

RESOLUTION NO. 2008-14

A Resolution of North Kootenai Water District, Kootenai County, Idaho, setting a public hearing to establish rates in the Gozzer Ranch Service Area for water and sewer service; and providing for other matters properly relating thereto.

NORTH KOOTENAI WATER DISTRICT  
Kootenai County, Idaho

GOZZER RANCH SERVICE AREA  
SEWER AND WATER SERVICE CHARGES

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE NORTH KOOTENAI WATER DISTRICT, Kootenai County, Idaho, as follows:

WHEREAS, the North Kootenai Water District ("District") is a duly and properly formed water and sewer district under and by virtue of the constitution and laws of the State of Idaho;

WHEREAS, the District is governed by an elected Board of Directors ("Board");

WHEREAS, the District has received full ownership of the wastewater treatment plant and collection system and the potable water treatment system built and previously owned and operated by Discovery Coeur d'Alene Investors, LLC (the "Systems") in an area commonly known as the "Gozzer Ranch Service Area";

WHEREAS, the District has accumulated information about and evaluated the actual and estimated expenses of operating the Systems and has determined an appropriate sewer and water rate to cover the costs of providing such service in accordance with the cost evaluations prepared by the District Engineer and District Manager;

NOW, THEREFORE, IT IS HEREBY FURTHER RESOLVED as follows:

Section 1: PUBLIC HEARING ON SYSTEMS RATES

The Board hereby determines after examining the cost of operation, upkeep and maintenance of the Systems, that appropriate and necessary rates for access to these systems be charged to all customers in the Gozzer Ranch Service Area. The Board determines that a public hearing shall be held on these rates on the 15<sup>th</sup> day of May, 2008 at 12:30 p.m. at the District offices located at 1841 West Hayden Ave., Hayden, ID.

16<sup>th</sup>  
9393 Strahorn, Hayden Lake, ID.

↳ Hayden Lake  
↳ City Hall

Section 2: NOTICE OF PUBLIC HEARING

The Board directs that notice of this public hearing shall be given by mail and by publication of a notice, the form of which is attached hereto as Exhibit "A", by publication twice in a newspaper of general circulation in the area and by mailing the notice to the residents of the Gozzer Ranch Service Area.

Section 3: SEVERABILITY

If any section, paragraph, clause, or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of each section, paragraph, clause, or provision shall in no manner affect any remaining provision of this Resolution.

Section 4: RATIFICATION

The Board hereby ratifies all acts taken by members of the Board and/or agents on behalf of the Board or District relative to this potential annexation and the hearing process is hereby ratified and approved.

Section 5: EFFECTIVE DATE OF RESOLUTION

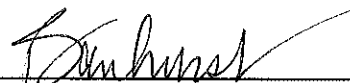
This Resolution shall take effect and be in force and effect from and after its passage and approval.

PASSED at a special meeting of the Board of Directors of the North Kootenai Water District, held on the 1<sup>st</sup> day of May, 2008, upon which a roll call vote was duly taken and duly enacted.

NORTH KOOTENAI WATER DISTRICT

  
Chairman

ATTEST:

  
Secretary

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I, the undersigned, Secretary of the North Kootenai Water District, Kootenai County, Idaho hereby certify that the foregoing Resolution is a full, true, and correct copy of a Resolution duly adopted at a special meeting of the Board of Directors, duly and regularly held at a special meeting place thereof on May 1, 2008, of which meeting all members of said Board had due notice and at which a majority thereof were present; and that at said meeting said Resolution was adopted by the following vote:

AYES, and in favor thereof, Boardmembers: *Five*

NAYS, Boardmembers: *None*

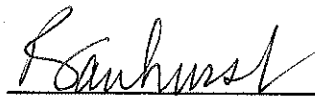
ABSENT, Boardmembers: *None*

ABSTAIN, Boardmembers: *None*

I further certify that I have carefully compared the same with the original Resolution on file and of record in my office; that said Resolution is a full, true, and correct copy of the original Resolution adopted at said meeting; and that said Resolution has not been amended, modified, or rescinded since the date of its adoption, and is now in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the official seal of the Board on May 1, 2008.

NORTH KOOTENAI WATER DISTRICT

  
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Secretary