

Minutes of Meeting
Steve Fritsch – Request of Refund
November 20, 2014
1:30 p.m.

The Kootenai County Board of Commissioners: Chairman Todd Tondee and Commissioner Dan Green met to discuss the following agenda items. Also present were Community Development Director David Callahan, Planner II Justin Seier, citizens Steve and Mrs. Fritsch, and Deputy Clerk Daniel Robertson. Commissioner Jai Nelson was excused.

A. Call to Order: Chairman Tondee called the meeting to order at 1:39 p.m.

B. Introductions: There were no introductions made.

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

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

E. New Business:

Community Development Director David Callahan reported that citizen Steve Fritsch was requesting a refund of a site disturbance surety bond. Mr. Callahan said that the bond had already been refunded to the property builder per the normal procedure, but that this was done in error. He said that there was a note in the file directing that the refund be paid to Mr. Fritsch rather than the builder, but the employee who processed the refund did not see the note.

Mr. Fritsch said that the builder had left the project undone, including the site disturbance plan. He said that he and the builder settled the resulting legal case, and that he had terminated the builder as his agent. Mr. Fritsch said he received a letter notifying him that the site disturbance permit was about to expire, and that Community Development staff had told Mrs. Fritsch that the builder had requested a refund on the bond, though Mr. Fritsch was assured that the bond would be refunded to him once the site disturbance permit extension and reinspection fees were paid and the inspection was passed. Mr. Fritsch said that he had paid the fees and passed the inspection, but he had not received the refund. Mr. Fritsch said Community Development staff informed him that they had made several unsuccessful attempts to collect the refund from the builder.

Commissioner Green asked Mr. Fritsch about the terms of the legal settlement. Mr. Fritsch provided a copy of the settlement and said that no money was owed to either party by the other.

The Board agreed that the County made an error in processing the refund.

Commissioner Green moved to direct Community Development to refund the site disturbance bond to Mr. Fritsch. Chairman Tondee seconded the motion. There being no further discussion, Deputy Clerk Robertson called the roll:

Commissioner Nelson: Excused

Commissioner Green: Aye

Chairman Tondee: Aye

The motion carried.

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

Chairman Tondee adjourned the meeting at 1:59 p.m.

Respectfully submitted,

JIM BRANNON, CLERK

TODD TONDEE, CHAIRMAN

BY: _____
Daniel Robertson, Deputy Clerk
