

**Minutes of Meeting**  
**Sun-Up Bay Encroachment Discussion**  
**August 11, 2014**  
**11:00 a.m.**

The Kootenai County Board of Commissioners: Chairman Todd Tondee and Commissioner Dan Green met to discuss the following agenda items. Also present were Attorney Kenneth Jacobsen, J-U-B Engineers Planner Brad Marshall, Sun-Up Bay Resort Owners Barbara Windisch and Mike Windisch, Parks and Waterways Director Nick Snyder, Civil Deputy Prosecuting Attorney Jamila Holmes, and Deputy Clerk Brandie Bradley. Commissioner Jai Nelson was excused.

**A. Call to Order:** Chairman Tondee called the meeting to order at 11:01 a.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:**

The attendees came before the Board to discuss the available resolution options for the parcel encroachment on County land by the Sun-Up Bay Resort. The attendees discussed the option for the land to be purchased. The Board explained that if this land is sold, it must be done at a public auction and as it would be a public auction, there would be no guarantee that Barbara and Mike Windisch would be the highest bidder. Another owner could further complicate the encroachment issue.

The attendees then discussed the option for a trade of land between the County and Mr. and Mrs. Windisch. The Board advised that they would be willing to consider a trade, but advised that the land must be of equal value and beneficial to the public. J-U-B Engineers Planner Brad Marshall inquired about what the County would deem as beneficial. Parks and Waterways Director Nick Snyder advised that there is a need for additional parking at the Sun-Up Bay Boat Launch. The attendees discussed some of the available land surrounding the boat launch and the possibility of improving these areas for parking.

Mr. and Mrs. Windisch agreed to work with Mr. Snyder and obtain appraisals on the land that is available for trade, and the cost to improve this land to meet the County's needs. They will then bring forward their proposal for the Commissioners' consideration.

The attendees briefly discussed Mr. and Mrs. Windisch's application for a Conditional Use Permit. The Board advised the Windisch's to contact Community Development to determine if the encroachment issue needs to be resolved prior to the application being submitted.

**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 11:40 a.m.

Respectfully submitted,

JIM BRANNON, CLERK

TODD TONDEE, CHAIRMAN

BY: \_\_\_\_\_  
Brandie Bradley, Deputy Clerk

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