

**Minutes of Special Meeting
Quarterly Highway District
January 25, 2016
10:00 a.m.**

The Kootenai County Board of Commissioners: Chairman Dan Green, Commissioner Marc Eberlein, and Commissioner David Stewart met to discuss the following agenda items. Also present were Director of Community Development David Callahan and Deputy Clerk Cecilia Sweet. Also present were Lakes Highway District (LHD) representatives Chairman Rod Twete, Commissioner Diane Fountain, Commissioner Monty Montgomery, Director Eric Shanley and volunteer Donna Montgomery; Worley Highway District (WHD) representatives Chairman James Mangan and Supervisor Kevin Howard; and citizens Leland Chase, Robert Johnson and Ron Beringer.

- A. Call to Order:** Chairman Dan Green called the meeting to order at 10:00 a.m.
- B. Introductions:** There were no introductions.
- C. Changes to the Agenda:**

Commissioner Eberlein moved to add to the agenda the Pledge of Allegiance. Commissioner Stewart seconded the motion. There being no further discussion, Deputy Clerk Sweet called the roll:

Commissioner Stewart: Aye
Commissioner Eberlein: Aye
Chairman Green: Aye

The motion carried.

- D. Pledge of Allegiance:** Citizen Donna Montgomery led the Pledge of Allegiance.
- E. Old Business:** There was no old business discussed.
- F. New Business:**

Discussion with all Highway Districts regarding:

Jake Brake Noise Issues on Chilco Road

LHD Chairman Rod Twete advised the Board of local residents' concerns of excessive speeding and overuse of Jake brakes on Chilco Road. He requested direction from the Board to either reduce the speed limit or enforce an Idaho Noise ordinance to remedy these issues.

Director of Community Development David Callahan commented that the use of "No Jake Brakes" road signs gave local law enforcement the authority to write tickets. He mentioned there were some cities and counties that adopt noise regulations through their zoning codes, which in his opinion would not be effective because of the lack of enforcement.

Chairman Green agreed that to create a noise ordinance for the whole County to address a concern on one street would not remedy the issue; and if there was not a policing authority, the ordinance would be ineffective.

WHD Supervisor Kevin Howard noted that installing “No Jake Brakes” road signs would only eliminate a brand name of brakes. He commented the primary issue was either the use of compression brakes or the noise from compression brakes.

Citizen Leland Chase reported he started the petition on this matter and he was concerned about the safety of residents pulling out on to Chilco Road, logging and gravel trucks going too fast, and the use of loud compression brakes to slow down.

Commissioner Eberlein suggested citizens could have conversations with the staff at the gravel pit and saw mill about their concerns of excessive speed and the noise of trucks on Chilco Road.

Citizen Ron Beringer commented he lived close to Chilco Road and he felt it was a nuisance issue, which could be addressed with reducing the speed limit.

Commissioner Stewart noted that it was common for truckers to drive over the posted 45 MPH speed limit on Chilco Road, and therefore the truckers using loud compression brakes to slow down was an enforceable issue by the sheriff.

LHD Director Eric Shanley stated that an engineering speed study conducted back in 2011 found that 60% of all drivers were traveling over the posted speed limit of 35 MPH. He added a 45 MPH speed limit on Chilco Road was appropriate.

LHD Commissioner Diane Fountain hoped residents’ concerns would be more apparent after the January 27, 2016 meeting with the saw mill. She mentioned that lowering the speed limit could still be considered, and she suggested a better placement of the speed limit sign on Chilco Road since she only noticed one sign.

Commissioner Stewart stated he would meet with Sheriff Ben Wolfinger and Undersheriff Daniel Mattos to go over the local residents’ concerns of excessive speed and overuse of compression brakes on Chilco Road, as well as to request more local law enforcement in the area. Commissioner Stewart said he would update Mr. Chase after his meeting with the sheriffs.

Audit Process Review

Ms. Fountain reported the LHD was finalizing their annual financial audit and needed the Actual Tax Charge Base. She explained in her opinion, the Tax Receivable Report from the Clerk’s office was not correct.

Chairman Green advised Ms. Fountain to contact the Clerk’s and the Treasurer’s departments for assistance with the needed financial reports.

Highway District Updates

WHD Chairman James Mangan mentioned the weight limit signs for the roads had been posted since the ground thawed. He added each year's thaw time was different depending on temperature and how much weight each road could handle during the thawing process. He said the highway district crew would do the initial meeting with violators, and they would call for assistance from the Department of Transportation (DOT) for repeat offenders, and the sheriff would write the citation.

- G. Public Comment:** This section is reserved for citizens wishing to address the Board regarding a County related issue. Idaho Law prohibits Board action on items brought under this section except in an emergency circumstance. Comments related to future public hearings should be held for that public hearing.

Mr. Chase also reported Chilco Road was breaking up, and he made the Commissioners aware of the Idaho nuisance law.

Chairman Green suggested Mr. Chase talk to LHD representatives about the road conditions, and he mentioned the Commissioners were aware of the Idaho nuisance law.

Chairman Green adjourned the meeting at 10:51 a.m.

Respectfully submitted,

JIM BRANNON, CLERK

DANIEL H. GREEN, CHAIRMAN

BY: _____
Cecilia M. Sweet, Deputy Clerk
