
MONDAY, JUNE 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.

NO MEETINGS SCHEDULED

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

TUESDAY, JUNE 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.

Commissioner Brenneman PT opened public comment on matters within the Commissions' Jurisdiction.

Rick Breckenridge, 1405 Hwy 2 South spoke about an open government guide produced out of Helena in which he specifically addressed open meeting laws. His comments were in response to an article in the Daily Interlake which was signed by the Commissioners that referenced conduct at the Somers meeting. There was continued discussion regarding the open meetings act. Breckenridge also made comment regarding the Planning Department's actions at the meeting mentioned along with concerns of expenditures.

No one else rising to speak, Commissioner Brenneman PT closed the public comment period.

PUBLIC HEARING: ANNEXATION TO SMITH VALLEY FIRE DISTRICT/ PARSONS

[9:30:36 AM](#)

Members present:

Commissioner Joseph D. Brenneman PT

Commissioner James R. Dupont

Members absent:

Chairman Dale W. Lauman

Others present:

Deputy County Attorney Jonathan Smith, Assistant Deputy County Attorney Tara Fugina, Clerk Kile

Commissioner Brenneman PT opened the public hearing to anyone wishing to speak in favor or opposition of annexing property in the Smith Valley Fire District.

No one rising to speak, Commissioner Brenneman PT closed the public hearing.

Commissioner Dupont made a **motion** to adopt Resolution 2212. Commissioner Brenneman PT **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

RESOLUTION NO. 2212

WHEREAS, the Board of Commissioners of Flathead County, Montana, received a petition, pursuant to Section 7-33-2126, M.C.A., requesting that certain property be allowed to withdraw from the West Valley Fire District and be annexed to the Smith Valley Fire District;

WHEREAS, the territory to be withdrawn and annexed, described on the attached Exhibit A, is located in Section 12, Township 28 North, Range 22 West, Flathead County, Montana and containing 6 acres of land more or less;

WHEREAS, a Notice of Public Hearing was published on June 16 and June 23, 2009, giving notice that the Commissioners would hear protests to the requested withdrawal and annexation;

WHEREAS, the Board of Commissioners conducted the public hearing as noticed and received input from the public on the requested withdrawal and annexation; and;

WHEREAS, the Board of Commissioners has determined that the requested withdrawal and annexation would result in a more advantageous proximity to the firefighting facilities of the Smith Valley Fire District for the annexed property and more advantageous communications with the firefighting facilities of the Smith Valley Fire District for the annexed property.

TUESDAY, JUNE 30, 2009
(Continued)

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the Board of Commissioners of Flathead County, that the petition is granted and the property described on the attached Exhibit A, and located in Section 12, Township 28 North, Range 22 West, Flathead County, Montana, is hereby withdrawn from the West Valley Fire District and annexed to the Smith Valley Fire District.

Dated this 30th day of June, 2009.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By _____
Dale W. Lauman, Chairman

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

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

ATTEST:
Paula Robinson, Clerk

By/s/Diana Kile
Diana Kile, Deputy

EXHIBIT "A"

A tract of land in the Southwest Quarter of Section 12, Township 28 North, Range 22 West, M.P.M., Flathead County, Montana, particularly described as that parcel on COS #1062, excepting therefrom: the tract of land described by Warranty Deed recorded June 26, 1996, in the Office of the Flathead County Clerk & Recorder under Reception No. 199617815450; and

Excluding therefrom the tract of land described by Bargain and Sale Deed recorded September 4, 1998, in the Office of the Flathead County Clerk & Recorder under Reception No. 199824716340; and

Excluding therefrom the tract of land described by Bargain and Sale Deed recorded September 4, 1998, in the Office of the Flathead County Clerk & Recorder under Reception No. 199824716330.

MEETING W/ RON CARLIN/ FOREST SERVICE RE: REQUEST APPROVAL OF PUBLIC ACCESS OFF COUNTY ROADS FOR DISPERSED CAMPING ON ADJACENT FOREST SERVICE LANDS

[9:38:28 AM](#)

Members present:

Commissioner Joseph D. Brenneman PT
Commissioner James R. Dupont

Members absent:

Chairman Dale W. Lauman

Others present:

Assistant Deputy County Attorney Tara Fugina, Rob Carlin, Dave Skinner, John Sinrud, Clerk Kile

Carlin reported the Flathead Forest Service is in the process of completing a Motor Vehicle Use Map that will display information for motorized users operating on public lands administered by Flathead National Forest. He then explained the map will identify designated roads where motorized access for dispersed camping is allowed up to 300 feet off of open roads. Carlin noted there are several roads in Flathead County that provide direct access to public lands.

Commissioner Dupont questioned the access in regards to camping use only or if a person would be allowed to cut down a tree.

Carlin stated this proposal letter only refers to camping use and mentioned there were many additional inquiries for example firewood cutting. Carlin again stated only disperse camping use was authorized at this time.

Brenneman clarified that the purpose of this meeting was to ask for approval from the Commissioners to include on this Motor Vehicle Use Map areas that can be accessed from county roads.

Carlin explained the map is still in production.

Commissioner Dupont made a **motion** to take the request under advisement. Commissioner Brenneman PT **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

TUESDAY, JUNE 30, 2009
(Continued)

MEETING W/ JEFF HARRIS PLANNING & ZONING OFFICE RE: BOARD OF ADJUSTMENTS VACANCY

10:00:10 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, Planning & Zoning Office Administrator Mary Sevier, Gary Krueger, Clerk Kile

Harris reported a letter of resignation was received from Tony Sagami a Board of Adjustment member who has moved out of the area. He then asked the commission to accept his resignation and asked for direction in filling the position with their bylaws not having a written procedure in place for filling vacancies.

Commissioner Brenneman PT made a **motion** to accept the resignation of Tony Sagami and directed the Planning Office to advertise for the appropriate length of time for interested applicants so an appointment can be made to this position, and further to bring forward the bylaw changes necessary to address this issue. Commissioner Dupont **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

BUDGET AMENDMENTS: HEALTH DEPT.

10:15:58 AM

Members present:

Commissioner Joseph D. Brenneman PT
Commissioner James R. Dupont

Members absent:

Chairman Dale W. Lauman

Others present:

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

Commissioner Dupont made a **motion** to approve Budget Amendment Resolution 2213. Commissioner Brenneman PT **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

BUDGET AMENDMENT
RESOLUTION # 2213

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 2008-2009; 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 30th day of June 2009.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By: _____
Dale W. Lauman, Chairman

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

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

ATTEST:
Paula Robinson, Clerk

By/s/Diana Kile
Diana Kile, Deputy

**TUESDAY, JUNE 30, 2009
(Continued)**

DATE OF ISSUE:	6/10/09		BUDGET ENTRY			VOUCHER NO.:	
DATE OF RECORD:						Entered by:	
		RESOLUTION #	RESOLUTION #2213				
Fund	Dept	ACTIVITY	OBJECT	ACCOUNT DESCRIPTION	DEBIT	CREDIT	
2967	0190	331138		CANCER PROGRAM GRANT	35,117.00		
				CARRY OVER BUDGETED TO USE		12,328.00	
2967	0190	440110	210	OFFICE SUPPLIES		1,806.00	
2967	0190	440110	212	SMALL ITEM EQUIPMENT		1,000.00	
2967	0190	440110	215	COMPUTER EQUIP/SFTWR		2,000.00	
2967	0190	440110	228	EDUCATIONAL SUPPLIES		1,500.00	
2967	0190	440110	311	POSTAGE		474.00	
2967	0190	440110	380	TRAINING		6,648.00	
2967	0190	440110	398	CONTRACTED SERVICES		9,361.00	
Explanation					0.00	35,117.00	
BCHP FY09 Contract was higher than anticipated. We had budgeted to use \$12,328 in carry over \$.							
We will NOT be using any carryover for FY09. (see attached)							

DATE OF ISSUE:	6/9/09					VOUCHER #:	
DATE OF RECORD:						Entered by:	
Resolution 2213 (Cont'd)							
Fund	Dept	ACTIVITY	OBJECT	ACCOUNT DESCRIPTION	DEBIT	CREDIT	
2977	0190	331127		BIOTERRORISM GRANT		17,065.00	
2977	0190	440155	212	SMALL ITEM EQUIPMENT	5,000.00		
2977	0190	440155	215	COMP EQUIP/SFTWR/HRDWR	875.00		
2977	0190	440155	398	CONTRACTED SERVICES	11,190.00		
					FY09 BUDGET AMENDMENT	17,065.00	17,065.00
Bioterrorism was awarded \$17,065 additional funding (see attached).							

DATE OF ISSUE:	6/10/09		BUDGET ENTRY			VOUCHER NO.:	
DATE OF RECORD:						Entered by:	
RESOLUTION #2213 (Cont'd)							
Fund	Dept	ACTIVITY	OBJECT	ACCOUNT DESCRIPTION	DEBIT	CREDIT	
2283	0190	334111		FLATEHAD VALLEY SAFE KIDS		15,000.00	
2283	0190	440117	110	SALARIES	5,397.00		
2283	0190	440117	141	UNEMPLOYMENT	21.00		
2283	0190	440117	142	INDUSTRIAL ACCIDENT	63.00		
2283	0190	440117	143	HEALTH INSURANCE	854.00		
2283	0190	440117	144	FICA	336.00		
2283	0190	440117	145	PERS	371.00		
2283	0190	440117	147	MEDICARE TAX	77.00		
2283	0190	440117	150	LIFE INSURANCE	14.00		
2283	0190	440117	210	OFFICE SUPPLIES	1,642.00		
2283	0190	440117	228	EDUCATIONAL SUPPLIES	1,000.00		
2283	0190	440117	229	OTHER OPERATIONAL SUPPLIES	3,525.00		
2283	0190	440117	311	POSTAGE	100.00		
2283	0190	440117	378	TRAVEL	950.00		
2283	0190	440117	398	CONTRACTED SERVICES	650.00		
Explanation					15,000.00	15,000.00	
Buckle Up Flathead runs March 1st - September 30, 2009 (see attached)							

DATE OF ISSUE:	6/8/09		BUDGET ENTRY			VOUCHER NO.:	
DATE OF RECORD:						Entered by:	
RESOLUTION #2213 (Cont'd)							
Fund	Dept	ACTIVITY	OBJECT	ACCOUNT DESCRIPTION	DEBIT	CREDIT	
2973	0190	331143		MIAMI		5,000.00	
2973	0190	440172	398	OTHER CONTRACTED SERVICES	5,000.00		
Explanation					5,000.00	5,000.00	
Received \$5,000 to purchase data reporting system. The money will be received in FY09, but expenses might be in FY10							

TUESDAY, JUNE 30, 2009
(Continued)

CONSIDERATION OF PERMISSION FOR D.A. DAVIDSON TO BID ON GENERAL OBLIGATION BONDS

[10:15:47 AM](#)

Members present:

Commissioner Joseph D. Brenneman PT
Commissioner James R. Dupont

Members absent:

Chairman Dale W. Lauman

Others present:

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

Smith stated D. A. Davidson being the counties Financial Advisor has asked for permission to bid on general obligation bonds for \$6.1 million. He pointed out everyone else has been presented the same information that D.A. Davidson has.

Commissioner Dupont made a **motion** to sign the letter to grant permission to D.A. Davidson to bid on the bonds. Commissioner Brenneman PT **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

AUTHORIZE COUNTY ATTORNEY'S OFFICE TO SIGN CLOSING PAPERS: 1115 1ST AVENUE WEST PURCHASE

[10:18:53 AM](#)

Members present:

Commissioner Joseph D. Brenneman PT
Commissioner James R. Dupont

Members absent:

Chairman Dale W. Lauman

Others present:

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

Commissioner Dupont made a **motion** to authorize Jonathan Smith to sign closing papers on behalf of Flathead County. Commissioner Brenneman PT **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

MEETING W/ TOM SANDS/ SANDS SURVEYING RE: FOX HILL ESTATES, PHASE 3 RSID

[10:30:23 AM](#)

Members present:

Commissioner Joseph D. Brenneman PT
Commissioner James R. Dupont

Members absent:

Chairman Dale W. Lauman

Others present:

Assistant Mike Pence, Planner Alex Hogle, Assistant Deputy County Attorney Tara Fugina, Tom Sands, Erica Wirtala, Terry Leighty, Mark Leighty, Sandy Leighty, Sam Leighty, Clerk Kile

Sands explained Fox Hill Estates, Phase 3 was approved a few months ago and with preliminary plat approval they agreed to the requirement of paving Mennonite Church Road. He then explained when the RSID came out there was an assessment for \$92,000.00. Sands then said there is an additional \$3,000.00 assessment on a specific parcel with this RSID and once it is divided between the 8 lots it would add up to \$11,875.00 per lot, which was not what they anticipated. Sands asked that the engineer reconsider these numbers.

Commissioner Brenneman confirmed that the Leighty's agreed on the preliminary plat requirement to pave 1,056 feet of the road.

Sands said the cost to pave the road should be approximately \$30,000.00 and that this RSID at \$95,000.00 was very excessive. He also explained that Phase 3 is not recorded at this time and if it ends up not getting recorded the RSID monies will not be received.

General discussion was held regarding paving of roads in subdivisions which is required due to the fact it mitigates a dust issue. Discussion continued in regards to property owners paving the road versus the counties responsibility to keep the roads in shape and the exact intent of the condition.

Pence stated they want to be fair in applying the same standards to all proposed subdivisions and said there needs to be clarification on whether or not the road needs to be brought up to standard and then pave or just the paving.

Discussion continued in regards to assessments.

Sands stated in his experience for the last 37 years it has been his understanding if there was a problem with the road you fixed the problem but did not rebuild the entire road. He stated if this policy has changed he would like to see it in writing.

General discussion continued in regards to paving 1,056 feet at a later date if necessary.

Commissioner Brenneman agreed that the county should bring the road up to standards.

Pence stated the County Road Advisory Committee should also advise on these subjects.

TUESDAY, JUNE 30, 2009
(Continued)

Commissioner Brenneman summarized the issues and stated there needs to be specifics on what needs to be done to meet the condition of approval.

Sands stated he feels they should only have to pay for paving 1,056 feet of the road.

Discussion was held in regards to rewording the condition in which a decision was made to take this situation under advisement and design a proposal to change the condition on the preliminary plat.

Hogle said legal access and physical access are a requirement in order to buy the lots. He stated there is legal access but to meet the physical part of the access the road does need to meet standards regarding required road width. Hogle agreed that it would be wise to take the time to consider all policy implications.

Sands again stated this is a county road and the county has a responsibility to keep it up to standards.

Commissioner Brenneman stated that in this instance there needs to be language that states the paving and leveling will be provided by the subdivider.

Discussion was held regarding continuing this meeting and rescheduling it at a later date.

DECISION RE: HEALTH INSURANCE SCREENING

[11:02:33 AM](#)

Members present:

Commissioner Joseph D. Brenneman PT
Commissioner James R. Dupont

Members absent:

Chairman Dale W. Lauman

Others present:

Assistant Mike Pence, Assistant Deputy County Attorney Tara Fugina, Public Works Director Dave Prunty, HR Director Raeann Campbell, Wynn Zellmer, Shirley Zellmer, Clerk Kile

Commissioner Dupont commented that he felt there was more than ample time to complete the tests and survey required to become eligible for the reduction in Flathead County's Health Insurance deductible.

Commissioner Brenneman agreed with Commissioner Dupont.

Commissioner Dupont made a **motion** to deny the appeal. Commissioner Brenneman PT **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

DOCUMENTS FOR SIGNATURE: 911 PUBLIC SAFETY & NON-SWORN UNION CONTRACTS

[11:06:48 AM](#)

Members present:

Commissioner Joseph D. Brenneman PT
Commissioner James R. Dupont

Members absent:

Chairman Dale W. Lauman

Others present:

Assistant Mike Pence, Assistant Deputy County Attorney Tara Fugina, Public Works Director Dave Prunty, Clerk Kile

Commissioner Dupont made a **motion** to approve the 911 Public Safety and Non-Sworn Union contracts. Commissioner Brenneman PT **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

COS REVIEW: KHOURY

[11:09:06 AM](#)

Members present:

Commissioner Joseph D. Brenneman PT
Commissioner James R. Dupont

Members absent:

Chairman Dale W. Lauman

Others present:

Planner Dianna Broadie, Assistant Deputy County Attorney Tara Fugina, Jamie Sands, Jenney Khoury, Clerk Kile

Broadie reviewed the proposal to divide 13.442 acres located north of Highway 2 along Kienas Road into the following:

Tract 1	9.441 Acres to be transferred to Kristopher, Son (and Jenny Khoury)
Tract 2	4.001 Acres to be retained by Dan Khoury

Commissioner Brenneman asked if there was a home on proposed tract 2.

Jenney Khoury stated there is no home on proposed tract 2 and that their intention is to build on the 9 acre parcel shortly.

Jamie Sands stated she did not feel this was an evasion of the subdivision and platting act.

TUESDAY, JUNE 30, 2009
(Continued)

Commissioner Brenneman PT made a **motion** to approve the COS for Khoury. Commissioner Dupont **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

DOCUMENTS FOR SIGNATURE: GASB 45 VALUATION/ ACTUARIES NORTHWEST

[11:20:40 AM](#)

Members present:

Commissioner Joseph D. Brenneman PT
Commissioner James R. Dupont

Members absent:

Chairman Dale W. Lauman

Others present:

Assistant Mike Pence, Finance Comptroller Joe Garza, HR Director Raeann Campbell, Assistant Deputy County Attorney Tara Fugina, Clerk Kile

Garza reported GASB45 has a new requirement that an actuaries study has to be done to determine the cost to the county to cover new hires and potential retirees. The fee for the first evaluation study to be conducted in 2009 will be \$7,000 and subsequent evaluations in 2011 and 2013 will be \$5,000.

Commissioner Dupont made a **motion** to approve the document for signature. Commissioner Brenneman PT **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

DOCUMENT FOR SIGNATURE: DPHHS CONTRACT #09-07-4-31-015-0

[11:30:27 AM](#)

Members present:

Commissioner Joseph D. Brenneman PT
Commissioner James R. Dupont

Members absent:

Chairman Dale W. Lauman

Others present:

Assistant Mike Pence, Assistant Deputy County Attorney Tara Fugina, Clerk Kile

Commissioner Dupont made a **motion** to approve the DPHHS Contract. Commissioner Brenneman PT **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

DOCUMENT FOR SIGNATURE: NOXIOUS WEED GRANT/ WEED & PARKS DEPT.

[11:26:08 AM](#)

Members present:

Commissioner Joseph D. Brenneman PT
Commissioner James R. Dupont

Members absent:

Chairman Dale W. Lauman

Others present:

Assistant Mike Pence, Assistant Deputy County Attorney Tara Fugina, Finance Comptroller Joe Garza, Clerk Kile

Commissioner Dupont made a **motion** to approve the document for signature and authorized the chairman to sign. Commissioner Brenneman PT **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

DOCUMENT FOR SIGNATURE: DEQ CONTRACT #506025

[11:31:05 AM](#)

Members present:

Commissioner Joseph D. Brenneman PT
Commissioner James R. Dupont

Members absent:

Chairman Dale W. Lauman

Others present:

Assistant Mike Pence, Assistant Deputy County Attorney Tara Fugina, Clerk Kile

Commissioner Dupont made a **motion** to approve DEQ Contract #506025. Commissioner Brenneman PT **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

7:00 p.m. Commissioner Brenneman: Flathead County River Commission meeting @ Earl Bennett Bldg., 3rd Floor Conference Room

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

**JUNE 2009
(Continued)**

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

2M COMPANY INC	\$50.40
3M HZX1772	\$659.41
48 NORTH PC CIVIL ENGINEERING SERVICES	\$3,281.32
A & I DISTRIBUTORS	\$2,511.21
A+ MGR	\$527.50
ABC BUSINESS SOLUTIONS	\$795.27
ADAMS, LORI	\$51.00
ADAPCO, INC.	\$657.99
ADVANCED REFRIGERATION & APPLIANCE INC	\$734.10
ADVANCED RESTAURANT SUPPLY INC	\$551.22
AFLAC	\$2,778.94
AFSCME COUNCIL 9	\$3,904.95
AHNER, TRAVIS	\$549.79
ALBERTSON LIBRARY INTERLIBRARY LOAN	\$15.00
ALBRECHT & CO	\$1,893.72
ALERT LEVY FUND	\$967.50
ALLEGIANCE BENEFIT PLAN MANAGEMENT	\$21,926.14
ALLIANCE TITLE & ESCROW CORP	\$144,322.78
ALLTEL	\$523.50
ALPINE BUSINESS CENTER	\$4,360.00
ALPINE CABINETS	\$2,265.00
AMERICAN ARBITRATION ASSOCIATION	\$643.06
AMERICAN LINEN DIVISION	\$1,323.66
AMERICAN PRINTING INC	\$425.00
AMERICAN TITLE	\$5.00
AMERIGAS PROPANE INC	\$10.00
AMSAN CUSTODIAL SUPPLY	\$6,541.41
ANDERS BUSINESS SOLUTIONS	\$105.00
ANDERSEN, VICTOR	\$16.40
ANDERSON'S MASONRY HEARTH & HOME	\$27.15
ANDERSON, DIANE	\$120.00
ANDERSON, ZACHERY DAVID	\$29.95
ANDY'S AUTO GLASS	\$60.00
ANYTIME LOCK & SAFE	\$14,423.55
APCO AFC	\$210.00
API SYSTEMS INTEGRATORS INC	\$479.32
APPEL, CYRIL	\$7.80
APPLIED COMMUNICATIONS LLC	\$9,216.00
APPLIED INDUSTRIAL TECHNOLOGIES INC	\$222.00
APPLIED WATER CONSULTING LLC	\$4,028.25
ARAMARK	\$82.97
ARC ENV. ENTERPRISES, INC.	\$1,765.00
ARMY - NAVY	\$3,789.60
ARNOUX, BRANDY	\$94.00
ASCEND STRATEGIES INC	\$2,500.00
ASPEN PUBLISHERS INC	\$203.65
ASPHALT DRUM MIXERS INC	\$1,043.80
ATCO INTERNATIONAL	\$92.40
AUSTIN FUNERAL HOME	\$500.00
BACON, TONY	\$536.94
BAKER & TAYLOR ENTERTAINMENT	\$19.99
BAKER, GUY	\$1,008.18
BARNES, CAROL A	\$16.95
BARNES, CONI	\$166.69
BARNETT, RUSSELL	\$34.90
BARTLETT, JAMES C	\$305.40
BATES, ROB MD	\$5,000.00
BEARGRASS CONSTRUCTION, LLC	\$675.00
BECK CABINET & CASEWORK INC	\$6,249.00
BEE BROADCASTING INC	\$1,500.00
BEHE,CONNIE	\$69.16
BENNETT ELECTRIC	\$650.00
BERNA PRODUCTS CORP	\$1,600.00
BERRY COMPANY, THE	\$223.20
BERTELSEN, SALLY KAY	\$1,153.45
BIG JOHN'S	\$343.98
BIG SKY ANIMAL CLINIC	\$140.50
BIG SKY COMMUNICATIONS INC	\$265.00
BIG SKY PROPERTIES OF MONTANA, INC.	\$150.00
BIGFORK POST OFFICE	\$40.00
BIGFORK SENIOR CITIZENS	\$300.00
BIGFORK WATER/SEWER DISTRICT	\$113.50
BIGGS HOME REFRIGERATION	\$90.00
BINETTE, ANDREW	\$11.16

**JUNE, 2009
(Continued)**

BIRKY, PERRY K MD	\$300.00
BLACK MOUNTAIN SOFTWARE, INC	\$6,016.00
BLANKENSHIP RURAL FIRE DISTRICT	\$564.00
BLUE CROSS/BLUE SHIELD	\$150.39
BOB BARKER CO INC	\$1,275.27
BOLSTER'S TOWING INC	\$377.00
BOOKS WEST	\$32.22
BRASS & BULLETS	\$147.10
BRESNAN COMMUNICATIONS LLC	\$77.13
BRODY CHEMICAL	\$546.93
BROKERS NATIONAL LIFE	\$3,132.80
BRYAN, BRANDI	\$408.10
BUECHLE, JAMES	\$11.00
BUFFALO HILL FUNERAL HOME	\$4,650.00
BULLIS, RICHARD A.	\$1,366.72
BURKE, RUTH	\$80.00
BURKHART DENTAL SUPPLY	\$8,049.16
BURNS, JUDY	\$121.00
BURTON, JAMES H.	\$2,326.50
BURTONS SATELLITE INC	\$480.75
C SPECIALTIES, INC	\$272.22
C'MON INN	\$350.96
CALM ANIMAL CARE PC	\$90.00
CAMPBELL PET COMPANY	\$230.15
CAMPBELL, RAEANN L 1	\$4.64
CARDINAL DISCOUNT SUPPLY INC	\$1,937.97
CARDINAL HEALTH	\$4,213.20
CARDINAL HOME CENTER	\$144.95
CARQUEST AUTO PARTS STORES	\$2,824.83
CBK SERVICES INC	\$292.70
CBM FOOD SERVICE	\$24,856.58
CD'A METALS	\$258.98
CDW GOVERNMENT INC	\$8,300.00
CENTER FOR RESTORATIVE YOUTH JUSTICE	\$3,256.56
CENTRAL FIBER CORPORATION	\$16,239.01
CENTURYTEL 4	\$21,935.36
CHAIN SAW SALES AND SERVICE INC	\$42.95
CHAMPS	\$355.00
CHANNING BETE COMPANY INC	\$111.92
CHILD SUPPORT DIVISION	\$1,821.60
CHILTON, JIM	\$23.00
CHISHOLM & CHISHOLM PC	\$12.00
CHRISTENSEN, BRAD	\$28.30
CHS INC - KALISPELL	\$3,529.27
CHS INC.,BY-PRODUCTS	\$118,567.76
CHUTE, LINCOLN	\$57.00
CITIZENS FOR A BETTER FLATHEAD	\$967.00
CITYSERVICEVALCON	\$127,148.46
CLARK, SAMUEL J	\$550.00
CLINICAL PATHOLOGY ASSOC	\$82.60
CLINICAL PHARMACY, THE	\$2,704.12
COCA-COLA BOTTLING	\$263.05
COCHRAN, MINDY	\$70.33
COLONIAL LIFE AND ACCIDENT INS CO	\$10.50
COLUMBIA CONTAINERS	\$190.00
COLUMBIA FALLS RURAL FIRE DISTRICT	\$367.95
COLUMBIA FALLS, CITY OF	\$33,113.22
COLUMBIA MORTUARY	\$250.00
COLUMBIA PAINT & COATINGS	\$373.77
COMMERCIAL MACHINE SERVICES, INC	\$1,811.22
COMPUTER CONNECTIONS	\$40.00
COMPUTER SOFTWARE ASSOCIATES, INC	\$158,019.51
COMSTOR INFORMATION MANAGEMENT, INC	\$504.33
CONRAD MAIN STREET LLC	\$3,388.66
CONRAD, CHARLES	\$11.52
CONSOLIDATED ELECTRICAL DIST, INC	\$25.58
COOK PAINTING, INC	\$940.00
CORAL SALES COMPANY	\$168.00
CORAM/WEST GLACIER FIRE DEPARTMENT	\$1,060.35
CORBELLE, LAURA	\$100.00
CORPORATE EXPRESS	\$27,248.49
CORRIGAN, EDWARD	\$264.62
COSNER COMTECH INC	\$3,824.15
CRANS, NANCY	\$90.00
CREDIT BUREAU OF KALISPELL	\$270.00
CRESCENT ELECTRIC SUPPLY CO	\$1,303.24

**JUNE, 2009
(Continued)**

CRIME SCENE PRODUCTS	\$2,463.25
CRIMINAL RECORDS	\$146.25
CULLIGAN WATER	\$3,594.82
CULPEPPER, NICOLE	\$748.96
CURTIS, HOWARD D	\$120.38
DAHLEM ESQ, MICHAEL	\$200.00
DAILY INTERLAKE	\$3,923.55
DALEN S DIESEL SERVICE INC	\$10,506.10
DALLAS COUNTY CONSTABLES	\$70.00
DATA IMAGING SYSTEMS INC	\$1,769.68
DAVIS PIPE & MACHINERY, INC	\$557.31
DE LAGE LANDEN FINANCIAL SERVICES	\$995.28
DECK, LESLIE	\$2,510.47
DELL MARKETING LP	\$19,087.78
DEMCO, INC	\$93.17
DEMOSS, DALE	\$24.10
DEPRATU FORD SALES	\$374.41
DEPT OF ADMINISTRATION 2	\$110.00
DEPT OF JUSTICE 6	\$1,150.00
DEPT OF LIVESTOCK	\$75.38
DEPT OF NATURAL RESOURCES & CONSERV	\$32,863.00
DEPT OF PUBLIC HEALTH & HUMAN SRVS 1	\$2,151.00
DEPT OF REVENUE 5	\$63,726.93
DEPT OF REVENUE 8	\$2,245.24
DICKMAN, DANIEL	\$49.79
DIGITAL COMMUNICATIONS SYSTEM, INC	\$10,526.79
DIRECT COMMUNICATIONS SYSTEMS INC	\$9,160.00
DOOLEY CINDY M CPA	\$8,795.60
DRUMMOND, ROBERT G 1	\$1,380.00
DTG MAPS	\$348.11
DUROS, LAURA LEE	\$261.00
DYKSTRA, TED O JR	\$150.00
E THOMAS ELECTRIC & SUPPLY	\$236.59
EARTH TECH ENVIRONMENTAL	\$1,275.00
EAST GLACIER VOLUNTEER FIRE DEPT	\$312.52
ECLINICAL WORKS	\$1,623.75
EDGERTON, COBY	\$250.00
EDMUNDSON, TONY	\$55.01
EGGUM, VICKIE	\$622.33
EHRICH, MARIA	\$250.00
EISINGER HONDA	\$80.14
EISINGER MOTORS	\$472.72
ELECTION ADMINISTRATION REPORT	\$219.00
ELECTRICAL SYSTEMS INC	\$22,919.68
ELLIOT, RANDI	\$121.55
EMPIRE ESTATES HOA	\$5.00
EMPIRE OFFICE MACHINES INC	\$814.47
EMS INSIDER	\$215.00
ENDICOTT, MICHAEL J	\$250.00
ENFORCEMENT TECHNOLOGY GROUP INC	\$1,199.50
ENVIRO-TIRE INC	\$2,175.70
EQUITABLE LIFE ASSURANCE SOCIETY	\$265.00
EQUITY MANAGEMENT INC TRUST	\$577.08
EREKSON, ALLANA	\$20.25
ERICKSON'S POOLS & SPAS	\$49.00
ERICKSON, CONNIE	\$350.35
ESRI INC	\$2,755.00
EVERCOM SYSTEMS INC	\$1,820.00
EVERGREEN DISPOSAL INC	\$17,175.48
EVERGREEN VOLUNTEER FIRE DEPARTMENT	\$26,647.15
EXPRESS EMPLOYMENT PROFESSIONALS	\$22,377.99
FARMER BROTHERS CO	\$165.00
FASTENAL COMPANY	\$523.27
FASTENERS INC	\$384.58
FAUSKE, PETE	\$25.80
FEDEX EXPRESS	\$72.57
FERGUSON ENTERPRISES, INC	\$4,281.29
FICKLER OIL COMPANY INC	\$446.58
FIRE LOGISTICS INC	\$1,534.24
FIRST AMERICAN SPECIALTY SERV	\$21.00
FIRST AMERICAN TITLE CO 2	\$80.00
FIRST BANKCARD	\$33,540.96
FIRST INTERSTATE BANK TRUSTEE	\$4,914.02
FISHER, CLYDE	\$16.50
FISTER, NICOLE	\$81.00
FLATHEAD BEACON	\$1,050.00

**JUNE, 2009
(Continued)**

FLATHEAD BUSINESS JOURNAL	\$356.00
FLATHEAD CARE	\$3,000.00
FLATHEAD CITY-COUNTY HEALTH DEPT	\$40.00
FLATHEAD CO SEARCH & RESCUE	\$609.09
FLATHEAD CO TREASURER	\$15.00
FLATHEAD CO WATER & SEWER	\$20.95
FLATHEAD CONCRETE PRODUCTS INC	\$12,050.00
FLATHEAD ELECTRIC CO-OP	\$22,763.87
FLATHEAD JANITORIAL & RUG SERVICE	\$450.00
FLATHEAD LAKE LODGE	\$800.00
FLATHEAD PET EMERGENCY	\$163.16
FLATHEAD VALLEY CHEMICAL DEP CLINIC	\$37,043.00
FLATHEAD VALLEY COMMUNITY COLLEGE 2	\$600.00
FLATHEAD VALLEY UMPIRE'S ASSOC.	\$6,140.00
FLIEHLER, DOUG	\$250.00
FOOD SERVICES OF AMERICA	\$7,793.51
FOY, GUY A	\$1,476.88
FRANCIS, DORIS	\$15.30
FRANKLIN, JASON & CARRIE	\$29.00
FREY, ROLAND	\$23.00
FUGINA, TARA	\$184.12
Fuhrman, Marilyn	\$2,187.08
FUN BEVERAGE	\$325.00
GAFFANEY, KEITH & JANICE	\$1,879.15
GALLES FILTER SERVICE, INC.	\$53.65
GARDNERS RV & TRAILER CENTER	\$5,900.00
GAYLORD BROTHERS, INC	\$690.45
GCR TIRE CENTER	\$6,371.74
GE CAPITAL HEALTHCARE FINANCIAL SERVICES	\$75,727.76
GERG, KEN	\$47.00
GLACIER BANK	\$6,640.41
GLACIER CLEAN CAR WASH	\$325.80
GLACIER DENTAL GROUP, PC	\$201.00
GLACIER WHOLESALERS INC	\$2,611.11
GLASS DOCTOR	\$195.00
GLAXOSMITHKLINE FINANCIAL INC	\$6,042.00
GLOBAL PROTECTION CORP	\$190.00
GOLD RUSH CLOTHING COMPANY	\$499.50
GRADE 8 EARTHWORKS	\$750.00
GRAY AUTOMOTIVE PRODUCTS CO	\$5,500.00
GREASE MONKEY	\$62.08
GREAT NORTHERN PBE	\$135.99
GREAT WEST DISTRIBUTING LLP	\$32.87
GREEN, JESSE	\$188.00
GRIZZLY MOON MASH, LLC	\$99.11
GRIZZLY SECURITY ALARMS INC	\$1,494.00
GROB, LEWIS	\$110.00
GUIDO, KEVIN	\$480.00
GUNDERSON, BRUCE	\$531.63
HAGLUND, PAMELA	\$58.20
HARBORVIEW MEDICAL CTR	\$69.27
HARPER, MARCY	\$48.00
HARTSOCH, DOROTHY	\$700.00
HARWOOD, MARK	\$100.00
HATFIELD, BARBARA	\$36.00
HATT, GARY	\$48.10
HEALTH E-WEB	\$552.00
HEDMAN HILEMAN & LACOSTA	\$7.00
HEFTY, REBECCA	\$34.00
HELENA ACCOMODATIONS	\$155.18
HELGESON, JOE	\$8.40
HELM, JENNIE	\$363.94
HENRY SCHEIN	\$9,201.31
HICKS, NANCY	\$12.55
HIGH COUNTRY LINEN SUPPLY	\$2,051.23
HIGH PLAINS PIZZA INC	\$19.24
HILL'S PET NUTRITION SALES INC	\$1,744.75
HILL, KELLY	\$103.00
HILTON GARDEN INN KALISPELL	\$269.72
HOLIDAY INN EXPRESS 2	\$82.39
HOLLINGER, DIA	\$48.10
HOLLINGER, SCOTT	\$24.20
HOLST, ROBERT	\$28.50
HOME DEPOT CREDIT SERVICES	\$624.60
HOOPER'S NURSERY AND GREENHOUSES	\$348.05
HOTSY CLEANING SYSTEMS	\$6,200.00

**JUNE, 2009
(Continued)**

HOUK, CINDY	\$16.96
HOUSE OF CLEAN	\$1,417.15
HSBC BUSINESS SOLUTIONS 2	\$1,300.85
HUBLEY, JOHN P	\$100.00
HUDSON, JERREL	\$13.50
HUGH, DOUGLAS P	\$170.00
HULLA, WES	\$65.65
HUTCHISON, ALICE F	\$1,600.00
HUTTON, PAM	\$79.00
HYDROMETRICS INC	\$3,511.66
I C C I	\$1,650.00
IBS INCORPORATED	\$892.29
IKON OFFICE SOLUTIONS	\$139.70
IKON OFFICE SOLUTIONS 1	\$564.04
IKON OFFICE SOLUTIONS 2	\$73.25
IN THE LINE OF DUTY INC	\$704.00
INGRAM LIBRARY SERVICES	\$13,540.35
INSTRUCTIONAL VIDEO	\$52.48
INSTY PRINTS	\$964.48
INTEGRATED PAYMENT SYSTEMS, INC	\$0.00
INTEGRATED SECURITY SOLUTIONS INC	\$35,965.77
INTERNAL REVENUE SERVICE	\$300.00
INTERNATIONAL UNION OF OP ENGINEERS	\$2,469.75
INTERSTATE ALARM CO	\$304.00
INTERSTATE POWER SYSTEMS	\$49.50
IRRIGATION EQUIPMENT SALES INC	\$250.00
J2 OFFICE PRODUCTS	\$24,045.55
JACOBS, WENDEE	\$180.00
JANITORS WORLD SUPPLIES	\$2,344.70
JCL EQUIPMENT SALES	\$18,985.00
JOHNSON CONTROLS INC	\$240.00
JOHNSON-GLOSCHAT FUNERAL HOME	\$800.00
JOM PHARMACEUTICAL SERVICES	\$8,114.40
JONES, CHRISTINE	\$174.78
JORDT, HOLLY	\$155.89
JOURNAL OF EMERGENCY MEDICAL SERVIC	\$40.00
JSI RESEARCH & TRAINING INSTITUTE	\$65.00
KALISPELL AUTO PARTS	\$4,763.67
KALISPELL CITY 1	\$5,722.53
KALISPELL CITY AMBULANCE SERVICE	\$432.11
KALISPELL COPY & BLUE INC	\$1,553.64
KALISPELL DOWNTOWN ASSOC.	\$75.00
KALISPELL OVERHEAD DOOR SERVICE INC	\$83.15
KALISPELL POLICE DEPARTMENT	\$7,789.76
KALISPELL REGIONAL MEDICAL CENTER 1	\$960.00
KALISPELL REGIONAL MEDICAL CENTER 2	\$92,274.54
KALISPELL SENIOR CENTER	\$766.65
KALISPELL TOYOTA	\$35.00
KALISPELL TRANSMISSION CENTER	\$615.00
KALMONT DISTRIBUTORS INC	\$1,382.00
KALVIG, JANICE 2	\$115.00
KAMAN INDUSTRIAL TECHNOLOGIES CORP	\$1,118.54
KAR PRODUCTS	\$954.19
KARI DODGE CHRYSLER PLYMOUTH HYUNDA	\$48.60
KAUFMAN, VIDAL, HILEMAN & RAMLOW PC	\$4.00
KELLY, BRIAN	\$210.00
KEN PEDERSEN PUMPING SERVICE	\$500.00
KENWORTH SALES MISSOULA	\$670.89
KIEFER	\$565.95
KINKADE, LAMONT	\$385.08
KLEMPPEL, GINA	\$15.40
KLS HYDRAULICS & MACHINE WORKS LLC	\$1,180.14
KMART 7030	\$333.45
KNOX, LAVERNE	\$379.53
KOIS BROTHERS EQUIPMENT CO	\$5,843.40
KOSKELA, SHIRLEY	\$16.95
KRANTZ, ADELE	\$203.60
KRUCKENBERG, JEFF 1	\$289.77
LAISY, WAYNE	\$90.00
LAKE COUNTY SEARCH & RESCUE	\$310.00
LAKE FIVE PROPERTIES, LLP	\$2,028.41
LAKESIDE COMMUNITY CHAPEL	\$300.00
LAMPSON, CECILE	\$41.70
LANDIS, JEANE	\$94.00
LANKTREE GLASS, INC	\$533.67
LARANCE & SYTH PC	\$9.00

**JUNE, 2009
(Continued)**

LASALLE SAND & GRAVEL	\$1,650.00
LAW FIRM OF ALLEN T RATCLIFFE JR	\$7.00
LAWRENCE, PAULETTE	\$4,745.94
LAWSON PRODUCTS, INC.	\$3,690.98
LC STAFFING SERVICE INC	\$10,076.57
LEAVITT, JENNIFER	\$34.66
LEAVITT, SHAUNA	\$200.00
LENOIR, RODNEY	\$25.20
LES SCHWAB TIRE CENTER #904	\$1,877.40
LEWIS, VIRGINIA	\$657.00
LHC, INC	\$1,447.55
LIBERTY NORTHWEST	\$110,615.11
LILIENTHAL INSULATION COMPANY LLC	\$8,447.00
LIST, KATHERINE A	\$2,320.00
LITTLE FEET LITERATURE	\$200.00
LN CURTIS & SONS	\$8,955.00
LOIA, DAVID & PATRICIA	\$14.00
LONG, KRISTINA ANN	\$2,015.00
LOREN'S CARPET CARE	\$400.00
LOW ENTERPRISES INC	\$2,998.00
LOWE'S	\$23.94
LOZAR'S TOTAL SCREEN DESIGN	\$551.90
LUCE, GARY	\$30.70
M&M COMMUNICATIONS INC	\$198.50
MAC FARLANE, JENNIFER	\$31.35
MACKENZIE, VIVENNE GAIL	\$16.95
MACKOFF KELLOGG	\$16.00
MACO/JPIA	\$3,000.00
MACON SUPPLY	\$13,855.74
MAGIC WANDA'S CLEANING SERVICE	\$450.00
MAHUGH FIRE & SAFETY, LLC	\$725.90
MAIL ROOM, THE	\$16,923.35
MAINE K-9 SERVICES INC	\$2,422.00
MAKULEC, JENNIFER	\$3,878.28
MANUFACTURERS NEWS INC	\$72.00
MARINO, TOM	\$66.79
MARTIN CITY FIRE DISTRICT	\$254.00
MARTIN, EMILY	\$120.00
MARTINSON, DENNIS O	\$16.40
MASTER'S TOUCH, THE LLC	\$4,934.98
MAXIMUM LEVY FUND	\$219.23
MAYER, KATHLEEN	\$13.48
MCBRIDE, JENNIFER	\$135.00
MCCANN, HOLLY	\$64.47
MCCORMICK, JACK	\$35.10
MCFADDEN, LUCY	\$28.50
MCGLYNN, PATRICIA	\$102.25
MCKEEN, SANDRA	\$129.99
MDM SUPPLY COMPANY	\$202.63
MEADOW GOLD DAIRIES INC	\$827.54
MEDICAL ARTS PHARMACY	\$95.25
MERCK & COMPANY INC	\$4,525.54
MERIAL LIMITED	\$775.50
METAL WORKS & MUFFLER	\$233.92
MICHAELS CONVENIENCE STORES INC	\$120.51
MIDWAY RENTAL & POWER EQUIPMENT INC	\$1,295.08
MIDWEST CANCER SCREENING	\$1,434.76
MIDWEST TAPE	\$6,685.72
MILD FENCE COMPANY	\$6,588.17
MISSOULA TRUCK SALES INC	\$176.67
MOBILFONE	\$1,391.75
MODERN MACHINERY CO, INC	\$644.10
MONTANA ACE - KALISPELL	\$194.49
MONTANA ASSN OF COUNTIES	\$52.50
MONTANA ASSN OF SCHOOL BUSINESS OFF	\$120.00
MONTANA CO ATTORNEYS ASSOCIATION	\$525.00
MONTANA DIGITAL LLC	\$720.00
MONTANA DPHHS - SUMMER INSTITUTE	\$222.00
MONTANA ENVIRONMENTAL LAB LLC	\$274.00
MONTANA HIGHWAY PATROL	\$6,906.89
MONTANA LAND PROJECT	\$13,981.34
MONTANA LAW ENFORCEMENT ACADEMY	\$332.00
MONTANA MAGISTRATES ASSN	\$400.00
MONTANA OE-CI TRUST FUND	\$9,989.27
MONTANA ONE CALL CENTER	\$190.31
MONTANA PRIMARY CARE ASSOCIATION	\$30.00

**JUNE, 2009
(Continued)**

MONTANA PUBLIC EMPLOYEES ASSN	\$864.00
MONTANA REFINING COMPANY	\$6,547.98
MONTANA RIVER GUIDES	\$1,650.00
MONTANA VEBA HRA ADMINISTRATOR	\$68.56
MONTANA WEED CONTROL ASSOCIATION	\$75.00
MONTGOMERY, RICHARD T	\$7,360.00
MOORE MEDICAL LLC	\$374.35
MOORING TAX ASSET GROUP, LLC	\$70,202.34
MORRELL, GLENN JAMESON	\$6.00
MORRISON MAIERLE, INC	\$16,370.47
MOTOROLA	\$1,189.02
MOUNTAIN VIEW PET CREMATORY INC	\$256.00
MSPOA	\$670.00
MSU EXTENSION PUBLICATIONS	\$80.70
MURDOCH'S RANCH & HOME SUPPLY, INC	\$4,979.54
MWI VETERINARY SUPPLY	\$3,286.18
MY SHOP	\$779.00
NACCHO	\$1,013.92
NAIL, SHARON	\$250.00
NATIONAL 4H COUNCIL-SUPPLY SERV	\$50.74
NAVARRO COUNTY SHERIFFS OFFICE	\$75.00
NEWMAN TRAFFIC SIGNS	\$2,911.70
NEWMAN, MARK	\$19.70
NEWMAN, MICHAEL M. MD PC	\$900.00
NOFTSINGER, DAVID	\$44.80
NOMAD TECHNOLOGIES INC	\$260.00
NORCO, INC	\$1,913.86
NORMONT EQUIPMENT CO	\$13,124.00
NORTH AMERICAN BUS INDUSTRIES INC	\$376.29
NORTH VALLEY HOSPITAL INC	\$741.83
NORTH VALLEY SEARCH & RESCUE	\$1,658.60
NORTH VALLEY SENIOR CENTER	\$650.00
NORTHERN ENERGY INC	\$110.58
NORTHSTAR PRINTING INC	\$266.00
NORTHWEST DRUG TASK FORCE PEPI FUND	\$1,528.00
NORTHWEST FUEL SYSTEMS	\$125.90
NORTHWEST IMAGING PC	\$185.04
NORTHWEST MONTANA HUMAN RESOURCES	\$3,918.42
NORTHWEST PARTS & EQUIPMENT	\$1,598.47
NORTHWEST PIPE FITTINGS INC	\$247.68
NORTHWEST PORTABLES LLC	\$660.00
NORTHWEST REGIONAL RC&D	\$200.00
NORTHWEST TENT & AWNING	\$38.00
NORTHWEST TRUCK REPAIR INC	\$3,402.96
NORTHWESTERN ENERGY 1	\$12,179.31
NOVKO KALISPELL	\$611.68
NUTRITION MATTERS	\$40.00
OCCUPATIONAL HEALTH & WELLNESS SRVS	\$581.25
OFFICE DEPOT 1	\$385.94
OFFICEMAX INCORPORATED	\$177.13
OHS BODY SHOP INC	\$1,673.80
OLSON, WENDY	\$903.49
OREGON DEPT OF JUSTICE	\$223.38
ORKIN - GREAT FALLS	\$75.00
OTTOSEN, FLORENCE R	\$27.40
OWENS ESTATE, GAYLON F	\$600.00
OWENS, MARTHA	\$250.00
PACIFIC NORTHWEST ECONOMIC REGION	\$5,000.00
PACIFIC STEEL & RECYCLING	\$2,835.28
PAGE NORTHWEST	\$15,482.05
PAN WEST	\$6,766.03
PAPER CHASE COPY CENTER	\$239.50
PARADIGM MANAGEMENT PC	\$118,574.84
PARAGARD DIRECT	\$976.08
PARK SIDE FEDERAL CREDIT UNION	\$3,006.10
PARKER, JAMES	\$110.00
PATHWAYS HEALTHCHARE	\$3,938.00
PAULI, DAVID L	\$100.00
PAULSON, JOAN	\$19.55
PAULUS, ROBERT	\$28.50
PEEWEEES PORTA-POTTIES	\$405.00
PENCO POWER PRODUCTS	\$2,278.42
PERVAIS, PAULA	\$13.10
PETEDGE	\$322.18
PETTY CASH - AOA	\$46.83
PETTY CASH - EXTENSION	\$20.16

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(Continued)**

PETTY CASH - HEALTH	\$82.79
PETTY CASH - LIBRARY	\$119.51
PETTY CASH - REFUSE DISPOSAL DIST.	\$39.98
PETTY CASH - SHERIFF	\$181.72
PETTYJOHN'S THE WATER STORE INC	\$282.00
PFIZER ANIMAL HEALTH	\$440.00
PHIL'S PLUMBING, INC	\$593.00
PHILLIPS, DONALD W	\$7.20
PHILLIPS, JANCE	\$77.00
PHOTO VIDEO PLUS	\$417.38
PIERCE MFG. COMPANY INC	\$606.70
PILSCH, COREY	\$909.03
PINEDA, MAMYLENE	\$63.75
PINNACLE INVESTIGATION CORP	\$233.30
PLANT LAND INC	\$47.00
PLATT ELECTRIC SUPPLY INC	\$3.99
PLEASANTS, CALEB	\$127.00
PLUM CREEK NORTHWEST LUMBER INC 1	\$222.00
POORE, ROTH AND ROBINSON, P.C.	\$78.51
POSTERICK, ADRIENNE	\$6,280.99
PREVENT CHILD ABUSE ARIZONA	\$70.00
PROPERTIES NORTHWEST REAL ESTATE IN	\$150.00
PROVO, MICHELENE	\$42.53
PURDY, ERIKA S.	\$275.00
QUICK TICK INTERNATIONAL	\$1,679.07
QWEST	\$523.61
RADIO SHACK ACCOUNTS RECEIVABLE	\$32.41
RADIOACTIVE INC	\$211.80
RANCH COUNTY WATER DISTRICT	\$58.25
RANDOLPH, SHARON M	\$40.00
RANDOM HOUSE INC	\$72.00
RANKOSKY, JENNIFER	\$2,465.15
REA, ROBERT D	\$15.00
REBUCK, LAURELLA	\$34.00
RED LION HOTEL-KALISPELL	\$113.42
REGIONS INTERSTATE BILLING SERVICE	\$604.08
RELIABLE DISTRIBUTING INC	\$459.88
RELM COMMUNICATIONS INC	\$96.05
RENDAHL, ELIZABETH	\$26.10
RESPOND SYSTEMS OF MONTANA	\$67.27
RESULTS GROUP LTD, THE	\$1,950.00
RIEBE'S MACHINE WORKS INC	\$45.00
RIEBEN, TRACY	\$65.76
RIMROCK STAGES INC	\$2,046.80
RINGQUIST SIGNS, INC	\$524.65
ROBERT PECCIA & ASSOCIATES INC	\$14,438.10
ROCK CREEK LEGAL SERVICES PLLC	\$16.00
ROCKY MOUNTAIN HEART & LUNG	\$3,993.00
ROCKY MOUNTAIN IMAGES INC	\$2,290.67
ROCKY MOUNTAIN MECHANICAL INC	\$5,339.00
ROLL, ARLEN	\$11.40
RON'S ALIGNMENT INC	\$140.00
ROOBISH, IVAN	\$15.30
ROSAUERS 1	\$290.24
ROSCOE STEEL & CULVERT	\$12,341.67
ROSE COMMUNICATION	\$800.00
ROYBAL'S ABBEY CARPET	\$29,478.00
RUSSELL, JOSEPH W	\$180.00
SAFARILAND LLC	\$895.00
SANDERS, RAY	\$7.70
SANDON CONSTRUCTION CO	\$2,215.00
SANDS SURVEYING INC	\$14.00
SANOFI PASTEUR, INC	\$6,193.77
SCARFF AUTO CENTER INC	\$6.85
SCHAEFER PSYCHIATRIC SERVICES	\$2,500.00
SHELLINGER CONSTRUCTION CO, INC	\$1,461.74
SCHERING PLOUGH ANIMAL HEALTH CORP	\$982.50
SCHLAGENHAUFER, RON	\$23.33
SCHMIDT, JOAN CONSULTANT	\$2,250.00
SCHNEIDER, G W 1	\$119.00
SCHRAEDER, SUSAN	\$30.70
SCOTT-WILLIARDSON, MICHAEL	\$259.65
SELBYS	\$1,031.36
SELECT CLEANING	\$375.00
SEXAUER	\$399.56
SEYFERT, RANDELL	\$29.60

**JUNE, 2009
(Continued)**

SHAFFER, JUDITH	\$51.40
SHAFFER, LINDA	\$273.03
SHAFFER, RAYLENE	\$23.00
SHAPIRO, SHEILA ANN	\$41.50
SHARE CORP	\$3,555.78
SHEPARD'S GLASS SHOP INC	\$9,990.00
SHERWIN WILLIAMS	\$291.84
SHUR CLEAN PORTABLE TOILETS INC	\$75.00
SIENKNECHT, CAROL	\$284.13
SILVERTIP EMERGENCY PHYSICIANS	\$1,427.75
SILVERTIP ENGRAVING	\$81.99
SINGLETON, JASON	\$2,711.64
SIX ROBBLEES' INC	\$697.28
SLITER, EVERIT	\$250.00
SLITERS ACE	\$89.59
SMILE MAKERS	\$67.96
SMIRNOW, DAVID DR.	\$1,000.00
SMITH MEDICAL PARTNERS LLC	\$3,474.90
SMITH, JONATHAN	\$41.40
SMITH, VALKRYE LEFFEL	\$250.00
SMITHS CUSTOMER SERVICE	\$224.33
SNAPPY SPORT SENTER	\$103.12
SNOW CREST CHEMICALS LLC	\$471.30
SOLID WASTE SYSTEMS INC	\$6,453.53
SOMERS-LAKESIDE FIRE DEPT	\$154.00
SPENCER CONCRETE INC	\$70.00
SPENCER FLUID POWER	\$492.97
SPENCER, HANNA 2	\$41.40
SPILLMAN, JACK	\$335.80
SPIRIT DOCUMENT SERVICES	\$63.00
SPOKANE HOUSE OF HOSE, INC	\$75.28
SPORTSMAN & SKI HAUS	\$489.28
ST MARIE GRAPHICS LLC	\$2,992.15
STANFORD POLICE & EMERGENCY SUPPLY	\$20.60
STAPLES CREDIT PLAN	\$609.95
STAPLES CREDIT PLAN 1	\$64.15
STEELE, PETER	\$178.12
STERICYCLE INC	\$325.40
STOLLFUS, LARRY	\$250.00
STRATFORD VILLAGE HOA	\$5.00
SULLIVAN BROS. CONSTRUCTION INC	\$175.00
SUNDNAHL, JESSICA	\$43.70
SUPER 1 FOODS	\$11.46
SUPER 1 FOODS 1	\$356.97
SUTKUS, LEO A JR	\$25.75
SWANK ENTERPRISES 1	\$222,278.93
SWANSON, NANCY L	\$15.30
SWISS CHALET EXCAVATING	\$14,095.00
SWT ENGINEERING, INC	\$21,133.87
SYKES PHARMACY INC	\$70.00
SYSCO FOOD SERVICES OF MONTANA INC	\$5,379.96
T-BEND CONSTRUCTION INC.	\$1,505.00
TASER INTERNATIONAL	\$329.50
TAVERAS, VENECIA BAUTISTA	\$70.00
TEAMSTERS UNION LOCAL #2 1	\$1,000.00
TENNANT SALES & SERVICE COMPANY	\$375.60
TERRACON CONSULTANTS INC	\$190.00
TERRY'S SMALL ENGINE & REPAIR	\$5.25
TESSCO INCORPORATED	\$688.11
THOMAS PRINTING INC	\$2,892.50
THOMAS, DEAN & HOSKINS INC	\$2,674.00
THOMPSON, GARY H	\$13.10
THREE RIVERS BANK	\$20,287.24
THREE RIVERS EMS	\$14,524.87
TIMEKEEPING SYSTEMS INC	\$9,917.22
TINKEY, RAY	\$236.27
TIRE-RAMA WEST	\$38,756.67
TISCHLERBISE INC	\$8,585.00
TITAN MACHINERY	\$37,925.19
TKACHYK, KIPP	\$60.50
TOAVS, RANDY	\$49.50
TONERPORT INCORPORATED	\$4,673.25
TOP TO BOTTOM	\$25.18
TOTAL ACCESS GROUP INC	\$372.20
TRAVELERS PROPERTY CASUALTY	\$4,330.72
TREAT, PATRICIA	\$250.00

**JUNE, 2009
(Continued)**

TRI-STATE RESTAURANT SUPPLY INC	\$3,733.25
TRIMBLE NAVIGATION LTD	\$2,093.15
TRIPLE W EQUIPMENT INC	\$194,043.88
TRIPPET'S PRINTING	\$407.50
TROY VET SERVICE	\$270.00
TRS	\$669.28
TRUSTEE SERVICES, INC	\$14.00
TYLER, GEORGE	\$12.00
TYLER, PETE	\$28.80
TYLER, SHAWN	\$81.00
UI CONTRIBUTIONS PROGRAM	\$24,972.48
UNIQUE MANAGEMENT SERVICES INC	\$2,237.50
UNITED TOOL RENTAL INC	\$66.00
UNITED WAY OF FLATHEAD COUNTY	\$362.00
UPTOWN MENTAL HEALTH CENTER, INC	\$2,962.20
US BANK HOME MTG	\$7.00
US POSTAL SERVICE 7	\$1,860.00
US POSTMASTER 5	\$56.00
UTAH MEDICAL INSURANCE ASSOC	\$5,549.00
VALIC	\$5,776.00
VALLEY WELDERS & INDUSTRIAL SUPPLY	\$1,951.00
VALLEY WIDE CLASSIFIED	\$538.85
VALVOLINE EXPRESS CARE	\$42.99
VAN SWEDEN, ROBERT P	\$57.60
VANTAGEPOINT TRANSFER AGENTS-457	\$1,150.70
VERIZON WIRELESS 2	\$10,737.92
VISA	\$744.45
VONDAL, DAYLE R 1	\$18.00
VORTECH PHARMACEUTICALS LTD	\$310.65
WAGGENER, JIM	\$380.00
WALGREENS	\$140.05
WATSON, CHERYL	\$10.98
WATSON, JENNIFER	\$13.65
WATTERS, OLIVER E	\$34.00
WEATHERS, THOMAS C & LEANN	\$3,852.52
WELLCO FIRST AID & SAFETY	\$159.80
WESTATE MACHINERY COMPANY	\$2,200.00
WESTCOAST PAPER	\$3,796.49
WESTERN BUILDING CENTER 3	\$5,797.49
WESTERN CONFERENCE OF TEAMSTERS	\$1,793.50
WESTERN DETENTION PRODUCTS INC	\$2,895.02
WESTERN STATES EQUIPMENT COMPANY	\$4,724.45
WESTERN STATES INSURANCE	\$3,666.00
WESTLAND SEED	\$28,214.04
WHITE, JODY BETH	\$83.25
WHITEFISH AUTO PARTS INC	\$7,640.94
WHITEFISH CREDIT UNION	\$4.00
WHITEFISH CREDIT UNION 1	\$4,541.00
WHITEFISH FIRE DEPT	\$52,538.00
WHITEFISH GOLDEN AGERS INC	\$500.00
WHITEFISH POLICE DEPT	\$2,200.00
WILBER, VIRGINIA	\$28.50
WILKIN, DELBIE	\$125.00
WILLIAMS, CHRISTINA	\$313.91
WILLIAMS, DAVID G	\$23.00
WILLIAMS, RICHARD F	\$28.68
WILLIAMS, VIRGINIA	\$69.60
WINGATE INN 1	\$583.73
WINGERT, BLAISE	\$601.00
WINGERT, PETE	\$85.00
WOEPPPEL, DARIN	\$180.00
WOLL, PETE	\$15.40
WORKPLACE INC	\$52,229.41
WORLD BOOK INC	\$899.00
WRIGHT, FRANK	\$140.00
XEROX CORPORATION 2	\$362.53
YATCHAK, JANET A	\$100.00
ZEE MEDICAL SERVICE	\$677.82

Grand Total: \$3,290,478.68

JUNE, 2009
(Continued)

Claims for the month of June 2009 approved this first day of July, 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 July, 2009, approve payroll and claims for payment in the amount of \$4,493,556.93 for the period beginning June 1, 2009 and ending on June 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 July, 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 July 27, 2009

PUBLIC NOTICE

The Board of County Commissioners' proceedings for Flathead County for the period of June 1, 2009, thru June 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 July 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 July 27, 2009

WEDNESDAY, JULY 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.

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

8:45:20 AM

Members present:

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

Others present:

Assistant Mike Pence, County Attorney Ed Corrigan, Assistant Deputy County Attorney Tara Fugina, Planning Director Jeff Harris, Planner Andrew Hagemeyer, Mary Sevier, Roger Sullivan, Shirley Anderson, Kathy Robertson, Carolyn Verin, Ardis Larsen, Bill Baum, Robert Lopp, Barb Miller, Marty Wardle, Sharon DeMeester, Keviann Lynde, David Altic, Lacy Galpin, Michelle Ahern, Tina Jo Lerum, Pat Arnone, Keith Brown, Scott D. Cloninger, Robert D. Lanning, Carol Ask, John Dittman, William Lincoln, James Weakly, Shelby Nash Hunter, Rich DeJana, Doug Denmark, Cindy Lewis, Jeff Lewis, Gary Krueger, Larry Ask, Dave Thomas, Diana Thomas, Bruce Young, Gregg Schoh, Susan Handy, Richard Dillon, Ellie Allen, Dennis Reese, Jeremy Newell, Deb Newell, Gary Spetz, Marlene Spetz, Bruce Barrett, Bob Spoklie, James Sappington, Al Miller, Leonard Falk, Darren Clarke, Roy Hutchin, Anne Thompson, Susan Sullivan, Derek Skees, Andrew Guy, Beverly Etzler, Jim Etzler, Hannah Wahlert, Logan Esch, George Culpepper Jr., Steve Rosso, Allison McCarthy, Debbie Spaulding, Margaret S. Davis, Jack Thomson, Mickey Lapp, Mayre Flowers, Eric Hurst, Ginny Wilson, Gary Ridderhoff, Marc Liechti, Kelly Harris, Pam Holmquist, Clerk DeReu and multiple others were present but unable to determine their name due to the fact it was signed and not printed and or they were present outside the Commissioners meeting room due to capacity load.

Roger Sullivan, physical address 324 Boone Road in Somers expressed his gratitude for living in Flathead County. Sullivan stated an essential way to pass on the quality of life is through a thoughtful planning process. Practical challenges in the Flathead County include road dust and mechanisms are available to improve the challenges we have and that is planning. There is a menu available to implement our values into the future. This includes subdivision review and approval, the growth policy process, and zoning. The menu has to be carefully chosen from because it is important to look at the options.

Sullivan stated a neighborhood is a mechanism through which the entire community can participate and provide a foundation whether it occurs through subdivision review or zoning. Sullivan also stated the Somers community has been looking for a neighborhood plan for years. The Somers community has worked with the planning department and the commissioners for years so one day they would have a neighborhood plan. Their goal was to have a neighborhood plan without conflict and to achieve this was to encourage the citizens to participate in a planning process.

Sullivan commented that he has been involved in the planning processes in Flathead County for decades. He stated he is very proud of Flathead County and very grateful and proud of our Planning Department. He stated we have dedicated professionals who are unendingly courteous and very knowledgeable of the process. Crafted improvements have occurred over the years according to Sullivan. Sullivan encouraged the Commissioners to connect the dots and what connects them is planning.

Shirley Anderson, 1475 Helena Flats Road. Shirley handed out a guideline which she hoped the County would adopt regarding credibility of an organization.

Kathy Robertson, 111 Valley Vista Drive, Somers. Kathy feels one of the primary problems we are facing is the definition of property rights. Kathy commented that Somers property rights should be determined by those in Somers. Kathy inquired about the definition of 60% of an area when the area has not been defined. The citizens that went to the Somers meeting were there because they requested an explanation of what is a neighborhood plan. Kathy stated removing the 60% approval was only logical at this time so progress could continue.

Steve Rosso, 18988 Medicine Rock Lane, Lakeside. Rosso stated he observed and participated in a very public process this past fall and winter as the current draft Lakeside Neighborhood Plan was developed. He witnessed Lakeside Neighborhood Plan community members compromise and work together on a plan that is truly a consensus of a wide range of views from the community. Rosso stated he was not a member of the committee but offered to help and was welcomed at working meetings. Rosso also stated that Charles Lapp, also not a member of the committee, volunteered to help and was welcomed and attended almost every meeting. Rosso explained that both he and Charles had complete access to the website that has been incorrectly described as members only. Rosso ended his public comment briefly explaining the importance of having a neighborhood plan and expressing his support.

Robert Lopp, 52 West View Drive, Kalispell. Lopp commented that he grew up south of Lakeside and went to school in Somers. As a native of Flathead County, Lopp gave a brief family history. He also stated he spent 5 years on the Planning Board and explained the purpose of planning at that time was to bring people together, to bring neighborhoods into discussion and to develop a common protection for the values of that neighborhood. Lopp stated he is very pleased with the efforts going on in the Somers, Lakeside and Bigfork areas to develop neighborhood plans because that is a process of bringing people together and protects the value of everyone in the area.

Sharon DeMeester, 415 Chestnut Drive. Sharon explained when she moved to the valley they chose property in Ponderosa due to the fact there were covenants and she felt this would maintain the value of her home. Sharon stated she felt the problems we are experiencing now started with the process to write a new growth policy. She attended a meeting where the Planning Board members used markers on a large map of Flathead County depicting various areas that they wanted to be zoned. Sharon wanted to express that initially she felt the process was chaotic until more citizens attended and a lot of work was completed and out of this process we developed neighborhood plans. Sharon stated she is involved with the Riverdale Neighborhood Plan and as neighbors they are able to sit down together and discuss and are involved in the process. Sharon expressed the importance of being involved in your neighborhood plans.

WEDNESDAY, JULY 1, 2009
(Continued)

Allison McCarthy, resides at 551 North Juniper Bay Road in Somers and has lived there for 17 years. She started her public comment by thanking the Commissioners for the joint and public statement in support of a civil discourse in our valley. McCarthy stated she feels this sends a strong message to the citizens of the Flathead Valley. McCarthy expressed that whether we agree with our neighbors regarding the neighborhood plan it is important we treat each other with dignity and be respectful. McCarthy stated she supports planning, neighborhood planning and Jeff Harris along with his planning department.

Mayre Flowers, Citizens for a Better Flathead. Mayre stated that as a county taxpayer her tax payment includes a mill levy for the Planning Office. According to Mayre that money is intended for over 80 percent of the county residents who own less than five acres of land and are not developing their land to support planning in our community. Mayre also stated that she feels we need to support the work of the Planning Department in neighborhood planning which is one of the most important long range planning functions in Flathead County as well as our growth policy. Mayre stated that Citizens for a Better Flathead also wants to commend the Commissioners on the recent letter that was published in the Daily Inter Lake. She said the letter stated the behavior at the Somers Middle School discussing the neighborhood planning process will not be tolerated. The organization Mayre is involved with does not tolerate intimidation and encourages all sides to participate in public process. Mayre stated she has heard from others who have attended the Somers meetings who are concerned for their safety and the willingness to speak up. The Commissioners and the Planning Department have vital and important leadership roles in creating a safe environment when discussing these critical land use issues as we continue to grow. There was continued discussion on the growth impact of Flathead County and the importance of planning which Mayre feels protects property rights.

Charles Lapp, 3230 Columbia Falls Stage Road. Charles wanted to clarify his involvement regarding the e-mail situation. Charles stated his computer skills are limited and when he replied to an e-mail it came back undeliverable through the yahoo website. Ultimately Charles explained that he was unable to gain access to the yahoo website in question. Charles also stated he did attend the committee meetings and wanted to be a part of the planning process.

George Culpepper, 71 West Cottonwood Drive, Kalispell. George stated he is not speaking on behalf of any association or board that he is a member or representative of. Firstly, George wished to thank Commissioner Brenneman for acting upon the 25 mph speed limit signs on West Cottonwood Drive. Culpepper expressed his concerns regarding comments at the Whitefish City Council meeting. Planner George Smith attended the meeting and commented on the Whitefish Lakeshore Regulations and Blanchard Lake being in the doughnut. Culpepper stated he felt George was representing Flathead County and County Commissioners and it was a disservice to the Whitefish City Council.

Anne Thompson, 384 Ponderosa Street, Kalispell. Anne previously worked as a Planner at the Planning Department. Anne feels confident that this does not need to be an issue of property rights versus planning. Anne also expressed confidence in knowing Planning Director Jeff Harris and knowing how he runs his department. According to Anne if during a planning process there was a majority vote against the plan moving forward, she stated Jeff would not pull any strings to make it happen and follows the rules. Anne stated her focus is on public involvement and discussion and of keys to make the planning process work more efficiently. Anne expressed the importance of broadening the opportunity of community involvement through notification and providing information that will only benefit the process.

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

MEETING W/ JIM ETZLER RE: SOMERS AND LAKESIDE PLANNING PROCESS

9:20:43 AM

Members present:

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

Others present:

Assistant Mike Pence, County Attorney Ed Corrigan, Assistant Deputy County Attorney Tara Fugina, Planning Director Jeff Harris, Planner Andrew Hagemeyer, Mary Sevier, Roger Sullivan, Shirley Anderson, Kathy Robertson, Carolyn Verin, Ardis Larsen, Bill Baum, Robert Lopp, Barb Miller, Marty Wardle, Sharon DeMeester, Kevian Lynde, David Altic, Lacy Galpin, Michelle Ahern, Tina Jo Lerum, Pat Arnone, Keith Brown, Scott D. Cloninger, Robert D. Lanning, Carol Ask, John Dittman, William Lincoln, James Weakly, Shelby Nash Hunter, Rich DeJana, Doug Denmark, Cindy Lewis, Jeff Lewis, Gary Krueger, Larry Ask, Dave Thomas, Diana Thomas, Bruce Young, Gregg Schoh, Susan Handy, Richard Dillon, Ellie Allen, Dennis Reese, Jeremy Newell, Deb Newell, Gary Spetz, Marlene Spetz, Bruce Barrett, Bob Spoklie, James Sappington, Al Miller, Leonard Falk, Darren Clarke, Roy Hutchin, Anne Thompson, Susan Sullivan, Derek Skees, Andrew Guy, Beverly Etzler, Jim Etzler, Hannah Wahlert, Logan Esch, George Culpepper Jr., Steve Rosso, Allison McCarthy, Debbie Spaulding, Margaret S. Davis, Jack Thomson, Mickey Lapp, Mayre Flowers, Eric Hurst, Ginny Wilson, Gary Ridderhoff, Marc Liechti, Kelly Harris, Pam Holmquist, Clerk DeReu and multiple others were present but unable to determine their name due to the fact it was signed and not printed and or they were present outside the Commissioners meeting room due to capacity load.

Jim Etzler, 1600 Whalebone Drive Kalispell. Etzler commented his experience with the Planning Department has been the opposite of Anne Thompsons who spoke previously during public comment. Etzler stated he would like to relinquish his time to Tammi Fisher, Dale Williams, Russ Crowder and other members of the public in favor of the petition that will be forthcoming.

Tammi Fisher an attorney practicing in Kalispell passed out a handout regarding documentation in support of a request for an investigation of the Flathead County Planning and Zoning Office. Fisher presented the County Commissioners with information that she states reflects a systemic problem with a division of services in Flathead County. Fisher explained the packet of information contained documentation malfeasances, deliberate disregard for transparency in government, and violations of due process. Tammi stated this documentation substantiates that the Planning Office directed by Jeff Harris is not pursuing the objectives set forth by this county in the best interest of the citizens of Flathead County as a whole. Tammi continued discussion by reading the Flathead County's Core Values. Tammi stated that she feels the zoning administrator has wide authority and little accountability. Tammi also expressed that there are no checks and balances with our zoning administrator. There was discussion held regarding the powers of the zoning administrator in Flathead County.

WEDNESDAY, JULY 1, 2009
(Continued)

Tammie stated each section of the packet she has provided has documentation of noncompliance of MCA, the zoning regulations and county policy. Tammi explained the first page of each section contained a short form narration which she reviewed with the Commissioners.

The first narration read was regarding Tutvedt: Labeling a CUP "void" without any basis.

The Tutvedt Pit. Board of Adjustment approves the Conditional Use Permit, and the matter is appealed to the Supreme Court. Supreme Court tells the Board of Adjustment to fix some things with the permit. Jeff Harris takes this and tells the State of Montana DEQ that Tutvedt's permit is void. This was done without informing Tutvedt and to Tutvedt's severe prejudice. The DEQ then starts a timeline for Tutvedt to reclaim his pit. Despite my pleas to Harris to tell DEQ he was mistaken, and clear evidence that Tutvedt's permit was not, Tutvedt was forced to pay me thousands of dollars to get the District Court to scold and tell Harris he was wrong. DEQ knew he was wrong, but is bound by law to follow the representations of the local Zoning Administrator.

The second narration read was regarding Gary Krueger: No right to a fair review and hearing.

Gary Krueger. Krueger files an application for a batch plant. Jeff Harris refuses to do a full review of the application, as he determines the same is not necessary. Thus he refuses to provide the land use board and the Board of Adjustments all of the information it needs to make a valid decision, because Jeff Harris has determined a batch plant is not a permitted in West Valley, despite the zoning amendments implemented by the Board of Commissioners which state otherwise. Harris doesn't even do an analysis of the zoning regulations. Rather, he stated that the Board of Adjustments previously provided a definition, so no analysis is needed. What Harris misses is that the Board of Adjustments has no definitional authority, and both he and the Board of Adjustments are guided by the zoning regulation in effect at the time of the application. Krueger tries to get a fair hearing, and is denied by Harris because he does a full review. Now Krueger is left to appeal the Planning Directors decision not to give a full review. But who determines if the appeal is complete? Jeff Harris. And who advises the Board of Adjustments about the validity of his underlying decision not to give a full review? Jeff Harris. And who does the Board of Adjustments look to for advice and guidance? Jeff Harris. And through whose filter does the Board of Adjustments get their information? Jeff Harris. Gary Krueger cannot get a fair hearing because Jeff Harris has dictated he is not entitled to the same. So what will Krueger be left to do? Appeal to the District Court. Spend \$25,000 just to get a fair hearing. That is unconscionable.

The third narration read was regarding Tutvedt: No right to a fair review and hearing.

After the Supreme Court ruling in Tutvedt, we go back before the Board of Adjustments. Harris is supposed to provide a new staff report. He does – and it is laced with factual and legal inaccuracies. Harris is advised of the problems with the staff report and won't change what he has written, thereby misleading the Board of Adjustment. We ask to supply the Board of Adjustment with our own report/evaluation, written by a private planner. Harris refuses. States the Board of Adjustment is not entitled to have our report until the time of the hearing. This is a complex case, with complex legal analysis involved. We are forced to wait until the hearing to provide the Board of Adjustment with our information. The Board of Adjustment wants to know why they couldn't have the opportunity to review our materials before the hearing. Jeff Harris states he did not determine the same was appropriate. Thus, the board was left without the opportunity to fully review our information. Jeff Harris, in contravention to the Supreme Court Order, tells the Board of Adjustment that it can add conditions to the current permit. Tutvedt again has to file an appeal to District Court. Because of the poor advice, and filter of information to the Board, Tutvedt will likely spend another \$25,000.00 to correct Harris' errors. All he wanted was a fair and unbiased hearing. This wasn't the Board of Adjustment's fault, its Jeff Harris. He filtered the information that the Board of Adjustment was given before the hearing; failing to give the Board of Adjustment time to consider all the information from all sides of the issue. So much for a fair hearing.

The fourth narration read was regarding Lakeside Neighborhood Plan: Failure to Advise Committee; deliberate disregard for Open Meetings law; Defamation of Drafters of Growth Policy.

Lakeside Neighborhood Plan. Every meeting of a public board must be open to the public. Citizens have the right to observe the deliberations of all public bodies. Period

The first thing the Lakeside Neighborhood Plan Committee did in 2007 was set up a private, members-only website to share information and emails. A Planning Office employee was a member from the inception of this secret website, and Jeff Harris was privy to the e-mails shared on this site. The planning staff was lodged as "official members" of this group. To say they didn't know about it is preposterous and incredible.

The Lakeside Committee, at every step asked Jeff Harris and the Planning Staff to ensure they were doing everything right. Such as holding meetings in private homes. Such as maintaining a secret website. Rather than properly advise the Committee the Planning Office told them they were doing "everything" right. These people begged for advice; instead they unwittingly created liability for the County and two years of commitment to this project may be all for naught.

When members of the public, such as drafters of our Growth Policy, informed the Lakeside Committee that they were not following the open meetings law, the Committee turned to Jeff Harris for advice. Jeff Harris in turn, defamed these members of the public, and reassured the Committee they were doing "everything" right. The secret website and violation of the open meetings law is not the fault of the Lakeside Committee; it's the fault of our Planning Director who did have enough sense to actually evaluate the complaints to determine if they were credible. Instead, he advised the Committee to view the comments from these members of the public as "dribble".

WEDNESDAY, JULY 1, 2009
(Continued)

The fifth narration read was regarding Leicht Zoning District: Disparate Treatment of Applicants

Steve and Sherry Leicht. These residents applied to create a zoning district. Concerned that at a public meeting they would be met with resistance, they asked Jeff Harris if they should get an attorney to represent them at the meeting. The Planning Office referred them to several of their preferred attorneys. The Leichti's apparently were special though, because when they couldn't get an attorney to represent them, Jeff Harris volunteered that he and the County Attorney's office would use their resources to help the Leichti's through their presentation.

Not exactly equal treatment. This offer wasn't made to any of my clients.

The sixth narration read was regarding PumpCo: Disparate Treatment of Applicants.

PumpCo. Tutvedt and Krueger cannot get a fair hearing, let alone a streamlined application process. PumpCo can. They applied for a gravel pit on November 1 and had a pit on November 20. This pit was located adjacent to a large mobile home park.

This doesn't exactly reflect fair treatment.

The seventh narration read was regarding Randy Leavitt: Extortion

I was with Mr. Harris, George Smith and my client on my client's property when Mr. Smith called my client a "thief and a liar" to his face, because Mr. Harris and Mr. Smith had determined my client had violated the Lakeshore Regulations by performing work in the Lakeshore Protection Zone. Three weeks later, after I had to hire a surveyor to prove Mr. Smith and Mr. Harris wrong, no apologies for this behavior were forthcoming; rather the response to my client was, if you tell your lawyer not to sue us for screwing up, we will give you your permits.

I submit the letter on June 19 saying we won't sue you for your screw ups; on June 22 we get the permits. My client was shut down from completing his work two years ago; it took two years for this issue to resolve, by way of my client forfeiting his legal rights to seek recompense from the Planning Office. Correcting this "error" by the Planning Office cost my client approximately \$5,000.00 and two summers at his lake house.

This is extortion.

Fisher concluded with discussions and concerns of the citizens toward Jeff Harris and the Planning Office. Fisher also asked that the Commissioners do whatever it takes to restore confidence in Flathead County government and confidence in the Planning Office.

Dale Williams commented he feels the open meeting laws have been broken and the appropriateness of their actions as it relates to Montana law must surely be questioned. Williams stated that transparency must be maintained in this process. Williams discussed the majority language in the neighborhood plan process. Williams also expressed we are not here to divide communities.

Williams also commented on a series of claims submitted by the Planning Office that were approved by the Office Manager and the Finance Department. Williams expressed it is important to include on all claims who, what, why and when of the expense in question. Williams presented to the Commissioners a handout with a series of warrants that were paid per their review. There was continued discussion regarding some of the claims in detail and Williams stated the approval of the claims was a reflection on the Commissioners leadership. Williams concluded by requesting an immediate audit of the Planning Department with four mentioned county policies in mind.

Russ Crowder stated he was taught by Dale Williams when he was the Commissioner that you can have good planning that protects public health, safety and general welfare and at the same time protects individual and property rights of our citizens. Crowder continued discussion regarding the Commissioners and Planning Office being under scrutiny.

WEDNESDAY, JULY 1, 2009
(Continued)

MEETING W/ BARB MILLER RE: LAKESIDE PLANNING PROCESS

10:22:48 AM

Members present:

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

Others present:

Assistant Mike Pence, County Attorney Ed Corrigan, Assistant Deputy County Attorney Tara Fugina, Planning Director Jeff Harris, Planner Andrew Hagemeyer, Mary Sevier, Roger Sullivan, Shirley Anderson, Kathy Robertson, Carolyn Verin, Ardis Larsen, Bill Baum, Robert Lopp, Barb Miller, Marty Wardle, Sharon DeMeester, Keviann Lynde, David Altic, Lacy Galpin, Michelle Ahern, Tina Jo Lerum, Pat Arnone, Keith Brown, Scott D. Cloninger, Robert D. Lanning, Carol Ask, John Dittman, William Lincoln, James Weakly, Shelby Nash Hunter, Rich DeJana, Doug Denmark, Cindy Lewis, Jeff Lewis, Gary Krueger, Larry Ask, Dave Thomas, Diana Thomas, Bruce Young, Gregg Schoh, Susan Handy, Richard Dillon, Ellie Allen, Dennis Reese, Jeremy Newell, Deb Newell, Gary Spetz, Marlene Spetz, Bruce Barrett, Bob Spoklie, James Sappington, Al Miller, Leonard Falk, Darren Clarke, Roy Hutchin, Anne Thompson, Susan Sullivan, Derek Skees, Andrew Guy, Beverly Etzler, Jim Etzler, Hannah Wahlert, Logan Esch, George Culpepper Jr., Steve Rosso, Allison McCarthy, Debbie Spaulding, Margaret S. Davis, Jack Thomson, Mickey Lapp, Mayre Flowers, Eric Hurst, Ginny Wilson, Gary Ridderhoff, Marc Liechti, Kelly Harris, Pam Holmquist, Clerk DeReu and multiple others were present but unable to determine their name due to the fact it was signed and not printed and or they were present outside the Commissioners meeting room due to capacity load

Barb Miller, 20 Tamarack Woods, Lakeside. Barb stated she was speaking on behalf of the Lakeside Plan Committee. She has served as secretary and project manager since the committee started in late November 2007. Barb explained the time they have asked for today is in response to various protests against our process. Barb stated that earlier this week she submitted to the Commissioners and County Attorney Jonathan Smith summary and detailed facts about the communication process and the Yahoo website for their consideration. Barb also stated she and the committee are willing to address every allegation in some other forum at the Commissioner's convenience.

Barb also explained some missteps that were corrected as soon as it was brought to their attention. Barb had three examples she wanted to discuss with the Commissioners.

1. We did hold some meetings in peoples' homes. When it was pointed out that might not appear to be open enough, we scheduled other meetings in more public & accessible places – such as the Remax Office, Lakeside Chapel meeting room, and the Lakeside Library and advertised the meetings as open to the public using a variety of media. Locations and advertising of these meetings were provided to you earlier this week in the detailed log of meetings.
 - 12 were in homes
 - 6 were in the Remax conference room
 - 1 was in the Lakeside Chapel meeting room, and
 - The most recent 22 were held in the Lakeside Library
2. 2nd Example...

We initially missed sending community surveys to some absentee property owners. After learning this in late April 2008, an additional 815 surveys were mailed during the week of May 11, 2008. With the additional mailing, both residents and out of area property owners were fairly represented both in notification of the Neighborhood Plan revision effort and with the invitation and opportunity to participate. Responses from both mailings of the survey were presented in public forum to the community and are incorporated in the draft plan. I point out again, our high return rate of 31.7% from 650 households representing almost 1,500 people – 91% of whom said that Neighborhood Planning was needed; 84% supported zoning as an implementation strategy.
3. 3rd & last example for today...

For ease of scheduling meetings and sharing information and documents (logistics), the Committee, at my suggestion, set up the Yahoo Group Site. Use of this Yahoo Group has been extremely effective at no cost. Recent allegations arose that it was "secretive and illegal", it was opened to the public. Subsequently, per an agreement with the Planning and Zoning Office, the site was closed. Use of this site met all our expectations for the stated intent of managing the logistics of the committee – this is evident in the Yahoo logs submitted to you earlier this week. The only error made with this site was restricting access. I take personal accountability for doing so. However, it should be noted that the choice was absolutely NOT made to hide anything – it was made with the best of intentions of protecting the privacy of contact information and protecting members from possible SPAM or virus threats. Were I to do it over again, I would still set up and use the Yahoo Group, but explore other means of access and openness.

Barb expressed on behalf of the committee she regrets any mistakes made and stated emphatically they were all honest mistakes. Barb expressed her thanks towards the efforts of the volunteers to develop the revised Lakeside Neighborhood Plan and the integrity of the committee members, the residents, absentee property owners and the representatives of Lakeside businesses/organizations for their time and efforts. Barb discussed the fact that there needs to be a better defined process and asked that the process adopted be fair and achievable. She also stated people who want planning should be able to talk about it freely and openly.

Barb commented that the people of Lakeside want to move this process forward. She stated the Lakeside Community Council last night accepted the revised draft plan and opened a public comment period to July 21 and agreed to consider submitting the plan to the county in their July 28 meeting. Barb asked that the Commissioners look at the facts and listen to the majority of Lakeside who want this plan.

Barb relinquished some of her allotted time to Bruce Young, John Ulrich, Michelle Ahern and Roger Sullivan.

WEDNESDAY, JULY 1, 2009
(Continued)

Bruce Young stated he participated in the neighborhood committee and feels the community and the committee worked hard and honestly to produce a document all can see and comment on. Bruce admitted there were mistakes made in the process but stated these mistakes did not deny anyone the chance to respond or participate. Bruce commented that he feels the neighborhood plan is well done and involved a great deal of participation by those who live in Lakeside. Bruce asked the Commissioners to support the views of the majority in the Lakeside neighborhood.

Bruce invited those opposing the nonbinding neighborhood vision to investigate the records. Bruce continued discussion regarding threats and allegations and expressed the importance of free speech and the right to peacefully assemble.

John Ulrich, 285 Adams Street, Lakeside. John stated he is a member of the Lakeside Neighborhood Plan Committee appointed by the Lakeside Community Council. John stated that he has been meeting with the committee since November of 2007. John commented the committee started with a community survey, a mailing list and raising the funds to mail out the survey. The committee was soon advised they had left people out of the mailing process. They gladly accepted a new mailing list and compared the two, removed any duplicates and proceeded to raise the funds to make a second mailing. The results were incorporated and John stated there was very little change to the initial results from the first mailing. John stated their next step was to hold a second special public meeting and subsequent public workshops. John continued with discussion regarding the many diverse and talented people that comprise their committee. John commented they also gained input from individuals which he felt was a valuable resource in making comments and suggestions along with the rest of the official committee.

John stated that they are not writing a new neighborhood plan, but revising and updating an existing plan that was 12 years old when they began meeting. John felt due to the significant growth and change in the Lakeside neighborhood it was definitely time for this process to take place. There was continued discussion regarding putting this plan together including working with the 1995 plan, suggestions from the county planning staff, input from their own advisors and the Flathead County Growth Policy. John then read the introduction from the Flathead County Growth Policy. John also commented on the seven elements of the public vision listed on the growth policy. The seven are: "Protect the views, promote a diverse economy, manage transportation, maintain the identity of rural communities, protect access to and interaction with parks and recreation, properly manage and protect the natural and human environment, and preserve the rights of private property owners. John continued discussion regarding the intent of the Lakeside Neighborhood Plan. John also stated they had to take into account the changing face of the neighborhood, attempting to balance concerns of developers, longtime Montana residents, new residents from other states, part time residents, those that live along the lakeshore and those that live in the forest. John also stated that neighborhood planning involves citizens, landowners, local stakeholders, community organizations and businesses who work together addressing future land uses and service delivery. John concluded that as a member of the Lakeside Neighborhood Plan Committee, we have made every effort to work with all these groups and have put in a phenomenal amount of volunteer hours into this plan.

John concluded with a request that they be able to continue forward through the natural process as outlined in the Growth Policy and not let it be held hostage by a few individuals that would not like to see this plan adopted.

Michelle Ahern, 175 Boon Road, Somers. Michelle commented she is a business and property owner in Somers. She also stated there are citizens in Somers that support planning. Michelle also stated there was a lot of positive response from the initial mailing. Michelle attended the first two informational meetings and missed the third since she felt this meeting was not going to have new agenda items but more of a meeting to explain what is planning and clear up confusion created by the first two meetings. Michelle regretted missing the third meeting so she could clarify the confusion created by including other property owners on Boon Road.

Michelle expressed that it was only an informational meeting and her concerns that a few property owners who are not in support of a neighborhood plan will try and control the whole process. There is already a written process in place and they need to follow it. Michelle stated that it is important to move forward especially after many have put in thousands of hours volunteering for something that has the support of the majority. Michelle asked the Commissioners to look past all of the name calling and emotion of this process and allow the residents of Somers to move forward with its own investigation into whether or not they want to plan for their future. She also asked the Commissioners to look at all of the facts before any decisions are made, allow the democratic process to work, and allow the Somers residents to make their own decisions on whether or not to plan for themselves.

Roger Sullivan, 324 Boon Road, Somers. Roger has also been participating in the neighborhood planning process which as we know is in its early stages. Roger also attended the first two meetings. He also stated he was impressed by the process and the comments made by property owners, stake holders, members of the community, and the Planning Department. Roger also felt the Planning Department made a great effort in educating those attending the meeting in regards to the process that would be happening if the Somers community bought into the idea of wanting to create a neighborhood plan. After the second meeting it was agreed that there needed to be more education on the process for some of the attendees and that would be the agenda for the third meeting. Roger stated that after the third meeting that it was essential that we engage in civil dialogue, learn how to talk to each other, and respect each other's opinions.

Roger expressed that we need the continuing support of the Flathead County Commissioners. There was discussion regarding zoning districts, the growth policy and development proposals. Roger asked the Commissioners to allow this process to go forward and also thanked them for their support in the past.

Roger wanted to make a few comments regarding charges made at this meeting. Roger stated he is troubled by the accusations of the integrity of the county employees. Roger also mentioned there is a judicial process available and he urges those making the allegations and receiving the allegations to allow the due process to unfold.

WEDNESDAY, JULY 1, 2009
(Continued)

PLANNING BOARD BROWN BAG LUNCHEON

[12:00:48 AM](#)

Members present:

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

Others present:

Assistant Mike Pence, Planning Director Jeff Harris, Jeff Larsen, George Culpepper Jr., Randy Toavs, Jim Heim, Marie Auclair, Mayre Flowers, Shirley Anderson, Frank DeKort, Marc Pitman, Marc Leichti, Gordon Cross, Clerk DeReu

Meeting started with discussion held regarding the current economy and our economic future. It was suggested that we include municipalities and involve the cities in future meetings. Chairman Lauman agreed they should set a course and stated it would be a great plan for the future. Jeff Larsen stated they should get input from the city boards prior to an actual plan. Commissioner Dupont agreed and wants to include the Airport Committee. Chairman Lauman feels the separate entities need to get together and set a road map not necessarily a policy. Chairman Lauman requested a format and Jeff stated he would take care of that. There was continued discussion regarding a transportation plan and the county boards working with the city boards.

There was discussion regarding verifying all the county boards are up to date.

Jeff Larsen discussed the growth policy and the changes through the statute.

There was discussion held regarding the Planning Board functions. Planning Director Jeff Harris stated the Planning Board has requirements and they report to and take direction from the Commission.

There was discussion involving neighborhood plans and Chapter 10 in the Growth Policy. Commissioner Dupont discussed clarifying and simplifying the plan and it was stated that Chapter 10 in the Growth Policy was not cast in stone. Chairman Lauman stated the groups and communities need to come together and then go to Planning and the Commissioners. Once an agreement is met, then the county staff and Commissioners will become involved. It was stated that communities have the right to a neighborhood plan. There was continued discussion regarding neighborhood planning, majority support and boundary continuity.

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on July 2, 2009.

THURSDAY, JULY 2, 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.

[9:45:46 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman

Members absent:

Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Ron Thibert, Dennis Hatton, Clerk DeReu

Ron Thibert, 3795 Highway 2 West, Kalispell. Thibert wanted to comment on the rental of the horse stalls at the Fairgrounds. On approximately April 17th Mr. Thibert was told by Jay Scott that the 20 stalls would be rented at \$1400.00 a month when in previous years Thibert was charged a minimum of \$1000 a month for the 20 stalls. Thibert refused to sign the paperwork and stated he does most of the maintenance on the stalls. Thibert feels \$50 should be the maximum for each stall. There was brief discussion regarding the minutes taken by the Fair board. Thibert stated there was no mention of changing the stall rental fee in the minutes.

Thibert also commented on the dust coating on Vonderheide Lane and stated it is working great. Thibert wanted to thank the county for their donation.

Dennis Hatton residing in Somers commented about the neighborhood plan. Hatton stated that the Planning Department was helping to direct the informational meetings and he hopes there will be more open meetings. Hatton also commented that the disturbance came from the people that are out of the boundary areas.

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

THURSDAY, JULY 2, 2009
(Continued)

MEETING W/ JOE GARZA RE: PRELIMINARY BUDGET FY09-10

[10:00:19 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman

Members absent:

Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Clerk and Recorder Paula Robinson, Finance Comptroller Joe Garza, Karen Marr, Thomas James, Clerk DeReu

There was brief discussion regarding rescheduling the preliminary budget meeting when there was a full commission.

Commissioner Brenneman made a **motion** to reschedule the preliminary budget meeting until next week when there is a full commission. Chairman Lauman **seconded** the motion. **Aye** - Brenneman and Lauman. Motion carried by quorum.

DOCUMENT FOR SIGNATURE: BIGFORK SCHOOL DISTRICT MOU FOR BIGFORK STORMWATER PROJECT

[10:31:36 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman

Members absent:

Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Clerk DeReu

Commissioner Brenneman explained this document for signature allows the county and the school district to cooperate and coordinate money from DEQ to repair a flooding problem on Grand Avenue in Bigfork.

Commissioner Brenneman made a **motion** to approve the document for signature Bigfork School District MOU for Bigfork Stormwater Project and authorize Chairman to sign. Chairman Lauman **seconded** the motion. **Aye** - Brenneman and Lauman. Motion carried by quorum.

CONSIDERATION OF ADOPTION OF FINAL RESOLUTION: BIELENBERG & THORSRUD ZONE CHANGE/ BIGFORK ZONING DISTRICT

[10:32:26 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman

Members absent:

Commissioner James R. Dupont

Others present:

Assistant Mike Pence, County Attorney Jonathan Smith, Clerk DeReu

County Attorney Jonathan Smith stated this is a fairly routine zone change without any protests. This zone change went from a SAG 5 to a SAG 20.

Commissioner Brenneman made a **motion** to adopt Final Resolution 956CR. Chairman Lauman **seconded** the motion. **Aye** - Brenneman and Lauman. Motion carried by quorum.

RESOLUTION NO. 956 CR

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing, after the publication of legal notice, on the 27th day of May, 2009, concerning a proposal to change the zoning designation in a portion of the Bigfork Area Zoning District from SAG-5 (Suburban Agricultural) to AG-20 (Agricultural);

WHEREAS, the Board of Commissioners did hear public comment on the proposed zoning change at said hearing;

WHEREAS, the Board of Commissioners reviewed the recommendation of the Flathead County Planning Board regarding the proposed change in the Bigfork Area Zoning District;

WHEREAS, based upon that recommendation and the public testimony, the Board of Commissioners of Flathead County, Montana, in accordance with Section 76-2-205, M.C.A., adopted a resolution of intention (Resolution No. 956 CQ, dated (May 27, 2009) to change the zoning designation in a portion of the Bigfork Area Zoning District from SAG-5 (Suburban Agricultural) to AG-20 (Agricultural);

WHEREAS, notice of passage of that Resolution was published once a week for two weeks, on May 30 and June 6, 2009, and the Board of Commissioners did not receive written protests to the change from forty per cent (40%) of the freeholders.

THURSDAY, JULY 2, 2009
(Continued)

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of Flathead County, Montana, in accordance with Section 76-2-205(6), M.C.A., hereby amends the Bigfork Area Zoning District to change the zoning designation for the boundaries of Tract 2A (that portion of the Southwest Quarter of Section 21, Township 27 North, Range 19 West, P. M.M., Flathead County, Montana, shown as Parcel B of Certificate of Survey No. 13671) and Tract 2AC, (that portion of Government Lot 3 in Section 21, Township 27 North, Range 19 West, P. M.M., Flathead County, Montana shown as Parcel A of Certificate of Survey No. 13671, excepting therefrom the E ½ NE ¼ SW ¼), from SAG-5 (Suburban Agricultural) to AG-20 (Agricultural), as those terms are used and defined in the Flathead County Zoning Regulations.

DATED this 2nd day of July, 2009.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

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

By: _____
James R. Dupont, Member

ATTEST:
Paula Robinson, Clerk

By: /s/ D. DeReu
D. DeReu Deputy

DOCUMENT FOR SIGNATURE: DEQ CONTRACT #510003

[10:33:00 AM](#)

Members present:
Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Members absent:
Commissioner James R. Dupont
Others present:
Assistant Mike Pence, Clerk DeReu

Commissioner Brenneman made a **motion** to approve DEQ Contract #510003 and authorize Chairman to sign. Chairman Lauman **seconded** the motion. **Aye** - Brenneman and Lauman. Motion carried by quorum.

FINAL PLAT: WHITEFISH HILLS PHASE 1, LOT 3

[10:42:40 AM](#)

Members present:
Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Members absent:
Commissioner James R. Dupont
Others present:
Assistant Mike Pence, Planner Alex Hogle, Erica Wirtala, Clerk DeReu

Planner Hogle reported the Commissioners approved the preliminary plat for Whitefish Hills Phase I Amended Plat of Lot 3 creating one residential lot subject to 13 conditions. This plat is in compliant with the preliminary plat excepting condition #4 which has not been met. Condition #4 states the fire chief has not responded to the applicant's queries. Hogle explained that Whitefish Hills' preliminary plat did not indicate any problems regarding fire service. Chairman Lauman mentioned that the Whitefish Fire Service Area has been going through a revision from the volunteer department to a full paid department and that may be the explanation for the lack of response from the fire chief.

Commissioner Brenneman made a **motion** to approve Final Plat Whitefish Hills Phase 1, Lot 3. Chairman Lauman **seconded** the motion. **Aye** - Brenneman and Lauman. Motion carried by quorum

BOARD APPOINTMENT: BIGFORK LAND USE ADVISORY COMMITTEE

[10:59:40 AM](#)

Members present:
Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Members absent:
Commissioner James R. Dupont
Others present:
Assistant Mike Pence, Clerk DeReu

Commissioner Brenneman made a **motion** to appoint Al Johnson to BLUAC. Chairman Lauman **seconded** the motion. **Aye** - Brenneman and Lauman. Motion carried by quorum.

THURSDAY, JULY 2, 2009
(Continued)

DOCUMENT FOR SIGNATURE: DUI PLAN FY 2009

[11:00:19 AM](#)

Members present:
Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Members absent:
Commissioner James R. Dupont
Others present:
Assistant Mike Pence, Clerk DeReu

Commissioner Brenneman made a **motion** to approve the document for signature DUI Plan FY 2009 and authorized the chairman to sign. Chairman Lauman **seconded** the motion. **Aye** - Brenneman and Lauman. Motion carried by quorum

AUTHORIZATION TO PUBLISH NOTICE OF AUCTION: ABANDONED EASEMENT RIGHT-OF-WAY, COLUMBIA FALLS

[11:01:22 AM](#)

Members present:
Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Members absent:
Commissioner James R. Dupont
Others present:
Assistant Mike Pence, Deputy County Attorney Peter Steele, Deb Boreson, Clerk DeReu

Deputy County Attorney Peter Steele explained this property was taken by tax deed and now the neighbors want to purchase it. The property was priced at \$4,500 by a realtor and the bid will start at ninety percent of the value.

Commissioner Brenneman made a **motion** to authorize the publication of the Notice of Sale and authorized the chairman to sign. Chairman Lauman **seconded** the motion. **Aye** - Brenneman and Lauman. Motion carried by quorum.

NOTICE OF SALE

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

A strip of land two rods (30') wide and forty rods (660') long off the West Half of the Northwest Quarter of the Southwest Quarter of Section 16, Township 30 North, Range 20 West, M.P.M., Flathead County, Montana, lying along the south boundary line of the West Half Northwest Quarter Southwest Quarter of said Section 16.

The property is located in Columbia Falls, Montana.

The auction of the described property will be held at the front door of the Flathead County Justice Center, 920 South Main, Kalispell, Montana, on the 21st day of July, 2009, at 8:30 o'clock, a.m. Bidding will start at 90% of the appraised value of the property, as follows: the appraised value is \$4,500.00; bidding will start at \$4,050.00.

Interested parties may arrange to inspect the property prior to sale by contacting the County Commissioners Office, 800 South Main, Kalispell, MT, telephone: 406-758-5503.

Terms of the sale will be cash at the time of sale. The County is selling the property "as is" and transferring it by grant deed without any warranty or guarantee of any kind whatsoever.

DATED this 2nd day of July, 2009.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

ATTEST:
Paula Robinson, Clerk

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

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

Publish on July 7 and July 14, 2009.

CONSIDERATION OF MILL LEVY: MONTANA WEST ECONOMIC DEVELOPMENT (PORT AUTHORITY)

[11:04:46 AM](#)

Members present:
Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Members absent:
Commissioner James R. Dupont
Others present:
Assistant Mike Pence, Clerk DeReu

Commissioner Brenneman suggested waiting to pass this levy until there is a full commission.

THURSDAY, JULY 2, 2009
(Continued)

Commissioner Brenneman made a **motion** to reschedule the meeting. Chairman Lauman **seconded** the motion. **Aye** - Brenneman and Lauman. Motion carried by quorum

**CONSIDERATION OF RELEASE OF OLD COLLATERAL AND ACCEPTANCE OF NEW SIA AND COLLATERAL:
HARVEST VIEW**

[11:05:16 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman

Members absent:

Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Assistant Planning & Zoning Director B J Grieve, Bill Koenig, Clerk DeReu

Planner BJ Grieve explained Final Plat of Harvest View Subdivision was subject to a Subdivision Improvement Agreement. This SIA was extended on December 15, 2008 and would expire on July 1, 2009. BJ did research on outstanding SIA's and noticed a check from a business regarding Harvest Views SIA. On May 13th BJ spoke to a gentleman from the business the check was written and inquired if the check for \$85,000 was still good and the gentlemen's response was "I just don't know".

William Koenig was notified of the upcoming expiration of the SIA. The SIA was extended but BJ explained the issue is there is not a current cashier's check or letter of credit which is needed due to the questionable status of the initial check. It was confirmed by the Commissioners secretary, Elaine, that at this time they have not received a new check or letter of credit.

William Koenig stated the check signer is in North Carolina at his mother's funeral and will not return until Monday. There was continued discussion regarding the validity of the initial check and the County's liability in terms of the improvements with this SIA.

Koenig explained that the improvements were completed except for the pump house building and the plumbing inside. Koenig also stated there were some DEQ upgrades to the storm drain and DEQ changes on fire hydrant valves.

There was continued discussion regarding what work needs to be completed and approved by a licensed engineer.

Commissioner Brenneman made a **motion** to delay consideration and extend to October 2 with a cashier's check and licensed engineer's approval on the completed projects within a week. Chairman Lauman **seconded** the motion. **Aye** - Brenneman and Lauman. Motion carried by quorum

8:30 a.m. AOA TAB meeting @ Eagle Transit

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on July 3, 2009.

FRIDAY, JULY 3, 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.

COUNTY OFFICES CLOSED FOR 4TH OF JULY HOLIDAY

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on July 6, 2009.
