
MONDAY, AUGUST 6, 2012

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Lauman, Commissioner Scott and Holmquist, and Clerk Robinson were present.

Chairman Lauman opened public comment on matters within the Commissions' Jurisdiction, no one present to speak, Chairman Lauman closed the public comment period.

MEETING W/ CHARLES LAPP RE: AOA & ALPINE AUCTION BUILDING

Meeting rescheduled to Thursday, August 9, 2012.

MEETING W/ B. J. GRIEVE, PLANNING & ZONING OFFICE RE: 90-DAY APPEAL PERIOD FOR EVERGREEN PMR

[9:43:46 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Planning & Zoning Director B. J. Grieve, Planner Bailey Minnich, Deputy County Attorney Tara Fugina, Clerk DeReu

Grieve reported that on July 27, 2012 the Evergreen Physical Map Revision 90 day appeal period for the preliminary maps passed. According to the letter FEMA sent on April 16, 2012, which outlined the protest process, it was asked that we review and consolidate any appeal data received and issue a written opinion stating whether the evidence provided is sufficient to justify an official appeal by the community. Grieve stated there are a variety of ways to approach this. He stated we received five appeals and we can provide these to FEMA. It was also reported that none of the appeals bring forth information of a technical nature. Grieve stated we can just send on the appeals and or attach a cover letter with the Commissioners thoughts. Grieve explained it is difficult to proceed until we are sure we have received all the appeals. FEMA explained to Grieve that once the appeals are all received then the Commission provides their opinion and sends the information on to FEMA within a reasonable time.

Commissioner Holmquist commented that she likes the draft letter Grieve presented to the Commission and said she understands the communities' frustrations. Holmquist stated that yes there are some flaws and there are residents that did not have water in their homes during the flood of 1964. She also commented that Grieves letter states it well that we just do not have the resources to complete a study due to the cost.

Commissioner Scott commented that he agrees with Holmquist regarding the frustrations of the resident's plight and stated they have a broader picture of the cost to address this issue.

Chairman Lauman agreed with his fellow Commissioners. Lauman expressed that registering the Commissions' concerns with FEMA he hopes FEMA will consider the validity of the Commissioners concerns in the consideration of their plan.

Grieve stated he will finalize the letter and put it in front of the Commission for approval and then a motion can be made at that time.

AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC AUCTION: HOUSE LOCATED AT 4150 HIGHWAY 93 NORTH/SOLID WASTE

[9:51:03 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Clerk DeReu

Commissioner Holmquist made a **motion** to approve authorization to publish the Notice of Public Auction: house located at 4150 Highway 93 North/Solid Waste. Commissioner Scott **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

NOTICE OF SALE

The Board of Commissioners of Flathead County hereby gives notice that it will sell at public auction (pursuant to Section 7-8-2212, M.C.A.) the following surplus property:

The house located on S01, T29 N, R22 W, TR 6 IN L 2 LESS R W, according to the map or plat thereof on file at the Office of the Clerk and Recorder, Flathead County, Montana, which is to be moved off of the property of the County. The property has a street address of 4150 US Highway 93 North, Kalispell, MT.

The successful bidder at auction must execute a contract requiring the buyer to remove the purchased building from County property by November 1, 2012. If the building is not removed by that date, the buyer will forfeit the building to the County, without return of the purchase price, and it will be razed and removed from County property. Trees will need to be removed prior to the moving of the house. County staff will remove any trees necessary after consultation with the company moving the house.

The auction of the described property will be held at the front door of the Flathead County Justice Center, 920 South Main, Kalispell, Montana, on the 23rd day of August, 2012, at 8:30 o'clock, a.m. Bidding will start at 90% of the appraised value of the building. The appraised value adopted by the Board of County Commissioners is \$3,500.00; bidding will start at \$3,150.00.

Interested parties may arrange to inspect the building prior to the sale, by contacting: Flathead County Solid Waste District, 4098 Highway 93 North, Kalispell, MT 59901, telephone (406) 758-5911. The contract form to be signed at the sale is available at the same address and phone number.

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(Continued)

Terms of the sale will be cash at time of sale. The County is selling the property "as is", without any warranty or guarantee of any kind whatsoever.

DATED this 6th day of August, 2012.

ATTEST:
Paula Robinson, Clerk

By/s/D. DeReu
D. DeReu, Deputy

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By/s/Dale W. Lauman
Dale W. Lauman, Chairman

Publish on August 9 and August 16, 2012.

CONSIDERATION OF PRINT BIDS: HEALTH DEPARTMENT

[9:51:37 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Clerk DeReu

Commissioner Scott made a **motion** to award the print bid to Insty Prints for 3,000 FCHC Appointment Cards for \$107.36, 1,000 TB Test Result Cards for \$52.77, 3,000 FCCHD Vaccine Administration Consent Forms for \$250.00, and 1,500 Influenza Vaccine Information Statements for \$105.00 for the Health Department. Commissioner Holmquist **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

MEETING W/ KIM CROWLEY, LIBRARY RE: COLUMBIA FALLS LIBRARY PROJECT

[10:00:15 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Library Director Kim Crowley, Clerk and Recorder Paula Robinson, Finance Director Sandy Carlson, Deputy County Attorney Tara Fugina, Weed/Parks/Maintenance Director Jed Fisher, Public Works Director Dave Prunty, Clerk DeReu.

Commissioner Holmquist inquired about the purchase of a building in Columbia Falls to become a library in the future. Holmquist commented that at this time the county cannot take on a project like that and has concerns on maintaining a building until funds are raised to renovate. Discussion was held on the monies to update the building and bring it up to code and in the meantime if the county holds that property they will have to maintain it.

Crowley explained they have \$100,000.00 set aside for the Columbia Falls Library Project. This project is listed in the Capital Improvement Plan and Crowley has been working with the First Best Place who purchased the building known as the Discovery Square in downtown Columbia Falls. Crowley's main concern was the Commission pulling a new library for Columbia Falls from the plan for capital improvements even though the \$100,000.00 would still be set aside for the Columbia Falls Library Project.

Crowley explained if we cannot raise the additional funds for the renovation of a new building, the building could always be sold which she described as a safety net.

Commissioner Holmquist reiterated that at this time the county should not be purchasing property until there is a plan in place. Holmquist stated she does not see a plan in place that will be feasible at this time.

Commissioner Scott stated he attended the meeting on July 18 in Columbia Falls where there were several round table groups, and approximately 30 people from the community attended this meeting. Scott stated from his standpoint it is very positive with the community focus and utilizing vacant buildings that are in the Columbia Falls area although Scott explained that at this time it would not be a good idea until documentation is provided regarding the independent assessment of cost, building inspections, maintenance and so on.

Chairman Lauman commented his major concern was that nothing has materialized from four years ago when the library project was first initially proposed. And this proposal may grow beyond what the original intentions are and that more information is needed and questions answered.

Commissioner Holmquist commented on a survey by the Library Association done in 2011 in which the Discovery Square had only an 18 percent approval. There was a concern of financial responsibility for the new location along with housing both the books on the shelf library and a large community center. Crowley explained that the survey was conducted by the Library Association but was conducted through a place of business and not at the Library.

There was discussion regarding janitorial maintenance at the new facility in Columbia Falls whether done by the Flathead County Maintenance Department or maintenance done by the Library and its feasibility.

Carlson asked the Commission if she should take the entire Columbia Falls Library Project out of the Capital Improvement Plan at this time and revisit it next year when there are more answers to questions that have risen. There was continued discussion regarding whether the \$100,000.00 that has been allocated be left in the Capital Improvement Plan and if it should be specified on what the monies will be allocated for. The Commissioners agreed to remove \$1.9 million from the budget for the year 2017 Capital Improvement Plan, and to maintain the allocated \$100,000.00 for the Columbia Falls Library in FY 2013. The actual motion was made on the next agenda item.

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(Continued)

CONTINUATION OF CONSIDERATION OF ADOPTION OF RESOLUTION: CAPITAL IMPROVEMENT PLAN

[10:21:31 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Finance Director Sandy Carlson, Deputy County Attorney Tara Fugina, Library Director Kim Crowley, Clerk and Recorder Paula Robinson, Clerk DeReu

After continued discussion in prior meeting with Library Director Kim Crowley regarding the Columbia Falls Library Project the Commission made a motion.

Commissioner Scott made a **motion** to approve Resolution 2338 and to remove \$1.9 million from the budget for the year 2017 Capital Improvement Plan, and to maintain at the boards discretion \$100,000.00 for Columbia Falls Library in FY 2013. Commissioner Holmquist **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

RESOLUTION NO. 2338

WHEREAS, Section 7-6-616, M.C.A., allows counties to establish a capital improvement fund for the replacement, improvement, and acquisition of property, facilities, or equipment that costs in excess of \$5,000 and that has a life expectancy of 5 years or more; and

WHEREAS, the Flathead Board of County Commissioners wishes to adopt a capital improvement plan for use as a planning document only, and which does not authorize spending or initiation of a purchase or project;

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the Board of Commissioners of Flathead County, Montana, that the Capital Improvement Plan attached hereto is hereby adopted.

BE IT FURTHER RESOLVED that the Capital Improvement Plan will be reviewed and updated on an annual basis in conjunction with budget process and approval.

Dated this 6th day of August, 2012.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By/s/Dale W. Lauman
Dale W. Lauman, Chairman

By/s/Pamela J. Holmquist
Pamela J. Holmquist, Member

By/s/Calvin L. Scott
Calvin L. Scott, Member

ATTEST:
Paula Robinson, Clerk

By/s/D. DeReu
D. DeReu, Deputy

The attachment referenced in Resolution 2338 can be viewed at the Clerk & Recorder's Office.

MEETING W/ HELEN PILLING RE: FEC ROUNDUP FOR SAFETY GRANT FOR KILA RAILS TO TRAILS FACILITY

[10:21:57 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Planner Alex Hogle, Public Works Director Dave Prunty, Weed/Parks/Maintenance Director Jed Fisher, Helen Pilling, Clerk DeReu

Pilling reported Rails to Trails would like to put in a vault toilet at the Kila end of the trail and would ask for the Commission's approval. As of now, they have a porta potty along the trail that they have paid seasonally for a number of years. This porta potty gets abused every once in a while and in talking with the Environmental Health Department they are very much in favor of a vault toilet. The Environmental Health Department stated it is the safest and best option according to Pilling. Pilling stated they are applying for FEC money and a Fish, Wildlife & Parks Recreational Trails grant that they have been awarded a number of times over the 20 years they have been building this trail.

Pilling has talked with the Environmental Health Department, Highway Department and the Parks Department and they will figure out where this vault toilet will be located. The permit from the Environmental Health Department is still pending waiting on the Health Department approval.

Prunty stated where the vault toilet will most likely be placed is on a county right of way where the green boxes are located and is in full support of the upgrade. Fisher also stated that he was in support of the vault toilet and where it may be placed.

DOCUMENT FOR SIGNATURE: MONTANA DEPT. OF CORRECTIONS MOU/ OFFICE OF EMERGENCY SERVICES

[10:25:58 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Public Works Director Dave Prunty, Weed/Parks/Maintenance Director Jed Fisher, Deputy County Attorney Tara Fugina, Radio Systems Operations Manager Jack Spillman, Clerk DeReu

Spillman explained this document for signature is between Montana Department of Corrections and Flathead County Office of Emergency Services to facilitate the receipt and implementation of a Montana Department of Emergency Services Grant to enhance communication capabilities in order to address critical gaps for public safety. Spillman explained this will provide an outline of roles and responsibilities of OES and DOC in order to implement the 2011 DES Grant.

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Commissioner Holmquist made a **motion** to approve document for signature Montana Department of Corrections MOU/Office of Emergency Services. Commissioner Scott **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: HOSPITAL PROVIDER AGREEMENT/ PATHWAYS

[10:28:50 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Clerk DeReu

Pence reported that this agreement pertains to the Mental Health Services and there is a slight increase from \$495.00 a day to \$510.00 which is reasonable. Fugina has reviewed the document and recommends approval.

Commissioner Scott made a **motion** to approve document for signature: Hospital Provider Agreement/Pathways. Commissioner Holmquist **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

OPEN RFQ: PURCHASING CARDS/ FINANCE DEPT.

[10:30:07 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Finance Director Sandy Carlson, Clerk DeReu

(RFQ) Requests for Qualifications were received from First Bankcard, Rocklin, California; First Interstate Bank, Kalispell, Montana; Bank of America, Seattle, Washington; J.P. Morgan Chase and Company, New York.

Commissioner Scott made a **motion** to take the bids under advisement. Commissioner Holmquist **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

DISCUSSION OF DRAFT HOUSE BILL: EXEMPT WELLS

[10:32:16 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Clerk DeReu

Commissioner Scott presented to the Commissioners a handout with his thoughts regarding the discussion of the draft house bill regarding exempt wells.

Commissioner Scott felt it important he bring the discussion to the Commissioners attention regarding the meetings he attended at the Town Halls and the recent one in Columbia Falls with CSKT and US Department of Interior Representatives. Scott stated one of the draft bills is to propose a 35 gallon per minute exemption for permit process for wells. Scott commented he is against that 35 gallon exempt water well agreement more specifically the one size fits all approach of the state in viewing our Flathead base and our Flathead region on how we should be regulated.

Chairman Lauman stated they should talk with State Legislator Verdell Jackson and find out what his recommendations are on the best way to address this issue. Holmquist agreed with Lauman's suggestion.

Commissioner Scott will draft up a letter for the Commission to review regarding their concerns and send it to State Legislator Verdell Jackson.

QUARTERLY INVESTMENT REPORT W/ ADELE KRANTZ, TREASURER

[10:43:43 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Treasurer Adele Krantz, Deputy County Attorney Tara Fugina, Clerk DeReu

Krantz passed out her quarterly report and briefed the Commissioners on report notes, meetings held, and current projects.

**Treasurer Quarterly Report
To Commissioners
4th Quarter FY12
August 6, 2012**

Quarterly Report Notes –

- STIP Rate – .30% Average for June 2012
- Operating Acct Stats – \$75333.78 (Interest Earned for Q) - \$8208.19(Serv Chrg for Q) = \$67125.50 (Net Interest Earned) – Interest Rate .35%
- Last Quarter Top Investment Rate – 1.25-4.0% Step Up Matures 4/11/2017 DA Davidson
- Investment Reports

Investment Committee Meeting –

- Met on July 18, 2012
 - o Current Market Report

Current County Projects –

- Delinquent Taxes RE – \$3.7 M = 2.6% Del Rate
 - o Just had two companies send out 2300 Notice of pending Assignment letters
- Protested Taxes \$2.8M as of 6/30/2012

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(Continued)**

TAKE ACTION: GOOD CREEK PRESERVE

[10:51:45 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Planner Alex Hogle, Weed/Parks/Maintenance Director Jed Fisher, Public Works Director Dave Prunty, Deputy County Attorney Tara Fugina, Clerk DeReu

Hogle explained the preliminary plat expired on July 29, 2012. The Planning Department received a letter from John Kauffman saying Good Creek Preserve is not going to final plat.

Chairman Lauman read into the record Good Creek Preserve is declared a dead file.

CONSIDERATION OF H.R. TRANSMITTAL: ANIMAL SHELTER ATTENDANT

[10:52:56 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Clerk DeReu

Pence explained the H. R. Transmittal pertains to a new position to increase FTE from .40 to .80. (32 hours per week). Pence stated it is budget neutral and will eliminate a contracted person expense.

Commissioner Scott made a **motion** to approve H.R. Transmittal Animal Shelter Attendant. Commissioner Holmquist **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

MONTHLY MEETING W/ DAVE PRUNTY, ROAD DEPARTMENT

[10:59:39 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Public Works Director Dave Prunty, Weed/Parks/Maintenance Director Jed Fisher, Deputy County Attorney Tara Fugina, County Attorney Peter Steele, Clerk DeReu

Prunty passed out his monthly report to discuss Road Department updates with the Commissioners.

Prunty explained that they transitioned out of gravel road work into asphalt work in the month of July. They started overlays at the end of July and have a little over 3 miles of overlay completed, still have been grading for dust oil, and hauling gravel off the gravel roads.

Prunty briefly explained each bulletin of his report with the Commissioners.

MONTHLY REPORT FOR FLATHEAD COUNTY COMMISSION
FLATHEAD COUNTY ROAD AND BRIDGE DEPT
August 6, 2012 – 11 a.m.

1. Monthly Statistics for Road and Bridge Dept
2. Road Closure Due to Flooding
 - Causeway Lane on Echo Lake is still under water and remains closed. It does appear that the water level has been static for the last couple of weeks.
3. Asphalt Operations
 - Road crews have begun our overlay work for the summer.
 - The first day of operations was July 18th which is about two to three weeks later than our usual start.
 - We are completing roads from last years' list that we didn't have to time to finish.
 - On July 26th, staff reviewed the roads slated for overlay from the two-year plan prepared by Robert Peccia and Associates. The technical memorandum listing the roads we will overlay is attached for your reference.
 - For the Commissioners reference we are only overlaying roads that are prior to the subdivision act in 1973. As approved by the Commissioners previously, the County maintained roads between 1973 and 1983 receive all levels of maintenance but do NOT receive an overlay.
4. Dust Cost Share Program for Summer 2012
 - Montana Dust Control is low bidder at \$1.088 per lineal foot. 50/50 costs at \$0.544/lineal foot for citizens and County.
 - Total distance completed for this year's program is 40.77 miles.
 - Expense for MT Dust Control totals \$234,195.26 while revenue from citizens is \$117,097.63. We have yet to receive the revenue from Flathead National Forest but it will hopefully be coming shortly.
5. Gravel Pit Purchase
 - The Road Advisory Committee strongly recommended staff investigate the gravel pit for sale on Trumble Creek Road north of the airport. We have reviewed the pit permit, made a site visit and will dig a few test holes for lab analysis this week. There is approximately 400,000 cy of material remaining.
 - The list price for the property is \$239,000 for 11.18 acres.
6. Road Stabilization Project – Ashley Lake Road (Batavia side)
 - The stabilization material was applied on June 27th to Ashley Lake Road.
 - Representatives from the material supplier were at the job site to help with proper application of the product.

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Within three weeks of the application the road at began to ravel (washboards). Representatives from the supplier came and viewed the road on July 23rd. It was their opinion that the material was not given enough time to cure out due to our wet weather in June. They offered more product for a ½ mile stretch of road. At this point staff has not agreed to apply their product for the remainder of this year.

CONTINUATION OF FIELD SURVEYOR RECOMMENDATION

[11:13:16 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Public Works Director Dave Prunty, Weed/Parks/Maintenance Director Jed Fisher, Clerk DeReu

Commissioner Holmquist commented she looked again at the recommendation and thinks we should move forward this year with a two year contract with Peccia and Associates. Holmquist also suggested they look at the scoring a little more in the future. Commissioner Scott agreed with Holmquists suggestion.

Prunty suggested they have a workshop to look at the scoring and discuss any questions prior to the two year contract ending to keep everything familiar.

The Commissioners stated this was a great suggestion.

Commissioner Holmquist made a **motion** to enter into negotiations with Peccia and Associates for the field surveyor two year contract. Commissioner Scott **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

MEETING W/ JED FISHER, WEED/ PARKS/ MAINTENANCE RE: PATH TRAIL ON WEST RESERVE

[11:27:53 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Weed/Parks/Maintenance Director Jed Fisher, Public Works Director Dave Prunty, Planner Alex Hogle, Clerk DeReu

Fisher commented about a prior discussion regarding a citizens concern of children's safety while walking along West Reserve. There is a piece of property owned by the subdivision in that area that they would donate to Flathead County. Fisher stated the Montana Department of Transportation would work on building a \$125,000.00 trail if we would agree to maintain it. Fisher stated they would deed the property to us as long as we paid the taxes. The trail would run from Glacier High School down to Highway 93. Fisher stated the MDOT wanted us to agree to a maintenance agreement before they request the funds. Fisher has discussed this with Prunty and they agreed it would not be a huge cost. Fisher inquired to the Commission if they would be willing to agree to have the county maintain the donated trail.

Fisher explained this trail would be constructed completely through MDOT funding and the county would only have to agree to maintain it. He also commented they could do a lot for not a whole lot of money and would ensure the safety of the children and students.

Prunty stated the trail is roughly only a third of a mile that they would have to maintain in the winter months so is not a huge expense.

Hogle reported he has met with MDOT and they are willing to adjust the construction boundary to bring this trail into the scope of their construction project. Hogle stated it is an opportunity that is very rare where the state will actually come in and develop a project like this and commented it should not be a missed opportunity.

Chairman Lauman agreed this is a great opportunity and any added expense is minimal.

Commissioner Scott commented his only concern is the water accumulation on Highway 93 and Reserve section going into the subdivision. Prunty reported MDOT is aware of this situation and they will be taking care of all drainage concerns.

Prunty offered to draft a letter for the Commissioners signature regarding the maintenance agreement. The Commissioners agreed and stated this is a great opportunity.

CONSIDERATION OF PRINTING BIDS: ELECTION DEPT.

[11:39:37 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Clerk DeReu

Commissioner Holmquist made a **motion** to award the print bid to Executive Services for 10,000 ballot secrecy envelopes, 15,000 return envelopes and 10,000 mail out envelopes for \$3,485.00; award print bid to Insty Prints for 47 Poll Books for \$1,416.15 and to Thomas Printing for 15,000 Absentee Voting Instruction Sheets for \$558.00 all for the Election Department. Commissioner Scott **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

8:30 a.m. Weed & Parks Board meeting @ Weed & Parks Office

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on August 7, 2012.

TUESDAY, AUGUST 7, 2012

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Lauman, Commissioner Scott and Holmquist, and Clerk Robinson were present.

NO MEETINGS SCHEDULED

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on August 8, 2012.

WEDNESDAY, AUGUST 8, 2012

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Lauman, Commissioner Scott and Holmquist, and Clerk Robinson were present.

11:00 a.m. County Attorney meeting @ Co. Atty's Office
1:15 p.m. 911 meeting @ FECC

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on August 9, 2012.

THURSDAY, AUGUST 9, 2012

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Lauman, Commissioner Scott and Holmquist, and Clerk Robinson were present.

Chairman Lauman opened public comment on matters within the Commissions' Jurisdiction, no one present to speak, Chairman Lauman closed the public comment period.

CONTINUATION OF PUBLIC HEARING: ROAD ABANDONMENT #486 (30' ROW OFF OF KIENAS ROAD)

[9:30:29 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Deputy County Attorney Peter Steele, Les Price, David Fleming, Myrna Fleming, Clerk Kile

Steele pointed out if the abandonment should go forward today the legal description of the proposed abandonment should be replaced with a new legal received on July 25, 2012, which is a smaller abandonment that would not cut off Red Fox Run that is a private easement.

Chairman Lauman continued the public hearing previously held on June 19, 2012 for consideration of Road Abandonment #486.

No one rising to speak, Chairman Lauman closed the public hearing.

Chairman Lauman noted the legal was changed from what was originally proposed to be abandoned.

Commissioner Scott made a **motion** to approve Road Abandonment #486 to include the new legal description allowing a 30 foot access to the roadway on the south east end of the previous legal description. Commissioner Holmquist **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: QUIT CLAIM DEED/SPRING LOCATED OFF OF KIENAS ROAD

[9:33:54 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Deputy County Attorney Peter Steele, Les Price, David Fleming, Myrna Fleming, Clerk Kile

Steele explained the document pertains to a spring six foot by six foot with a two-foot path into it that Mr. Price has agreed to pay \$200 for. He noted it was previously taken on a tax deed by the county.

Commissioner Scott made a **motion** to approve the QCD to Les Price for the property. Commissioner Holmquist **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

CONSIDERATION OF ADOPTION OF RESOLUTION: PLACE MILL LEVY ON BALLOT/ COLUMBIA FALLS CEMETERY DISTRICT

[9:45:36 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Clerk & Recorder Paula Robinson, Recording & Election Manager Monica Eisenzimer, Finance Director Sandy Carlson, Ty Shanks, Clerk Kile

Commissioner Holmquist made a **motion** to approve Resolution 2339 to place a mill levy on the ballot. Commissioner Scott **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

THURSDAY, AUGUST 9, 2012
(Continued)

RESOLUTION NO. 2339

WHEREAS, Title 7, Part 10, M.C.A., authorizes the Board of Commissioners of Flathead County to establish and maintain cemetery districts;

WHEREAS, the Columbia Falls Cemetery District was created as declared by the Board of Commissioners of Flathead County on November 10, 1958;

WHEREAS, the Board of Commissioners of Flathead County has determined the need to address the increasing costs and expenses of maintaining the property of the Columbia Falls Cemetery District which requires levying additional funds to be used for that purpose;

WHEREAS, the additional amount to be raised is \$6,000.00 and the number of mills required is .40 ;

WHEREAS, under Section 15-10-425, M.C.A., the Board of Commissioners requires the approval of the voters in order to levy additional funds to support the Columbia Falls Cemetery District for ten (10) years to be used for general operations; and

WHEREAS, the election will authorize Flathead County to levy the additional millage in the future to raise the amount set forth above, and as modified by the provisions of Section 15-10-420, M.C.A.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Flathead County, pursuant to Section 15-10-425, M.C.A., that the following ballot issue shall be placed on the November 6, 2012, General Election ballot for the electors of the Columbia Falls Cemetery District:

Shall the Board of Commissioners of Flathead County be authorized to levy up to .40 additional mills per year to support the Columbia Falls Cemetery District for ten (10) years to be used for general operations:

FOR authorizing the levy of up to .40 additional mills per year to support the Columbia Falls Cemetery District for ten (10) years to be used for general operations.

AGAINST authorizing the levy of up .40 additional mills per year to support the Columbia Falls Cemetery District for ten (10) years to be used for general operations.

The impact of levying of .40 additional mills, on a home valued at \$100,000, under the 2012 mill value, would be approximately 62¢ in additional property taxes. The impact of levying .40 additional mills, on a home valued at \$200,000, under the 2012 mill value, would be approximately \$1.25 in additional property taxes.

DATED this 9th day of August, 2012.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By/s/Dale W. Lauman
Dale W. Lauman, Chairman

By/s/Pamela J. Holmquist
Pamela J. Holmquist, Member

By/s/Calvin L. Scott
Calvin L. Scott, Member

ATTEST:
Paula Robinson, Clerk

By/s/Diana Kile
Diana Kile, Deputy

CONSIDERATION OF RELEASE OF COLLATERAL: MACKIN SUBDIVISION

[9:46:25 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Planning & Zoning Director B. J. Grieve, Planner Alex Hogle, Clerk Kile

Hogle explained the SIA for Mackin Subdivision was for \$781.25 to complete work on the apron approach. He noted it appears the work has been completed and was adequately performed, yet an engineered approval has not been received. Hogle added a letter was submitted from the contractor that specifies improvements made.

General discussion was held relative to the approach permit and the Road Departments involvement.

Commissioner Scott made a **motion** to release collateral for Mackin Subdivision. Commissioner Holmquist **seconded** the motion.

Commissioner Scott asked where the engineered stamp requirement comes from, and questioned if the Road Department approval was sufficient.

Hogle said language is in the subdivision regulations that say an SIA requires work to be approved by an engineer. He noted at this point they technically could take the collateral and hire an engineer to confirm the work.

Opposed - Lauman, Scott and Holmquist. Motion failed.

Further discussion was held regarding requirements in the subdivision regulations.

**THURSDAY, AUGUST 9, 2012
(Continued)**

TAKE ACTION: SPURWING SUBDIVISION, PHASES II AND III

[9:54:46 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Planning & Zoning Director B. J. Grieve, Planner Alex Hogle, Clerk Kile

Hogle reported Mountain West Bank has submitted a request to abandon preliminary plat of Spurwing Subdivision, Phases II and III.

Chairman Lauman noted as a matter of record that preliminary plat approval for Spurwing Subdivision, Phases II and III is declared a dead file.

TAKE ACTION: KAUFFMAN ESTATES

This meeting was postponed.

MONTHLY MEETING W/SANDY CARLSON, FINANCE DEPT.

[10:00:02 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Finance Director Sandy Carlson, Clerk Kile

Carlson reported unfortunately they did not receive the GFOA Award this year and explained why. She then reviewed the following cash balance report.

July 31, 2012
REVIEW OF CASH BALANCE

FUND	FUND NAME	APPROPRIATION	CASH RESERVES (\$ needed for 1st 4mos FY13)	TOTAL REQUIRED	RESOURCES AVAILABLE (FY13 beginning cash)	YTD CASH BALANCE AS OF July 31, 2012	PROJECTED CASH BALANCE AS OF JUNE 30, 2013	PROJECTED DIFFERENCE	CASH RESERVE %
1000	GENERAL FUND	9,769,257	2,704,005	12,473,262	3,084,387	3,282,788	2,704,005	(578,783)	27.68%
2120	POOR FUND	376,983	96,314	473,297	119,731	116,397	96,314	(20,083)	25.55%
2130	BRIDGE FUND	889,002	242,912	1,131,914	213,445	247,610	242,912	(4,698)	27.32%
2140	WEED	598,624	167,085	765,709	131,384	159,596	167,985	8,389	28.06%
2160	COUNTY FAIR	1,324,734	140,430	1,465,164	146,792	195,084	140,430	(54,654)	10.60%
2180	DISTRICT COURT	772,871	169,498	942,369	196,156	225,158	169,498	(55,660)	21.93%
2190	COMP INS	890,887	227,379	1,118,266	147,245	(442,855)	227,379	670,234	25.52%
2210	PARK	632,207	164,721	796,928	91,520	117,034	164,721	47,687	26.05%
2220	LIBRARY	1,434,786	380,853	1,815,639	317,458	308,593	380,853	72,260	26.54%
2280	AREA ON AGING	211,825	58,842	270,667	22,028	2,538	58,842	56,304	27.78%
2290	4H/EXT	161,218	40,606	201,824	75,513	32,791	40,606	7,815	25.19%
2300	SHERIFF	9,403,550	2,602,034	12,005,584	2,499,791	2,677,682	2,602,034	(75,648)	27.67%
2370	RETIREMENT	2,634,318	767,516	3,401,834	487,475	600,203	767,516	167,313	29.14%
2380	GROUP INS	2,872,318	784,026	3,656,344	1,832,474	1,774,927	784,026	(90,901)	27.30%
2396	JUV DETENTION	678,694	192,079	870,773	137,336	180,795	192,079	11,284	28.30%
TOTAL COUNTYWIDE NON-VOTED		32,651,274	8,739,200	41,390,474	9,502,735	9,478,341	8,739,200	(739,141)	26.77%
2110	ROAD FUND	6,768,126	1,770,044	8,538,170	1,749,735	3,155,385	1,770,044	(1,385,341)	26.15%
2251	PLANNING	367,465	121,397	488,862	104,102	166,076	121,397	(44,679)	33.04%
TOTAL OUTSIDE CITIES NON-VOTED		7,135,591	1,891,441	9,027,032	1,853,837	3,321,461	1,891,441	(1,430,020)	26.51%
2270	HEALTH FUND	2,270,999	643,614	2,914,613	656,779	689,786	643,614	(46,172)	28.34%
TOTAL LEVIED FUNDS		2,270,999	643,614	2,914,613	656,779	689,786	643,614	(46,172)	28.34%
2200	MOSQUITO	183,161	55,333	238,494	3,367	40,935	55,333	14,398	30.21%
2272	EMS PROGRAM	252,979	70,669	323,648	82,571	110,352	70,669	(39,683)	27.93%
2273	SPECIAL EMS PROGRAM	446,772	110,490	557,262	86,158	96,323	110,490	14,167	24.73%
2372	PERMISSIVE MED LEVY	1,176,851	25,434	1,202,285	-	33,046	25,434	(7,612)	2.16%
2382	SEARCH & RESCUE LEVY	225,396	82,715	308,111	30,925	70,343	82,715	12,372	36.70%
2990	TRANSPORTATION	1,796,026	602,693	2,398,719	374,187	346,867	602,693	255,826	33.56%
3001/3002	911 GO BOND DEBT SERVICE	476,106	45,929	522,035	(19,414)	62,424	45,929	(16,495)	9.65%
TOTAL COUNTYWIDE VOTED/EXEMPT		4,557,291	993,263	5,550,554	557,794	760,290	993,263	232,973	21.80%
2260	EMERGENCY/DISASTER	-	-	-	377,078	377,078	377,078	-	#DIV/0!
TOTAL OUTSIDE CITIES VOTED		-	-	-	377,078	377,078	377,078	-	#DIV/0!

AWARD BIDS: PURCHASING CARDS/FINANCE DEPT

[10:15:43 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Finance Director Sandy Carlson, Clerk Kile

Carlson reported the recommendation from the Finance Committee is to award the purchasing card program to the Bank of America with Merrill Lynch for a two-year period that would be renewable each year thereafter.

Commissioner Scott made a **motion** to accept the Bank of America with Merrill Lynch proposal for purchasing cards. Commissioner Holmquist **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

THURSDAY, AUGUST 9, 2012
(Continued)

CONSIDERATION OF LAKESHORE PERMIT EXTENSION: MCCLUNG

[10:17:24 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Planning & Zoning Director B. J. Grieve, Planner Bailey Minnich, Clerk Kile

Minnich reported Lakeshore Permit FLP 11-42 was issued to Richard McClung on August 5, 2011 to install a floating dock on McGregor Lake. The request is for a one year extension and if approved would extend the expiration date to August 5, 2013.

Commissioner Holmquist made a **motion** to approve the extension request to August 5, 2013 for McClung. Commissioner Scott **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

CONSIDERATION OF LAKESHORE PERMIT EXTENSION: STOKKE

[10:18:37 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Planning & Zoning Director B. J. Grieve, Planner Bailey Minnich, Clerk Kile

Minnich reported Lakeshore Permit FLP 11-44 was issued to Lesley Stokke on August 5, 2011 to install an 'H' shaped dock located on Flathead Lake. The request is for a one year extension and if approved would extend the expiration date to August 5, 2013.

Commissioner Scott made a **motion** to extend Lakeshore Permit FLP 11-44 to August 5, 2013. Commissioner Holmquist **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

CONSIDERATION OF LAKESHORE PERMIT: PRICE

[10:20:12 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Planning & Zoning Director B. J. Grieve, Planner Bailey Minnich, Clerk Kile

Minnich entered into record Lakeshore Permit FLP 12-33; a standard permit application submitted by Harold Price to place fill along the edge of Half Moon Lake at 743 Belton Stage Road in West Glacier.

Commissioner Holmquist made a **motion** to approve Lakeshore Permit FLP 12-33 for Price. Commissioner Scott **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

CONSIDERATION OF LAKESHORE PERMIT: LEDESKY

[10:21:55 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Planning & Zoning Director B. J. Grieve, Planner Bailey Minnich, Clerk Kile

Minnich entered into record Lakeshore Permit FLP 12-36; a standard permit application submitted by Jere and Lois LeDesky to place fill along the edge of Echo Lake to prevent further erosion along the shoreline at 866 Echo Lake Road.

Commissioner Scott made a **motion** to approve Lakeshore Permit FLP 12-36 for LeDesky. Commissioner Holmquist **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

CONSIDERATION OF LAKESHORE PERMIT: WITT

[10:23:38 AM](#) & [10:41:00 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Planning & Zoning Director B. J. Grieve, Planner Bailey Minnich, Clerk Kile

Minnich entered into record Lakeshore Permit FLV 12-05; an application submitted by Frank Witt, Jr. requesting two variances to the Lake and Lakeshore Protection Regulations on Echo Lake at 1424 Spill Lake Road. She explained the reason for the variance is due to the shape of the property, location of the road and topography issues. Standard Lakeshore Permit FLP 12-06 was issued on April 2, 2012 to build a new home outside of the Lakeshore Protection Zone. Just recently the Planning and Zoning Office was notified by Environmental Health that the structure was not completely removed all the way out of the Lakeshore Protection Zone. Another misunderstanding was the deck was actually going to be located off the second floor of the structure.

General discussion was held relative to procedures in submitting information to the Planning and Zoning Office.

Commissioner Scott made a **motion** to approve Lakeshore Permit FLV 12-05. Commissioner Holmquist **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

The above motion was clarified for the record.

Commissioner Scott made a **motion** to amend the previous motion for Lakeshore Permit FLV 12-05 to adopt the staff report as findings of fact, grant the variance and approve the permit. Commissioner Holmquist **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

**THURSDAY, AUGUST 9, 2012
(Continued)**

CONSIDERATION OF LAKESHORE PERMIT: SEAMAN

[10:30:10 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Planning & Zoning Director B. J. Grieve, Planner Bailey Minnich, Clerk Kile

Minnich entered into record Lakeshore Permit FLP 12-40; a standard permit application submitted by Mike Seaman to remove approximately six trees at 905 South Juniper Bay Road in Somers to facilitate the placement of a house on the property. The applicant proposes to dig around the trees so they can be laid down and then replaced when the project is finished.

Commissioner Holmquist made a **motion** to approve Lakeshore Permit FLP 12-40 for Seaman. Commissioner Scott **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: FEMA LETTER FOR EVERGREEN PMR

[10:36:48 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Planning & Zoning Director B. J. Grieve, Planner Bailey Minnich, Clerk Kile

Commissioner Holmquist made a **motion** to approve the document for signature letter for Evergreen PMR. Commissioner Scott **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

Grieve explained once the protests have been resolved a final map will be forwarded to the county and we will have six months to adopt them.

CONSIDERATION OF PRINTING BIDS: COUNTY ATTORNEY'S OFFICE

[10:38:25 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Clerk Kile

Commissioner Scott made a **motion** to award the print bid to Eagle Flight Business for 5,000 envelopes for \$174.70. Commissioner Holmquist **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

Commissioner Scott made a **motion** to award the print bid to Insty Prints for three sets of 500 business cards for \$89.95. Commissioner Holmquist **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

DOCUMENTS FOR SIGNATURE: DPHHS CONTRACT #13-07-4-51-102-0 & #12-07-4-51-007-0, AMENDMENT NO. 1

[10:41:44 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Clerk Kile

Commissioner Scott made a **motion** to approve DPHHS Contract #13-07-4-51-102-0 and #12-07-4-51-007-0, Amendment No. 1. Commissioner Holmquist **seconded** the motion. **Aye** - Lauman, Scott and Holmquist. Motion carried unanimously.

MEETING W/CHARLES LAPP RE: AOA & ALPINE AUCTION BUILDING

[10:45:16 AM](#)

Present: Chairman Dale W. Lauman, Commissioner Calvin L. Scott, Commissioner Pamela J. Holmquist, Assistant Mike Pence, Clerk & Recorder Paula Robinson, Election & Recording Manager Monica Eisenzimer, Weed/Parks/Maintenance Director Jed Fisher, Charles Lapp, Judy Stack, Clerk Kile

Lapp reviewed the following letter presented to the commission.

Alpine Business Center
160 Kelly Road
Kalispell, MT 59901

Flathead County Commissioners
RE: Agency on Aging lease at 160 Kelly Road
Commissioners:

Every couple of years I have been reporting to you on my perspective of the current relationship with Flathead County and Alpine Business Center regarding the leased space at 160 Kelly Road. I have compiled this short history of the relationship for your review, and am looking forward to a continued future with Flathead County and AOA.

AOA moved into the front part of the building in July of 2002. At that time, it was only going to be for a short term and the accommodations seemed to be adequate. In 2004, it became apparent that this was going to be a longer term deal and AOA leased the rest of the space they currently occupy. When the lease was renewed in 2004, the rent on the total space was \$2,907 per month or .39¢ per sq. ft. per month. In 2006 when we were annexed into the city and the taxes were re-assessed we raised the rent on all of the buildings in order to cover the much higher taxes and parking lot issues that had not been budgeted into the earlier rental rate. The 2006 contract shows the current rent at \$4,360 per month or .60¢ per sq. ft. per month. We have not raised the rate since then.

Looking through our file, the last contract I can find is the 2008-2010 contract. We are fine with this arrangement but it must be understood that without a contract we have no certainty that we will have a tenant beyond a couple of months. I will be glad to discuss a longer rental term and some possible ideas that I have for being able to accommodate some perceived needs of the tenants.

**THURSDAY, AUGUST 9, 2012
(Continued)**

Lapp explained possible improvements that could be made at the AOA building and stated if he were to address them, he would really appreciate a longer-term commitment than month-to-month.

Chairman Lauman said the county has appreciated having the facility all these years and stated AOA is somewhat starting to outgrow the size of the facility, and they are doing their due diligence in looking at rent vs. owning and possibly building a facility on property the county already owns. He explained the county is in preliminary stages of doing some research on what would be the best approach to take. Lauman noted the senior population is growing tremendously not only in Flathead County but nationwide.

General discussion was held relative to other building options.

2:00 p.m. AOA Board meeting @ The Summit

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on August 10, 2012.

FRIDAY, AUGUST 10, 2012

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Lauman, Commissioner Scott and Holmquist, and Clerk Robinson were present.

NO MEETINGS SCHEDULED

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on August 13, 2012.
