

POST FALLS HIGHWAY DISTRICT  
JUNE 2010 MINUTES

Regular Meeting – June 2, 2010, 6:00 pm, E. 5629 Seltice Way

Lynn Humphreys, Chairman, called the meeting to order at 6:00 P.M. Present were Commissioners Lynn Humphreys, Terry Werner, Robert Miller; Road Supervisor Kelly Brownsberger, District Clerk Shirley Walson; and John Karpenko representing Ruen-Yeager & Associates. Guests included Mason Talkington of Whipple Consulting Engineers and Lanzce Douglass.

Commissioners had no conflict of interest with any agenda item.

Commissioner Werner moved to approve the May 2010 minutes and vouchers. Commissioner Miller seconded. Motion carried. [6/2/10]

PUBLIC HEARING

Request to Vacate and Abandon – Riverside Park Addition

Chairman Humphreys opened the Public Hearing at 6:02 p.m. asking John Karpenko of Ruen Yeager and Associates to provide a staff overview. Mr. Karpenko reported four separate parcels are requested to be vacated. Initially, RYA asked Whipple Consulting Engineers for legal descriptions and maps which were received earlier in the day. Mr. Karpenko stated Darrel Ramus, surveyor for RYA, reviewed the new information and deemed it accurate, recommending the Board accept the new information and proceed in their consideration of the vacation. He will leave the intent of the request to the applicant. District Clerk Shirley Walson stated no written comments or phone calls have been received.

Mason Talkington of Whipple Consulting Engineers, Inc. submitted a formal letter to the Board. He restated the request is to vacate four parcels, all south of Seltice Way, north of Spokane River. Three of the four are south of the Centennial Trail and the fourth is just south of Centennial Trail and west of Elmwood Lane. Purpose for the request - his client wants to develop the property but the properties are encumbrances on the property, therefore making them unbuildable. They have no benefit to the public. Chairman Humphreys asked if Mr. Douglas owns the property on all sides of the requested vacations. Lanzce Douglas stated he obviously does not own Centennial Trail. He owns the other three sides on the first three parcels. The fourth parcel south of Glenwood is owned by him except for that portion on the east side which is owned by a homeowner where a single-family residence is located and does not need to be vacated for his purposes.

Chairman Humphreys asked for the total square footage. Mr. Talkington stated there is a total of 49,824 square feet, or approximately 1.41 acres. Separate square footages are shown in the packet that was provided. Commissioner Werner asked about the parcel by 5<sup>th</sup> Avenue stating the remainder had not been requested for a vacation and why it was not included. Mr. Douglas stated that everything north of the Centennial Trail was requested for vacation several years ago when Rivers tone was developed. Since they had no interest in the property in which Mr. Douglas is now requesting parcels to be vacated, they did not make that request. Commissioner Werner asked if it was still the Highway District's ownership? Mr. Douglas stated as far as he knows, it is still the Highway District's. Chairman Humphreys asked about a 10-foot strip that he assumes is a continuation of the 10-foot park strip continues outside further west and would need to be vacated. Mr. Douglas had understood that portion was to be included in this present request and it was a mistake on his part it had not been included; they will need to make an additional request for that portion. He continued, stating that portion is owned by Stimson Lumber at this time; he is under contract to purchase the property from them and they are aware of his current request to vacate the parcels listed in this current request. Commissioner Werner

recalled Riverstone requesting previous vacations; the City of Coeur d'Alene has annexed property in this area, and such locations are not the District's concern. Chairman Humphreys asked for Commissioner Miller's comments of which he had none; then asked for input from Road Supervisor Brownsberger. The Road Supervisor stated these parcels do not fit into the District's long range plan and added Gordon Dobler and Chris Bates from the City of Coeur d'Alene were notified along with adjoining property owners and they did not comment.

Chairman Humphreys declared the public hearing portion of this meeting closed at 6:15 p.m. and requested discussion from the Board. He continued he did not see any concerns to abandon the properties; no equal divisions of the properties is required since the applicant owns properties around the requested parcels. Commissioner Miller stated his curiosity as to why the parcel is labeled Glenwood Street. Mason Talkington stated it lined up to another road to the north. Commissioner Werner added the road went through the property that was vacated by Riverstone, whom had not requested for this particular parcel to included in the previous vacation since they were not the owners. A 1905 map was produced by the applicant's engineer and briefly reviewed. Commissioner Werner made the motion to abandon and vacate the requested road right-of-ways per the new legal descriptions that have come to the Board's attention this evening. Commissioner Miller seconded. Motion carried unanimously. Chairman Humphreys notified the applicant papers will be prepared to give them legal ownership and thanked them for their nice presentation. [6/2/10]

#### OLD BUSINESS

##### Speed Change Request

Road Supervisor Brownsberger was to review an earlier request with the District Engineer. He was not able to have that prepared for tonight's meeting. Commissioner Werner made a motion to continue the speed change request at the next regular scheduled meeting. Commissioner Miller seconded. Motion carried unanimously. [6/2/10]

#### CURRENT BUSINESS

No current business

#### CORRESPONDENCE

Post Falls Duathlon, City of Post Falls. So noted. [6/2/10]

Lunch Meeting, IAHD. Chairman Humphreys reminded everyone to not forget this luncheon, there will be good information provided. [6/2/10]

Kootenai County Commissioners Public Hearing, Emergency Ordinance related to Land use, etc. So noted. [6/2/10]

Kootenai County Commissioners Public Hearing, Ordinance amending zoning map. So noted. [6/2/10]

Kootenai County Commissioners Public Hearing, ZON10-0002, DJ Holdings. So noted. [6/2/10]

#### ROAD SUPERVISOR

Beck Road – It has been too wet to pave, hopefully next week with improved weather. The railroad has finished their crossing and should have been up and running at days end. [6/2/10]

Waste Disposal Well – Kraig Beck from DEQ met with Mr. Brownsberger and asked to open up the well so he could take samples. This is currently an on-going task. [6/2/10]

Titsch Subdivision – Fee in lieu of construction was discussed at the previous meeting for this subdivision. The District Engineer and Road Supervisor Brownsberger met with Bart North and Rob Reagan. They agreed to pay the fee and also provide the requested right-of-way and easements. [6/2/10]

Rain problems – The recent rain falls have caused some problems. Trees have tipped over, there are some soft spots, and a chunk of Millsap Loop was lost which has been barricaded off. Chairman Humphreys asked for the location. Road Supervisor Brownsberger responded it is near the horse ranch on the west side. Mud ran into the pasture, but did not quite make it into the arena; they have talked to the property owners who are not concerned about the mud, but they are worried about losing the road. [6/2/10]

Meetings and Travel – Road Supervisor Brownsberger notified the Board he has a meeting on June 10<sup>th</sup> in Boise for the T2 Advisory Board as well as an IACRS meeting on June 17<sup>th</sup> in Boise. [6/2/10]

Vacation Request – The Road Supervisor requested vacation from June 24<sup>th</sup> through July 5<sup>th</sup>. Commissioner Werner made a motion to authorize the Road Supervisor vacation from June 24<sup>th</sup> through July 5<sup>th</sup>. Commissioner Miller seconded. Motion carried unanimously. [6/2/10]

#### ENGINEER

Titsch Addition – Received plat for the subdivision showing the requested dedication, name changes in the name of the PFHD for both the right-of-way and the 10-foot easement. [6/2/10]

District Abandonment and Vacation Information Sheet Request – Darrell Ramus requested additional language for abandonment of public right of ways policy so that documents submitted to the District don't have to be reviewed by the engineering staff to qualify them, then possibly be sent back for corrections to the applicant. The request is to add sentences to the current instructions that will clarify this to the applicant. Mr. Ramus can provide the verbiage to the Board. He would like the documents certified so that the documents are not an opinion, so to speak. Recent submittals have come from a planner or non-licensed individuals and the legals don't close or have the merit to make a professional statement. Chairman Humphreys asked RYA to provide that language to the District Clerk for the next meeting so that it can be added to our policy. [6/2/10]

#### OFFICE

The District Clerk notified the Board that the June KMPO meeting has been cancelled and provided an agenda for the June 7, 2010 meeting for the Associated Highway Districts of Kootenai County. [6/2/10]

#### COMMISSIONERS

Commissioner Werner will not be at the Monday night meeting for the Associated Highway Districts of Kootenai County. [6/2/10]

With no further business, Commissioner Werner made the motion to adjourn. Commissioner Miller seconded. Motion carried and the meeting was adjourned at 6:30 P.M.

#### Regular Meeting – June 16, 2010, 6:00 pm, E. 5629 Seltice Way

Lynn Humphreys, Chairman, called the meeting to order at 6:00 P.M. Present were Commissioners Lynn Humphreys, Terry Werner, Robert Miller; Road Supervisor Kelly Brownsberger, District Clerk Shirley Walson; and District Engineer Representative, John Karpenko. Mason Talkington of Whipple Consulting Engineers was guest.

Commissioners had no conflict of interest with any agenda item.

#### OLD BUSINESS

##### Idaho Road Speed Request

The Road Supervisor stated he has done a traffic count and a quick speed study with the counters. Initially, those statistics show the speed could be raised to 45 MPH but he hasn't

looked at the accident reports yet although those have been requested from ITD. Commissioner Werner made the motion to table the Idaho Road speed request until we received the information that has been requested. Commissioner Miller seconded. Motion carried unanimously. [6/16/10]

## CURRENT BUSINESS

### Riverside Park Order of Vacation

Commissioner Werner made the motion to sign the Order of Vacation for portions of Elmwood Street, Abbington Street, Riverside Drive, Fourth Avenue, and Fifth Avenue in the Riverside Park Addition. Commissioner Miller seconded. Motion carried unanimously. The Board asked that all fees be paid prior to recording the documents. [6/16/10]

### Remnant of Riverside Park Vacation Request

In addition to the previous vacation, the owner, represented by Whipple Consulting Engineers, was present to request an additional piece that was not included in the previous abandonment. This parcel runs along the north side of Lots 1 through 22, Block 38 or Riverside Park Addition. Commissioner Werner made the motion to hear the vacation request in Riverside Park on July 21, 2010. Commissioner Miller seconded. Motion carried unanimously. The Chairman asked the District Clerk to prepare all necessary documents. [6/16/10]

### Abandonment and Vacation Added Verbiage

Darrell Ramus, surveyor for Ruen-Yeager and Associates, sent a request to the Board to include language in the public information sheet for abandonment and vacations. The language will now state that maps and legal descriptions be approved and/or certified by a professional land surveyor (PLS) or a Idaho professional engineer (PE). Commissioner Werner made the motion to adopt the added language and add it to the District's vacation and abandonment paper. Commissioner Miller seconded. Motion carried unanimously. [6/16/10]

### Prairie Pit – Hunting Request

Commissioner Werner stated a request had been made requesting permission to hunt prairie dogs and assorted varmints in the pit. He added equipment is in the pit from time to time; a subdivision is back there; and the person making the request has twenty acres of his own land in which he can try to control them. Chairman Humphreys reiterated Commissioner Werner's concerns. Commissioner Miller stated accidents can happen with firearms. Chairman Humphreys stated, in the best interest of the District, he is in favor to deny the request. Commissioner Werner made the motion to deny the request for hunting prairie dogs and varmint in the Prairie Pit and requested a No Hunting sign be placed on the gate. Commissioner Miller seconded. Motion carried unanimously. [6/16/10]

## CORRESPONDENCE

Recording Fees Increase – The Kootenai County Clerk sent a notice of an increase in recording fees. Beginning July 1, 2010, the first page will cost \$10.00; any pages thereafter will be \$3.00 each. [6/16/10]

ICRMP – Received notice of an estimated amount for 2010-2011 will be \$35,311. Last year's amount was \$32,100. [6/16/10]

## LEGAL

Susan Weeks was not present as scheduled.

## ROAD SUPERVISOR

Waste Disposal Well – A pile of dirt is by the shop and asked if the Board had noticed. DEQ took a sample and said we could bury it, but Road Supervisor Brownsberger stated he would like to wait until the official report was back [6/16/10]

Spokane Street Bridge Rectifier - Checked the rectified on the bridge and it looks good. A call was put in to Bill Spicklemire regarding same but has not yet heard from him. [6/16/10]

Computer operating system – Would like to budget for next year new software and operating systems for the computers. They are getting quite outdated and don't always recognize or open documents from clients. [6/16/10]

Mini Sturgis Application – This year's event will be held July 29 through July 31 at Cruisers. Traffic will be run through Big Al's again. Commissioner Werner would like to see written approval from Big Al's they concur with traffic being routed through their property. Chairman Humphreys stated litter has been a problem and wants to stipulate that the area, including the railroad tracks, needs to be cleaned after the event. [6/16/10]

July 5 Workshop – Since this is a holiday, the Road Supervisor asked if the Board would like to cancel or reschedule. The Board opted to cancel. [6/16/10]

### ENGINEER

Beck Road Project – RYA requested a partial pay request for Beck Road from Interstate Asphalt but they were not able to provide that billing as yet. [6/16/10]

Church Road and SH53, DJ Holdings – There was a brief discussion regarding the lease of a building at this project prior to the Conditional Use Permit approval by the Kootenai County Board of Commissioners. [6/16/10]

Greensferry Bridge preliminary review – John Karpenko has a preliminary estimate put together regarding approaches, gravels, piers, geology, deck, girders, etc. and would like to present that information in a workshop environment. Commissioner Werner asked that a workshop be scheduled at 5:30 pm on July 7 prior to the regular meeting. [6/16/10]

Winch and North Idaho Intersection Project – RYA has information for improvements but has not yet designed it and would like to discuss with the Board. Road Supervisor Brownsberger stated the District may be able to do dirt work this year but most likely, no paving will take place until next year. [6/16/10]

### OFFICE

District Picnic – The picnic has been scheduled for August 22 at Yvonne Wilbur's home. [6/16/10]

Hauser Boat Launch – A refund was received in the amount of \$419.60 from the Kootenai County Parks and Waterways department. This is from un-used funds of a \$2,000 grant match paid by the District to the County for this work. [6/16/10]

Treasurer's Report – Commissioner Werner made the motion to approve the May 2010 Treasurer's Report as presented. Commissioner Miller seconded. Motion carried unanimously. [6/16/10]

Bob Peters Veterinary Clinic – The public hearing is scheduled for July 7 but the applicant has asked that it be put on hold so no more costs are incurred until such time their issues with DEQ can be settled. However, they would like to keep their public hearing date in the event that their issues are resolved. [6/16/10]

LID 10 – The District Clerk informed the Board of a payment dispute for Lot 11, Block 1 of Crystal Springs. The Board asked for the owner to produce receipts to show it has been paid since the District records do not show the parcel as satisfied. [6/16/10]

Profit and Loss Budget Report – A report was handed out and briefly discussed. With the exception of insurance, all line items are in line with the budget. [6/16/10]

COMMISSIONERS

Chairman Humphreys commented that he really likes the completed Beck Road intersection.

Commissioner Miller made the motion to adjourn the meeting; Commissioner Werner seconded. With no further business, the meeting was adjourned at 6:37 PM.

SPECIAL MEETING: May 31, 2010 - Holiday, workshop cancelled.

SPECIAL MEETING: June 14, 2010 – Workshop cancelled.

SPECIAL MEETING: June 2, 2010 – Utility Council, Sargents, 12:00 PM. Attended by Bob Miller and Kelly Brownsberger.

SPECIAL MEETING: June 7, 2010 – AHDKE, Lakes Highway District, 7:00 AM. Attended by Lynn Humphreys, Bob Miller, and Kelly Brownsberger.

SPECIAL MEETING: June 8, 2010 – IAHD, The Coeur d’Alene, 12:00 PM. Attended by Lynn Humphreys, Terry Werner, Bob Miller, Kelly Brownsberger, and Shirley Walson.

SPECIAL MEETING: June 22, 2010 – KMPO, ITD Offices, 1:30 PM. Attended by Lynn Humphreys.

SPECIAL MEETING: June 22, 2010 – KCATT, 8:00 AM, ITD. Attended by Bob Miller and Kelly Brownsberger.

APPROVED \_\_\_\_\_

ATTEST \_\_\_\_\_

DATE \_\_\_\_\_

Submitted by:  
Shirley Walson, District Clerk