

Notice: These minutes are paraphrased and reflect the proceedings of the Board of Commissioners. MCA 7-4-2611(2) (b).

MONDAY, AUGUST 12, 2013

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

12:00 p.m. Commissioner Holmquist: Board of Health Telephonic meeting @ Health Dept.

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on August 13, 2013.

TUESDAY, AUGUST 13, 2013

[Audiofile](#)

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

Chairman Holmquist led the Pledge of Allegiance.

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

MONTHLY MEETING W/ TAMMY SKRAMOVSKY, HUMAN RESOURCE OFFICE

10:15:00 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, H. R. Director Tammy Skramovsky, Deputy County Attorney Tara Fugina, Clerk Kile

Absent: Commissioner Calvin L. Scott

Skramovsky reviewed the following report of activities in the Human Resource Office.

<u>JUNE</u>	<u>JULY</u>	<u>WORK INDICATORS</u>
4	9	job postings closed
115	136	applications received
6	4	UI claims responses submitted
1	0	unemployment hearing
13	12	employment verifications completed
1	1	investigations completed involving...
3	2	...interviews
1	1	disciplinary hearings conducted
1	0	ADA accommodation meeting conducted

<u>JUNE</u>	<u>JULY</u>	<u>HR TRANSMITTALS APPROVED:</u>
3	2	position replacement requests
3	3	FTE changes
1	0	position change
3	2	job description changes
1	0	wage increase request (Finance Director)
0	1	Salary Survey funding and RFP

<u>JUNE</u>	<u>JULY</u>	<u>PERSONNEL TRANSACTION LIST:</u>
6	9	Flathead County employment terminations
1	4	FECC employment terminations
6	7	exit meetings conducted
3	6	formal exit interviews conducted
8	6	Flathead County new hires
1	1	FECC new hires
1	0	seasonal returns
5	3	new hire orientation sessions conducted
1	0	benefit review session

JUNE & JULY TRAINING SESSIONS:

FOR EMPLOYEES:

- FMLA training for Solid Waste Employees on 7/23 and 7/26

FOR SUPERVISORS:

FMLA training-

- 6/19/2013 –Road Dept
- 6/24/2013 –IT/GIS
- 7/8/2013 – Solid Waste (1 supervisor)
- 7/9/2013 –Library
- 7/17/2013 –Solid Waste (3 supervisors)

FOR THE HR DEPT:

- 6/13/2013 – SHRM Monthly Meeting – UI: Unintended Issues with Unemployment Insurance/Bob Marsenich (both Laura and I attended)

WORK COMP

- Review charts from 11/2009 to current, by year

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- Summary of incidents for current year

HEALTH INSURANCE TRUST FUND

- Review spreadsheet showing ending balance for July 2013.
- Wellness Program Update – contract with Summit ends 3/19/2014

Wellness Program Individual Participation (Employees & Spouses)					
Year	2009	2010	2011	2012	2013
Eligible	727	705	737	739	772
Participants	461	503	521	555	636
%	63.4%	71.3%	70.7%	75.1%	82.4%

- Participation Categories (510 participants):
 - 327 - Best category
 - 81 - Better category
 - 1 - Good category
 - 101 - Non-participants

UNION CONTRACTS:

- Health Union Contract
 - 6/11/13 – 2nd negotiation session
 - Contract finalized during first week of July.
 - Contract term = 7/1/13 to 6/30/14
 - Changes were implemented in time on the first payroll covered, so no retro necessary
- Road Operators
 - 7/1/13 - 3rd negotiation session

DEPARTMENT HEAD CONTRACTS:

Kim Crowley – new contract term 7/1/13 to 6/30/16, signed by Library Board 4/24/13
Sandy Carlson – agreement signed by Carlson and on agenda for 8/19/13
Mark Campbell – contract signed by Campbell and Fair Board 8/7/13, effective date 10/12/13 to 10/11/16

911 Director interviews in June and July. Selected candidate will be starting within a week.

COMMUNICATIONS

Email – May Safety Newsletter (sent 6/4/13)
Email – June Safety Newsletter (sent 6/24/13)
Email – MPERA July Education Calendar (sent 7/1/13)
Interoffice Mail – Health Insurance SBC and SPD memo (distributed 7/26/13)

Commissioner Krueger made a **motion** to approve the personnel transactions for the month of June and July as presented. Chairman Holmquist **seconded** the motion. **Aye** - Holmquist and Krueger. Motion carried by quorum.

In other business, Skramovsky reported the trust fund balance is currently at \$5.2 million.

DOCUMENT FOR SIGNATURE: ADDENDUM TO COLLECTIVE BARGAINING AGREEMENT/ TEAMSTERS UNION LOCAL NO. 2

10:29:51 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, H. R. Director Tammy Skramovsky, Deputy County Attorney Tara Fugina, Clerk Kile

Absent: Commissioner Calvin L. Scott

Skramovsky noted the Teamsters Union has been putting 75¢ an hour into their pension fund, and after the COLA increase this year they would now like to defer the amount to \$1.00.

Commissioner Krueger made a **motion** to approve the document for signature/ addendum to collective bargaining agreement. Chairman Holmquist **seconded** the motion. **Aye** - Holmquist and Krueger. Motion carried by quorum.

CONSIDERATION OF FLATHEAD COUNTY HEALTH PLAN JOINING FLONASE CLASS ACTION LAWSUIT

10:32:01 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, H. R. Director Tammy Skramovsky, Deputy County Attorney Tara Fugina, Clerk Kile

Absent: Commissioner Calvin L. Scott

Fugina explained the class action lawsuit where it has been alleged that Flonase tried to delay entry of generic Flonase into the market, so that it could further profit on its patent that expired in 2004. She noted the lawsuit has been joined in by several health insurance plans that split off into a class action lawsuit. Where the county comes in is that Allegiance notified the county of their ability to make a claim to grab part of the \$35 million settlement.

Commissioner Krueger made a **motion** to file a claim in the class action lawsuit. Chairman Holmquist **seconded** the motion. **Aye** - Holmquist and Krueger. Motion carried by quorum.

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(Continued)

MONTHLY MEETING W/ CINDY MULLANEY, OES & LINCOLN CHUTE, FIRE SERVICES AREA MANAGER

10:36:26 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Deputy OES Director Cindy Mullaney, Fire Services Area Manager Lincoln Chute, Clerk Kile

Absent: Commissioner Calvin L. Scott

Chute reported on the following activities in the Fire Service area: Ashley Lake project paperwork is done at the county and Plum Creek level and the attorneys are finishing up the land transfer paperwork; update on the wildland fire season; wildland fire prevention with TV & radio advertising; working on annexing homes into the FSA; working with the GIS Department on updating the number of homes in the FSA.

Mullaney reported on the following activities at the Office of Emergency Services: social services table top exercise to be held in September; KGEZ radio show appearances; LEPC meeting was held; reviewed Dragon Race planning and IAP development; spoke about a functional exercise to be held in October; reported EMPG grant training will be held August 16th in Missoula; spoke about recovery plan vendors; NWMIMT – qualifications and credentialing, policies and procedures update.

MEETING W/ DANIELLE MAIDEN, COMMUNITY ACTION PARTNERSHIP RE: DOCUMENT FOR SIGNATURE/ CSBG WORK PLAN FY14-15

11:00:00 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Danielle Maiden, Clerk Kile

Absent: Commissioner Calvin L. Scott

Danielle Maiden reviewed community service programs provided by Community Action Partnership to a four county service area including Flathead, Lake, Lincoln, and Sanders County. A copy of their annual report was presented to the commission.

Commissioner Krueger made a **motion** to approve the document for signature/ Community Action Partnership Work Plan. Chairman Holmquist **seconded** the motion. **Aye** - Holmquist and Krueger. Motion carried by quorum.

AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: FY13-14 PERMISSIVE MEDICAL LEVY

11:03:25 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Clerk Kile

Absent: Commissioner Calvin L. Scott

Commissioner Krueger made a **motion** to authorize publication of the Permissive Medical Levy Public Hearing. Chairman Holmquist **seconded** the motion. **Aye** - Holmquist and Krueger. Motion carried by quorum.

**NOTICE OF PUBLIC HEARING
PERMISSIVE MEDICAL LEVY**

NOTICE IS HEREBY GIVEN, pursuant to Section 2-9-212, M.C.A., that the Board of Commissioners of Flathead County, Montana, will hold a public hearing to receive comment from the public on the Board's intention to levy \$1,209,035 for the permissive medical levy. The increase in the permissive medical levy for the 2013-2014 fiscal year is \$34,150. The permissive medical levy is used to pay for premium contributions for the group health insurance program for county employees and is not subject to the statutory limitations on increases in county mill levies.

The public hearing will be held on the **28th day of August, 2013, at 10:00 a.m.**, in the Commissioner Chambers, Third Floor, 800 South Main, Kalispell, Montana.

Any member of the public may appear and will be heard concerning the Board's intention to levy \$1,209,035 for the permissive medical levy.

For further information, please contact Sandy Carlson, Finance Director, 800 South Main, Room 214, Kalispell, Montana 59901, Telephone (406) 758-5539.

Written comments are encouraged and will be reviewed by the Commissioners prior to the hearing if received by the Flathead County Commissioners' Office at least three business days prior to the hearing.

DATED this 13th day of August, 2013.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

ATTEST:
Paula Robinson, Clerk

By/s/Diana Kile
Diana Kile, Deputy

Publish on August 17 and August 24, 2013.

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(Continued)

AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: FY13-14 PROPOSED BUDGET

11:04:05 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Clerk Kile

Absent: Commissioner Calvin L. Scott

Commissioner Krueger made a **motion** to authorize publication of the Budget Public Hearing. Chairman Holmquist **seconded** the motion. **Aye** - Holmquist and Krueger. Motion carried by quorum.

NOTICE OF HEARING ON PROPOSED BUDGET

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Flathead County, Montana, has completed the Proposed Budget for the 2013-2014 fiscal year and that said budget is on file in the Office of the Flathead County Clerk and Recorder, 800 South Main, Kalispell, Montana, and is open to public inspection.

The Board will meet on the **28th day of August, 2013, at 10:00, a.m.** for the purpose of holding a hearing and fixing the final budget and making appropriations. Said meeting is to be held in the Commissioner Chambers, Third Floor, 800 South Main, Kalispell, Montana.

Any taxpayer or resident may appear at the hearing and will be heard for or against any part of the proposed budget.

For further information, please contact Sandy Carlson, Finance Director, 800 South Main, Room 214, Kalispell, Montana 59901, Telephone (406) 758-5539.

Written comments are encouraged and will be reviewed by the Commissioners prior to the hearing if received by the Flathead County Commissioners' Office at least three business days prior to the hearing.

DATED this 13th day of August, 2013.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

ATTEST:
Paula Robinson, Clerk

By/s/Diana Kile
Diana Kile, Deputy

Publish on August 17 and August 24, 2013.

BI-MONTHLY MEETING W/ VICKI SAXBY, I.T.

11:15:00 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, I.T. Director Vicki Saxby, Clerk Kile

Absent: Commissioner Calvin L. Scott

Saxby reviewed the following bi-monthly report with the commission.

• **General**

- Interviewing for open IT positions
 - We have completed the interviews for our open IT position, and are working through the process for the final selection.
 - We are in the process of either preparing for or conducting the technical interviews for the 911 center positions, both the IT Manager position and the Wireless Communication Network Technician position.
- 911 Center Support – We have spent many, many hours in the training and interim support of the 911 Center. Currently, we have a senior tech physically located at the center for 20 hours per week, rotating between each of our three senior techs. Some of our planned major projects have been put on hold for now as we know that supporting the dispatch center is our number one priority until we can fill the open IT positions.
- Storing data for special districts – We have been asked to provide storage space for documents for special districts. Concerns with this include the need to do it for multiple districts, boards or Commissions. In particular, the space required for the original and the backup; the time involved with creating a storage location and providing the proper security and access; the tracking and removal of the data when it is expired; and the liability to the County for the proper care of the data. All of these steps take time.
- Library – We audited the equipment network at the Library, and determined that we would not be able to support them without a great deal of up-front time invested. Given our current project workload, we did not feel it was in our best interest to tackle that project at this time.
- Countywide Phone service – We have now converted from Centurylink to Charter Communications for our Countywide PBX phone system. The conversion went very smooth with only one minor issue that was resolved with an hour on the first day after the switch.
- Local Government IT Conference – The yearly LGIT (Local Government IT) conference was held here in Kalispell in July. Several of our staff attended most of the sessions. The newly hired State CIO spent one day with us to hear about what we are all working on, and to give us some idea as to what the State is working on.
- IT COOP Plan / GIS COOP Plan – During our July staff meeting, which is combined with GIS, we did a complete review of our Continuity of Operations Plan for both IT and GIS. We identified a few areas that we can improve upon, and have adjusted the plan. Our next big goal is to take a day to simulate a disaster and implement the plan.
- CJIN Certification – It is time again to renew our CJIN certification – this is something that we need to do every three years. An added requirement for CJIN certification is the need for advanced authentication procedures for all IT staff, and eventually for all staff that access CJIN data from a non-secure location. We are researching products that we feel will meet this need for the various users that will need this.

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- **Network and Tech Projects**
 - IT – Datacenter thorough cleaning – Kathy and Jae spent a little over two days doing a very thorough cleaning of our datacenter, from under the raised floors to above the ceiling tiles, and wall to wall. We researched the cost for having this done professionally, but found that the cost was just too high. The type of cleaning products needed, and the knowledge of working with computer equipment is very important, and very few cleaning services will offer this service.
 - IT – Still working on deploying CERF computers purchased in the last group. We built and placed 61 and have about 25 systems remaining to be deployed from last fiscal year. We then start on the additional systems due to be replaced during this fiscal year.
 - IT – Purchased and installed additional drives to increase storage available for our production servers.
 - IT – Completed an audit of network users, door access and network computers – now working on the clean-up.
 - New Buildings – We are working on infrastructure plans and upgrades for the State Farm building, the new Maintenance buildings, upgrade to the old jail building in the circle and upgrades to the adult detention area.
 - State of Montana – We are working with the State to get their fiber installed to the circle, and to Courthouse West to facilitate moving the state computers to the State network.
 - Northwest Drug Task Force – We brought these 12 users onto our County network.
 - Records Preservation / Parks – We built and installed a new server to house these two agencies. The additional space and user needs of Records Preservation led us to replace the older server that we had out there with a new, more robust server.
 - FCHC – Updated 11 laptops with new Eclinical software
 - Finance – Installed a new version of the Eden payroll software
 - Finance – Installed a new version of the Visions financial software – worked with the vendor to resolve issues with the new version
 - Home Health – Installed a new version of the Allscripts software; Installed an update to the new version of Allscripts.
 - Various departments
 - Installed nine new printers, scanners or copiers
 - Added or removed 45 users from our network since the last meeting with the Commissioners
- **Programmer / Database Administration Projects**
 - Sheriff's Office
 - Mike added a new feature to our jail management software that will allow for a confidential booking process.
 - Mike has added some additional functionality to our sheriff's criminal justice record management software.
 - Treasurer
 - Research and cleanup of problems found in the IFD distribution process.
 - Multiple modifications and enhancements to the tax receipting and billing application to improve processes
 - Added functionality to generate tax sale certificates and courtesy letters for the tax assignments
 - Begin work on 2013 Real Estate - Orion download.
 - County Attorney
 - Mike updated an application that integrates with new version Microsoft Word, which allows for the easy completion of attorney forms in the format that is required by our County Attorney's office.
 - Countywide
 - Mike updated an application that he uses to monitor the size of the offline work email file so that we can make sure that these file sizes do not exceed the recommended maximum size.
 - Mike has spent quite a bit of time working on a method for pushing out in-house software updates to the Windows 7 computers. The method that we used with the older Windows XP computers will no longer work with the new operating system, so we need to come up with a new method.
 - Web Projects
 - AOA – Tim has made great progress on the application that will replace their old DOS based application. He has passed it on to a couple of us for a first review. Once we have given our feedback, and he makes additional changes, he will pass it on to AOA folks for a first review.
 - IT – Tim has also started working on an online application that will replace our new user request form. It will allow the department heads to fill out an online request to add a new user to the network, and remove a portion of the physical paperwork associated with these requests. We will continue to ask that each new employee sign a form with our IT policies listed, that states that they have read, understand and will abide by our policies.
 - Health / OES – Tim has begun the initial design of an application for an online functional needs registry for those that may need additional assistance during emergencies. We plan to involve GIS in this application so that the people with the functional needs will be automatically plotted on a map to give visual representation to the data.

AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: VLACHOS ZONE CHANGE/ HIGHWAY 93 NORTH ZONING DISTRICT

11:30:35 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Planner Eric Mack, Clerk Kile

Absent: Commissioner Calvin L. Scott

Commissioner Krueger made a **motion** to authorize publication of the Notice of Public Hearing/ Highway 93 North Zoning District. Chairman Holmquist **seconded** the motion. **Aye** - Holmquist and Krueger. Motion carried by quorum.

NOTICE OF PUBLIC HEARING

The Board of Commissioners of Flathead County, Montana, hereby gives notice pursuant to Section 76-2-205(1), M.C.A., that it will hold a public hearing to consider a request by William and Caroline Vlachos to change the zoning designation in a portion of the Highway 93 North Zoning District from AG-40 (Agricultural) to I-1H (Light Industrial-Highway).

The boundaries of the area proposed to be amended from AG-40 to I-1-H are described as:

Tract 2G in the Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼) of Section 1, Township 29 North, Range 22 West, P.M.M., Flathead County, Montana. (Certificate of Survey No. 16493)

The property is located at 3872 Highway 93 North, Kalispell, MT, located on 10.8 acres.

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The proposed change would generally change the character of the zoning regulations applicable to the property from a district intended to protect and preserve agricultural land for the performance of a wide range of agricultural functions and to control the scattered intrusion of uses not compatible with an agricultural environment, including but not limited to residential development, to allowing for light industrial uses and service uses that typically do not create objectionable characteristics (such as dirt, noise, glare, heat, odors, smoke, etc.) which extend beyond the lot lines, that are located along state and federal highways.

The regulations defining the AG-40 and I-1H Zones are contained in the Flathead County Zoning Regulations, on file for public inspection at the Office of the Clerk and Recorder, Courthouse, located at 800 South Main, Kalispell, Montana, at the Flathead County Planning and Zoning Office, 1035 1st Avenue West, Kalispell, Montana, and on the Flathead County Planning and Zoning Office's website, at: http://flathead.mt.gov/planning_zoning/downloads.php. Documents related to the proposed zone change are also on file for public inspection at the Office of the Clerk and Recorder and the Flathead County Planning and Zoning Office.

The public hearing will be held on the **7th day of October, 2013, at 10:00 o'clock a.m.**, in the Office of the Board of Commissioners of Flathead County, Third Floor Old Courthouse, 800 South Main, Kalispell, Montana. At the public hearing, the Board of Commissioners will give the public an opportunity to be heard regarding the proposed change to the Highway 93 North Zoning District.

Written comments are encouraged and will be reviewed by the Commissioners prior to the hearing if received by the Flathead County Commissioners' Office at least three business days prior to the hearing.

DATED this 13th day of August, 2013.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

ATTEST:
Paula Robinson, Clerk

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

By/s/Diana Kile
Diana Kile, Deputy

Publish on September 23 and September 30, 2013.

AUTHORIZATION TO PUBLISH CALL FOR BIDS: VEHICLES/ SHERIFF'S OFFICE

11:31:48 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Clerk Kile

Absent: Commissioner Calvin L. Scott

Commissioner Krueger made a **motion** to authorize publication of Call for Bids/ Sheriff's Office vehicles. Chairman Holmquist **seconded** the motion. **Aye** - Holmquist and Krueger. Motion carried by quorum.

CALL FOR BIDS

Notice is hereby given that the Board of County Commissioners of Flathead County, Montana, will receive bids for the purchase of three (3) crew-cab, short box pickup trucks, four (4) midsize police package SUV's, two (2) extra cab short box pickup trucks and one crew cab pickup with mid length (6.5) foot box. Bids must include the delivery cost to Kalispell, Montana. These vehicles may be bid on as a total package or in groups as specified above.

Specifications for the pickups are available at the Flathead County Clerk & Recorder's Office, 800 South Main, Room 114, Kalispell, MT, and at the Flathead County Sheriff's Office, 920 South Main, Suite 100, Kalispell, MT.

Each bidder must deposit with their bid, a bid security in the amount of ten percent (10%) of the total bid to secure the bidder's express covenant that if the bidder is awarded the contract, the bidder will, within ten (10) days of the award, enter into a contract for the purchase and sale of said units. Bid security shall be payable to Flathead County and shall be in the form of lawful money of the United States; a cashier's check, certified check, bank money order, or bank draft issued by a Montana Bank, or bid bond executed by a surety corporation authorized to do business in Montana.

The bidder shall include with his bid, the form of contract to be signed. The terms of said contract, including maintenance and warrant provisions, will be considered in determining the bid which best serves the County's interests. The County reserves the right to negotiate terms of said contracts (excluding prices contained therein).

All **sealed** bids, plainly marked "**SEALED BID-SHERIFF'S PATROL VEHICLES**" must be in the hands of the County Clerk and Recorder, 800 South Main, Room 114/ Commissioners Chambers, Kalispell, Montana 59901 on or before **9:30 o'clock A.M. on September 4, 2013**. Bids will be publicly opened and read aloud immediately thereafter and taken under advisement.

The award of bid will be made solely by the issuance of a letter of award to the successful bidder by the Office of the Flathead County Clerk and Recorder. Flathead County reserves the right to accept or reject any bid and to waive any irregularities, which are deemed to be in the best interest of the County.

Dated this 13th day of August, 2013.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

ATTEST:
Paula Robinson, Clerk

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

By/s/Diana Kile
Diana Kile, Deputy

Publish August 17 and August 24, 2013.

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(Continued)**

CONTINUATION OF DOCUMENT FOR SIGNATURE: VETERINARY SERVICES CONTRACT/ ANIMAL SHELTER

11:31:47 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Clerk Kile

Absent: Commissioner Calvin L. Scott

Commissioner Krueger made a **motion** to approve the Animal Shelter Veterinary services contract. Chairman Holmquist **seconded** the motion. **Aye** - Holmquist and Krueger. Motion carried by quorum.

MEETING W/ALEX HOGLE, PLANNING & ZONING OFFICE RE: SWAN RIVER ROAD PATH CONSULTANT SERVICES AGREEMENT AND REVIEW OF TASK NO. 1; DOCUMENT FOR SIGNATURE TASK NO. 2

11:32:54 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Public Works Director Dave Prunty, Planner Alex Hogle, Planner Eric Mack, Ryan Mitchell, Clerk Kile

Absent: Commissioner Calvin L. Scott

Hogle explained an agreement was entered into with RPA for initial Task No. 1 totaling just over \$13,000, which was to look at the actual available space to construct the proposed path, as it currently exists between the road edge of Swan River Road and property boundaries. He noted it was found due to the proximity of property boundaries and swales it is quite constrained. Task No. 1 identifies three different options that could potentially be built and each has pro's and con's along with various costs. The recommendation is that Option 2 be selected which entails more construction than the other options as it would minimize the use of expensive retaining walls; however, it would necessitate acquiring easements. Some of them would be temporary construction permits, and others would be permanent easements. Task No. 2 is an agreement to furnish engineering services for obtaining right-of-ways and is for \$46,000. Hogle noted the bottom line would be that they would constrain the project in order to maintain their budget.

General discussion was held relative to obtaining easements.

Commissioner Krueger made a **motion** to approve the document for signature Task Order No. 2. Chairman Holmquist **seconded** the motion. **Aye** - Holmquist and Krueger. Motion carried by quorum.

MEETING W/ DAVE PRUNTY, SOLID WASTE DISTRICT RE: BID PROCESS FOR NORTH STORMWATER RETENTION BASIN

11:44:31 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Public Works Director Dave Prunty, Keri Schlegel, Kim Schlegel, Clerk Kile

Absent: Commissioner Calvin L. Scott

Prunty reviewed the planned work to make improvements to a lined storm water pond on the north side of the landfill. He explained the proposed work would be over \$50,000 and asked for commissioner approval in deviating from county policy.

The commission gave verbal approval to move ahead.

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on August 14, 2013.

WEDNESDAY, AUGUST 14, 2013

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

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

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on August 15, 2013.

THURSDAY, AUGUST 15, 2013

[Audiofile](#)

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

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Ric Reed, Stephen Harrop, Clerk Kile

Absent: Commissioner Calvin L. Scott

Chairman Holmquist opened public comment on matters within the Commissions' Jurisdiction.

Ric Reed, 688 Columbia Falls Stage Road spoke about concerns related to the use of RC aircraft in county parks. He explained recently an individual was told that RC aircraft are not allowed within any county park. He stated after researching this he finds nothing within county ordinances prohibiting such activity. However, in an effort to be pro-active they would like to be active in any dialogue for regulations of RC aircraft within the county park system.

No one else rising to speak, Chairman Holmquist closed the public comment period.

Chairman Holmquist led the Pledge of Allegiance.

BI-MONTHLY MEETING W/ JED FISHER, WEED/ PARKS/ MAINTENANCE

9:00:39 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Weed/Parks/Maintenance Director Jed Fisher, Clerk Kile

Absent: Commissioner Calvin L. Scott

Fisher spoke about recent activities pertaining to potentially expanding Volunteer Park in Lakeside. He noted the appraisal the commission authorized for additional property located directly north of Volunteer Park came in at \$560,000 and Bruce Ennis and Maggie Davis, developers of Volunteer Park have volunteered to be a partner with the county in the acquisition of this property. The offer of \$500,000 from Bruce Ennis and Maggie Davis would leave \$60,000 the Weed & Parks Department would pay if their offer were accepted. He reviewed history of the county acquiring Volunteer Park that Bruce Ennis and Maggie Davis granted to Flathead County three or four years ago at no cost. Fisher pointed out there is no guarantee the seller would accept the offer of \$560,000 yet Bruce Ennis would like to move forward in a partnership with the county to make an offer. Fisher noted the Weed & Parks Board supports the addition, and explained Flathead County would still be responsible in some given amount of time in building the rest of the park out. He spoke about the home that would need to be removed off the property, and said Mr. Ennis is willing to revisit the issue regarding moving the home off the property. He asked for commissioner guidance in making an offer.

Chairman Holmquist said we have an appraisal now, and it will not hurt to make an offer; we would have some issues to work through from there.

Fisher pointed out the Weed & Parks Board has approximately \$280,000 in their cash-in-lieu program that they would tap into \$60,000 of it for their offer, and decide where they are going from there for the build out.

Commissioner Krueger concurred.

In other business, he spoke about a 20-year agreement the county made with Evergreen Business Association, and the Department of Transportation for the care of the Evergreen medians in keeping them green forever; 20 years isn't forever he pointed out. Fisher reviewed maintenance concerns and asked for commissioner guidance in maintaining the medians.

Chairman Holmquist said she feels we need to continue to maintain the medians; yet in the meantime, she will continue to work with the Department of Transportation to try to do as many of them into concrete or brick as we can. She suggested Fisher go to the Evergreen Chamber of Commerce and ask them if they would do a fundraiser yearly to try to offset some of the cost to the county.

Commissioner Krueger said if you look back into the history of these and the agreement done that the Department of Transportation was going to concrete them in, and the Evergreen community did not want them concreted in and made a lot of promises to the county if they weren't. I believe the DOT seeded a fund for \$100,000 for maintenance.....at one time, it looked like the Evergreen community was going to actually do the upkeep and the money would be there to reimburse; as always, those things tend to fall back on the county. I do think we have to send a message that we are going to discontinue the maintenance at a point in time. I am not saying that would be the end of this year; maybe if we send a letter to Montana Department of Transportation, and the Evergreen community telling them that at the end of 2014 or 2015 we plan to discontinue our care of the medians. If we just keep doing this we will do it forever Krueger stated without compensation; I believe either the Evergreen community will either step up and help the county maintain the medians or the DOT will look at some sort of landscaping.

Fisher was directed to work with the Evergreen Chamber of Commerce to resolve concerns.

Fisher asked for direction in needed work at the recently purchased Adams Building in which he was given direction to move ahead with outside concrete work.

General discussion was held relative to access sites, right-of-ways, and county parks.

THURSDAY, AUGUST 15, 2013
(Continued)

PUBLIC HEARING: BUILDINGS FOR LEASE OR RENT REGULATIONS (BLR)

9:30:17 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Planning & Zoning Director B. J. Grieve, Clerk Kile

Absent: Commissioner Calvin L. Scott

Grieve reviewed history regarding SB 324 that is intended to provide an administrative process for the acceptance and review of applications for the creation of a building for lease or rent. He noted all statutory requirements have been met.

Chairman Holmquist opened the public hearing to anyone wishing to speak in regards to the proposed BLR Regulations. No one rising to speak, Chairman Holmquist closed the public hearing.

Grieve explained since no comments were received for the commission to consider the next step if they choose would be to adopt a resolution adopting the BLR Regulations.

The commission advised Grieve to move forward with a resolution for approval.

MEETING W/ ADELE KRANTZ, ET AL, RE: HEALTH INSURANCE TRUST ACCOUNT

10:00:40 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Treasurer Adele Krantz, Clerk Kile

Absent: Commissioner Calvin L. Scott

Krantz met with the commission and explained concerns regarding the administration of the trust fund account by First Interstate Bank. She pointed out after research it was determined that some of the investments by First Interstate are not pledged, which is required by statute. She reviewed interest earned since June, 2011 through March 2013 that totaled \$10,806 and \$7,000 in fees were charged. Krantz noted if the fund was administered by the county in-house for one year at our lowest percentage rate, the account would have earned \$11,956.43.

General discussion was held relative to statute and state law. The commission agreed to do something different with the account in-house that would require a resolution.

DOCUMENT FOR SIGNATURE: CHANDLER COMMUNICATIONS AGREEMENT FOR BUS WRAP ADVERTISING PROGRAM/ EAGLE TRANSIT

10:15:56 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Eagle Transit Director Dave Polansky, Megan Copas, Gary Walrack, Clerk Kile

Absent: Commissioner Calvin L. Scott

Polansky noted the document for signature is a contract for continuation of one Eagle Transit already has with Chandler Communications. He explained the request is to extend the contract for three additional years. Polansky pointed out for clarification that they can utilize advertising dollars for their 5311 grant.

Commissioner Krueger stated he would like additional time to look through the document he just received this morning.

Commissioner Krueger made a **motion** to table. Chairman Holmquist **seconded** the motion. **Aye** – Holmquist and Krueger. Motion carried by quorum.

CONSIDERATION OF LAKESHORE PERMIT EXTENSION: STOKKE, FLP 11-44

10:18:23 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Planner Bailey Minnich, Clerk Kile

Absent: Commissioner Calvin L. Scott

Minnich reported the Planning & Zoning Director on August 5, 2011 approved Lake and Lakeshore Construction Permit, FLP 11-44 to install an 'h' shaped piling dock located on Flathead Lake. The permit was valid for one year and was set to expire on August 5, 2012. On August 9, 2012, a one-year extension was granted with a new expiration date of August 5, 2013. The applicant has submitted a request for an additional extension that would expire on August 5, 2014 if approved.

Commissioner Krueger made a **motion** to approve Lakeshore Permit Extension, FLP 11-44. Chairman Holmquist **seconded** the motion. **Aye** – Holmquist and Krueger. Motion carried by quorum.

CONTINUATION OF DOCUMENT FOR SIGNATURE: WMW ENGINEERING CHANGE ORDER NO. 5/ RSID #154 (LITTLE MOUNTAIN PROPERTIES)

10:21:36 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Public Works Director Dave Prunty, Clerk Kile

Absent: Commissioner Calvin L. Scott

Prunty summarized work done by WMW Engineering and reviewed the change orders brought before the commission.

**THURSDAY, AUGUST 15, 2013
(Continued)**

Commissioner Krueger made a **motion** to table. Chairman Holmquist **seconded** the motion. **Aye** – Holmquist and Krueger. Motion carried by quorum.

DOCUMENT FOR SIGNATURE: WHITEFISH LAKE INSTITUTE LETTER

10:24:00 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Clerk Kile

Absent: Commissioner Calvin L. Scott

Chairman Holmquist noted Whitefish Lake Institute has a committee called the Whitefish Wastewater Management Committee who has come up with a draft proposal of their plan that deals with septic systems. She pointed out the Flathead County Health Department deals with septic systems in the county, therefore feels a commissioner on the committee is unwarranted and suggested a letter be sent to them asking that the commissioner appointment be removed from the committee.

Commissioner Krueger made a **motion** to approve for signature a letter to Whitefish Lake Institute. Chairman Holmquist **seconded** the motion. **Aye** – Holmquist and Krueger. Motion carried by quorum.

DOCUMENT FOR SIGNATURE: SERVICE PROVIDER AGREEMENT/ A PLUS HEALTH CARE

10:25:42 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Clerk Kile

Absent: Commissioner Calvin L. Scott

Commissioner Krueger made a **motion** to approve for signature the service provider agreement/ A Plus Health Care. Chairman Holmquist **seconded** the motion. **Aye** – Holmquist and Krueger. Motion carried by quorum.

DOCUMENT FOR SIGNATURE: MONTANA SMP MEMORANDUM OF UNDERSTANDING/ AOA

10:26:32 AM

Present: Chairman Pamela J. Holmquist, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Clerk Kile

Absent: Commissioner Calvin L. Scott

Commissioner Krueger made a **motion** to approve for signature Montana SMP MOU/ AOA. Chairman Holmquist **seconded** the motion. **Aye** – Holmquist and Krueger. Motion carried by quorum.

- 12:00 p.m. **Committee for a Better Bigfork meeting @ Methodist Church**
- 1:00 p.m. **Commissioner Holmquist: Health Board meeting @ Earl Bennett Bldg.**

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on August 16, 2013.

FRIDAY, AUGUST 16, 2013

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Holmquist, Commissioner Scott and Krueger, 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 19, 2013.
