Six members of the public were also in attendance.

The Commission briefly reviewed the day’s meeting agenda. No official action was taken.

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Stacey L. Workman, Secretary    John S. Franden, President
COMMISSION MEETING MINUTES
for
Wednesday, May 28, 2014

Minutes of the Commission meeting held on Wednesday, May 28, 2014 at 6:00 p.m. in the offices of the Ada County Highway District, 3775 Adams Street, Garden City, Idaho.

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

ACHD staff present: Bruce Wong, Dave Wallace, Michael Brokaw, Craig Quintana, Bruce Mills, Steve Price, Paul Daigle, Gary Inselman, Tom Ferch, Mindy Wallace, Dave Serdar, Al Busche, Felicia Statkus, Dorrell Hansen and Stacey Workman.

Approximately 16 members of the public attended.

Commissioner Franden called the meeting to order at 6:00 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 Hansen made a motion to adopt and ratify the posted, amended agenda. Commissioner Jaurena 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. Bainbridge Subdivision No. 1 – Final Plat – Request for Approval
   B2. Baltic Place Addition – Final Plat – Request for Approval
C. Minutes & Minute Entries – Commission Meeting, May 14, 2014 – Request for Approval
D. Pavement Management Services Agreement – Request for Approval
E. 2014 Traffic Control Services MD-194 – Request for Additional Funds – Consideration and Approval
F. Orchard Street Sidewalk Extension – KN 14342 – State and Local Agreement with ITD – Request to Approve or Reject Proposal – Consideration and Approval
G. Bogus Basin Rd. Improvements – Inter-Agency Agreement and Memorandum of Agreement – Request for Approval
H. Interagency License Agreement with City of Boise City – Request for Approval
I. Interagency Agreement – Sale and Purchase Agreement with the City of Meridian – Request for Approval
J. Interagency Agreement – Right-of-Way Contract with the Idaho Transportation Department (Parcel 15) – Request for Approval
K. Interagency Agreement – Right-of-Way Contract with the Idaho Transportation Department (Parcel 43) – Request for Approval

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

REGULAR AGENDA:

1. Condemnation of Right-of-Way necessary for Five Mile Road – Fairview Avenue to Ustick Road Project – Parcel 30, (LDS Church) 2299 North Five Mile Road, Boise, Idaho – Public Hearing – Authorization and Order of Condemnation:

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

   Commissioner Franden opened the Public Hearing.

   Commissioner Franden asked for any public comment, seeing none, Commissioner Franden closed the Public Hearing.

   ACTION TAKEN: Commissioner Jaurena moved to Authorize and Enter the Order of Condemnation and declared the acquisition necessary for public use for the property of Parcel 30, (LDS Church) 2299 North Five Mile Road, Boise, ID, as recommended by staff. Commissioner Arnold seconded. Motion carried unanimously, without dissent.

2. Driveway Approach Request to Beacon Light Road – Appeal Staff Level Decision:

   Gary Inselman, ACHD Development Services Manager, presented the staff report.

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

   Cody Harsch, 1723 W Beacon Light Road, Eagle, Idaho, testified and entered a letter into the record.

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

   Kathryn Harsch, 1723 W Beacon Light Road, Eagle, Idaho, testified.

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

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

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

   Commissioner Jaurena provided comment.

   Commissioner Baker provided comment.
Mr. Harsch provided comment.

Commissioner Jaurena asked a question of General Counsel.

Steve Price, ACHD’s General Counsel, responded.

Mr. Harsch provided comment.

Commissioner Franden provided comment.

Mr. Harsch provided comment.

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

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

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

Commissioner Jaurena provided comment.

Mr. Price provided comment.

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

Commissioner Franden provided comment.

Mr. Harsch provided comment.

Mr. Price provided comment.

Mr. Harsch provided comment.

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

Shawn Nickel, Representing David Wilhite, 1589 N Estancia Place, Eagle, Idaho, testified.

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

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

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

Commissioner Arnold provided comment.

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

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

Commissioner Baker provided comment.

Commissioner Franden provided comment.

Mr. Nickel provided comment.
Commissioner Franden provided comment.

David Wilhite, 1655 W Beacon Light Road, Eagle, Idaho, testified.

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

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

Kathryn Harsch, 1723 W Beacon Light Road, Eagle, Idaho, testified in rebuttal.

Commissioner Jaurena provided comment.

**ACTION TAKEN:** Commissioner Jaurena moved to approve the additional access with the follow qualifications – 1. The original access be closed and 2. The Wilhite property shall not be land locked. Commissioner Arnold seconded.

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

Commissioner Franden provided comment.

Commissioner Jaurena provided comment.

Mr. Price provided comment.

Commissioner Baker provided comment not if favor of the motion.

Commissioner Franden provided comment in favor of the motion.

**ACTION TAKEN:** Commissioner Franden call for a vote. Original Motion modified to deny the additional access, but to authorize the relocation of the access to the eastern border of the property, conditional upon the applicant 1. Obtaining consent from the easement holder or 2. By any other legal means. Motion passed 4-1 with Commissioners Franden, Arnold, Hansen and Jaurena voting Aye. Commissioner Baker voting Nay.

Cody Harsch, 1723 W Beacon Light Road, Eagle, Idaho, provided a final comment.

3. **ZOA14-00001/Harris Ranch Specific Area Plan Modification – Consideration and Approval:**

Gary Inselman, ACHD Development Services Manager, presented the staff report.

Hethe Clark, Representing Harris Ranch, 251 E Front Street, testified.

Commissioner Franden asked several questions of Mr. Clark. Mr. Clark responded.

Mr. Inselman provided comment.

Commissioner Baker asked several questions of Mr. Clark. Mr. Clark responded.

Commissioner Hansen disclosed for the record that he lives in this area and speaks to people regularly about Harris Ranch.

Commissioner Hansen provided comment.
Commissioner Hansen asked a question of Mr. Clark. Mr. Clark responded.

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

Mr. Inselman continued with the staff report.

Mindy Wallace, ACHD Planner III, continued the staff report.

Commissioner Arnold asked a question of Ms. Wallace. Ms. Wallace responded.

Commissioner Arnold asked a question of staff. Mr. Inselman responded.

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

Commissioner Hansen asked several questions of Mr. Inselman. Mr. Inselman responded.

Commissioner Franden provided comment.

Ms. Wallace continued with the staff report.

Mr. Inselman provided a summary of the staff recommendations.

Commissioner Franden asked several questions of Mr. Inselman. Mr. Inselman responded.

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

Commissioner Franden asked a question of staff. Mr. Inselman responded.

Commissioner Hansen asked a question of staff. Mr. Inselman responded.

Hethe Clark, Representing Harris Ranch, 251 E Front Street, provided comment on staff recommendations.

Commissioner Franden adjourned the meeting at 7:53 PM for a recess.

Commissioner Franden reconvened the meeting at 8:00 PM.

Mr. Clark provided an eight minute video for the Commission to watch.

Mr. Clark provided comment.

Commissioner Franden asked several questions of Mr. Inselman. Mr. Inselman responded.

Mr. Clark provided comment.

Commissioner Franden asked a question of staff. Mr. Inselman responded.

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

Commissioner Baker provided comment.
Mr. Clark provided comment.  
Commissioner Baker asked several questions of Mr. Clark.  Mr. Clark responded.

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

Doug Fowler, 889 E Valli Hi Lane, Eagle, Idaho, testified.

Jim Hunter, 1132 E Laguna Shore Lane, Eagle, Idaho, testified.

Deanna Smith, 1208 E Jefferson Street, Boise, Idaho, testified.

Commissioner Arnold provided comment.

Mr. Fowler provided comment.

Commissioner Arnold asked a question of General Counsel.

Steve Price, ACHD’s General Counsel, responded.

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

Mr. Clark provided comment.

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

Mr. Fowler provided comment.

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

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

**ACTION TAKEN:** Commissioner Hansen moved to Approve the ZOA14-00001/Harris Ranch Specific Area Plan Modification, as written with the modification of the inclusion of a surety, offered by Mr. Fowler, to complete the widening of Park Center Blvd and Roundabout 1 as a condition of final plat approval on Dallas Harris Ranch 12.  Commissioner Franden seconded.

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

Mr. Inselman provided comment.

Mr. Price provided comment.

Mr. Clark provided comment.

Commissioner Arnold asked several questions of Mr. Inselman.  Mr. Inselman responded.

Commissioner Jaurena provided comment not in favor of the motion.

Commissioner Hansen thanked staff and provided comment.

Commissioner Baker provided comment not in favor of the motion.

Commissioner Jaurena provided comment.
ACTION TAKEN: Commissioner Franden call for a vote. Motion passed 3-2 with Commissioners Franden, Hansen and Arnold voting Aye. Commissioners Baker and Jaurena voted Nay.

4. Dallas Harris Estates 12 – Preliminary Plat – Consideration and Approval:

Mindy Wallace, ACHD Planner III, presented the staff report.

Hethe Clark, Representing Harris Ranch, 251 E Front Street, testified.

ACTION TAKEN: Commissioner Hansen moved to Approve the Dallas Harris Estates 12, Preliminary Plat as written by staff and is consistent with the previously approved Specific Area Plan Modification. Commissioner Baker seconded. Motion carried unanimously, without dissent.

PUBLIC COMMUNICATION:


Dave Wallace, ACHD Deputy Director of Planning and Projects, provided comment.

Mr. Peterson provided comment.

Mr. Wallace provided comment.

Mr. Peterson provided comment.

Commissioner Franden provided comment.

Commissioner Franden asked for any public communication, hearing none, Commissioner Franden adjourned the meeting at 9:05 p.m.