

Minutes of Meeting
Mica Bay Homeowner's Project
March 20, 2013
1:30 p.m.

The Kootenai County Board of Commissioners: Chairman Todd Tondee, Commissioner Dan Green and Commissioner Jai Nelson met to discuss the following agenda items. Also present were Solid Waste Director Roger Saterfiel, Parks & Waterways Director Nick Snyder, Community Development Director Scott Clark, Civil Deputy Prosecuting Attorney John Cafferty, Mica Bay Homeowner's Association President Tad Leach, Project Manager Terry Kincaid and Deputy Clerk Pamela Bogaert.

A. Call to Order: Chairman Tondee called the meeting to order at 1:34 p.m.

B. Introductions: There were no introductions made.

C. Changes to the Agenda: There were no changes made to the agenda.

D. Old Business: There was no old business discussed.

E. New Business:

Mica Bay Homeowner's Association (HOA) President Tad Leach explained to the Board that the Mica Bay HOA was recently awarded \$500,000 and will be used to remove sediment that collected in Mica Bay during the recent Highway 95 construction project. Project Manager Terry Kincaid, formerly of the Bureau of Land Management, advised the Board that the Idaho Department of Lands will only grant approval of permits to homeowners and/or public entities. No permits will be approved for contractors. Therefore, Mr. Leach and Mr. Kincaid came to ask that the Board apply for the necessary permits in the name of Kootenai County; however, all costs incurred would be paid by the HOA.

The group discussed the concerns and possible solutions to the issue of liability and agreed that Civil Deputy Prosecuting Attorney John Cafferty would research and outline his findings regarding liability and procurement. In the meantime, Chairman Tondee agreed that Parks and Waterways Director Nick Snyder may sign for Kootenai County to begin the permit process with the Idaho Department of Lands.

Commissioner Green moved that the Board direct Parks & Waterways Director Nick Snyder to sign the permit for encroachment on Idaho Department of Lands land for the Mica Bay restoration project. Chairman Tondee seconded the motion. There being no further discussion, Deputy Clerk Bogaert called the roll:

Commissioner Nelson: Abstain

Commissioner Green: Aye

Chairman Tondee: Aye

The motion carried.

F. Staff Reports: There were no staff reports.

G. Public Comment: This section is reserved for citizens wishing to address the Board regarding a County related issue. There was no public comment.

The meeting was adjourned at 2:24 p.m.

Respectfully submitted,

CLIFFORD T. HAYES, CLERK

BY: _____
Pamela B. Bogaert, Deputy Clerk