
MONDAY, NOVEMBER 17, 2008

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

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

MONTHLY MEETING W/ JIM ATKINSON, AOA

[9:05:46 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, AOA Director Jim Atkinson, Eagle Transit Director David Polansky, Clerk Kile

Atkinson reported 6,800 meals were served in October 2008 compared to 6,229 in 2007 with an average of 40 more meals served per day in 2008. He then spoke about concerns in regards to possible loss of funding. He also noted candy sales with RSVP have begun again with additional items being sold this year.

Discussion was held relative to the annual "Christmas at our House Dinner" that will be held at the Armory and transportation that will be provided by Eagle Transit.

David Polansky reported they have a \$70,000.00 matching grant that he is checking into in regards to what the counties responsibility is for receiving it.

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

[9:30:31 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Interim OES Director Cindy Mullaney, Fire Services Area Manager Lincoln Chute, Clerk Kile

Mullaney reported one of the NIMS requirements is to have a joint information system in regards to public information responsibilities and a meeting will be held for those involved to develop those procedures. She then noted work is continuing on the PDM Plan, the Incident Management Team is still meeting monthly and a fleet mapping session will be held in Montana.

Chute reported inventory is still being worked on and is close to being completed. Also noted were additional work responsibilities in regards to a 72 lot subdivision outside of a fire district in the Bitterroot Lake area.

Discussion was held relative to fire drops, conversion of an unused fire truck, concerns in regards to schedules that have been set and bills that are being received that are not following the set guidelines.

COS REVIEW: TAYLOR

[10:02:35 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Planner Dianna Broadie, Alan Taylor, Deana Taylor, Sarah Arrigoni, Clerk Kile

Broadie reviewed the request by Deana K. Taylor to split a 10.8 acre parcel located between Hwy 206 and Mooring Road north of Tavern Lane into the following:

- Parcel 1 1.90 acres to be retained by Deanna Taylor
- Parcel 2 1.26 acres to be transferred to James Taylor
- Parcel 3 1.26 acres to be transferred to Christopher Taylor (son)
- Parcel 4 1.26 acres to be transferred to Jennifer Taylor (daughter)
- Parcel 5 4.72 acres to be transferred to Alan Taylor (husband)

Discussion was held relative to an access road in which Sarah Arrigoni stated there will be a 30 foot easement placed on the property for utilities.

Commissioner Brenneman questioned the applicant in regards to Resolution 509D and asked what the purpose of the transfer is.

Alan Taylor said the transfer was for properties for the children to build homes in the future.

Commissioner Brenneman then asked why Deana Taylor was giving a lot back to her husband.

Deana Taylor replied that it would be used if something was to happen and they were to need financial aid.

Alan Taylor stated that it was not attached to their living area.

MONDAY, NOVEMBER 17, 2008
(Continued)

Chairman Hall said he was uncomfortable with this being 5 lots.

Commissioner Lauman stated that he too was uncomfortable and has concerns with emergency vehicles being able to get there on a 20 foot right-of-way.

Commissioner Brenneman added that it appears to be an evasion and that he cannot support it; it appears to be a pattern of development with the fact it was QCD from the husband to the wife and now the wife is giving a parcel back to the husband, and appears to be for the benefit of the grantor by using the grantee as a straw person.

Commissioner Brenneman made a **motion** to deny the family transfer. Commissioner Lauman **seconded** the motion. **Aye** - Hall, Brenneman and Lauman. Motion carried unanimously.

Commissioner Brenneman stated there are other ways to subdivide if you can get adequate access and do a minor subdivision.

DOCUMENT FOR SIGNATURE: CITIES-COUNTY MOU EQUIPMENT GRANT FOR 911 EMERGENCY COORDINATION CENTER

[10:16:41 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Deputy County Attorney Jonathan Smith, Grant Writer Debbie Pierson, Clerk Kile

Pierson reported the MOU is to be signed for the AFG grant for the Kalispell Fire Department. She noted that the Kalispell Fire Department will maintain ownership of the equipment for the three year grant cycle and after that time ownership will be turned over to the 911 Center.

Discussion was held relative to the 911 Administrative/ Consolidation Board.

Commissioner Brenneman made a **motion** to approve the MOU and authorized the chairman to sign. Commissioner Lauman **seconded** the motion. **Aye** - Hall, Brenneman and Lauman. Motion carried unanimously.

BUDGET AMENDMENT: FINANCE

[10:19:33 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Deputy County Attorney Jonathan Smith, Finance Comptroller Joe Garza, Clerk Kile

Garza reviewed the budget amendment that will clean up fiscal year 2008.

Commissioner Lauman made a **motion** to approve budget amendment Resolution 2176. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Brenneman and Lauman. Motion carried unanimously.

BUDGET AMENDMENT RESOLUTION NO. 2176

WHEREAS, the Board of Commissioners has determined, and various department heads have requested and verified, that budget revisions between line items for Fiscal Year 2008-2009, 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 2007-2008; 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 17th day of November 2008.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

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

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

ATTEST:
Paula Robinson, Clerk

By/s/Diana Kile
Diana Kile, Deputy

MONDAY, NOVEMBER 17, 2008
(Continued)

DATE OF ISSUE:		9/29/2008		BUDGET ENTRY		VOUCHER NO:	
DATE OF RECORD:				RES. 2176		Entered by:	
Fund	Dept	ACTIVITY	OBJECT	ACCOUNT DESC	DEBIT	CREDIT	
5410	0220	521000	821	Transfer to		200,000.00	
5410		242000			200,000.00		
1000	0214	410600	229	Other Operation Sup		13,000.00	
1000	0217	440600	398	Other Contracted Serv		73,000.00	
1000	0221	420600	398	Other Contracted Serv		54,000.00	
1000		242000			140,000.00		
2110	0218	430240	900	Capital Outlay		520,000.00	
2110		242000			520,000.00		
2160	0238	521000	820	Transfer to		105,000.00	
2160		242000			105,000.00		
2200	0227	440700	222	Chem/Lab/Medical Supplies		27,000.00	
2200		242000			27,000.00		
2211	0259	460430	932	Cap Out/Parks Facilities		10,500.00	
2211		242000			10,500.00		
2272	0222	440110	212	Small Item Equip		3,000.00	
2272		242000			3,000.00		
2340	0236	411680	215	Comp Equip/Sftwr/Hrdwr/Supp/Up		1,800.00	
2340		242000			1,800.00		
2360	0258	460450	398	Other Contracted Serv		10,000.00	
2360		242000			10,000.00		
2391	0201	420400	397	Contracted Serv		17,000.00	
2391		242000			17,000.00		
2394	0204	420150	212	Small Item Equip		27,000.00	
2394	0204	420150	397	Contracted Serv		41,000.00	
2394		242000			68,000.00		
2932	0209	420110	370	Travel		150.00	
2932		242000			150.00		
2982	0190	450321	398	Other Contracted Serv		20,500.00	
2982		242000			20,500.00		
2985	0741	450320	305	Operating Exp		11,000.00	
2985		242000			11,000.00		
2988	0190	450310	398	Other Contracted Serv		32,000.00	
2988		242000			32,000.00		
5430	0220	521000	820	Transfer to		84,000.00	
5430		242000			84,000.00		
7055	0248	460110	229	Library Materials		7,500.00	
7055		242000			7,500.00		
8050	0200	500600	351	Med/Dent/Pharmacy		915,000.00	
8050		242000			915,000.00		
2846	0246	334024		Tally Lk Tansy Ragwort Project	11,838.59		
2846		172000				11,838.59	
2846	0246	431100	398	Other Contracted Serv		11,838.59	
2846		242000			11,838.59		
2939		360000		Misc Rev	39,722.30		
2939		172000				39,722.30	
2939	0190	410513	336	Recognition		278.74	
2939	0190	410513	337	Advertising		612.12	
2939	0190	410513	354	Architectural, Engineering, Land		34,476.08	
2939	0190	410513	397	Contracted Serv		2,682.25	
2939	0190	410513	530	Rentals		50.00	
2939		242000			38,099.19		
3536	0200	490300	620	Interest		500.00	
3536		242000			500.00		
3540	0200	490300	630	Bank Charges		200.00	
3540		242000			200.00		
3541	0200	490300	630	Bank Charges		250.00	
3541		242000			250.00		
3542	0200	490300	620	Interest		1,500.00	
3542		242000			1,500.00		
4009	0209	420110	900	Capital Outlay		3,000.00	
4009		242000			3,000.00		
4017	0244	410581	215	Comp Equip/Stfwr/Hdwr/Supplies		12,500.00	
4017		242000			12,500.00		
2989	0214	410601	380	Training Services		1,655.07	
2989	0214	410606	357	Prof Serv		20.00	
2989	0214	410607	357	Prof Serv		40.00	
2989	0214	410611	357	Prof Serv		5,000.00	
2989	0214	410619	357	Prof Serv		160.00	
2989	0214	410623	357	Prof Serv		140.00	
2989	0214	410624	357	Prof Serv		5,000.00	
2989	0214	410626	357	Prof Serv		5,000.00	

2989		242000			17,015.07	
2902	0201	420740	900	Capital Outlay		56,000.00
2902		242000			56,000.00	
2912	0191	420342	397	Contracted Serv		13,000.00
2912		242000			13,000.00	
2913	0264	420300	398	Other Contracted Services		5,113.84
2913		242000			5,113.84	
2952	0201	430235	933	Cap Out-Bike Path		76,445.51
2952		242000			76,445.51	
2955	0201	430235	933	Cap Out-Bike Path		14,320.09
2955		242000			14,320.09	
2994	0201	430235	357	Prof Serv		5,716.39
2994		242000			5,716.39	
3530	0200	490300	610	Principal		42,070.00
3530		242000			42,070.00	
3539	0200	490300	630	Bank Charges		93.36
3539		242000			93.36	
4005	0217	440600	900	Capital Outlay		18,461.00
4005		242000			18,461.00	
4008	0238	460210	921	C/O Bldgs		127,376.85
4008		242000			127,376.85	
4242	0200	381070		Proceeds Frm Notes/Loans/Inter	186,665.73	
4242		172000				186,665.73
4242	0200	490300	354	Architectural, Engineering, Land		30,012.00
4242	0200	490300	357	Prof Serv		156,653.33
4242		242000			186,665.33	
Explanation					3,040,841.84	3,040,841.84

Garza reviewed the emergency services loan agreement to bring OES out of the red. He then noted OES will pay back the general fund.

Commissioner Brenneman made a **motion** to approve budget amendment 2175. Commissioner Lauman **seconded** the motion. **Aye** - Hall, Brenneman and Lauman. Motion carried unanimously.

BUDGET AMENDMENT RESOLUTION NO. 2175

WHEREAS, the Board of Commissioners has determined, and various department heads have requested and verified, that budget revisions between line items for Fiscal Year 2008-2009, 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 2007-2008; 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 17th day of November 2008.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

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

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

ATTEST:
Paula Robinson, Clerk

By/s/Diana Kile
Diana Kile, Deputy

DATE OF ISSUE:		9/30/2008		BUDGET ENTRY		VOUCHER NO:	
DATE OF RECORD:				RES 2175		Entered by:	
Fund	Dept	ACTIVITY	OBJECT	ACCOUNT DESC	DEBIT	CREDIT	
2260	0201	420601	110	Salaries		11,739.59	
2260	0201	420601	120	Overtime		174.11	
2260	0201	420601	144	FICA		10.79	
2260	0201	420601	145	PERS		12.15	
2260	0201	420601	147	Medicare Tax		2.52	
2260	0201	420601	229	Other Operation Supplies		206.73	

2260	0201	420607	110	Salaries		1,346.05
2260	0201	420608	110	Salaries		8,303.89
2260	0201	420608	112	Temp Salaries		105.92
2260	0201	420608	120	Overtime		6,506.36
2260	0201	420608	141	Unemployment		33.28
2260	0201	420608	142	Industrial Accident		558.10
2260	0201	420608	144	FICA		843.96
2260	0201	420608	145	PERS		79.58
2260	0201	420608	147	Medicare Tax		197.35
2260	0201	420608	312	Freight Truck Charges		10,536.55
2260	0201	420608	378	Travel		266.94
2260	0201	420609	110	Salaries		45,035.38
2260	0201	420609	120	Overtime		42,359.12
2260	0201	420609	141	Unemployment		388.80
2260	0201	420609	142	Industrial Accident		6,340.78
2260	0201	420609	143	Health Insurance		73.88
2260	0201	420609	144	FICA		5,369.78
2260	0201	420609	145	PERS		606.77
2260	0201	420609	146	Sheriff's Retirement		363.34
2260	0201	420609	147	Medicare Tax		1,255.87
2260	0201	420609	229	Other Operation Supplies		14,969.38
2260	0201	420609	231	Gas Oil Diesel		321.00
2260	0201	420609	312	Freight Truck Charges		99,325.42
2260	0201	420609	378	Travel		2,953.89
2260	0201	420609	398	Other Contracted Services		7,098.77
2260	0201	420611	110	Salaries		21,381.84
2260	0201	420611	120	Overtime		13,883.69
2260	0201	420611	141	Unemployment		183.70
2260	0201	420611	142	Industrial Accident		2,984.77
2260	0201	420611	143	Health Insurance		85.19
2260	0201	420611	144	FICA		2,181.71
2260	0201	420611	145	PERS		132.40
2260	0201	420611	146	Sheriff's Retirement		104.63
2260	0201	420611	147	Medicare Tax		510.17
2260	0201	420611	312	Freight Truck Charges		52,000.62
2260	0201	420611	378	Travel		1,651.78
2260	0201	420611	398	Other Contracted Services		6,577.42
2260	0201	420612	110	Salaries		66,854.03
2260	0201	420612	112	Temp Salaries		291.28
2260	0201	420612	120	Overtime		5,868.53
2260	0201	420612	141	Unemployment		215.27
2260	0201	420612	142	Industrial Accident		3,848.46
2260	0201	420612	143	Health Insurance		115.10
2260	0201	420612	144	FICA		4,286.87
2260	0201	420612	145	PERS		115.38
2260	0201	420612	147	Medicare Tax		1,002.55
2260	0201	420612	150	Life Insurance		0.52
2260	0201	420612	229	Other Operation Supplies		91.92
2260	0201	420612	312	Freight Truck Charges		46,307.75
2260	0201	420612	378	Travel		255.59
2260	0201	420612	398	Other Contracted Services		430.00
2260	0201	420601	301	Budget Amendment Holding	269,950.00	
2260		242000			228,797.22	
Explanation						498,747.22
						498,747.22

MONDAY, NOVEMBER 17, 2008
(Continued)

DOCUMENT FOR SIGNATURE: LOAN DOCUMENT/ 3RD FLOOR EARL BENNETT BLDG.

[10:25:28 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Deputy County Attorney Jonathan Smith, Linda Crimmins, Clerk Kile

Smith reported he reviewed the closing documents for the 1.2 million dollar loan from Glacier Bank to the Health Board.

The following documents were approved for signatures:

- o Closing Instructions to the Title Company
- o Commercial Loan Application
- o Commercial Certificate
- o Disbursement Request and Authorization
- o Promissory Note for 1.2 Million
- o Deed of Trust
- o Hazardous Substance and Indemnity Agreement
- o Notice of Insurance Requirements on Building
- o Agreement to Provide Insurance

Commissioner Brenneman made a **motion** to approve the signature of the closing documents for the Health Department Building. Commissioner Lauman **seconded** the motion. **Aye** - Hall, Brenneman and Lauman. Motion carried unanimously.

MEETING W/ LORI WOODS/ PLUM CREEK RE: UPDATE

[10:32:54 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Lori Woods, Clerk Kile

Lori Woods reviewed the discussion points the commission had during the last meeting with Plum Creek and the Forest Service in regards to proposed amendments to easement agreements on Forest Service roads.

Also presented was a GAO report which is information in regards to the history, laws involved and unresolved concerns in the granting of the easements.

MEETING W/ DISTRICT COURT JUDGES & BONNIE OLSON RE: PROPOSED LEGISLATION FOR NEW JUDGE

[11:01:46 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Deputy County Attorney Jonathan Smith, Assistant Deputy County Attorney Tara Fugina, Office Administrator Bonnie Olson, District Court Judge Ted Lympus, District Court Judge Kitty Curtis, Clerk Kile

Olson stated a MOU was drafted by MACo in regards to hiring five additional judges across the State of Montana. She then asked the commission if they were still supportive of them hiring an additional judge and renovating office space to make preparations for when the funding is authorized.

Discussion was held relative to the duties of a Standing Master which are similar to those of a Magistrate who can oversee arraignments and hearings in family law cases.

Judge Curtis stated that if they still don't have a judge in 2012 they would like to at least have a Standing Master to be able to help out.

General discussion continued in regards to the advantages of an additional judge.

BOARD APPOINTMENT: HUNGRY HORSE FIRE DISTRICT

[11:31:55 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Clerk Kile

Commissioner Lauman made a **motion** to appoint Ron Millward to the Hungry Horse Fire District. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Brenneman and Lauman. Motion carried unanimously.

MONDAY, NOVEMBER 17, 2008
(Continued)

AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: TAX INCENTIVE REQUEST/ TOTAL LABEL USA

[11:33:49 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Deputy County Attorney Jonathan Smith, Clerk Kile

Commissioner Brenneman made a **motion** to authorize publication of the Notice of Public Hearing for a tax incentive request from Total Label USA and authorized the chairman to sign. Commissioner Lauman **seconded** the motion. **Aye** - Hall, Brenneman and Lauman. Motion carried unanimously.

NOTICE OF PUBLIC HEARING

The Board of Commissioners of Flathead County, Montana, hereby gives notice, pursuant to Sections 15-24-1402 and 76-15-103, M.C.A., that it will hold a public hearing to consider the application of Total Label USA, LLC, located at 500 Label Lane in Whitefish, Montana, seeking the application of tax reducing benefits for the additional \$152,000 worth of new equipment and improvements added to the current facility. If the application is granted, the increased value will be taxed at fifty percent of its taxable value in the first five years after approval; in each year thereafter, the percentage will be increased by 10 percent until the full taxable value is attained in the tenth year.

The public hearing will be held on the **8th day of December, 2008, at 10:00 o'clock a.m.**, in the Office of the Board of Commissioners of Flathead County, Montana, Courthouse, West Annex, 800 South Main Street, Kalispell, Montana. At the public hearing, the Board of Commissioners will give members of the public an opportunity to be heard regarding the application for tax reduction of the Total Label USA, LLC facility.

DATED this 17th day of November, 2008.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

ATTEST:

Paula Robinson, Clerk

By/s/Diana Kile

Diana Kile, Deputy

Publish on November 20 and December 4, 2008.

CONSIDERATION OF PRINTING BIDS: HEALTH DEPT.

[11:34:23 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Clerk Kile

Commissioner Brenneman made a **motion** to award the print bid to Great Northern Printing in the amount of \$94.85 for business cards for the Health Department. Commissioner Lauman **seconded** the motion. **Aye** - Hall, Brenneman and Lauman. Motion carried unanimously.

Commissioner Lauman made a **motion** to award the print bid to North Star Printing in the amount of \$ 74.00 for immunization cards for the Health Department. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Brenneman and Lauman. Motion carried unanimously.

Commissioner Brenneman made a **motion** to award the print bid to Insty Prints in the amount of \$211.10 for receipt books for the Health Department. Commissioner Lauman **seconded** the motion. **Aye** - Hall, Brenneman and Lauman. Motion carried unanimously.

MEETING W/ RON THIBERT/ TURF CLUB RE: HORSE RACING AT FAIRGROUNDS

[11:37:25 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Ron Thibert, Butch Woolard, Mayre Flowers, Clerk Kile

Ron Thibert with All Breed Turf Club stated we are missing the boat by not allowing horse racing at the Fairgrounds. He then said we have a lot of race horse people in the valley who would like to race with the straightway track being one of the best in the state.

Chairman Hall stated they rely heavily on recommendations from boards and the Fair Board made the decision to not apply for race dates and they are following the recommendation received from the Fair Board. He further stated that as stewards of taxpayer's dollars they will not subsidize horse racing.

MONDAY, NOVEMBER 17, 2008
(Continued)

Commissioner Brenneman noted another issue is liability insurance.

General discussion continued in regards to horse racing and why people attend the fair.

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on November 18, 2008.

TUESDAY, NOVEMBER 18, 2008

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

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

MONTHLY MEETING W/ DEBBIE PIERSON, GRANT WRITER

[9:21:05 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Grant Writer Debbie Pierson, Clerk Kile

Pierson reported the AFG Grant (Assistant to Firefighters Grant) was received for \$732,000.00 for a CAD system with the appropriation being to improve emergency communication; \$183,000.00 will come from the 911 Board with the total being over one million towards CAD. She then noted it is to be purchased and operational by August 2009 and an extension will be asked for. Pierson then reported the Ranch Water CDBG Grant has been closed out and the Bigfork Stormwater Grant is moving along with TCEP ranking them 45 out of 65. Also noted was the Kalispell Feed & Grain property assessment was received back and additional testing is being suggested so the Brown Field Grant has not been pursued yet.

MONTHLY MEETING W/ MONICA EISENZIMER, ELECTION DEPT.

[9:40:59 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Clerk & Recorder Paula Robinson, Recording & Election's Manager Monica Eisenzimer, Clerk Kile

Eisenzimer reported Craig Witte has requested a re-count for House District 8 which will be done on Tuesday, November 25, 2008. She then noted fire department and school elections will be coming up next.

Discussion was held relative to consolidating more polling locations at the Fairgrounds.

Robinson stated that now that the general election is over there are additional security cameras available. The Clerk and Recorder's Office will keep three of the cameras which will free up six, the I.T. Department and Treasurer's Office will each take two cameras which will leave two extra which were offered to the Commissioners for their office. The Commissioners all agreed it was a good idea.

DOCUMENT FOR SIGNATURE: QUIT CLAIM DEEDS/ ROADS TO CITY OF KALISPELL

[9:49:12 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Deputy County Attorney Peter Steele, Public Works Director David Prunty, Road & Bridge Director Guy Foy, Clerk Kile

Steele explained he had 7 Quit Claim Deeds to be signed.

Commissioner Brenneman inquired about the 911 Centers \$70,000.00 city impact/hook-up fees. He then suggested delaying this while preparing the budget and offer to maintain these roads for an additional year.

Prunty said if they were directed to maintain the roads for an additional year they could do so.

General discussion was held relative to quit claim deeding roads to the City of Kalispell.

Commissioner Lauman made a **motion** to approve the Quit Claim Deeds to the City of Kalispell and authorized the chairman to sign. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Brenneman and Lauman. Motion carried unanimously.

TUESDAY, NOVEMBER 18, 2008
(Continued)

CONSIDERATION OF HR TRANSMITTAL: PUBLIC SAFETY SYSTEMS ADMINISTRATOR 911 & FRONT OFFICE POSITION/ SHERIFF'S OFFICE

[10:00:35 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, HR Director Raeann Campbell, Clerk Kile

Discussion was held in regards to a new budgeted position for a Public Safety Systems Administrator for 911.

Commissioner Brenneman made a **motion** to approve the HR Transmittal Form for a new budgeted position for the Public Safety Systems Administrator for 911 and authorized the chairman to sign. Commissioner Lauman **seconded** the motion. **Aye** - Hall, Brenneman and Lauman. Motion carried unanimously.

Commissioner Lauman made a **motion** to approve the classification of a new position and job description for a Systems Administrator for 911. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Brenneman and Lauman. Motion carried unanimously.

Commissioner Brenneman made a **motion** to approve the updated job description for the front office/Sheriff's Office. Commissioner Lauman **seconded** the motion. **Aye** - Hall, Brenneman and Lauman. Motion carried unanimously.

MEETING W/ ALLEGIANCE & RAEANN CAMPBELL, HUMAN RESOURCE OFFICE

[10:04:34 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Deputy County Attorney Jonathan Smith, HR Director Raeann Campbell, Aaron Bay, Stephanie Randall, Clerk Kile

A proposed wellness program was presented to the commission from Allegiance Insurance in which the following proposal is being proposed. If the employee (and spouse if covered under the plan) elect to participate in the annual blood draw and health risk assessment, they will buy down their deductible to the current level.

<u>Current Annual Deductible:</u>		<u>Proposed Increase</u>	
Employee	\$300	Employee	\$500
Employee + dependent	\$600	Employee + dependent	\$1,000
Employee + 2 or more dependents	\$900	Employee + 2 or more dependents	\$1,500

Aaron Bay then presented a power point presentation of the wellness program and the benefits of it, in which he explained the three different programs that are being proposed.

CONSIDERATION OF SIA EXTENSION: MILL CREEK, PHASES 1 & 2

[10:47:21 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Clerk Kile

Commissioner Brenneman made a **motion** to release the old collateral (\$294,846.44) for Mill Creek, Phase 1 & 2 and to accept the new amount (\$4,062.50) of collateral for Phase 1 & 2. Commissioner Lauman **seconded** the motion. **Aye** - Hall, Brenneman and Lauman. Motion carried unanimously.

11:00 a.m. County Attorney meeting @ Co. Atty's Office
5:00 p.m. Commissioner Lauman: Refuse Board meeting @ Solid Waste District Office

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on November 19, 2008.

WEDNESDAY, NOVEMBER 19, 2008

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

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

WEDNESDAY, NOVEMBER 19, 2008
(Continued)

AUTHORIZATION TO PUBLISH CALL FOR BIDS: LEGAL ADVERTISING 2009

[9:34:38 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Clerk Kile

Commissioner Lauman made a **motion** to authorize the publication of Call for Bids for Legal Advertising for 2009. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Brenneman and Lauman. Motion carried unanimously.

CALL FOR BIDS

Notice is hereby given that the Board of County Commissioners of Flathead County, Montana will receive bids on Legal Advertising.

Bids are to be submitted on percentage of Code prices as outlined in the Montana Code Annotated, Section 7-5-2401, et seq., and the Administrative Rules of Montana, Section 2.67.301, et seq. Bidders shall bid by section.

Each bidder must deposit with their bid, a bid security in the amount of One Thousand Dollars (\$1,000.00) to secure the bidder's express covenant that if the bidder is awarded the contract, the bidder will, within ten (10) days, enter into a formal contract for the provision of Legal Advertising. 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 a signed contract, which will be for a term of one (1) year, commencing January 1, 2009, and terminating December 31, 2009. The successful bidder will be required to furnish a bond in the amount of Two Thousand Dollars (\$2,000.00) signed by sufficient sureties, to secure the contractor's covenant to faithfully perform all of the conditions of the contract in accordance with the law and that contract.

All sealed bids, plainly marked "**SEALED BID - LEGAL ADVERTISING**" must be in the hands of the County Clerk and Recorder, 800 South Main Street, Kalispell, Montana 59901, at or before 5:00 o'clock p.m. on December 5, 2008. Bids will be opened and read at 9:30 o'clock a.m. on December 8, 2008, in the Commissioners' Office at the Courthouse, West Annex, 800 South Main Street, Kalispell, Montana.

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. Preference will be given to bidders who will receive legal advertising text via electronic transmission.

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 County Clerk and Recorder.

DATED this 19th day of November, 2008.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

ATTEST:
Paula Robinson, Clerk

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

By/s/Diana Kile
Diana Kile, Deputy

Publish on November 24 and December 1, 2008.

MONTHLY MEETING W/ DAVID PRUNTY, SOLID WASTE DISTRICT

[9:33:31 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Public Works Director David Prunty, Solid Waste Director Jim Chilcote, Clerk Kile

Prunty reported the Solid Waste Board authorized the purchase of an environmental liability insurance policy for Solid Waste at the cost of \$72,365.00 for a three year policy. He then noted the Marion/Kila container site consolidation is still moving forward near the junction of Ashley Lake Road and Hwy 2 West and the Flathead Electric Landfill Gas to Energy Project is looking at a spring start up date. Also stated were the refuse trucks hauled less and the landfill received less tonnage in September 2008 compared to September 2007.

Discussion was held relative to the long range strategic plan for the landfill site that is being prepared and septage waste.

WEDNESDAY, NOVEMBER 19, 2008
(Continued)

MEETING W/ GARY WINSHIP & JENNIFER NELSON/ MWED

10:05:02 AM

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Jennifer Nelson, Gary Winship, Clerk Kile

Gary Winship introduced Jennifer Nelson the new district representative for Montana West Economic Development for Lake, Sanders, Flathead and Lincoln Counties. She explained she will be taking a regional approach to economic development and discussed grants available.

CONTINUATION OF CONSIDERATION OF ADOPTION OF RESOLUTION: SUBDIVISION REGULATION AMENDMENTS

10:17:43 AM

Members present:

Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Commissioner Dale W. Lauman

Others present:

Planning & Zoning Director Jeff Harris, Deputy County Attorney Peter Steele, Ardis Larsen, Mayre Flowers, Clerk Kile

Discussion continued in regards to amendments to Subdivision Regulations. Chairman Hall noted for the record they would be reviewing sections 4.7.15 which was referred to the Road Advisory Committee.

Lengthy discussion was held relative to 4.7.7 n (i) & (ii) which will be brought back before the commission for further consideration on December 1, 2008.

Page 4-41 4.7.7 n (i) No remainders shall be used to determine overall density in a subdivision

Page 4-41 4.7.7 n (ii) If an exemption by a certificate of survey is used, the remaining tract of land must be surveyed and recorded as a separate parcel prior to the submission of the proposed subdivision.

Page 4-48 (d) Discussion was held relative to the change made on November 10, 2008 to 4.7.12 (d).

Commissioner Brenneman stated that he felt to make the change without public comment would be a mistake.

Page 4-48 (d) Will be changed to:

In areas where seasonally high ground water is within eight feet of the surface lots shall be an average of five acres in the area of high ground water.

Page 4-49 (b) Will be changed to:

The dust control plan shall be implemented prior to soil disturbing construction activities.

Page 4-50 4.7.15 (a) Will be changed to: the word external was taken out.

Subdivision Roads - Roadways used for direct access to residential, commercial or industrial lots, or other abutting connections to higher order road systems such as collector roads. These roads typically service a subdivision and through traffic movements are discouraged. Subdivision roads may be internal, located on the perimeter or to the subdivision.

Page 4-51 4.7.16 Access

(d) Will be changed to:

When a new subdivision adjoins unsubdivided land (lands or parcels not created by a recorded subdivision plat) the subdivider may be required to provide rights-of-way or easements from an existing subdivision road to adjacent unsubdivided property.

Page 4-54 ii Wording will be changed to:

The subdivider shall be required to make transportation improvements recommended in the Traffic Impact Study that are directly attributable to the proposed subdivision.

A continuation of this meeting is scheduled for December 1, 2008, at which time streamside setbacks will be discussed.

9:15 a.m. RSVP Board meeting @ Heritage Place

12:00 p.m. Commissioner Brenneman: DUI Task Force meeting @ The Summit

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on November 20, 2008.

THURSDAY, NOVEMBER 20, 2008

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

- 9:00 a.m. Commissioner Brenneman: 911 Foundation meeting @ Askew's, Whitefish**
- 12:00 p.m. Commissioner Brenneman: Rotary @ Hilton Garden Inn**
- 1:30 p.m. Commissioner Brenneman: 911 Interlocal Review Committee meeting @ Earl Bennett Bldg.**
- 3:00 p.m. Commissioner Brenneman: Access to Justice Forum @ Red Lion Fireside Room**
- 4:00 p.m. Commissioner Hall: North Fork Road Coalition for Health & Safety meeting @ Freedom Bank, Columbia Falls**

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on November 21, 2008.

FRIDAY, NOVEMBER 21, 2008

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

- 12:00 p.m. Commissioner Brenneman: Youth Service Network meeting @ The Summit**

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on November 24, 2008.
