

**BOARD OF THE LOCAL IMPROVEMENT DISTRICT NO. 1101
MINUTES OF THE SPECIAL MEETING
MONDAY, NOVEMBER 19, 2012
1:30 P.M.**

The Board of the Local Improvement District (Board) met this date in an Open Meeting in the Commissioners' Conference Room of the Ada County Courthouse Complex to act on the following items. Staff members present: Chris Rich, Clerk's Office; Lyn Call, Treasurer's Office; Dave Logan, Operations; and Ted Argyle, Prosecuting Attorney's Office. Minutes Recorder: Judy Morris.

I. IN THE MATTER OF CALL TO ORDER:

Commissioner Rick Yzaguirre called the meeting of the Board of the Local Improvement District No. 1101 for the Sage Acres Water Project to order at 1:32 p.m.

II. IN THE MATTER OF ROLL CALL:

Commissioners Rick Yzaguirre and David L. Case were present. Commissioner Sharon M. Ullman participated by telephone.

III. CHANGES TO THE AGENDA:

There were no changes to the agenda.

IV. NEW BUSINESS:

1. Claims Journal

L. Call presented the Board an invoice to Eagle Water Company for review and payment authorization.

D. Logan confirmed that he had reviewed the invoice.

ACTION: D. CASE MOVED TO AUTHORIZE PAYMENT OF THE CLAIMS JOURNAL PRESENTED BY THE TREASURER'S OFFICE. S. ULLMAN SECONDED. D. CASE, AYE, S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

2. Specific Performance to LID Contract

R. Yzaguirre invited Kim Blough to briefly share his concerns and advised him that he believed these issues would properly be addressed through D. Logan, the engineer and Eagle Water Company.

K. Blough reiterated his concerns regarding the project and the agreement with Eagle Water Company. He requested a copy of the Schedule of Values referenced in the agreement. He stated he received a letter from D. Logan indicating that it would be necessary to seek assistance in determining whether certain structures or improvements might impede the waterline and water meter installations. He expressed his concerns with the language relating to the public right-of-way and suggested a clarification of the right-of-way.

3. Follow-up on SPF Engineering Flow and Pressure Projections for Water Delivery System

K. Blough then reiterated his concerns regarding the performance capacity of the system. It was his understanding the engineer would be present at this meeting to address his concerns. He asked the Board to consider terminating the agreement as he believes there are flaws within the contract and the completion of the project.

R. Yzaguirre advised K. Blough that D. Logan had a meeting with the homeowners to discuss the project and K. Blough chose not to attend. K. Blough stated he believed the meeting, based on the agenda, would be narrowly construed to one issue and no other issues would be discussed.

R. Yzaguirre inquired if K. Blough thought there would be value of a meeting between Dave Logan, the engineer and Eagle Water Company. K. Blough responded

he did believe that would be beneficial. R. Yzaguirre again stated that he did not believe these issues were at the proper level and should be addressed directly through D. Logan.

D. Case clarified that going forward all issues and meetings should be raised through D. Logan.

S. Ullman stated that at this point, the project would not be stopped. She said she opposed the project on the outset but advised at this point, she wants to ensure it is done properly as it is not going to go away.

D. Case said he wanted to clarify that D. Logan is the contact for the project and that Vicky McIntyre's role is to make sure the bills are paid.

D. Logan stated that the issues being raised by K. Blough were discussed at the homeowners meeting. He said he and the engineers have communicated with the homeowners as the project has progressed and the majority of them are happy with the information they are receiving. He explained the Schedule of Values referenced in the contract is a tool for his department to review and evaluate costs, not a list of specific costs.

VI: IN THE MATTER OF RECESS:

There being no further business to come before the Board at this time, the meeting was recessed at 1:49 p.m.

Rick Yzaguirre, Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk