
MONDAY, APRIL 27, 2009

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

10:00 a.m. RC&D meeting in Libby
12:00 p.m. Commissioner Dupont: Meeting w/ Cathy Barbouletos @ Forest Service

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on April 28, 2009.

TUESDAY, APRIL 28, 2009

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

Commissioner Brenneman PT opened public comment on matters within the Commissions' Jurisdiction, no one present to speak, Commissioner Brenneman PT closed the public comment period.

MEETING WITH JEFF HARRIS, PLANNING & ZONING OFFICE RE: STATUS REPORT ON 2010 DECENNIAL CENSUS

[9:00:45 AM](#)

Members present:

Commissioner Joseph D. Brenneman PT
Commissioner James R. Dupont

Members absent:

Chairman Dale W. Lauman

Others present:

Planning & Zoning Director Jeff Harris, Planner Dianna Broadie, Clerk Kile

Harris explained preparation for the decennial census which occurs every ten years began two years ago when the GIS Department began reconciling addresses. The next step in the process was to look at certain geographies before the Bureau of Census started to collect information. He then went on to explain how they put together the building blocks that start out with the smallest area units that are called collections blocks that go together to form a block and how those block groups go together to form census blocks.

Broadie explained a set of data was given to them and they were asked to look at the population in each group as to whether they had a range of minimum or maximum in population, and to identify the ones which were over and which ones were under and then recommend to the Census Bureau what changes should be made. She then explained the suggested splits.

MONTHLY MEETING W/ MONICA EISENZIMER, ELECTION DEPT.

[9:30:12 AM](#)

Members present:

Commissioner Joseph D. Brenneman PT
Commissioner James R. Dupont

Members absent:

Chairman Dale W. Lauman

Others present:

Recording Supervisor Monica Eisenzimer, Clerk & Recorder Paula Robinson, Clerk Kile

Eisenzimer reported Smith Valley Fire and Bigfork Fire mail ballot elections are going on presently and Lakeside Community Council as well as elementary school trustee elections will be held on May 5th. A report was then presented on document recording information from the Clerk & Recorder's Office that shows the total documents recorded since Flathead County started with CSA in July 2007. She went on to say the lowest count of recorded documents was in November 2008, and since that time the totals have been steadily climbing. A Fee & Reception Report was also reviewed that shows a total of \$5,300.00 received in e-recording done in April with out of state and local title companies using the service.

Robinson explained the new I-Document service now available that allows users to look at recorded images on line from 1994 forward has become really popular and has reduced traffic in the Courthouse dramatically. It was noted the Clerk & Recorder's Office is down one employee who has not been replaced. She then noted by streamlining the process with e-recording and Doc-Pro that it was their hope that it would take less man hours.

TUESDAY, APRIL 28, 2009
(Continued)

CONSIDERATION OF PRINTING BIDS: WEED & PARKS

[9:46:07 AM](#)

Members present:
Commissioner Joseph D. Brenneman PT
Commissioner James R. Dupont
Members absent:
Chairman Dale W. Lauman
Others present:
Clerk Kile

Commissioner Dupont made a **motion** to award the print bid to Paper Chase for 500 noxious weed brochures for \$220.00. Commissioner Brenneman PT **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

BOARD APPOINTMENT: TECHNICAL ADVISORY COMMITTEE

[9:52:27 AM](#)

Members present:
Commissioner Joseph D. Brenneman PT
Commissioner James R. Dupont
Members absent:
Chairman Dale W. Lauman
Others present:
Clerk Kile

Commissioner Dupont made a **motion** to appoint Marc Leichti to the Technical Advisory Committee. Commissioner Brenneman PT **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

DOCUMENT FOR SIGNATURE: COS/ RIVERSIDE

[9:46:59 AM](#)

Members present:
Commissioner Joseph D. Brenneman PT
Commissioner James R. Dupont
Members absent:
Chairman Dale W. Lauman
Others present:
Deputy County Attorney Peter Steele, Ken Saxby, Clerk Kile

Steele explained the COS started out as a zoning violation and turned into a dispute of where the county road is after concern was brought forth that a building was encroaching on the right of way. He then stated the county really doesn't know where the actual road should be with two conflicting surveys. Steele stated the Bradner's are going to give the county an easement so we will know where the road is and will move the building within one year. The agreement conveys to the county a definite easement.

Ken Saxby stated the boundary lines are unknown and they wish to straighten them out.

Steele explained the survey is a boundary line by agreement survey and the reason the commission is signing is to agree to the boundary line.

Commissioner Dupont made a **motion** to authorize the signing of the COS and the agreement. Commissioner Brenneman PT **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

QUARTERLY JAIL FACILITY TOUR

[10:21:34 AM](#)

Members present:
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont
Members absent:
Chairman Dale W. Lauman

TUESDAY, APRIL 28, 2009
(Continued)

QUARTERLY REPORT W/ ADELE KRANTZ, TREASURER

[10:30:56 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Treasurer Adele Krantz, Clerk Kile

Krantz reviewed the 3rd Quarter FY09 Treasurer's Quarterly Investment Report which included the Pooled Investment Program, Quarterly Investment Register and Interest Distribution by School District reports. She then noted the STIP rate averaged 1.03%, sweep account statistics earned \$172,000.00 for the quarter and the top investment rate was 3.54% for the quarter. She then reported Jon Shandorf was invited by the Investment Committee to give a presentation on the current market. Also noted was DOR informed them they still don't have values for them to be able to send out mobile home tax notices which are normally sent out by now. Krantz then explained two conversions are going on at the same time within the Treasurers Department with CSA and Go Live Merlin, which is the new state system they have trained for over the past couple of years. She explained that it now takes longer to do registrations and title transfers which is causing them to have long lines and they are unable to balance at the end of the day.

Discussion was held relative to closing the Treasurers Office at 4:30 temporarily until the problems are worked out in order for employees to have time to balance their cash drawers at the end of the day.

FINAL PLAT: LOST PRAIRIE MEADOWS

[10:52:00 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Planner Bailey Iott, Jane Eby, Clerk Kile

Iott entered into record Final Plat FFP 09-07, Lost Prairie Meadows; an application received by Thomas Ray and Patricia Ashby with technical assistance from Eby & Associates and Rowland Environmental for a subdivision creating four residential lots located at 9405 Lost Prairie Road near Marion. Preliminary plat approval was granted on June 5, 2007, subject to 14 conditions under the name of Ray Ashby Subdivision. The applicants choose to change the name of the subdivision to Lost Prairie Meadows at the time of Final Plat. All conditions have been met and staff recommends approval.

Commissioner Dupont made a **motion** to approve final plat of Lost Prairie Meadows FFP 09-07. Commissioner Brenneman **seconded** the motion. **Aye** – Brenneman, Lauman and Dupont. Motion carried unanimously.

CONSIDERATION OF EXTENSION: THE CREEK AT LAKESIDE

[10:55:22 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Assistant Planning & Zoning Director B J Grieve, Clerk Kile

Commissioner Brenneman made a **motion** to approve the extension request for the Creek at Lakeside. Commissioner Dupont **seconded** the motion. **Aye** – Brenneman, Lauman and Dupont. Motion carried unanimously.

CONSIDERATION OF EXTENSION: ASHLEY SOUTH

[11:00:54 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Assistant Planning & Zoning Director B J Grieve, Clerk Kile

Commissioner Dupont made a **motion** to approve the extension request for Ashley South. Commissioner Brenneman **seconded** the motion. **Aye** – Brenneman, Lauman and Dupont. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: TITLE III CONTRACT MODIFICATION/ BUDGETS – AOA

[11:03:13 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Clerk Kile

Commissioner Brenneman made a **motion** to approve the Title III contract modification for AOA. Commissioner Dupont **seconded** the motion. **Aye** – Brenneman, Lauman and Dupont. Motion carried unanimously.

TUESDAY, APRIL 28, 2009
(Continued)

CONSIDERATION OF HR TRANSMITTAL: TEMPORARY OFFICE MANAGER/ FAIRGROUNDS

[11:04:16 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

HR Director Raeann Campbell, Ted Dykstra, Butch Woolard, Clerk Kile

Campbell explained there is a need to fill a temporary position for additional help at the Fairgrounds for six months.

Commissioner Brenneman made a **motion** to approve the new job description and the HR Transmittal for an Office Manager at the Fairgrounds. Commissioner Dupont **seconded** the motion. **Aye** – Brenneman, Lauman and Dupont. Motion carried unanimously.

AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: ROAD NAME APPEAL/ MC HENRY ROAD

[11:06:16 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Clerk Kile

Commissioner Brenneman made a **motion** to authorize the publication of the Notice of Public Hearing and authorized the chairman to sign. Commissioner Dupont **seconded** the motion. **Aye** – Brenneman, Lauman and Dupont. Motion carried unanimously.

NOTICE OF PUBLIC HEARING

The Board of Commissioners of Flathead County, Montana, hereby gives notice that it will hold a public hearing to consider a proposal to name a road as **MC HENRY ROAD**.

Road generally running northerly off Lake Blaine Road and is located in the SW¼ of Section 34, Township 29 North, Range 20 West, P.M.M., Flathead County, Montana.

The public hearing will be held on the **14th day of May, 2009, at 10:15 A.M.**, in the Office of the Board of Commissioners of Flathead County, Courthouse, West Annex, Kalispell, Montana. At the public hearing, the Board of Commissioners will give the public an opportunity to be heard regarding the proposed naming of **MC HENRY ROAD**.

This notice shall be mailed to each landowner who has access off of the proposed **MC HENRY ROAD**, who has an address assignment on the proposed **MC HENRY ROAD** or who owns property along the proposed **MC HENRY ROAD**.

Dated this 28th day of April, 2009.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

ATTEST:

Paula Robinson, Clerk

By/s/Diana Kile

Diana Kile, Deputy

Publish on May 2 and May 9, 2009.

CONSIDERATION OF FORMATION OF SPORT ISSUES COMMITTEE/ WEED & PARKS

[11:06:39 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Weed & Parks Director Jed Fisher, Clerk Kile

Fisher explained the Sport Issues Committee would be an advisory group that would give a voice to various sport activities within the valley to the Weed and Parks Board. The board would consist of five members with one alternate.

Commissioner Brenneman made a **motion** to authorize the Weed & Parks Board to appoint a Sport Issues Committee. Commissioner Dupont **seconded** the motion. **Aye** – Brenneman, Lauman and Dupont. Motion carried unanimously.

TUESDAY, APRIL 28, 2009
(Continued)

AWARD BIDS: CHEMICALS/ WEED & PARKS

11:09:20 AM

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Weed & Parks Director Jed Fisher, Clerk Kile

Fisher reported the Weed & Parks Board of Directors recommended the following annual chemical bids be awarded to the following suppliers:

Alligare, LLC	250 Gallons Clopyralid 3	\$139.00	\$34,750.00
	700 Gallons Cody	\$ 31.00	\$21,700.00
Westland Seed, Inc.	360 Gallons Outpost	\$ 52.80	\$19,008.00
	540 Gallons of Base Camp, Amine 4	\$ 10.60	\$ 5,724.00
	10 Gallons of Milestone	\$ 297.00	\$ 2,970.00
	1 Gallon of Lontrel	\$512.00	\$ 512.00

Total of both bids is \$84,664.00 which the Weed & Parks Department has sufficient funds to cover.

Commissioner Brenneman made a **motion** to award the chemical bids to Alligare and Westland Seed. Commissioner Dupont **seconded** the motion. **Aye** – Brenneman, Lauman and Dupont. Motion carried unanimously.

9:30 a.m. Commissioner Lauman: Meeting w/ Kalispell Sr. Citizen Board @ Kalispell Sr. Center
12:00 p.m. Commissioner Lauman: Lakeside/Somers Chamber of Commerce @ Vista Linda
12:00 p.m. Commissioner Brenneman: Flathead Valley Chemical Dependency Clinic Board meeting at Three Rivers Bank
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 April 29, 2009.

WEDNESDAY, APRIL 29, 2009

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

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

MONTHLY MEETING W/ DAVE PRUNTY, SOLID WASTE DISTRICT

9:29:26 AM

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Public Works Director Dave Prunty, Operations Manager Solid Waste Jim Chilcote, Clerk Kile

Prunty spoke about the large quantity of garbage along the stretch of Hwy 93 and discussion was held in regards to a solution. He then noted the Solid Waste Board approved their preliminary budget at \$6.2 million in expenses with a little over \$6 million projected in revenue. The trust funds were kept funded at the same level as in the past which was their goal. He went on to say with the reduction in tonnage they will decrease .5 FTE in the coming budget, with one summer laborer that will not be brought back. He then spoke about the Ashley Lake container site which is proceeding forward in which they will go before the State Land Commission on June 16, 2009 to acquire the easement for the property; DNRC has informed him they will be doing the logging. A mid October opening date is being projected with them hoping to have it open before inclement weather starts so people will be use to driving into the site. It was stated FWP is interested in keeping the Kila site as a parking lot for Rails to Trails and the duck production area. He then reported the Energy Production Facility is close to being ready to start up and should be producing power in June, at which time a grand opening will be held. Prunty then reported the County Attorney approved the use of Jean Laird to do an appraisal of the Somers container site that MDOT has appraised at \$175,000.00 for 3.2 acres. The tire removal program was then discussed and statistics on tonnage was given which is down 22% from March 2008.

WEDNESDAY, APRIL 29, 2009
(Continued)

MEETING W/ MIKE TOURIS AND CHUCK SNEED RE: BIGFORK NEIGHBORHOOD PLAN

10:00:32 AM

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Deputy County Attorney Peter Steele, Assistant Deputy County Attorney Tara Fugina, Planning & Zoning Director Jeff Harris, Chuck Sneed, Becky Sneed, Mike Touris, Chuck Gough, Tammi Fisher, Erica Wirtala, Clerk Kile

Steele noted the commissioners signed a Resolution of Intent for comments on the Bigfork Neighborhood Plan which opened up a 30 day comment period; the comments today will be considered comments towards that. He then said there presently is a lawsuit pending but these comments are to be directed to the Bigfork Neighborhood Plan.

Erica Wirtala stated a letter was previously sent to the commission that outlined the situation. She then explained last year at this time they came to the end of the process of a zone change application on behalf of Mr. Touris and Mr. Sneed who own property off Hwy 83.

Commissioner Brenneman said we are aware of the history of the zone change and your letter references the zone change which we are in litigation about so that would be a separate conversation from discussions about the neighborhood plan.

Wirtala said we will skip the zone change conversation and say that one of the reasons the zone change was denied was because it did not match the Master Plan. The Bigfork Neighborhood Plan is in the 30 day comment period and we would like to request that the commission, because it is at your pleasure and you can make revisions, alterations or amendments to the plan. The plan shows a small area of industrial for future land use (approximately 100 acres) in the entire Bigfork Neighborhood Plan with the total acreage in the plan being 31,348 acres. The 100 acres which is .3 percent their clients would like you to consider as an amendment or revision to the plan is for their property, which is located close to the intersection of Streeter's Corner that includes United Tool Rental and Mr. Touris's property which is slightly to the east (totaling approximately 7 acres). When they came forth with a zone change application the Bigfork Neighborhood Plan was still being worked on; it had been started to be worked on with revisions, surveys and workshops in 2004 working up until 2009. At that point because it was (inaudible) with the Bigfork Neighborhood Plan they could not apply for an official Master Plan Amendment, so they moved forward with the zone change application knowing that it would be followed up at some point by the Master Plan when it was completed. We feel it should be designated as Industrial Commercial for a variety of reasons, one of which is that it is close to the Streeter's Corner interchange, has a new traffic light on Hwy 83 with significant commercial development, and even if you don't look at the commercial development as far as zoning, but as far as use in the area the property adjoining to it was just approved through the conditional use process for a recreational facility that has 102 parking spots and a 42,000 square foot building. The letter sent last week outlines why we feel this would be a good fit and we would like to come forward with a new zone change application with the deadline being May 15, 2009, at which time we will meet with the Planning Staff again to start the process over and be coming before you at some point with a new application for you to consider. The property could be considered commercial in some respects, but I think industrial or light industrial fits it. Martel Construction has a large fabrication plant in the back where they make cabinetry work and the same with United Tool Rental; Mr. Touris does not intend to have that type of an operation, but to have a contractor's storage yard and place where he can put his plumbing business. The way it is written now it must be an accessory use to a residence and frankly sandwiched in between the two operations, and having a large ball field in the back is not a conducive use for a residence. Wirtala stated that she attended Bigfork Steering Committee meetings and BLUAC meetings with Mr. Touris and were not getting anywhere in doing so and that it was not a straight forward process for them to make a petition to them directly.

Fisher commented she is looking at this from a common sense perspective for what makes sense for the area. When you look at this area it simply does not make sense to call this as it is listed on the map as a suburban residential area. It isn't consistent with what is on the ground. When a neighborhood plan is amended it is amended to reflect change and when you are reflecting a change you should be looking at the actual use. It might be nice to say this should go back to agricultural or suburban residential but it isn't practical. You have a ball field with loud speakers and to the west a house is used as a commercial enterprise, and you also have a recreational facility that is commercial in nature. My proposal is simply for Mr. Touris and Mr. Sneed that it is a bigger issue; what should the neighborhood plan reflect and should it reflect the actual use on the ground. The actual use on the ground from Streeter's Corner to the end of Martel Construction is all going to commercial anyway, so why doesn't the plan reflect that. What we are asking for is an amendment to the map to show what the actual use on the ground is that would be consistent with the goals and policies set forth in the neighborhood plan. I question why this is suburban residential when it isn't characteristic for the area. The chance of United Tool or Martel Construction burning down or being bulldozed down so the property would go back to suburban residential is just not foreseeable. It's a common sense issue.

Mike Touris, 2006 Broken Leg Road said to 99% of the population that he talks to this seems to be a common sense issue. He then said no matter what the issue is now days it seems there are people on each side, but the rest of us fall in the middle. He then stated we are trying to make a living. Chuck and I are two of the biggest employers in Bigfork and things are not what they were one or two years ago, and I don't think personally we are facing mass development like everyone really thought was going on a year ago. The businesses next to his property have been there for 17 years and to him it makes perfect common sense to adjust the land use map to what the actual use is. We attempted to do this last year and the last time we were before the commissioners one of the members of BLUAC said that they would like to work with us in anyway possible to find a legal use or legal way to use their property. When they did go into BLUAC they decided they weren't going to talk to them about it. We reached out based on that comment and got turned away, and I think that is why we feel this is the only place we can come to right now. To me and most people this is a no brainer. A week ago we started passing around a petition and got 100 signatures within a week. The Chairman of "A Better Bigfork" Donna Lawson signed it along with most of the business owners around there. I can stand on my property and count 25 businesses from there including the two that have been there for 17 years. A year ago we heard terms like this couldn't be changed because of predictability and to my understanding predictability meant what someone would do with his property later if they came in there. Predictability is that United Tool is going to stay there for a long time; they have been there for 17 years and Martel has been there forever. There is no water and no sewer; what is predictable is what is there. It just doesn't make any sense to not change the land use map to reflect that.

WEDNESDAY, APRIL 29, 2009
(Continued)

Fisher spoke about construction comprising 110 jobs in the area. She then said between Martel Construction, United Tool Rental and Touris Plumbing they make up over 60% of the jobs, and anybody that thinks that land use and zoning isn't about the economy, and doesn't have to change with the economy is crazy; it does. In these times if we are telling land owners you shouldn't have the actual use reflected on our map what you are saying is your business should go elsewhere. In light of the fact they put 60% of the construction jobs in the area, is that a statement we as a community want to make.

Harris stated for clarification that the area being suggested for residential isn't residential on the map but agricultural. He noted the colors on the map are not good.

Wirtala clarified then that Mr. Touris's property is designated as agricultural on the map rather than residential. As it stands now for United Tool with him working under a grandfathered condition and if Mr. Sneed wants to expand his use at all; even put in a small shed to keep garden equipment in it would require the blessing of the Board of Adjustments, and if you put in an application for the Board of Adjustments you are not heard until July 7, 2009, that's nine weeks (45 working days) just to go before the Board of Adjustments to get their blessings. It is an onerous process that a landowner would have to go through if they want to expand a grandfathered use. Some people might look at that and say he is grandfathered in so he can operate as is, but to make any significant changes to his business he is looking at a nine week process before he can do anything simple.

Commissioner Brenneman asked if this was presented to the Planning Board when they were looking at the Bigfork Neighborhood Plan.

Wirtala stated they did not, that she felt it would have gotten dismissed; they knew they had this 30 day comment period that they could come directly to the decision makers.

Mike Touris said the idea was brought to them by one of the former members of BLUAC; that they hadn't even thought of it. They assumed they were going to re-apply.

Commissioner Brenneman said the reason he was asking was because they are asking them to make a change that in some eyes can certainly be seen as significant without any public comment, so this doesn't have the luxury of being heard by the Planning Board with appropriate comment from the public regarding the change. It would have been more appropriate to come to the agreed upon venue in which public can comment; all of these people that you and Tammi refer to as having support in this idea you could have gotten to come to the meeting and said this makes perfect sense. Now we are in a position where this appears to be a major change and probably should go back to the Planning Board for their comment. It appears you are going around the public process thinking there is some kind of direct connection you can make to the commissioners and don't have to worry about the public input, which is not a sort of strategy as a commissioner that I would embrace.

Wirtala stated this is your 30 day comment period to take comments on the plan and we are putting this out there for your consideration. If people are against that and feel strongly they can petition you otherwise. I feel we are using a different form of public comment and don't feel we are circumventing anything. We went to an awful lot of workshops and you can only hear the words "no" and "over my dead body" so many times before you get the message pretty loud and clear. The BSC and BLUAC were not interested in entertaining the amendment idea.

Commissioner Brenneman said I understand that, but you never once went to the Planning Board.

Charles Gough, 71 Bay Arbor Drive stated he is a current member of BLUAC, but was not a member when the application went before them. He went on to say they are open at BLUAC and listen, and the reason they were turned down the last time was because a lawsuit was immediately brought against BLUAC and Flathead County Commissioners and it is not appropriate to discuss actions such as this when a lawsuit is pending.

Mike Touris asked if the police would still come the next time they are called if someone sued them. They went to BLUAC because they said they wanted to find a way to work with us. The reason they filed the lawsuit was because we had a deadline in which to do that. If they had decided to work with us my guess is the lawsuit would have been dropped 12 months ago; they reached out to us and we accepted that opportunity and went in there and were told they couldn't speak to us. I think that would have been the best time for them to speak to us. The reason we didn't go before the Planning Board to be honest was because this wasn't our idea; one of the former members of BLUAC came to them with the idea to come before the commissioners.

Charles Gough said BLUAC's decision to not meet with them was based upon discussions with the County Attorney.

Harris said assuming the plan is approved and adopted by the county the zoning designations that might be available range within a particular land use category; for example the agricultural category which is big covers a lot of turf in Bigfork and there may be combinations of SAG5, SAG10, AG20, AG40 that could all fit under one land use category. He then said in the future I think you will be seeing these types of zone changes to reflect the type of use and intensity of use.

Fisher said the only issue then is if this is mapped as agricultural there are no way the actual uses of the property falls under any agricultural type zoning.

WEDNESDAY, APRIL 29, 2009
(Continued)

CONSIDERATION OF ADOPTION OF RESOLUTION TO CREATE FLATHEAD COUNTY RIVER COMMISSION

[10:30:56 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Deputy County Attorney Peter Steele, Assistant Deputy County Attorney Tara Fugina, Larry VanRinsum, Dan Bangeman, Charles Lapp, Roy Hutchin, Rusby Seabaugh, Clerk Kile

Commissioner Brenneman said the idea of this committee came from the many hours of setback hearings which were held. He then stated perhaps the best way to take care of the river would be to talk to people that live on the river. He then reviewed the sequence of events that lead to the idea of appointing a "Flathead County River Commission". He noted the only goal of the commission would be to do things that would be aligned with improving water quality in the Flathead River.

Larry VanRinsum stated Ron Stang with BPA and Ron Matthews with DEQ met with him over a year ago and at that time they were trying to find a way in which to get the word out to the ag community as to what is going on with the Flathead TMDL model, and how it is going to affect agriculture and how agricultural can become involved in it. He then noted he met with Commissioner Brenneman this past winter at which time they started talking about the same kind of issues. He explained this commission would be able to act as a conduit to get information out to the agricultural community; with the only other body that works with TMDL publically being the Flathead Basin Commission. VanRinsum stated he feels this group would be an excellent conduit in addition to the setback issues.

Dan Bangeman, 543 North Juniper Bay Road said last year when they had a public hearing for a 310 permit for a marina on Flathead Lake they had close to 200 people turn out for it and they normally only have 7 or 8. He then said many locals are finding out what is important on the river and want to protect it. Bangeman then spoke about the amount of land being lost because of erosion.

Rusby Seabaugh stated that his understanding of the commission is that they would not regulate, set aside or zone; that they would be there to help the landowners along the river to protect their land from erosion. He then said they would also be faced with a situation in the lower part of the Flathead River where they have a lake that has tremendous fluctuations in water levels and is being managed as a stream. Seabaugh stated they would be there to help the landowners that want help and to try to figure out the best way to do that and then maybe try to get some funding or give advice, and see if they can do something to help the land; were not here to regulate.

Chairman Lauman commented we are seeing more high powered boats going up and down the river and making wakes.

Roy Hutchins, 3393 Lower Valley Road stated he lives on the river and was the prime instigator of the opposition to the marina last year, because he sees on a daily basis what the boats do and their impact to the river. He then stated elevation changes cause huge amounts of erosion every year, and if we can get some money to help that the water quality will be sustained more. Hutchins then added they would not be opposing the county in any way; that they would be there to support and help.

Charles Lapp, 3230 Columbia Falls Stage Road commented he has been kept informed and has total confidence in what their plans are.

Chairman Lauman said he feels we will be seeing more and more pressure from boating up and down the river and no one can address erosion better than those that live on the river.

Commissioner Dupont made a **motion** to adopt Resolution 2203. Commissioner Brenneman **seconded** the motion. **Aye** - Brenneman, Lauman and Dupont. Motion carried unanimously.

RESOLUTION NO. 2203

WHEREAS, the Flathead River and its tributaries are a vital component in the economy and recreational opportunities in Flathead County;

WHEREAS, it is in the best interest of all residents in Flathead County that the water quality of the Flathead River and its tributaries be maintained or improved;

WHEREAS, property rights and water quality can best be preserved by involving land owners who own property along the Flathead River and its tributaries;

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Commissioners of Flathead County, Montana, that the Flathead County River Commission is established as follows:

1. The Flathead County River Commission will have nine members described as follows: one Flathead County Commissioner, one member representing the Flathead Conservation District, one member representing Montana Fish Wildlife and Parks, and four members, each of whom own land bordering a navigable portion of the Flathead River or its tributaries, appointed by the Board of Commissioners. Two members at large chosen from interested applicants shall be appointed by the Flathead County River Commission.

2. The members of the Flathead County River Commission shall serve for terms of three years, commencing on January 1 and ending on December 31. Members appointed at the adoption of this Resolution shall serve until December 31 of the year in which their terms, established as set forth below, expire. Terms of the members shall overlap; in order that the terms will overlap, the members initially appointed shall determine, by drawing lots, three members to serve a term ending December 31, 2010, three members to serve terms ending December 31, 2011 and three members to serve terms ending December 31, 2012. Members whose terms expire may be appointed to successive terms on the Flathead River Commission.

3. The members of the Flathead County River Commission shall receive no salary or pay for their service on the Flathead County River Commission.

**WEDNESDAY, APRIL 29, 2009
(Continued)**

4. The members of the Flathead County River Commission shall be residents of Flathead County.

5. The Flathead County River Commission will develop strategies for improving water quality in the Flathead River and its tributaries and will endeavor to achieve grants to fund and implement such strategies and may advise the Flathead County Board of Commissioners from time to time on matters of Flathead River water quality.

6. A majority of the members of the Flathead County River Commission constitutes a quorum for the purpose of conducting business and exercising responsibilities; action may be taken by a majority of members present and voting.

7. The Flathead County River Commission shall organize by electing one of its members to be chairperson and one of its members to be vice-chairperson. The Flathead County River Commission must provide for the keeping of written minutes of its meetings, which minutes shall include the final vote on all actions and the vote of each member.

8. The Flathead County River Commission shall adopt bylaws governing its activities and procedures, and shall set forth therein the date, time, and place of regularly scheduled meetings, and such other matters as the Commission shall deem advisable. The bylaws and any amendments thereto, shall be subject to approval of the Board of Commissioners of Flathead County, Montana.

9. The members of the Flathead County River Commission may be removed by a majority vote of the Board of Commissioners of Flathead County, Montana.

Dated this 29th day of April, 2009.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

By/s/James R. Dupont
James R. Dupont, Member

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

ATTEST:
Paula Robinson, Clerk

By/s/Diana Kile
Diana Kile, Deputy

**3:00 p.m. Commissioner Lauman: Flathead Business & Educational Council meeting @
FVCC Blake Hall**

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on April 30, 2009.

THURSDAY, APRIL 30, 2009

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

**1:30 p.m. Commissioner Brenneman: Emergency Planning Committee meeting @ FVCC Arts &
Technology Bldg.**

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on May 1, 2009.

The following are claims for the month of April, 2009.

@ROAD	\$461.30
AASHEIM, GLEN	\$97.07
ABC BUSINESS SOLUTIONS	\$534.86
ACME CHEMICAL TOILET RENTALS	\$75.00
ADAM, CONRAD W	\$2,557.00
ADAMS, KIRBY	\$68.00
ADVANCED POWDER COATING	\$150.00
ADVANCED REFRIGERATION & APPLIANCE	\$1,763.48
ADVANCED RESTAURANT SUPPLY INC	\$51.95
AED EVERYWHERE	\$1,415.00
AFLAC	\$1,646.73
ALLEGIANCE BENEFIT PLAN MANAGEMENT	\$11,966.32
ALLTEL	\$464.56
ALPINE BUSINESS CENTER	\$4,360.00
ALTENBURG, RICHARD D	\$1,109.73
ALTIMUS DISTRIBUTING	\$144.46

APRIL 2009
(Continued)

AMERICAN ARBITRATION ASSOCIATION	\$312.50
AMERICAN CARPET CENTER INC	\$1,139.04
AMERICAN LINEN DIVISION	\$566.90
AMSAN CUSTODIAL SUPPLY	\$1,764.09
ANDERS BUSINESS SOLUTIONS	\$636.14
ANDERSON ZURMUEHLEN & CO, PC	\$29,000.00
ANDERSON'S MASONRY HEARTH & HOME	\$86.70
ANDERSON, ASHLEY IRENE	\$60.00
ANDERSON, JODEE	\$25.00
ANDERSON, RICK	\$75.00
ANDREWS, BENJAMIN L	\$498.09
ANIMAL CLINIC OF KALISPELL	\$45.00
ANYTIME LOCK & SAFE	\$717.30
APPEL, CYRIL	\$32.40
APPLE TIME INC	\$297.66
APPLIED SUICIDE INTERVENTION SKILLS TRNG	\$1,000.00
ARAMARK	\$1,881.40
ASCD	\$89.00
ASCEND STRATEGIES INC	\$7,500.00
ASKEW, NANCY F	\$484.15
ATHORN, LARRY	\$15.00
ATKINSON, JIM	\$7.18
AUSTIN FUNERAL HOME	\$1,250.00
AUTO ELECTRIC REBUILDERS INC	\$569.00
B&C TELEPHONE, INC	\$8,638.10
BACK ROOM RESTAURANT INC	\$47.00
BALDING, THALE	\$42.00
BASARABA, MARIE	\$45.00
BASHORE, ERIC J	\$137.17
BATES MEDICAL SERVICES	\$2,500.00
BAUMAN, WES	\$95.06
BEAN, CURTIS	\$120.00
BEARGRASS CONSTRUCTION, LLC	\$2,251.00
BECK CABINET & CASEWORK	\$510.00
BELLMORE, LARRY D	\$176.50
BENEFIS HEALTHCARE FOUNDATION	\$70.00
BENTON CO SHERIFF	\$0.00
BENTON COUNTY SHERIFFS OFFICE	\$50.00
BERRY COMPANY, THE	\$136.40
BERTELSEN, SALLY KAY	\$1,148.21
BEYER, WILLIAM	\$28.30
BIBB, DOUGLAS	\$34.00
BIG JOHN'S	\$358.65
BIG SKY FILM PRODUCTIONS INC	\$1,000.00
BIG SKY TRUCK & EQUIPMENT	\$900.00
BIGFORK VOLUNTEER AMBULANCE	\$457.78
BIGFORK WATER/SEWER DISTRICT	\$113.50
BINETTE, ANDREW	\$50.34
BLACKWATER INC	\$500.00
BLANKENSHIP RURAL FIRE DISTRICT	\$208.00
BLIND GUY, THE	\$645.00
BLOCK, BRYAN SURVEYING	\$165.00
BODICK, LINDA	\$24.00
BOEHM, MARTY	\$7.96
BOGART, KEITH	\$7.20
BOILER SAFETY SECTION	\$66.00
BONHAM, CATHERINE	\$18.00
BRENNEMAN, JOE	\$24.00
BRESNAN COMMUNICATIONS LLC	\$77.13
BROKERS NATIONAL LIFE	\$2,939.30
BROWN, TAMMY	\$148.50
BRUYER, TRAVIS	\$24.00
BUECHLE, JAMES	\$11.00
BUFFALO HILL FUNERAL HOME	\$1,400.00
BULLIS, RICHARD A.	\$700.00
BURNS, JEREMY	\$28.30
BURTON, JAMES H.	\$726.00

APRIL 2009
(Continued)

BUTCHER, RONALD	\$18.60
BYRD, OVILA	\$270.60
C SPECIALTIES, INC	\$383.07
CALIBRE PRESS	\$712.00
CALIFORNIA CONTRACTORS SUPPLIES INC	\$202.20
CAMPBELL, RAEANN L	\$5.60
CAMPBELL, RAEANN L 1	\$16.68
CARDINAL DISCOUNT SUPPLY INC	\$321.46
CARDINAL HEALTH	\$1,935.75
CAREERTRACK	\$396.00
CARLSON, INEZ M	\$2.43
CARNSEW JR, DENNIS J	\$46.00
CARQUEST AUTO PARTS STORES	\$1,099.70
CARTER, MYRTLE	\$21.00
CASCADE COUNTY SHERIFF CORONERS OFFICE	\$200.00
CASH	\$100.00
CBM FOOD SERVICE	\$43,931.77
CD'A METALS	\$310.50
CDW GOVERNMENT INC	\$24,784.48
CENTER FOR HEALTH TRAINING	\$25.00
CENTER FOR RESTORATIVE YOUTH JUSTICE	\$1,628.28
CENTURYTEL	\$86.75
CENTURYTEL 4	\$18,476.44
CHALINDER, BEA	\$0.60
CHALINDER, JOHN	\$16.38
CHAMBERLIN, SIG	\$15.00
CHAMBERS, CELIA	\$12.00
CHEFF, JOSH & ANN	\$39.00
CHILD SUPPORT DIVISION	\$749.50
CHILDERS, BRET	\$68.00
CHRISTENSEN, DAVID A	\$303.22
CHS INC - KALISPELL	\$734.30
CHUTE, LINCOLN	\$239.50
CITY MOTOR COMPANY	\$181.96
CITYSERVICEVALCON	\$58,784.47
CLARK, MARY	\$38.64
CLARK, PHYLLIS	\$45.00
CLINICAL PATHOLOGY ASSOC	\$425.00
CMG ENGINEERING	\$6,400.00
COCA-COLA BOTTLING	\$1,237.65
COCHRAN, MINDY	\$65.00
COLBERT, PATRICIA	\$33.00
COLBY, PEGGY	\$41.00
COLLECTION CENTER OF KALISPELL	\$228.34
COLONIAL LIFE AND ACCIDENT INS CO	\$10.50
COLUMBIA CONTAINERS	\$95.00
COLUMBIA MORTUARY	\$250.00
COLUMBIA PAINT & COATINGS	\$368.84
COMPUTER SOFTWARE ASSOCIATES, INC	\$357.00
CONFEDERATED SALISH/KOOTENAI TRIBES 1	\$14,671.41
CONRAD MAIN STREET LLC	\$2,790.66
CONRAD, CHARLES	\$15.96
CONSOLIDATED ELECTRICAL DIST, INC	\$320.72
CORAM/WEST GLACIER FIRE DEPARTMENT	\$302.97
COSNER COMTECH INC	\$1,317.39
COSSITT, JAMES	\$9.00
CRANS, NANCY	\$90.00
CRAWFORD, REGINA	\$69.00
CREDIT BUREAU OF KALISPELL	\$15.00
CRESCENT ELECTRIC SUPPLY CO	\$1,199.33
CRIMINAL RECORDS	\$146.25
CROMWELL, KAREN	\$5.00
CROUCHER, WANDA	\$7.50
CSI FORENSIC SUPPLY	\$55.68
CTA ARCHITECTS ENGINEERS	\$206,306.35
CULLIGAN WATER	\$1,077.96
CURRIER'S WELDING INC	\$73.00

APRIL 2009
(Continued)

D.A. DAVIDSON & CO INC	\$19,000.00
DAIGLE JR LLC, HOWARD	\$106.00
DAILY INTERLAKE	\$2,896.50
DALEN S DIESEL SERVICE INC	\$374.65
DATA IMAGING SYSTEMS INC	\$657.19
DAVEY, AMANDA	\$140.00
DAVIS PIPE & MACHINERY, INC	\$963.96
DE LAGE LANDEN FINANCIAL SERVICES	\$485.50
DECKER, LARRY	\$28.50
DELL MARKETING LP	\$6,627.45
DELUXE BUSINESS FORMS	\$218.37
DELVENTHAL, ART	\$45.00
DEPRATU FORD SALES	\$313.26
DEPT OF ADMINISTRATION	\$110.00
DEPT OF ENVIRONMENTAL QUALITY	\$13,942.00
DEPT OF JUSTICE 5	\$1,745.12
DEPT OF JUSTICE 6	\$750.00
DEPT OF NATURAL RESOURCES & CONSERV	\$0.00
DEPT OF REVENUE	\$33,070.62
DEPT OF REVENUE 8	\$2,235.38
DEPT OF TRANSPORTATION 3	\$21,798.41
DIAMOND PRODUCTS, INC	\$0.00
DIEGEL MD, ROGER J	\$260.00
DIETER, KAYE MICHELLE	\$32.70
DIGITAL COMMUNICATIONS SYSTEM, INC	\$10,631.33
DOELY, WENDY	\$2,066.61
DON'S PROFESSIONAL CLEANING	\$400.00
DORADO EQUIPMENT CORPORATION	\$32,500.00
DORSEY & WHITNEY LLP	\$11,000.00
DRAPER, HAL	\$30.00
DRUMMOND, ROBERT G	\$690.00
DUFOUR, BERNADETTE J	\$11.70
DULL, MYRNA	\$45.00
DUROS, LAURA LEE	\$130.50
DYON, MARIANNE	\$15.00
DYON, MICHAEL R	\$146.82
EBERT, HELLEN E	\$60.00
ECLINICAL WORKS	\$900.00
EGGUM, VICKIE	\$110.62
EISINGER MOTORS	\$1,621.01
ELLIOT, RANDI	\$294.25
ELLIOTT, DEREK	\$13.10
EMBROIDERY PLUS	\$656.50
ENVIRO-TIRE INC	\$1,447.90
EQUITABLE LIFE ASSURANCE SOCIETY	\$120.00
EQUITY MANAGEMENT INC TRUST	\$764.78
ERGOMETRICS & APPLIED PERSONNEL RESEARCH	\$249.40
ERICKSON, CONNIE	\$362.45
EVANS, TOM	\$100.00
EVERCOM SYSTEMS INC	\$1,820.00
EVERGREEN DISPOSAL INC	\$15,913.88
EXPRESS EMPLOYMENT PROFESSIONALS	\$11,573.63
FANTASY FLIGHTS	\$25.80
FARMER BROTHERS CO	\$371.60
FASTENAL COMPANY	\$795.11
FASTENERS INC	\$11.43
FASTOYS LLC	\$59.12
FAUSKE, ARDELLA M	\$15.00
FAUSKE, PETE	\$69.00
FEDERAL EXPRESS CORP	\$71.10
FICKLER OIL COMPANY INC	\$337.21
FIRE LOGISTICS INC	\$2,904.48
FIRE SYSTEMS WEST INC	\$1,864.00
FIRST AMERICAN SPECIALTY SERV	\$8.00
FIRST BANKCARD	\$58,042.88
FIRST INTERSTATE BANK	\$1,968.12
FISHER, CLYDE	\$16.50

APRIL 2009
(Continued)

FLATHEAD 4-H FOUNDATION INC	\$189.00
FLATHEAD BEACON	\$900.00
FLATHEAD BUSINESS JOURNAL	\$308.00
FLATHEAD CITY-COUNTY HEALTH DEPT	\$850.00
FLATHEAD CO TREASURER	\$550.00
FLATHEAD CO WATER & SEWER	\$16.00
FLATHEAD ELECTRIC CO-OP	\$24,233.11
FLATHEAD TRAVEL SERVICE INC	\$1,123.24
FLATHEAD VALLEY COMMUNITY COLLEGE	\$70.00
FLEET INDUSTRIES	\$86.52
FOOD SERVICE OF AMERICA	\$1,904.98
FOOD SERVICES OF AMERICA	\$257.40
FOY, GUY A	\$1,160.50
FRANCIS, DORIS	\$33.00
FREDENBERG, ORIN W	\$45.00
FREEMAN, RALPH	\$15.00
FRIENDS OF FAMILY PLANNING	\$400.00
Fuhrman, Marilyn	\$605.92
FULTON, GLEN	\$105.00
GCR TIRE CENTER	\$1,274.10
GEMKO LOCK & KEY	\$35.00
GENE'S EQUIPMENT FINDER SERVICE	\$7,814.00
GERALDS, JIM	\$30.00
GILBERG, ROSE	\$30.00
GILBERTSON, DOUG	\$53.10
GLACIER BANK	\$2,136.99
GLACIER DENTAL GROUP, PC	\$602.00
GLACIER WHOLESALERS INC	\$1,659.28
GLADIEUX, ERMA	\$0.75
GOSSETT, MIKE	\$360.00
GRACE, CHRISTOPHER	\$25.00
GRADE 8 EARTHWORKS	\$1,150.00
GRAINGER	\$205.04
GRAVES, TIMOTHY	\$27.75
GREASE MONKEY	\$116.97
GREAT NORTHERN PRINTING INC.	\$24.95
GRESS, ROCKY	\$100.00
GRIZZLY MOON MASH, LLC	\$242.52
GUNDERSON BRUCE	\$1,069.25
GUSTAFSON, HELEN 1	\$3.60
H&H EXPRESS INC	\$17.25
HARREL, ANDREW S	\$170.00
HARRIS, DONNA	\$226.00
HARTSOCH, DOROTHY	\$700.00
HASH & O'BRIEN, PLLP	\$7.00
HEALTHCENTER NORTHWEST	\$65.00
HEGLAND, FAYE L	\$7.20
HEIDELBERGER, JEFFERSON	\$40.00
HELGERSON, DELLA	\$12.60
HELGESON, DELLA	\$9.00
HELGESON, JOE	\$9.00
HELTON, JOHN	\$106.70
HIGH COUNTRY LINEN SUPPLY	\$1,047.72
HIGH PLAINS PIZZA INC	\$38.23
HILL'S PET NUTRITION SALES INC	\$1,876.00
HOLBROOK, VICKI	\$41.00
HOLIDAY INN EXPRESS 2	\$82.39
HOLLAND & HART	\$49.00
HOLLAND, KIRSTEN M.	\$220.29
HOLLINGSWORTH, THELMA	\$45.00
HOOVER, JENELLE	\$170.00
HORIBA INTERNATIONAL CORPORATION	\$171.14
HOWLETT, HEATHER	\$20.80
HSBC BUSINESS SOLUTIONS 2	\$72.52
HUDSON, JERREL	\$25.80
HUDSON, MATTIE	\$15.00
HULIT, PEGGY L	\$12.60

APRIL 2009
(Continued)

HUTCHINSON, ESTHER	\$43.50
HUTTON, PAM	\$258.00
HYDROMETRICS INC	\$2,676.43
HYER, GARY	\$23.00
IKON OFFICE SOLUTIONS	\$462.95
INGRAM LIBRARY SERVICES	\$9,165.32
INGRAM, ESTHER	\$45.00
INSTY PRINTS	\$34.95
INTEGRATED SECURITY SOLUTIONS INC	\$1,580.76
INTERNAL REVENUE SERVICE	\$150.00
INTERNATIONAL ASSOCIATION OF FIRE CHIEFS	\$249.00
INTERSTATE ALL BATTERY CENTER	\$287.80
ISLES JR, JOHN	\$51.00
IVERSON, GREG	\$22.00
J2 OFFICE PRODUCTS	\$13,151.43
JACKOLA ENGINEERING & ARCHITECTURE PC	\$1,087.13
JACOBS, WENDEE	\$118.39
JADE DIRECT USA CORPORATION	\$19,800.00
JAMES, DONNA	\$9.60
JANITORS WORLD SUPPLIES	\$1,676.59
JEMMING, BRET	\$102.50
JENSEN, JACQUELINE	\$12.00
JOES RADIATOR SHOP	\$35.00
JOHN JUMP TRUCKING INC	\$1,704.20
JOHNSON CONTROLS INC	\$4,150.61
JOHNSON, ARIEL	\$137.50
JOHNSON, CASH	\$420.00
JOHNSON, DANIKA	\$150.00
JOHNSON-GLOSCHAT FUNERAL HOME	\$1,600.00
JONES & BARTLETT PUBLISHERS, INC	\$447.73
JONES, CHRISTINE	\$68.95
JONES, MARLETT	\$27.98
JORDT, HOLLY	\$85.14
JUDGE, LILLIAN 2	\$45.00
KALISPELL AUTO PARTS	\$3,401.59
KALISPELL CITY	\$32.50
KALISPELL CITY 1	\$79,645.28
KALISPELL COPY & BLUE INC	\$195.00
KALISPELL ELECTRIC INC	\$5,345.82
KALISPELL MARINE	\$189.08
KALISPELL MEDICAL EQUIPMENT	\$66.95
KALISPELL POLICE DEPARTMENT	\$127.16
KALISPELL REGIONAL MEDICAL CENTER 2	\$2,942.45
KALISPELL SENIOR CENTER	\$80.00
KALISPELL TOYOTA	\$21,669.88
KALISPELL TRANSMISSION CENTER	\$2,417.04
KAMAN INDUSTRIAL TECHNOLOGIES CORP	\$364.76
KAR PRODUCTS	\$541.93
KARI DODGE CHRYSLER PLYMOUTH HYUNDA	\$795.28
KARR, SALLY	\$7.20
KELLY, BRIAN	\$210.00
KENWORTH SALES MISSOULA	\$58.41
KING, RICHARD	\$45.00
KING, RICK L.	\$26.40
KLAWITTE, AMIE	\$58.20
KMART 7030	\$97.51
KOSTELECKY, CHARLOTTE	\$35.00
KRAUS, RYAN	\$200.00
KRUMLAND, VERLYN	\$4.20
KUHLIN, KATHLEEN S	\$40.00
LABER, EVELYN	\$23.10
LAISY, WAYNE	\$105.00
LAMPSON, CECILE	\$93.90
LANCER LTD	\$69.52
LANDIS, JEANE	\$110.00
LONDON, DONALD D	\$15.60
LANKTREE GLASS, INC	\$95.00

APRIL 2009
(Continued)

LARSEN, ROXANNE L	\$108.00
LARSON, KEN	\$45.00
LAWRENCE, ANN	\$16.50
LAWRENCE, PAULETTE	\$2,730.00
LAWSON PRODUCTS, INC.	\$3,205.43
LC STAFFING SERVICE INC	\$1,401.78
LEACH, DONALD A	\$200.00
LEAVITT, JENNIFER	\$383.56
LELANDS'S HONDA-SUZUKI-BMW	\$36.93
LENOIR, RODNEY	\$26.40
LEONAS, PATTI	\$41.00
LES SCHWAB TIRE CENTERS OF MT INC	\$2,211.36
LHC, INC	\$388.32
LIBERTY NORTHWEST	\$65,767.21
LIETZ, CAROL	\$30.00
LILIENTHAL & SCHUMAN INSULATION CO	\$432.00
LINDBOM, MARY ANN	\$4.20
LIST, KATHERINE A	\$2,160.00
LITTLEFIELD, MARGARET	\$15.00
LOOSE ENDS UPHOLSTERY, LLC	\$129.00
LOREN'S CARPET CARE	\$400.00
LOVEALL, ORLETTA	\$24.00
LOZAR'S TOTAL SCREEN DESIGN	\$159.00
LUCE, GARY	\$16.20
LUEHR, STEPHANIE A	\$44.00
LUMSDEN, JOYCE	\$1.50
LUNA, CORA	\$5.40
LUND, JEANNINE M	\$46.00
MAC FARLANE, JENNIFER	\$283.50
MACDC	\$612.00
MACKOFF KELLOGG	\$36.00
MAGIC WANDA'S CLEANING SERVICE	\$247.00
MAHUGH FIRE & SAFETY, LLC	\$1,037.85
MAIL BOXES ETC.	\$0.00
MAIL ROOM, THE	\$9,340.53
MAKULEC, JENNIFER	\$3,575.00
MALKUCH, TINA LEE	\$520.00
MANAGHAN, BEVERLY	\$45.00
MARANTETTE, JAMES C	\$45.00
MARCUM, CAROLE	\$9.00
MARQUARDT, VERLAND E & VIOLA V	\$88.22
MARTY'S CAR AUDIO	\$85.00
MAYER, KATHLEEN	\$9.97
MCCARTHY, ALLISON	\$307.04
MCCORMICK, KEVIN	\$16.20
MCCRACKEN, ANNA	\$89.36
MCDERMOTT, DIANE	\$4.50
MCGLYNN, PATRICIA	\$248.00
MCMILLAN FIBERGLASS STOCKS INC	\$1,237.00
MCMILLAN, RUTH_2	\$10.95
MCNABB, SHANNON	\$86.25
MDM SUPPLY COMPANY	\$311.14
MEADOW GOLD DAIRIES INC	\$460.79
MEEKER, HAILY	\$83.95
MERIAL LIMITED	\$82.56
METAL WORKS & MUFFLER	\$223.12
MEYER, HATTIE	\$30.00
MEYER, PAULA	\$40.00
MICHELS, EVAN	\$8.00
MIDWAY MOTORS	\$16,000.00
MIDWAY RENTAL & POWER EQUIPMENT INC	\$766.80
MIDWEST TAPE	\$3,901.21
MILD FENCE COMPANY	\$11,141.83
MILL-LOG EQUIPMENT CO, INC	\$1,116.75
MILLER, WAYNE	\$888.05
MISSOULA CO DETENTION FACILITY	\$600.00
MJC&MCCA	\$175.00

APRIL 2009
(Continued)

MOBILFONE	\$2,237.55
MODERN MACHINERY CO, INC	\$2,106.25
MONTANA ACE - KALISPELL	\$6.98
MONTANA ASSN OF PLANNERS	\$120.00
MONTANA BOARD OF VETERINARY MEDICIN	\$80.00
MONTANA DEPARTMENT OF AGRICULTURE	\$148.00
MONTANA DIGITAL LLC	\$720.00
MONTANA ENVIRONMENTAL LAB LLC	\$420.33
MONTANA FENCE ERECTORS	\$900.00
MONTANA HIGHWAY PATROL	\$4,011.44
MONTANA HISTORICAL SOCIETY	\$29.00
MONTANA LAND PROJECT	\$1,403.50
MONTANA LEGISLATIVE SERVICES	\$37.00
MONTANA OE-CI TRUST FUND	\$9,062.50
MONTANA ONE CALL CENTER	\$486.27
MONTANA STATE COUNCIL SHRM	\$219.00
MONTANA STATE EXTENSION	\$4,447.94
MONTANA STATE LIBRARY	\$5,920.00
MONTANA STATE TREASURER	\$0.00
MONTANA STATE TREASURER 1	\$2,752.38
MONTANA SUPREME COURT	\$6,481.06
MONTGOMERY, RICHARD T	\$440.00
MOON, PATTI	\$118.34
MORRELL, GLENN JAMESON	\$57.00
MORRISON MAIERLE, INC	\$21,174.64
MORTON, BRETT	\$165.00
MOUNTAIN TRADER, INC	\$82.60
MOUNTAIN VIEW PET CREMATORY INC	\$496.00
MOUNTAIN WORKS COMMUNICATIONS LLC	\$500.00
MSU EXTENSION PUBLICATIONS	\$69.00
MURDOCH'S RANCH & HOME SUPPLY, INC	\$1,284.10
MURPHY, KATHY	\$25.80
MWI VETERINARY SUPPLY	\$985.48
NAGARA	\$150.00
NALDRETT, RUTH N	\$130.93
NATIONAL BUSINESS FURNITURE INC	\$497.59
NATIONAL CRIME PREVENTION COUNCIL	\$1,208.75
NEWMAN TRAFFIC SIGNS	\$1,703.75
NITV	\$120.00
NOMAD TECHNOLOGIES INC	\$260.00
NORCO, INC	\$1,135.03
NORIX GROUP INC	\$969.53
NORMAN, LANCE	\$68.00
NORMONT EQUIPMENT CO	\$1,586.30
NORTH VALLEY SEARCH & RESCUE	\$434.50
NORTH VALLEY SENIOR CENTER	\$155.00
NORTHWEST IMAGING PC	\$423.75
NORTHWEST MONTANA HUMAN RESOURCES	\$22,895.37
NORTHWEST PARTS & EQUIPMENT	\$1,651.72
NORTHWEST PIPE FITTINGS INC	\$928.47
NORTHWEST PORTABLES LLC	\$825.00
NORTHWEST TRUCK REPAIR INC	\$1,690.01
NORTHWESTERN ENERGY	\$6,386.35
NORTHWESTERN ENERGY 1	\$8,746.91
NOVKO KALISPELL	\$1,197.53
NURTURING CENTER INC	\$8,178.08
O'CONNELL, COLTEN R.	\$24.00
OBERLITNER, BRENDA	\$115.00
OBERMILLER, VIRGINIA	\$1.35
OCCUPATIONAL HEALTH & WELLNESS SRVS	\$1,956.50
OFFICE DEPOT	\$45.33
OFFICEMAX INCORPORATED	\$891.22
OLSON, HENRY HANS	\$26.40
OLSON, WENDY	\$749.46
OREGON DEPT OF JUSTICE	\$111.69
OTT, SANDY K	\$34.00
OTTO, ALBERT WALTER	\$15.85

APRIL 2009
(Continued)

PACIFIC STEEL & RECYCLING	\$309.55
PAGE NORTHWEST	\$1,258.42
PAISLEY, LINDA	\$14.40
PAPERDIRECT	\$122.84
PARADIGM MANAGEMENT PC	\$86,115.79
PARK SIDE FEDERAL CREDIT UNION	\$1,503.05
PARKER, CHARLEE	\$6.00
PARKER, MARY JANE	\$43.20
PAULSON, JOAN	\$40.25
PEKLEWSKY, JOHN LEONARD	\$76.60
PENCO POWER PRODUCTS	\$2,529.19
PENNE, RUSS	\$45.00
PERFECT CUTS	\$113.91
PERSONNEL PLUS INC	\$350.00
PETERS, STEPHEN R	\$40.40
PETERSEN, THERESE M	\$108.69
PETERSON, LYNDA	\$45.00
PETTY CASH - REFUSE DISPOSAL DIST.	\$61.49
PETTYJOHN'S THE WATER STORE INC	\$224.50
PFRIMMER, CAROLYN	\$45.00
PHIL'S PLUMBING, INC	\$820.00
PHILLIPS, DONALD W	\$22.20
PHOTO VIDEO PLUS	\$717.60
PHYSICIANS TRUST INC.	\$1,500.00
PIER, ETHEL	\$40.20
PIERCE MFG. COMPANY INC	\$229.35
PIERCE, LAURA	\$75.14
PIERCE, RUSSELL A	\$38.20
PIERSON TRUCK PARTS	\$168.55
PIERSON, DEBBIE	\$352.23
PILSCH, COREY	\$50.00
PINNACLE INVESTIGATION CORP	\$107.04
PIONEER EQUIPMENT & SUPPLY CO	\$194.54
PORTER, CAROLYN	\$93.50
PRINTLINK LTD	\$545.70
PRO CLEAN CAR WASH	\$9.50
PROFESSIONAL RODEO COWBOYS ASSN	\$1,300.00
PROFORCE MARKETING INC	\$1,280.00
PRORIDER INC	\$462.90
PROTECTIVE PRODUCTS INTERNATIONAL	\$592.44
PRUNTY, DAVID ROBERT	\$63.36
PURDY, ERIKA S.	\$137.50
QUALIFICATION TARGETS INC	\$800.36
QWEST	\$550.14
R&S NORTHEAST, LLC	\$71.75
RANCH COUNTY WATER DISTRICT	\$58.25
RANDOM HOUSE INC	\$24.00
RBM LUMBER	\$966.00
REA, ROBERT DENNIS	\$65.00
RED LION HOTEL-KALISPELL	\$539.28
RESPOND SYSTEMS OF MONTANA	\$190.70
RICE, BRANDON	\$151.68
RIMROCK STAGES INC	\$1,196.25
RIVERSIDE GARAGE DOORS INC	\$99.00
ROBERT PECCIA & ASSOCIATES INC	\$12,500.00
ROBINSON, KITT	\$42.50
ROCKY MOUNTAIN HEART & LUNG	\$140.00
ROCKY MOUNTAIN IMAGES INC	\$834.21
ROCKY MOUNTAIN TRUCK CENTER	\$1,048.48
ROLL, ARLEN	\$65.73
RON'S ALIGNMENT INC	\$200.00
ROSAUERS	\$83.87
ROSAUERS 1	\$17.97
ROWE, SHARON K	\$246.00
ROYBAL'S ABBEY CARPET	\$5,046.73
RUBY, ALAN	\$24.75
RUSSELL, MARION	\$13.80

APRIL 2009
(Continued)

SALISH KOOTENAI COLLEGE	\$2,215.25
SANDERS COUNTY LEDGER	\$41.00
SANDERS, RAY	\$7.70
SANOFI PASTEUR, INC	\$2,565.33
SAPP, TRISTA	\$118.00
SAXBY, VICKI	\$105.50
SCARFF AUTO CENTER INC	\$164.49
SCHAEFER PSYCHIATRIC SERVICES	\$2,500.00
SCHERING PLOUGH ANIMAL HEALTH CORP	\$765.00
SCHLEGEL & SONS CONTRACTOR INC	\$1,300.00
SCHMIDT, JOAN CONSULTANT	\$1,596.00
SCHNACKENBERG, LORENE	\$4.80
SCHOOL DISTRICT #5	\$23.36
SCHRAEDER, CLAIRE	\$15.00
SCHWEGEL, LOIS	\$52.20
SECRETARY OF STATE	\$660.00
SELBYS	\$48.64
SENEY, DORIS	\$45.00
SEVIER, MARY	\$179.99
SEXAUER	\$1,286.91
SHAFFNER'S BINDERY	\$133.41
SHARE CORP	\$228.94
SHEFFELS, MARCIA M	\$74.77
SHENANDOAH COUNTY SHERIFF'S OFFICE	\$0.00
SHEPARD'S GLASS INC	\$65.00
SHERO, EMMA	\$13.20
SIENKNECHT, CAROL	\$405.29
SILVERTIP EMERGENCY PHYSICIANS	\$479.50
SILVERTIP ENGRAVING	\$7.50
SIX ROBBLEES' INC	\$91.39
SJORDAL, PAULINE	\$15.00
SKRAMOVSKY, TAMMY	\$982.13
SKYBERG, RICHARD J	\$0.00
SKYBERG, RICK	\$99.98
SMITH, ABAGAIL	\$437.50
SMITH, DOUGLAS C, DMD PLLC	\$176.04
SMITHS CUSTOMER SERVICE	\$250.62
SNYDER, LAURENCE	\$45.00
SOFTCODE, INC	\$3,200.00
SOLID WASTE SYSTEMS INC	\$1,820.75
SPECIAL FRIENDS ADVOCACY PROGRAM	\$1,909.29
SPENCER FLUID POWER	\$1,192.73
SPENCER, HANNA	\$28.95
SPENCER, HANNA 2	\$33.00
SPIRIT DOCUMENT SERVICES	\$90.00
ST MARIE GRAPHICS LLC	\$1,155.52
STANDARD STATIONERY SUPPLY COMPANY	\$4,459.31
STAPLES	\$155.72
STAPLES CREDIT PLAN	\$1,367.32
STATE PUBLIC DEFENDER	\$140.00
STERICYCLE INC	\$84.56
STEVENS, LEROY	\$45.00
STOUT, BONITA L	\$14.88
SULLIVAN BROS. CONSTRUCTION INC	\$1,250.00
SUPER 1 FOODS	\$344.92
SUPER 1 FOODS 1	\$203.72
SVENNUNGENSEN, SETH	\$27.89
SWANK ENTERPRISES	\$173,509.07
SWANK ENTERPRISES 1	\$221,302.33
SWARTZ, JOHN A	\$344.79
SWISS CHALET EXCAVATING	\$1,950.00
SWT ENGINEERING, INC	\$17,429.32
SYKES PHARMACY INC	\$5.00
SYSCO FOOD SERVICES OF MONTANA INC	\$5,325.92
TALBOT, VAL	\$30.00
TASER INTERNATIONAL	\$350.00
TAYLOR, ROSAINNE 1	\$17.10

APRIL 2009
(Continued)

TERRY'S SMALL ENGINE & REPAIR	\$31.50
THARPE, JAMES	\$34.80
THIESEN, LYNDEL	\$37.00
THOMAS, DEAN & HOSKINS INC	\$135.00
THOMAS, KENNETH S	\$28.50
THOMPSON MD, ARTHUR	\$156.74
THOMPSON, BOB	\$14.40
THOMPSON, CAROLINE	\$15.60
THOMSON WEST	\$168.00
THORING, ELAINE P	\$19.80
THREE RIVERS BANK	\$24,198.17
TIRE GUIDES INC	\$73.26
TIRE-RAMA WEST	\$2,891.04
TNT SOFTWARE	\$425.00
TOMBARGE, BEVERLY J	\$7.20
TONERPORT INCORPORATED	\$1,082.50
TRACKER SOFTWARE CORP, INC	\$500.00
TRAVELERS PROPERTY CASUALTY	\$2,298.30
TRI-STATE TRUCK & EQUIPMENT INC	\$41.88
TRIMBLE NAVIGATION LTD	\$1,631.85
TRIPLE W EQUIPMENT INC	\$5,360.53
TRIPPET'S PRINTING	\$1,748.00
TRS	\$669.28
TYLER, PETE	\$73.80
UM DEPARTMENT OF GEOGRAPHY	\$20.00
UNITED WAY OF FLATHEAD COUNTY	\$196.00
UNIVERSAL ATHLETIC SERVICE INC	\$270.18
UPS	\$20.18
UPTOWN MENTAL HEALTH CENTER, INC	\$3,419.94
US BANK	\$650.00
US POSTAL SERVICE	\$5,000.00
US RECORDINGS	\$7.00
VALCON DISTRIBUTING LTD INC	\$0.00
VALIC	\$2,933.00
VALLEY WIDE CLASSIFIED	\$77.14
VAN MULLEM, ED	\$45.00
VAN SWEDEN, ROBERT P	\$109.80
VANDEHEY, LISA	\$85.00
VANTAGEPOINT TRANSFER AGENTS-457	\$575.35
VAUDT, LINDSEA M.	\$237.50
VEITCH, ROBERT	\$2.10
VERIZON WIRELESS	\$873.28
VERIZON WIRELESS 2	\$6,120.40
VESSIE, DANETTE	\$202.51
VISA	\$190.68
VOERMANS, JOSEPH	\$2.10
VONDAL, DAYLE R	\$10.50
VONDAL, DAYLE R 1	\$45.00
VOSEN, FERN	\$6.00
WALLACE WILDLIFE SERVICES, LLC	\$467.50
WALSTEN ENTERPRISES, INC	\$5,046.00
WARDEN PAPER	\$16,166.20
WARNE CHEMICAL & EQUIPMENT CO	\$303.01
WEATHERS, THOMAS C & LEANN	\$5,927.54
WELLING, STEPHEN	\$100.00
WEST PAYMENT CENTER	\$139.00
WEST, DANIEL	\$70.00
WESTATE MACHINERY COMPANY	\$2,200.00
WESTERN BUILDING CENTER 3	\$7,186.78
WESTERN CONFERENCE OF TEAMSTERS	\$1,703.00
WESTERN STATES EQUIPMENT COMPANY	\$514,614.48
WHITE, JODY BETH	\$138.71
WHITEFISH AUTO PARTS INC	\$6,968.91
WHITEFISH CREDIT UNION	\$2,274.50
WHITEFISH GOLDEN AGERS	\$625.00
WHITEFISH LAKE INSTITUTE	\$2,217.68
WHITEFISH POLICE DEPT	\$5,000.00

APRIL 2009
(Continued)

WILDER, DR WALLACE S	\$100.00
WILLIAMS, JAN	\$45.00
WILLIAMS, RICHARD	\$47.64
WILLIAMS, RICHARD F	\$45.00
WILLIAMS, VIRGINIA	\$90.90
WOLL, PETE	\$15.40
WOMEN'S PROFESSIONAL RODEO ASSOC.	\$100.00
WOODS, JUSTIN	\$141.60
WORKPLACE INC	\$2,691.07
XEROX CORPORATION 2	\$484.07
YEAGER, TONY	\$22.80
YEATS, SHIRLEE	\$1.65
YERIAN, LARRY	\$17.92
ZEE MEDICAL SERVICE	\$450.91

Grand Total: \$2,481,874.85

Claims for the month of April 2009 approved this first day of May, 2009.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

By/s/Paula Robinson
Paula Robinson, Clerk

PUBLIC NOTICE

The Board of Commissioners of Flathead County did this 1st day of May, 2009, approve payroll and claims for payment in the amount of \$3,917,505.78 for the period beginning April 1, 2009 and ending on April 30, 2009.

The full and complete claim list is available for public view in the Office of the Clerk & Recorder, Flathead County Courthouse, Kalispell, Montana. Individual requests for personal copies will be accepted by the Clerk and Recorder.

Dated this 1st day of May, 2009.

**BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana**

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

**By /s/Paula Robinson
Paula Robinson, Clerk**

Publish May 17, 2009

APRIL 2009
(Continued)

PUBLIC NOTICE

The Board of County Commissioners' proceedings for Flathead County for the period of April 1, 2009, thru April 30, 2009, are now available for public review in the Office of the Clerk and Recorder, Flathead County Courthouse, Kalispell, Montana.

Individual requests for personal copies will be accepted by the Flathead County Clerk and Recorder, Flathead County, Courthouse, Kalispell, Montana.

Dated this 1st day of May, 2009.

**BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana**

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

**By /s/Paula Robinson
Paula Robinson, Clerk**

Publish May 17, 2009

FRIDAY, MAY 1, 2009

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Lauman, Commissioners Brenneman and Dupont, 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 May 4, 2009.
