

# **Bond Case Briefs**

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## **JOINT POWERS AGREEMENT - IDAHO**

### **City of Sandpoint v. Independent Highway District**

**Supreme Court of Idaho, Boise, June 2016 Term - November 1, 2016 - P.3d - 2016 WL 6462148**

City brought action against highway district for breach of contract and sought both a declaratory ruling that a Joint Powers Agreement (JPA) was valid, and an order enjoining highway district from interfering with city's control of streets within city limits.

The District Court granted city's motion for summary judgment, and highway district appealed.

The Supreme Court of Idaho held that Joint Powers Agreement (JPA) between city and highway district, in which city assumed control of all streets in the city and highway district agreed to pay over to the city all highway ad valorem taxes collected on property in the city limits, was void and unenforceable. JPA sought to divest highway district of its statutory responsibility to maintain and improve the streets of city.