
MONDAY, NOVEMBER 14, 2005

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Hall, Commissioners Watne and Brenneman, and Clerk Robinson were present.

Chairman Hall opened the public comment on matters within the Commissions' Jurisdiction,

Mark Schwager spoke with the commissioner in regards to a letter from Gary Hall to the newspaper on the upcoming board openings. He stated that he has applied for the West Valley Advisory committee three times and has not been appointed. He asked the commissioners to consider him in for the next available position. He stated that it seems like the same people are appointed to the boards. He also discussed the board appointment for the Gravel Pit Advisory Committee.

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

MONTHLY MEETING W/ JAY SCOTT, FAIR

[9:04:51 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, Jay Scott

Discussion was held relative to a recent convention that Jay attended and the counties plan for horse racing. Jay reviewed the different counties that are considering ending horse racing. Mike Pence stated that they are waiting for a report from Susan Nicosia on the horse racing funding. Jay asked for the fair grounds to be audited. Commissioner Brenneman stated that they should plan on doing horse racing this summer and keep better track of the funds to determine if they are going to keep horse racing. Commissioner Hall agreed that they should do this for one more year to come up with a better idea of what to do. Jay stated that they would keep better track this year and maybe they could charge a two dollar fee to offset the cost of the ticket takers. Commissioners Hall stated that two dollars a person would more than pay for the ticket takers. Discussion continued into the ideas that people have brought forward for the horse racing to make it more profitable. Jay also spoke in regards to the renting of the fairs facility and the donating of the facilities to county entities, the lighting problems with the new fair building, and he also asked the commissioners what kind of music they would like for the upcoming fair. Commissioner Brenneman asked for Classic Rock. Commissioner Hall stated that he would like a well known artist. Jay Scott informed the commissioners that the Oakridge Boys would like to come back to Kalispell. Commissioner Hall agreed with this choice. When informed that Jay was looking at a couple of Christian acts as well Commissioner Hall recommended sticking with two country acts.

COS REVIEW: DUVAL

[9:25:19 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, Kirsten Holland, Jeff Harris, Joe Kauffman, Shelly Duval, Brent Duval

Holland reviewed the Duval family Transfer request.

Commissioner Watne made a **motion** to approve the COS for Duval. Commissioner Hall **seconded** the motion. **Aye** – Hall and Watne. **Opposed** – Brenneman. Motion carried by quorum.

DOCUMENT FOR SIGNATURE: STATE IT SERVICES DIVISION MOU / GIS

[9:22:14 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, Tom Reynolds

Tom Reynolds reviewed the upcoming GIS day, Tom also reviewed the Memorandum of Understanding.

Commissioner Watne made a **motion** to approve the State IT Services Division MOU for GIS and authorize the chairman to sign. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

PUBLIC HEARING: OAKMONT, CARLSON WAY, VOSS LANE AND FOREST RIDGE TRAIL ROAD NAMING

[9:30:00 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, Joe Kauffman, David Link, Robert Blake, Karen Yerian

Chairman Hall opened the public hearing to anyone wishing to speak in favor or opposition of the Oakmont Lane Road Naming.

No one else rising to speak Chairman Hall closed the public hearing.

Commissioner Brenneman made a **motion** to adopt Resolution 1900. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

RESOLUTION NO. 1900

WHEREAS, Flathead County has proposed to name a private road generally running northwesterly off Oakmont Loop and located in the NW ¼ NE ¼ Section 6, T30N R20W and in the SW ¼ SE ¼ Section 31, T31N R20W, P.M.M., Flathead County, Montana.

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing on November 14, 2005 concerning the proposal, after publication and mailing of notice thereof on November 1, 2005 and November 8, 2005; and

WHEREAS, the Board of Commissioners of Flathead County, Montana, has determined that the road should be named **Oakmont Lane**.

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the Board of Commissioners of Flathead County, that the private road generally running northwesterly off Oakmont Loop and located in the NW ¼ NE ¼ Section 6, T30N R20W and in the SW ¼ SE ¼ Section 31, T31N R20W, P.M.M., Flathead County, Montana, should be, and it hereby is, named **Oakmont Lane**.

BE IT FURTHER RESOLVED that the naming of **Oakmont Lane** shall be effective on November 14, 2005.

Dated this 14th day of November, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By /s/Gary D. Hall
Gary D. Hall, Chairman

By /s/Robert W. Watne
Robert W. Watne, Member

By /s/Joseph D. Brenneman
Joseph D. Brenneman, Member

ATTEST:
Paula Robinson, Clerk

By /s/Kimberly Moser
Deputy

Chairman Hall opened the public hearing to anyone wishing to speak in favor or opposition of the Carlson Way Road Naming.

No one rising to speak Chairman Hall closed the public hearing.

Commissioner Watne made a **motion** to adopt Resolution 1901. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

RESOLUTION NO. 1901

WHEREAS, Flathead County has proposed to name a private road generally running westerly off Woodside Way and is located in the South ½ of the Northeast ¼ Section 7, Township 27 North, Range 22 West, P.M.M., Flathead County, Montana.

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing on November 14, 2005 concerning the proposal, after publication and mailing of notice thereof on November 1, 2005 and November 8, 2005; and

WHEREAS, the Board of Commissioners of Flathead County, Montana, has determined that the road should be named **Carlson Way**.

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the Board of Commissioners of Flathead County, that the private road generally running westerly off Woodside Way and is located in the South ½ of the Northeast ¼ Section 7, Township 27 North, Range 22 West, P.M.M., Flathead County, Montana, should be, and it hereby is, named **Carlson Way**.

BE IT FURTHER RESOLVED that the naming of **Carlson Way** shall be effective on November 14, 2005.

Dated this 14th day of November, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By /s/Gary D. Hall
Gary D. Hall, Chairman

By /s/Robert W. Watne
Robert W. Watne, Member

By /s/Joseph D. Brenneman
Joseph D. Brenneman, Member

ATTEST:
Paula Robinson, Clerk

By /s/Kimberly Moser

Deputy

Chairman Hall opened the public hearing to anyone wishing to speak in favor or opposition to the Voss Lane Road Naming.

No one rising to speak Chairman Hall closed the public hearing.

Commissioner Brenneman made a **motion** to adopt Resolution 1902. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

RESOLUTION NO. 1902

WHEREAS, Flathead County has proposed to name a private road generally running northerly off an unnamed road which runs westerly off Lodgepole Drive and is located in the W ½ of the NW ¼ Section 6, Township 27 North, Range 24 West, P.M.M., Flathead County, Montana.

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing on November 14, 2005 concerning the proposal, after publication and mailing of notice thereof on November 1, 2005 and November 8, 2005; and

WHEREAS, the Board of Commissioners of Flathead County, Montana, has determined that the road should be named **Voss Lane**.

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the Board of Commissioners of Flathead County, that the private road generally running northerly off an unnamed road which runs westerly off Lodgepole Drive and is located in the W ½ of the NW ¼ Section 6, Township 27 North, Range 24 West, P.M.M., Flathead County, Montana, should be, and it hereby is, named **Voss Lane**.

BE IT FURTHER RESOLVED that the naming of **Voss Lane** shall be effective on November 14, 2005.

Dated this 14th day of November, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By /s/Gary D. Hall
Gary D. Hall, Chairman

By /s/Robert W. Watne
Robert W. Watne, Member

By /s/Joseph D. Brenneman
Joseph D. Brenneman, Member

ATTEST:
Paula Robinson, Clerk

By /s/Kimberly Moser

Deputy

Chairman Hall opened the public hearing to anyone wishing to speak in favor or opposition Forest Ridge Trail Road Naming.

No one rising to speak Chairman Hall closed the public hearing.

Commissioner Watne made a **motion** to adopt Resolution 1903. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

RESOLUTION NO. 1903

WHEREAS, Flathead County has proposed to name a private road generally **running northerly off Coon Hollow Road and located in the Northwest ¼, Section 26, Township 27 North, Range 22 West, P.M.M., Flathead County, Montana.**

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing on November 14, 2005, concerning the proposal, after publication and mailing of notice thereof on November 1, 2005 and November 8, 2005; and

WHEREAS, the Board of Commissioners of Flathead County, Montana, has determined that the road should be named **Forest Ridge Trail**.

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the Board of Commissioners of Flathead County, that the private road generally **running northerly off Coon Hollow Road and located in the Northwest ¼, Section 26, Township 27 North, Range 22 West, P.M.M., Flathead County, Montana**, should be, and it hereby is, named **Forest Ridge Trail**.

BE IT FURTHER RESOLVED that the naming of **Forest Ridge Trail** shall be effective on November 14, 2005.

Dated this 14th day of November, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By /s/Gary D. Hall
Gary D. Hall, Chairman

By /s/Robert W. Watne
Robert W. Watne, Member

ATTEST:
Paula Robinson, Clerk

By /s/Joseph D. Brenneman
Joseph D. Brenneman, Member

By /s/Kimberly Moser
Deputy

CONSIDERATION OF ADOPTION OF RESOLUTION: CREATION OF GLACIER RANCH WATER & SEWER DISTRICT

[9:59:03 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, Scott Farnam, Erick Garberg, Marc Liechti, Jonathan Smith, Jeff Harris, Kirsten Holland, Joe Russell over the phone,

Commissioner Hall explained the reason that this resolution was continued at the last meeting. Joe Russell explained the reason that the Health Department requests the creation of a water and sewer district. Joe Russell explained that the creation of the water and sewer district would allow the residents of the subdivision to be charged a fee for the upkeep of the water and sewer systems. Jonathan Smith stated that the statutes allow for the creation of a water and sewer district. He stated that if one hundred percent signatures are received then there does not need to be an election. He stated that this petition has those signatures.

Commissioner Watne made a **motion** to adopt Resolution 1894. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

RESOLUTION NO. 1894

WHEREAS, the Board of Commissioners of Flathead County, Montana, received a petition, pursuant to Section 7-13-2204, M.C.A., signed by 100 % of the owners of all property within the proposed district, requesting the creation of a county water and/or sewer district to be known as the Glacier Ranch County Water and/or Sewer District;

WHEREAS, the Board of Commissioners also received a petition requesting the appointment of Scott Farnam, Ken Madden and Wes Sprunk as the three initial members of the Board of Directors of the Glacier Ranch County Water and/or Sewer District, also signed by 100 % of the owners of all property within the proposed district, pursuant to the terms of Section 7-13-2231, M.C.A.;

WHEREAS, the Board of Commissioners of Flathead County, Montana, published notice, on October 18 and October 25, 2005, of a public hearing on the petition to create a county water and/or sewer district to be known as the Glacier Ranch County Water and/or Sewer District;

WHEREAS, after publication of said legal notice, the Board of Commissioners conducted the public hearing, on November 1, 2005, regarding the proposed creation of the Glacier Ranch County Water and/or Sewer District; and

WHEREAS, the Board of Commissioners considered, at said hearing, the petition and those appearing thereon, and considered the fact that no written protests were filed with the county clerk and recorder prior to said hearing, by or on behalf of owners of taxable property situated within the boundaries of the proposed district.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Commissioners of Flathead County that the petition complies with the requirements of the provisions of parts 22 and 23 of Chapter 13, Title 7, M.C.A.

BE IT FURTHER RESOLVED that the Glacier Ranch County Water and/or Sewer District is hereby created.

BE IT FURTHER RESOLVED that the boundaries of said proposed Glacier Ranch County Water and/or Sewer District are those set forth in said Petition and on Exhibit A hereto.

BE IT FURTHER RESOLVED that the next regular election for the Glacier Ranch County Water and/or Sewer District shall be held in November of 2007.

BE IT FURTHER RESOLVED that Scott Farnam, Ken Madden and Wes Sprunk shall be the initial members of Board of Directors, and shall serve until the election and qualification of their successors at the next regular election to be held in November, 2007.

BE IT FURTHER RESOLVED that of the three member of the board of directors elected at the November, 2007, election, one of said directors shall serve a term of 2 years and two shall serve terms of 4 years; at their first meeting after said election, the directors shall determine by lot which of them shall serve the term of two years. Members of the board of directors elected in November, 2009, and thereafter will serve terms of four years.

Dated this 14th day of November, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By/s/Gary D. Hall
Gary D. Hall, Chairman

By/s/Robert W. Watne
Robert W. Watne, Member

By/s/Joseph D. Brenneman
Joseph D. Brenneman, Member

ATTEST:
Paula Robinson, Clerk

By/s/Kimberly Moser

Deputy

Certificate of Dedication — Exhibit A

We, Shiloh Development, the Managing Member of: Glacier Horse Ranch, LLC the undersigned property owners do hereby certify that we have caused to be surveyed, subdivided and platted into lots as shown by the plat hereunto included, the following described tract of land, to-witt:

That portions of Sections 9, 10, 15 and 16, Township 29 North, Range 21 West, Flathead County, Montana described as follows:

Beginning at the SW corner of said Section 10;

Thence North 00° 25' 54" West 660.75 feet to the True Point of Beginning

Thence North 00° 24' 79" West 658.80 feet;

Thence North 89° 59' 30" East 936.69 feet;

Thence North 89° 59' 59" East 512.33 feet;

Thence South 00° 04' 08" East 480.42 feet;

Thence South 89° 57' 04" West 87.74 feet;

Thence South 32° 28' 27" West 427.39 feet;

Thence South 57° 41' 13" East 457.27 feet;

Thence South 89° 57' 06" East 90.87 feet;

Thence South 18° 22' 11" West 249.28 feet

Thence South 18° 06' 27" West 856.73 feet

Thence North 89° 56' 15" West 509.96 feet

Thence South 19° 23' 14" West 472.01 feet;

Thence South 19° 22' 11" West 63.62 feet;

Thence North 89° 56' 10" West 565.95 feet

Thence South 89° 47' 21" West 1316.54 feet;

Thence South 89° 47' 00" West 1300.94 feet

Thence North 00° 02' 33" West 659.73 feet;

Thence North 00° 03' /3" West 659.78 feet

Thence North 89° 48' 01" East 1300.54 feet

Thence North 00° 20' 08" West 225.12 feet;

Thence North 89° 48' 24" East 503.33 feet;

Thence North 01° 01' 01" West 384.94 feet;

Thence North 89° 47' 33" East 570.84 feet;

Thence North 89° 47' 51" East 248.66 feet; to the True Point of Beginning containing 169.7 acres of land, more or less. Subject to all recorded easements of record.

The subject parcel may also be described as Tract 3A of Section 10, Township 29 North, Range 21 West; Tract 2AA & 2B of Section 16, Township 29 North, Range 21 West; Tract 2BD of Section 9, Township 29 North, Range 21 West; Tract 1A of Section 15, Township 29 North, Range 21 West, of Flathead County Montana.

The above described tract of land is to be known and designated as **Glacier**

Ranch Subdivision, Flathead County, Montana.

CONSIDERATION OF HR TRANSMITTAL FORMS: LIBRARY ASSISTANT, LIBRARY COURIER & PLANNER II

[9:53:21 AM](#)

Members present:

Chairman Gary D. Hall

Commissioner Robert W. Watne

Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence

Clerk Kimberly Moser, Raeann Campbell, Jeff Harris

Commissioner Brenneman made a **motion** to approve the HR Transmittal form for the Library Assistant and authorize the chairman to sign. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

Jeff Harris reviewed the reason for the Planner II position. Mike Pence stated that he recommended approval.

Commissioner Watne made a **motion** to approve the HR Transmittal form for the Planner II position and authorize the chairman to sign. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

PRELIMINARY PLAT: HASKILL FOOTHILLS SUBDIVISION

[10:07:25 AM](#)

Members present:

Chairman Gary D. Hall

Commissioner Robert W. Watne

Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence

Clerk Kimberly Moser, Kirsten Holland, Jeff Harris, Dawn Marquardt, Debbie Shoemaker, Christopher E. Vernon, Eric Giles, Eric Mulcahy

Holland reviewed the application submitted by Charles and Kathleen Vernon for preliminary plat approval of Haskill Foothills Subdivision, a minor subdivision that will create five residential lots. The subdivision is proposed on 17.55 acres and will be served by individual water & septic systems. The property is located on Browns Meadow Road, and is unzoned. There are 15 attached conditions.

Commissioner Hall questioned how they could condition the mitigation of dust issues during construction. Staff stated that they could possibly do this per Environmental Quality issues.

Commissioner Watne made a **motion** to adopt Staff Report FSR-05-59 as findings of fact. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

Commissioner Watne made a **motion** to approve the preliminary plat of Haskill Foothills Subdivision subject to 16 conditions. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

CONDITIONS

1. The private, internal subdivision road will consist of a 60-foot right-of-way, minimum 20-foot paved driving surface, and a 55-foot radius cul-de-sac in compliance with Section 3.9 of the Flathead County Subdivision Regulations and shall be designed and certified by a licensed, professional engineer. [Section 3.9, Flathead County Subdivision Regulations]
2. The subdivider shall receive physical addresses and road names in accordance with Flathead County Resolution #1626. The addresses and road names shall appear on the final plat. [Section 3.9(I)(7), FCSR]
3. A road identification sign and stop sign shall be installed at the intersection of the internal subdivision road and Brown's Meadow Road. [Section 3.9(I)(8), FCSR]
4. The subdivider will obtain and show proof of a completed approach permit from the Flathead County Road Department for access onto Brown's Meadow Road, indicating the approach has been built and received final inspection. [Section 3.8(A), FCSR]
5. Lot owners within the subdivision will participate in a Road User's Agreement or Property Owners Association for the internal subdivision road, which will require each property owner to bear his or her pro-rata share for maintenance of the private road. [Section 3.9(J)(3), FCSR]
6. The subdivider will dedicate a 15-foot bicycle/pedestrian easement on Lots 1 and 5 along Brown's Meadow Road. [Section 3.18(A), FCSR]
7. New electrical and telephone utilities shall be extended underground to abut and be available to each lot, in accordance with a plan approved by the applicable utility providers. [Sections 3.17 & 3.18, FCSR]
8. The subdivider will submit proof that all water, septic, and storm water drainage systems will be approved by the Flathead City-County Health Department and approved by the Montana Department of Environmental Quality. [Section 3.14(A) and 3.15(A), FCSR]
9. The subdivider will comply with reasonable fire suppression and access requirements of the Smith Valley Fire Department. A letter from the fire chief stating requirements have been met shall be submitted with the application for Final Plat. [Section 3.20, FCSR]
10. All areas disturbed during development of the subdivision will be re-vegetated in accordance with a plan approved by the Flathead County Weed Department. [7-22-2116 MCA and Section 3.12(J), FCSR]
11. If required by the local postmaster, the developer shall provide a common mailbox facility in accordance with the Flathead County Subdivision Regulations. [Section 3.22, FCSR]
12. The following statements shall be placed on the face of the final plat applicable to all lots:
 - a. All addresses will be visible from the road, and at the driveway entrance or on the house.
 - b. All utilities will be extended underground.
 - c. The property owners association or road users' agreement will govern maintenance of the internal subdivision road. The road will be maintained, including necessary repairs and snow removal to ensure safe all-weather travel for two-way traffic.
 - d. Lot owners are bound by the soil disturbance and weed management plan to which the developer and the Flathead County Weed Department agreed.
 - e. Only Class A or B fire rated roofing materials are allowed. [Section 3.21, FCSR]
 - f. Defensible Space Standards shall be incorporated around all primary structures. [Appendix G, FCSR]
 - g. Lot owners are alerted to the presence of large and potentially dangerous wildlife in the area and are reminded that feeding big game is illegal. They are encouraged to contact the Montana Department of Fish, Wildlife, and Parks to obtain information on safely living near wildlife and minimizing habitat impact, including:
 - i. Dogs must be kept under owner control at all times.
 - ii. Residents must use bear-proof garbage containers.
 - iii. Remove obvious sources of food.
 - iv. Compost piles are prohibited unless secured by electrical fencing.
 - v. Pets to be fed indoors or food dishes brought in at night.
 - vi. Place bird feeders out of the reach of deer and other big game
 - h. Waiver of Protest
Participation in Special Improvement District

_____ (Owner) hereby waives any and all right to protest which it may have in regards to any attempt to be made by a local governmental entity, to initiate a Special Improvement District which includes _____ Subdivision, shown on the plat therefore, for any of the purposes related to roads, water facilities and systems, and sewer facilities and systems, set forth in Sections 7-12-2102 and 7-12-4102, M.C.A.; provided however that _____ understands that (he/she/it/they) retains the ability to object to the amount of assessment imposed as a result of the formation of a Special Improvement District, including the right to object on the basis that the property is not benefited by the Special Improvement District. _____ agrees that this covenant shall run to, with and be binding on the title of the real property described above and shall be binding on the heirs, assigns, successors in interest, purchasers, and any and all subsequent holders or owners of the real property shown on the subdivision plat for _____ Subdivision.
13. All required improvements shall be completed in place or a Subdivision Improvement Agreement, in accordance with Chapter 8 of the Flathead County Subdivision Regulations, shall be provided by the subdivider prior to final approval by the County Commissioners.

[Chapter 8, FCSR]

14. The final plat shall be in substantial compliance with the plat and plans submitted for review, except as modified by these conditions. [Section 2.7(E), FCSR]
15. Preliminary plat approval is valid for three (3) years. [Section 2.5(D)(6), FCSR]
16. *The subdivider will be responsible for dust abatement on Brown's Meadow Road during construction of the subdivision.*

PRELIMINARY PLAT: FIELD STONE SUBDIVISION

[10:22:42 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, Kirsten Holland, Jeff Harris, Eric Giles, Eric Mulcahy, Susan Schmidt, Bret Birk, Robert Warren

Holland reviewed the application submitted by The Upland Group and Schellinger Construction Company for preliminary plat approval of Field Stone Subdivision, a major subdivision that will create twenty-four residential lots on 69.87 acres. The subject property is located east of Montana Highway 35, just south of Lindsey Lane, and is unzoned. There are 19 attached conditions. Staff recommends approval.

Commissioner Brenneman asked for clarification for condition five to include both approaches.

Commissioner Watne made a **motion** to adopt Staff Report FPP-05-56 as findings of fact. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

Jeff Harris questioned if the commissioners would like to add a condition requiring a bike path easement on Lindsey Lane.

Commissioner Hall stated that he does not think that there would ever be a bike path on Lindsay Lane. He also stated that if there was it would fit in the 60 foot right of way already there.

Commissioner Brenneman made a **motion** to approve the preliminary plat of Field Stone Subdivision subject to 19 amended conditions. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

CONDITIONS

1. The private, internal subdivision road will consist of a 60-foot right-of-way, minimum 20-foot paved driving surface, and 55-foot radii cul-de-sacs and be designed and certified by a licensed, professional engineer. [Section 3.9, Flathead County Subdivision Regulations]
2. Roads and driveways will conform in all locations to maximum grade standards [Section 3.6(E) and 3.9, Table 2, FCSR]
3. The applicant shall receive physical addresses and road names in accordance with Flathead County Resolution #1626. The addresses and road names shall appear on the final plat. [Section 3.9(I)(7), Flathead County Subdivision Regulations]
4. The applicant will obtain and show proof of an updated approved approach permit from the Montana Department of Transportation for access onto MT Highway 35, indicating the approach has been built and received final inspection. [Section 3.8(A), FCSR]
5. The applicant will obtain and show proof of an approved approach permit from the Flathead County Road Department for access onto Lindsey Lane, **including a private approach for Lot 17**, indicating the approaches have been built and received final inspection. [Section 3.8(A), FCSR]
6. Lot owners within the subdivision will participate in a Road User's Agreement or Property Owners Association for the internal subdivision road, which will require each property owner to bear his or her pro-rata share for maintenance of the private road. [Section 3.9(J)(3), FCSR]
7. The applicant will dedicate a 15-foot bicycle/pedestrian easement on Lot 6 along the MT Highway 35 frontage. [Section 3.18(A), FCSR]
8. New electrical and telephone utilities will be extended underground to abut and be available to each lot, in accordance with a plan approved by the applicable utility providers. [Sections 3.17 & 3.18, FCSR]
9. The proposed water and septic treatment systems for the subdivision will be reviewed by the Flathead City-County Health Department and approved by the Montana Department of Environmental Quality. [3.14(A) and 3.15(A), FCSR]
10. The applicant will comply with reasonable fire suppression and access requirements of the Creston Fire District. A letter from the fire chief stating that an agreement has been made will be submitted with the application for Final Plat. [Section 3.20, FCSR]
11. The applicant will follow the procedures set forth by the Montana Department of Environmental Quality's Opencut Mining Program for reclamation, including overburden and topsoil replacement, minimum sloping standards and prevention of noxious weed transmission. A letter indicating these requirements have been met will be submitted with final plat application. [Title 82, Chapter 4, Part 4, Opencut Mining Act]
12. All areas disturbed during development of the subdivision will be re-vegetated in accordance with a plan approved by the Flathead County Weed Department. [7-22-2116 MCA and Section 3.12(J), FCSR]
13. The applicant shall furnish proof of a common mail delivery location approved by the local postmaster. [Section 3.22, FCSR]
14. The developer shall contact the Child Transportation Committee and, if required, provide and improve a location for the safe loading and unloading of students. [per Marcia Sheffels, Superintendent of Schools]
15. The following statements shall be placed on the face of the final plat applicable to all lots:
 - a. All addresses shall be visible from the road, and at the driveway entrance or on the house.

- b. All utilities shall be placed underground.
- c. This plat has not been reviewed or approved for individual sewer or water facilities.
- d. Lot owners should be aware they are living in a rural area of Flathead County and delayed response times may be experienced from emergency service providers.
- e. The property owners association or road users agreement will govern maintenance of the internal subdivision road. The road will be maintained, including necessary repairs, snow removal, and dust mitigation, to ensure safe all-weather travel for two-way traffic and to reduce negative impacts on air quality.
- f. Lot owners are bound by the soil disturbance and weed management plan to which the developer and the Flathead County Weed Department agreed.
- g. Only Class A or B fire rated roofing materials are allowed.
- h. Defensible Space Standards shall be incorporated around all primary structures.
- i. Lot owners are alerted to the presence of large and potentially dangerous wildlife in the area and are reminded that feeding big game is illegal. They are encouraged to contact the Montana Department of Fish, Wildlife, and Parks to obtain information on safely living near wildlife and minimizing habitat impact, including:
 - i. Dogs must be kept under owner control at all times.
 - ii. Residents must use bear-proof garbage containers.
 - iii. Remove obvious sources of food.
 - iv. Compost piles are prohibited unless secured by electrical fencing.
 - v. Pets should be fed indoors or food dishes brought in at night.
 - vi. Place bird feeders out of the reach of deer and other big game.
- j.

Waiver of Protest

 Participation in Special Improvement District
 [per County Resolution 503-M]

_____ (Owner) hereby waives any and all right to protest which it may have in regards to any attempt to be made by a local governmental entity, to initiate a Special Improvement District which includes _____ Subdivision, shown on the plat therefore, for any of the purposes related to roads, water facilities and systems, and sewer facilities and systems, set forth in Sections 7-12-2102 and 7-12-4102, M.C.A.; provided however that _____ understands that (he/she/it/they) retains the ability to object to the amount of assessment imposed as a result of the formation of a Special Improvement District, including the right to object on the basis that the property is not benefited by the Special Improvement District. _____ agrees that this covenant shall run to, with and be binding on the title of the real property described above and shall be binding on the heirs, assigns, successors in interest, purchasers, and any and all subsequent holders or owners of the real property shown on the subdivision plat for _____ Subdivision.

- 16. All required improvements shall be completed in place or a Subdivision Improvement Agreement, in accordance with Chapter 8 of the Flathead County Subdivision Regulations, shall be provided by the subdivider prior to final approval by the County Commissioners. [Chapter 8, FCSR]
- 17. The final plat shall be in substantial compliance with the plat and plans submitted for review, except as modified by these conditions. [Section 2.7(E), FCSR]
- 18. Preliminary plat approval is valid for three (3) years. [Section 2.5(D)(6), FCSR]
- 19. *The developer will approach the Flathead County Road Department regarding sharing expenses to pave Lindsey Lane from where the pavement ends to the access point of the subdivision. [FCPB, 10/19/05]*

FINAL PLAT: GLACIER HILLS, PHASE 2

[10:39:55 AM](#)

Members present:

Chairman Gary D. Hall
 Commissioner Robert W. Watne
 Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
 Clerk Kimberly Moser, Eric Giles, Jeff Harris, Erica Wirtala, Kirsten Holland, Jeff Harris

Giles reviewed the application submitted by Sands Surveying for preliminary plat approval of Glacier Hills Phase 2 Subdivision, which will create five residential lots. Preliminary plat approval was granted on December 13, 2004, subject to nine conditions. All conditions have been met.

Commissioner Watne made a **motion** to approve the final plat of Glacier Hills Phase 2 Subdivision. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

FINAL PLAT: STRONG ESTATES, LOT 1

[10:44:23 AM](#)

Members present:

Chairman Gary D. Hall
 Commissioner Robert W. Watne
 Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
 Clerk Kimberly Moser, Jeff Harris, Kirsten Holland, Eric Giles

Giles reviewed the application submitted by Paul J Stokes & Association Inc, for final plat approval of Strong Estates Amended Plat Lot 1, a two-lot residential subdivision. The subdivision is located approximately two miles southwest of Columbia Falls, approximately one-half mile west of Highway 2 East. Preliminary plat approval was granted on June 2, 2005 subject to 8 conditions. All conditions have been met. Staff recommends approval.

Commissioner Watne made a **motion** to approve the final plat of Strong Estates, Lot 1. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

11:00 A.M. Canvass City Election at the Election Department

TUESDAY, NOVEMBER 15, 2005

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Hall, Commissioners Watne and Brenneman, and Clerk Robinson were present.

9:00 a.m. Commissioner Brenneman to attend KOFI Talk.

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on Month 00, 2005.

WEDNESDAY, NOVEMBER 16, 2005

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Hall, Commissioners Watne and Brenneman, and Clerk Robinson were present.

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

MEETING W/ AL TRONSTAD RE: ROAD NAMING

[9:35:04 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman

Members absent:

Commissioner Robert W. Watne

Others present:

Clerk Kimberly Moser, Al Tronstad

Discussion was held relative to Al Tronstad speaking with the commissioners on a road naming issue that he has. There is a road that has his name for the road name and he would like to have it changed. He stated that the developers do not want to change the name of the road. He reviewed the names of the current property owners and their thoughts on changing the name of the road. Al also reviewed some of the potential names for the road. Commissioner Hall agreed to right up a form for Al Tronstad to present to the property owners.

FINAL PLAT: ASHLEY CREEK MEADOWS

[9:49:09 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman

Members absent:

Commissioner Robert W. Watne

Others present:

Clerk Kimberly Moser, Kirsten Holland, Traci Sears-Tull, Tom Sands, Erica Wirtala, Nathan Garber

Holland reviewed the application submitted by Nathan Garber for final plat approval of Ashley Creek Meadows Subdivision, which creates three residential lots. The site is located off Cobbler Village and Cobbler Way, west of Kalispell and accessed from US Highway 2. Preliminary plat approval for five multi family lots was approved on March 15, 2004 subject to nine conditions. The final plat shows three lots approved by the Montana Department of Environmental Quality. All conditions have been met.

Commissioner Brenneman made a **motion** to approve the final plat of Ashley Creek Meadows. Commissioner Hall **seconded** the motion. **Aye** – Hall and Brenneman. Motion carried by quorum.

MEETING W/ TOM SANDS / SANDS SURVEYING RE: RIVER PARK AT ASHLEY CREEK #2 CONDITIONS

[9:58:23 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman

Members absent:

Commissioner Robert W. Watne

Others present:

Clerk Kimberly Moser, Tom Sands, Erica Wirtala, Kirsten Holland, Traci Sears-Tull, Dan Henderson, Russell Swindall

Discussion was held relative to condition #1 on River Park at Ashley Creek #2 Subdivision. Tom stated that the original application submitted stated that no road would be needed so they went with that original plan. He stated that there is already a built road as the shared approach. He requested that they not have to rework this to county road standards.

Erica Wirtala reviewed the objections she had made to the commissioners during the preliminary plat meeting. She stated that condition #1 states that the road must be certified by an engineer and an engineer can not sign off on a road that is not to county road standards. She asked the commissioners to modify condition 1 to state that this would be a private driveway that does not need to be to county road standards.

Dan Henderson stated that this is just a shared approach and will access a private park and a private lot.

Tom Sands addressed the commissioner concern on future development.

Commissioner Brenneman made a **motion** to change condition one to state that the private shared access approach shall consist of a sixty foot right of way. Commissioner Hall **seconded** the motion. **Aye** – Hall and Brenneman. Motion carried by quorum.

AMENDED CONDITIONS

1. The private shared access approach will consist of a 60-foot right-of-way, ~~minimum 20-foot paved driving surface and be designed and certified by a licensed, professional engineer. [Section 3.9, Flathead County Subdivision Regulations]~~
 2. Roads and driveways will conform in all locations to maximum grade standards [Section 3.6(E) and 3.9, Table 2, FCSR]
 3. The applicant will receive physical addresses ~~and road names~~ in accordance with Flathead County Resolution #1626. The addresses and road names will appear on the final plat. [Section 3.9(I)(7), FCSR]
 4. ~~A road identification sign and stop sign will be installed at the intersection of the internal shared access and Lower Valley Road. [Section 3.9(I)(8), FCSR]~~
 5. The applicant will obtain and show proof of a completed approach permit from the (Montana Department of Transportation or Flathead County Road Department) for access onto Lower Valley Road, indicating the approach has been built and received final inspection. [Section 3.8(A), FCSR]
 6. ~~Lot owners within the subdivision will participate in a Road Users' Agreement or Property Owners Association for the internal subdivision road, which will require each property owner to bear his or her pro rata share for maintenance of the private road. [Section 3.9(J)(3), FCSR]~~
 7. The applicant will dedicate a 15-foot bicycle/pedestrian easement along Lower Valley Road frontage. [Section 3.18(A), FCSR]
 8. New electrical and telephone utilities will be extended underground to abut and be available to each lot, in accordance with a plan approved by the applicable utility providers. [Sections 3.17 & 3.18, FCSR]
 9. The proposed water and septic treatment systems for the subdivision will be reviewed by the Flathead City-County Health Department and approved by the Montana Department of Environmental Quality. [Section 3.14(A) and 3.15(A), FCSR]
 10. The applicant will comply with reasonable fire suppression and access requirements of the Somers Fire Department. A letter from the fire chief stating that an agreement has been made will be submitted with the application for Final Plat. [Section 3.20, FCSR]
 11. All areas disturbed during development of the subdivision will be re-vegetated in accordance with a plan approved by the Flathead County Weed Department. [7-22-2116 MCA and Section 3.12(J), FCSR]
 12. If required by the local postmaster, the developer will provide a common mailbox facility in accordance with the Flathead County Subdivision Regulations. [Section 3.22, FCSR]
 13. The developer shall contact the Child Transportation Committee and, if required, provide and improve a location for the safe loading and unloading of students. [Agency comment]
 14. The following statements will be placed on the face of the final plat applicable to all lots:
 - a. All addresses will be visible from the road, and at the driveway entrance or on the house.
 - b. All utilities will be placed underground.
 - c. Lot owners are notified they are living in a rural area of Flathead County and delayed response times may be experienced from emergency service providers.
 - d. No structures shall be located in the 100-year floodplain.
 - e. ~~The property owners association or road users' agreement will govern maintenance of the internal shared approach. The shared approach will be maintained, including necessary repairs, snow removal, and dust mitigation, to ensure safe all weather travel for two-way traffic and to reduce negative impacts on air quality.~~
 - f. Lot owners are bound by the soil disturbance and weed management plan to which the developer and the Flathead County Weed Department agreed.
 - g. Lot owners are alerted to the presence of large and potentially dangerous wildlife in the area and are reminded that feeding big game such as deer and bear is illegal in Montana. Lot owners are strongly encouraged to contact the Montana Department of Fish, Wildlife and Parks to obtain information on methods for safely living near wildlife and minimizing habitat impact. The following are required:
 - i. Dogs must be kept under owner control at all times, either leashed or confined.
 - ii. Bear-proof containers are required for refuse and feed for pets or livestock.
 - iii. Compost piles are prohibited unless secured by electrical fencing or otherwise enclosed.
 - iv. Pets must be fed indoors or food dishes must be brought in at night.
 - v. Bird feeders must be placed out of reach of deer, bear, and other large game.
 - h. Waiver of Protest
- Participation in Special Improvement District
[per County Resolution 503-M]
- _____ (Owner) hereby waives any and all right to protest which it may have in regards to any attempt to be made by a local governmental entity, to initiate a Special Improvement District which includes _____ Subdivision, shown on the plat therefore, for any of the purposes related to roads, water facilities and systems, and sewer facilities and systems, set forth in Sections 7-12-2102 and 7-12-4102, M.C.A.; provided however that _____ understands that (he/she/it/they) retains the ability to object to the amount of assessment imposed as a result of the formation of a Special Improvement District, including the right to object on the basis that the property is not benefited by the Special Improvement District. _____ agrees that this covenant shall run to, with and be binding on the title of the real property described above and shall be binding on the heirs, assigns, successors in interest, purchasers, and any and all subsequent holders or owners of the real property shown on the subdivision plat for _____ Subdivision.
15. All required improvements will be completed in place or a Subdivision Improvement Agreement, in accordance with Chapter 8 of the Flathead County Subdivision Regulations, will be provided by the subdivider prior to final approval by the County Commissioners. [Chapter 8, FCSR]

16. The portion of the park that is traversed by Ashley Creek must place a minimum width of 10 feet area that parallels the lines of Spring Creek in conservation easement or right of way for maintenance purposes. [Section 3.18(E), FCSR]
17. The area along the creek is a critical bank stabilization area. Removal of vegetation from the 10 foot width portion of property that parallels the lines of Spring Creek *shall* not be allowed. Any alteration to this area *shall* go through Flathead County Floodplain Permit Process and the Flathead County Conservation 310 Permit Process. [Agency Comment]
18. No development shall take place in the 100-year floodplain. [Agency Comment]
19. The final plat will be in substantial compliance with the plat and plans submitted for review, except as modified by these conditions. [Section 2.7(E), FCSR]
20. Preliminary plat approval is valid for three (3) years. [Section 2.5(D)(6), FCSR]

FINAL PLAT: DUNWOODY ACRES

[10:10:15 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman

Members absent:

Commissioner Robert W. Watne

Others present:

Clerk Kimberly Moser, Traci Sears-Tull, Vance Brash, Dan Henderson

Sears-Tull reviewed the application submitted by Vance L Brash for final plat approval of Dunwoody Acres Subdivision, which will create three residential lots. Preliminary plat approval was granted on August 12, 2004 subject to sixteen conditions. All conditions have been met.

Commissioner Brenneman questioned if the engineer would be responsible of the road failed.

Commissioner Brenneman made a **motion** to approve the final plat of Dunwoody Acres. Commissioner Hall **seconded** the motion. **Aye** – Hall and Brenneman. Motion carried by quorum.

PRELIMINARY PLAT: EAST MEADOW

[10:13:49 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman

Members absent:

Commissioner Robert W. Watne

Others present:

Clerk Kimberly Moser, Traci Sears-Tull, Dan Henderson

Sears-Tull reviewed the application submitted by San Corporation and Golden Meadows Properties for preliminary plat approval of East Meadow Subdivision, a minor subdivision that will create two single-family residential lots. The subdivision is located off of Runway Drive which can be accessed via Wishart Road, and is unzoned. There are 13 attached conditions.

Commissioner Hall questioned notification of the airport on upcoming subdivisions.

Commissioner Brenneman made a **motion** to adopt Staff Report FSR-05-61 as findings of fact. Commissioner Hall **seconded** the motion. **Aye** – Hall and Brenneman. Motion carried by quorum.

Commissioner Brenneman questioned if this could be the start of the chopping up of the lots in this area.

Commissioner Brenneman made a **motion** to approve the preliminary plat of East Meadow Subdivision. Commissioner Hall **seconded** the motion. **Aye** – Hall and Brenneman. Motion carried by quorum.

CONDITIONS

1. The subdivider shall receive physical addresses and road names in accordance with Flathead County Resolution #1626. The addresses and road names shall appear on the final plat. [Section 3.9(I)(7), FCSR]
2. The subdivider will obtain and show proof of a completed approach permit from the Flathead County Road Department for access onto the North Fork Flathead Highway, indicating the approach has been built and received final inspection. [Section 3.8(A), FCSR]
3. Lot owners within the subdivision will participate in a Road User's Agreement or Property Owners Association for the internal subdivision road, which will require each property owner to bear his or her pro-rata share for maintenance of the private road. [Section 3.9(J)(3), FCSR]
4. New electrical and telephone utilities shall be extended underground to abut and be available to each lot, in accordance with a plan approved by the applicable utility providers. [Sections 3.17 & 3.18, FCSR]
5. The subdivider will submit proof that all water, septic, and storm water drainage systems will be approved by the Flathead City-County Health Department and approved by the Montana Department of Environmental Quality. [Section 3.14(A) and 3.15(A), FCSR]
6. All areas disturbed during development of the subdivision will be re-vegetated in accordance with a plan approved by the Flathead County Weed Department. [7-22-2116 MCA and Section 3.12(J), FCSR]
7. If required by the local postmaster, the developer shall provide a common mailbox facility in accordance with the Flathead County Subdivision Regulations. [Section 3.22, FCSR]
8. The following statements shall be placed on the face of the final plat applicable to all lots:
 - a. All addresses will be visible from the road, and at the driveway entrance or on the house.

- b. All utilities will be extended underground.
- c. The property owners association or road users' agreement will govern maintenance of the internal subdivision road. The road will be maintained, including necessary repairs and snow removal to ensure safe all-weather travel for two-way traffic.
- d. Lot owners are bound by the soil disturbance and weed management plan to which the developer and the Flathead County Weed Department agreed.
- e. Waiver of Protest
Participation in Special Improvement District

_____ (Owner) hereby waives any and all right to protest which it may have in regards to any attempt to be made by a local governmental entity, to initiate a Special Improvement District which includes _____ Subdivision, shown on the plat therefore, for any of the purposes related to roads, water facilities and systems, and sewer facilities and systems, set forth in Sections 7-12-2102 and 7-12-4102, M.C.A.; provided however that _____ understands that (he/she/it/they) retains the ability to object to the amount of assessment imposed as a result of the formation of a Special Improvement District, including the right to object on the basis that the property is not benefited by the Special Improvement District. _____ agrees that this covenant shall run to, with and be binding on the title of the real property described above and shall be binding on the heirs, assigns, successors in interest, purchasers, and any and all subsequent holders or owners of the real property shown on the subdivision plat for _____ Subdivision.

- 9. All required improvements shall be completed in place or a Subdivision Improvement Agreement, in accordance with Chapter 8 of the Flathead County Subdivision Regulations, shall be provided by the subdivider prior to final approval by the County Commissioners. [Chapter 8, FCSR]
- 10. During construction of infrastructure improvements, no silt-laden water or excess shall flow to Trumble Creek. Erosion control measures are required and will be enforced. [Section 3.13, FCSR]
- 11. Alterations or fill to Trumble Creek should not be allowed. Any alterations or fill may require permits from the Army Corp. of Engineers, Conservation District and the Flathead County Planning & Zoning Office. [Agency Comment]
- 12. The final plat shall be in substantial compliance with the plat and plans submitted for review, except as modified by these conditions. [Section 2.7(E), FCSR]
- 13. Preliminary plat approval is valid for three (3) years. [Section 2.5(D)(6), FCSR]

DOCUMENT FOR SIGNATURE: CC&R WAIVER PAGE / SPOKLIE DRIVE SUBDIVISION

[10:50:35 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman

Members absent:

Commissioner Robert W. Watne

Others present:

Clerk Kimberly Moser

Commissioner Brenneman made a **motion** to approve the CC&R waiver page for the Spoklie Drive Subdivision. Commissioner Hall **seconded** the motion. **Aye** – Hall and Brenneman. Motion carried by quorum.

BUDGET AMENDMENTS

[10:51:26 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman

Members absent:

Commissioner Robert W. Watne

Others present:

Clerk Kimberly Moser, Laurel Raymond

Commissioner Brenneman made a **motion** to adopt Resolution 1904. Commissioner Hall **seconded** the motion. **Aye** – Hall and Brenneman. Motion carried by quorum.

**BUDGET AMENDMENT RESOLUTION
RESOLUTION NO. 1904**

WHEREAS, the Board of Commissioners has determined, and various department heads have requested and verified, that budget revisions between line items for Fiscal Year 2005-2006, are required, and;

WHEREAS, Section 7-6-4031, M.C.A. and Budget Resolution No. 1689, allow budget transfers to be made between items in the same fund.

NOW, THEREFORE, BE IT RESOLVED, that the attached list of transfers and revisions shall be made in the budget for Flathead County for Fiscal Year 2005-2006; and

BE IT FURTHER RESOLVED, that this Resolution and the attached list of transfers and revisions shall be entered into the minutes of the Board of Commissioners.

DATED this 16th day of November, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By: /s/Gary D. Hall
Gary D. Hall, Chairman

By: _____
Robert W. Watne, Member

By: /s/ Joseph D. Brenneman
Joseph D. Brenneman, Member

ATTEST:
Paula Robinson, Clerk

By: /s/ Kimberly Moser
Kimberly Moser, Deputy

COUNTY OF FLATHEAD

GENERAL JOURNAL VOUCHER
BUDGET AMENDMENT - FY06
RESOLUTION # 1904

VOUCHER
NO.: **0511-25**

DATE ISSUED:
DATE OF RECORD:

MCA 7-6-4006	ACCOUNTING COPY	"B" Entry		
Account Number	Description	Line	Debit General Ledger	Credit General Ledger
2300-0209-365000	Plum Creek Donation	1	\$ 5,000.00	
2300-172000	Plum Creek Donation	2		\$ 5,000.00
2300-242000	Plum Creek Donation	3	\$ 5,000.00	
2300-0209-420110-212	Plum Creek Donation	4		\$ 5,000.00
		5		
		6		
	To increase spending authority	7		
	in budget lines to account	8		
	for Plum Creek donation	9		
	received on A101-0511-31	10		
		11		
		12		
		13		
		14		
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		32		
		33		
		34		
		35		
	Total		\$ 10,000.00	\$ 10,000.00

Explanation:

by: Gary L Como, Finance
Approved by: Commissioners by Resolution

Commissioner Brenneman made a **motion** to adopt Resolution 1905. Commissioner Hall **seconded** the motion. **Aye** – Hall and Brenneman. Motion carried by quorum.

BUDGET AMENDMENT RESOLUTION
RESOLUTION NO. 1905

WHEREAS, the Board of Commissioners has determined, and various department heads have requested and verified, that budget revisions between line items for Fiscal Year 2005-2006, are required, and;

WHEREAS, Section 7-6-4031, M.C.A. and Budget Resolution No. 1689, allow budget transfers to be made between items in the same fund.

NOW, THEREFORE, BE IT RESOLVED, that the attached list of transfers and revisions shall be made in the budget for Flathead County for Fiscal Year 2005-2006; and

BE IT FURTHER RESOLVED, that this Resolution and the attached list of transfers and revisions shall be entered into the minutes of the Board of Commissioners.

DATED this 16th day of November, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By: /s/Gary D. Hall
Gary D. Hall, Chairman

By: _____
Robert W. Watne, Member

By: /s/Joseph D. Brenneman
Joseph D. Brenneman, Member

ATTEST:
Paula Robinson, Clerk

By: /s/Kimberly Moser
Kimberly Moser, Deputy

COUNTY OF FLATHEAD

GENERAL JOURNAL VOUCHER
BUDGET AMENDMENT - FY06
RESOLUTION # 1905

VOUCHER
NO.: 0511-26

DATE ISSUED:
DATE OF RECORD:

Account Number	Description	Line	Debit General Ledger	Credit General Ledger
MCA 7-6-4006	ACCOUNTING COPY	"B" Entry		
2933-0190-331152	Step DUI/Seatbelts	1	\$ 16,500.00	
2933-172000	Revenue Control	2		\$ 16,500.00
		3		
2933-0190-420150-120	Overtime	4		\$ 6,200.00
2933-0190-420150-141	Unemployment	5		\$ 15.00
2933-0190-420150-142	Work Comp	6		\$ 247.00
2933-0190-420150-143	Health Insurance	7		\$ 223.00
2933-0190-420150-144	FICA	8		\$ 384.00
2933-0190-420150-146	Sheriff's Retirement	9		\$ 591.00
2933-0190-420150-147	Medicare	10		\$ 90.00
2933-0190-420150-231	Fuel	11		\$ 500.00
		12		
2933-0190-420190-120	Overtime	13		\$ 6,200.00
2933-0190-420190-141	Unemployment	14		\$ 15.00
2933-0190-420190-142	Work Comp	15		\$ 247.00
2933-0190-420190-143	Health Insurance	16		\$ 223.00
2933-0190-420190-144	FICA	17		\$ 384.00
2933-0190-420190-146	Sheriff's Retirement	18		\$ 591.00
2933-0190-420190-147	Medicare	19		\$ 90.00
2933-0190-420190-231	Fuel	20		\$ 500.00
2933-242000	Expense Control	21	\$ 16,500.00	
		22		
		23		
	To establish budget for	24		
	additional funding due on	25		
	approved federal grant	26		
		27		
		28		
		29		
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		32		
		33		
		34		
		35		
	Total		\$ 33,000.00	\$ 33,000.00

Explanation:

by: Gary L Como, Finance

Approved by: Commissioners by Resolution

CONSIDERATION OF ADOPTION OF RESOLUTION: ALLOW BUDGET ADJUSTMENTS FOR HAZARDOUS MATERIALS, FUND #2398

[10:53:25 AM](#)

Members present:
Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Members absent:
Commissioner Robert W. Watne
Others present:
Clerk Kimberly Moser, Laurel Raymond

Laurel Raymond reviewed the purpose of the resolution.

Commissioner Brenneman made a **motion** to adopt Resolution 1906. Commissioner Hall **seconded** the motion. **Aye** – Hall and Brenneman. Motion carried by quorum.

RESOLUTION NO. 1906

WHEREAS, Section 7-6-4030(2) M.C.A. requires that the Board of County Commissioners, by resolution, approve and adopt the budget for each fiscal year;

WHEREAS, the Board of Commissioners adopted Resolution No. 1885, on September 14, 2005, approving and adopting a budget for the fiscal year ending June 30, 2006;

WHEREAS, Section 7-6-4012, M.C.A., allows for adjustments to appropriations funded by fees throughout the budget period; and

WHEREAS, the Board of Commissioners has determined that the final budget resolution should be amended to allow the County Administrative Officer to approve budget adjustments for Fund 2398 due to the collection of Hazmat Containment Revenue.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners for Flathead County does hereby amend the final budget resolution for Flathead County for the fiscal year ending June 30, 2006, to allow, pursuant to the provisions of Section 7-6-4012(1)(b), M.C.A., the County Administrative Officer to adjust the budget for Fund 2398 when the County collects fees for the collection and/or disposal of hazardous materials, in order that funds so collected can be reallocated and used on an ongoing basis for the collection and/or disposal of hazardous materials.

APPROVED AND ADOPTED this 16 day of November, 2005.

BOARD OF COMMISSIONERS
Flathead County, Montana

By: /s/Gary D. Hall
Gary D. Hall, Chairman

By: /s/Joseph D. Brenneman
Joseph D. Brenneman, Member

ATTEST:
Paula Robinson, Clerk

By: _____
Robert W. Watne, Member

By: /s/Kimberly Moser
Deputy

11:00 a.m. County Attorney meeting at the County Attorney's Office
11:30 a.m. Long Range Planning Task Force Outreach Committee meeting at the Earl Bennett Building
12:00 p.m. Commissioner Brenneman to attend DUI Task Force meeting at The Summit
Mike Pence to attend the Impact Fees Workshop at MACo in Helena

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on November 17, 2005.

THURSDAY, NOVEMBER 17, 2005

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Hall, Commissioners Watne and Brenneman, and Clerk Robinson were present.

2:00 p.m. Health Board meeting at the Earl Bennett Building
4:00 p.m. Commissioner Brenneman to attend CDC Board Retreat at Northern Lutheran Church (till 8)
7:00 p.m. Fair Board meeting at the Fair Office

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on November 18, 2005.

FRIDAY, NOVEMBER 18, 2005

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Hall, Commissioners Watne and Brenneman, 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 November 21, 2005.