
MONDAY, OCTOBER 4, 2010

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

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

MEETING W/ RAEANN CAMPBELL, HUMAN RESOURCE OFFICE & WESTERN STATES INSURANCE

[10:15:37 AM](#)

Members present:

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

Others present:

Assistant Mike Pence, Grant Writer Debbie Pierson, H.R. Director Raeann Campbell, Robin Boon, Kim Thomas, Clerk Kile

Debbie Pierson reported a grant document was returned to her requiring the county to list the state as officers/officials as additionally insured on the county policy.

Robin Boon with Western States Insurance explained approximately 15 years ago Flathead County listed multiple additional insured on their policy and a decision was made back then to protect their losses by not adding anyone. She noted for all these years we have never had a certificate come back to us for not listing anyone as additionally insured. She stated it would be the Commissions' decision as to whether or not to let people come onto their policy. Boon said her advice would be that it be a mutual additionally insured statement instead of a mutual hold harmless agreement.

Following discussion it was agreed legal council would be sought in regards to adding the statement to the policy.

PUBLIC MEETING W/ PUBLIC COMMENT RE: WHITEFISH INTERLOCAL AGREEMENT

[10:30:21 AM](#)

Members present:

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

Others present:

Assistant Mike Pence, Deputy County Attorney Peter Steele, Deputy County Attorney Paul Nickol, Allen McCormick, Interim Planning and Zoning Director B J Grieve, Denise Smith, Sean Frampton, Rick Blake, Dick Zoellner, Larry Campbell, Mayre Flowers, Turner Askew, Lyle Phillips, Diane Smith, Rebecca Norton, Marilyn Nelson, Ben Cavin, Doreen Cavin, Frank Sweeney, Mary Person, Clerk Kile

Chairman Brenneman noted the latest copy of the Whitefish Interlocal Agreement is before them. He stated there is no specific course of action that demands necessary action from them; however, they will allow public comment.

Commissioner Dupont thanked the City of Whitefish in joining into the mutual agreement to try to work out some of the issues before them. He stated they have been meeting for the past six months on a monthly or bi-weekly basis and have had good discussions pointing towards mutual cooperation to try to work things out, for both the residents in the donut and those that live in the city. He noted Mr. Hyde and Mr. Kahle along with the City Manager have done a wonderful job in being present for the meetings.

Chairman Brenneman said even though this is not a public hearing but a public meeting for the reason of orderly process it will be conducted in a way that each person comes to the microphone and gives their name, address and comments. He stated when the comments are made they will end the time for public comment and proceed with board discussion/ action as they deem appropriate. He noted if they had questions for anyone in the audience it would be appropriate for them to ask questions, however, there would not be comments from the audience beyond the time allowed.

Larry Campbell, 111 Larch Lane thanked those that have attended the meetings with both the city and county putting forth a lot of work. He said he thought they maybe went a little over board during discussion in some of the meetings and stated he feels the agreement reached does give him a county resident a chance for a say; as it is right now they don't have a say. Campbell said you can make believe that they do have a say in some way through the planning board but it is advisory only.

Rebecca Norton, 530 Scott Avenue read the following letter:

MONDAY, OCTOBER 4, 2010
(Continued)

530 Scott Avenue
Whitefish, Montana 59937
(406) 862-0629
rannenorton@yahoo.com

October 4, 2010

I am writing to formally request an ethics investigation into the renegotiations of the Interlocal Agreement between the City of Whitefish and County Commissioner Dupont. Specifically, I have questions concerning the extreme bias shown by Commissioner Dupont with his attempt at an Intervenor Lawsuit against the Critical Areas Ordinance, and his failure to disclose this bias to the public during any of the Interlocal Renegotiation meetings. When the public asked for clarification of his viewpoints and bias towards the CAO, as evidenced by his attempted lawsuit, he refused to answer the question.

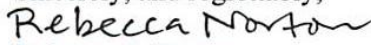
When this committee then went on to attach a clause allowing all of the ordinances passed by the City of Whitefish since 2005 to be reviewed and revised by the County Commissioners, it essentially became an immediate quasi-judicial matter, without public process. According to our open meeting laws, and the ethics policies, any quasi-judicial matter could adversely affect others, and for that reason, is determined in a public forum. The elected official is bound by open meeting laws and codes of ethics to disclose any conflict of interest, bias, and private conversations that were held outside of the public venue.

For this reason, I have respectfully requested that Commissioner Dupont recuse himself from voting on this matter, as in particular, the Critical Areas Ordinance is now in play for a possible revision without public process if this renegotiation agreement passes through the county commissioners and the city council today.

I would specifically request that the County Attorney use their subpoena power to request that all electronic and phone records be reviewed to determine whether or not the public process has been jeopardized, and the rights of the citizens to a fair, open and transparent public process have been denied.

Please feel free to contact me for additional information at the above numbers, or at my office, 862-8175.

Sincerely, and regrettably,


Rebecca A. Norton

Ben Cavin, 2130 Houston Drive read the following letter:

Flathead County Commissioners, DuPont, Breneman & Lauman
Kalispell, MT

RE: **Self Rule Of Donut**

I am Benton Cavin, resident of the "donut". I have been participating/following the "donut" controversy for more than 2 years. As you know, the current lawsuit arose out of the Whitefish's Critical Areas Ordinance. Regulation without representation is the real heart of the long standing donut controversy. The City-County Donut Committee has labored for several months to reshape the Interlocal Agreement between the City of Whitefish and Flathead County. Despite prodigious efforts I don't think the current committee approved draft is adequate to the task.

The present concept will eliminate the donut lawsuit, but still does not take care of the original problem: providing adequate representation for we people of the donut.

There is no self rule proposed in the current committee approved draft. What is wrong with self rule? I firmly believe if a vote of the donut residents was allowed, we donut residents would come down strongly in favor of self rule. We would not come down in favor of City rule, County rule, or handing the ball back and forth between the City and the County as provided by the present draft. Some say the alternative Community Council concept is not legal. Entities come into being. I'm sure the commissioners have the wherewithal to work out the details for creating a donut entity.

Therefore, I ask that you commissioners provide a permanent solution to the problem Direct the City-County Donut Committee to figure out how it can be done Not how it can not be done.

Thank you,


Benton C Cavin
BCC/s

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(Continued)

Dick Zoellner, 1365 Voerman Road said he also has attended all the meetings held and stated he believes in the community council idea and feels they should look into it. He noted discussions were held at the meetings in regards to whether the new draft is even legal. Zoellner said he spoke to the County Attorney last week who also was still in doubt as to whether this is a legal agreement. He said he couldn't imagine why they would want to enter into another illegal agreement if that is the case and create more liability for taxpayers.

Mary Person, 325 Blanchard Lake Drive said she e-mailed comments to them earlier for public record. She then stated she is not in favor of the amended agreement with one of the main reasons being, because it brings a review of the past legislation. Person said as much as she appreciates and supports the city and county sitting down to the table together in her opinion this is not in the best interest of the majority of the city and county taxpayers. She explained to her it is disturbing how this review of past legislation came about and how we will all pay for a review of the past legislation that costs thousands of dollars and volunteer hours with the many public hearings. She stated it is disturbing that the Interlocal committee would not look at options for representation of the donut residence; at the very least the document should contain language that accommodates approval or support of a community council of some sort. Person suggested with the support of the commission a true and unbiased survey of donut residence would be an option to consider.

Mayre Flowers, Citizens for a Better Flathead said it is their opinion that the nature and precedence this agreement before them sets for joint planning between cities and counties is of significant interest to all county residence. She questioned the significance of setting this as a public comment meeting today rather than part of the public hearing. She said Commissioner Dupont was asked about a public hearing process during the meetings held at which time she stated he told them there would be a public hearing held in Whitefish. Flowers also said until apparently the agenda was reissued late Friday that it said for three days: Signature of Interlocal Agreement with no reference to any public comment. She stated it is not adequate public comment to change the agenda at the last minute to say there is public comment and to get here this morning and to say it isn't part of the hearing. She stated because of the nature of the resolution or agreement before them that can change the growth policy, zoning, subdivision and lakeshore regulations by the very signing of the document requires legal notice that is compliant with state statute. Also explained they have concern that there are nine public documents that have not been made part of the hearing record; for example a meeting of the subcommittee was held where written comment was provided to Diane Smith a committee member who re-typed a re-draft of the agreement with no minutes provided from the meeting. Flowers requested that all correspondence between the committee be made part of the public record. She stated they are concerned with the lack of analysis of the impact and said a staff report with proposed findings of fact as well as the rationale for the recommendation being brought before them, which she added she feels violates the public participation rights under the Montana Constitution. Flowers said there was concern from the beginning that the committee that has made the proposal has balanced representation; the record will show that every committee member favored that the 2005 Interlocal Agreement not be continued, so there certainly was not balanced representation on this committee. Additionally at the last Whitefish City Council meeting and during these committee meetings there have been repetitive statements by the public during public comment of misinformation. Furthermore she added they believe Option "A" creates an illegal process with state statute establishing methods for appeal of ordinances and resolutions.

Marilyn Nelson, 565 Blanchard Lake Road stated she pays substantial city taxes and is deeply invested in the Whitefish area and Flathead Valley as a city and county person. She said she is here to address what she perceives as a lack of cooperation between the city and county in the meetings held. Nelson said she heard many citizens from the donut who are concerned about representation and agree with them in that they were not being represented. She explained those that feel that way don't have the opportunity to vote for the officials that pass laws that affect them. Nelson also stated that a vote by two Commissioners is not representation to her and said Whitefish is a very small area with a vocal population and needs that you can't possibly understand; you don't live there and I don't blame you if you weren't a whole lot interested in what we do. She stated decisions regarding Whitefish need to be made by Whitefish; the Whitefish community which includes both the donut and the city. She questioned why she didn't hear back from them on the document presented to them in July that she stated would have given them a legal opportunity to establish representation in the donut. Nelson said half of the people at the meetings were concerned about the direction the committee was taking and questioned why the valid options in their minds were not being listened to with the committee going in one direction only, which was giving the final say over all the past legislation for the last five years. She noted for the record she was opposed to reinstating the Interlocal Agreement.

Diane Smith, 20 Houston Drive a resident in the donut area commended Commissioner Dupont, Bill Kahle and Chris Hyde for the extraordinary job they did for the last several months trying to take into account the various opinions that were presented to them. She said certainly the discussions about more localized representation is one she felt everyone deemed was worthy of having. Smith stated the problem is that it can't be had right now; we are in the middle of a lawsuit and that seems to be forgotten during discussions. She explained the lawsuit has effectively stopped transactions in the donut area; there are people who can't build on their land or sell it, and as long as we remain in the lawsuit that will be the case. She noted the group came together and tried to come up with a compromise and it didn't make everyone happy, but everyone left the table a little unhappy because they didn't get all that they wanted; that to me is a sign of a good deal. Smith said you have the opportunity to get commerce reinstated in the donut and to do it swiftly.

Chairman Brenneman concluded the time of public comment.

Chairman Brenneman asked Mr. McCormick if he felt the public process has been adequately addressed in order for them to take action today.

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(Continued)

Allen McCormick said certainly the constitutional and statutory obligations are that they have an obligation to provide the public with a meaningful opportunity to participate in any decision of significant interest to the public. He then said absent is a statutorily prescribed process for taking action such as subdivision review has a process, zoning and enacting zoning regulations has a process. As in a specific statutory requirement for providing process there is no hard and fast rule as to what kind of notice and opportunity there is that you must provide; there is simply a constitutional and statutory requirement that any decision of significant interest to the public must include a meaningful opportunity for the public to participate. McCormick said the bar is low on what is a decision of significant interest to the public and obviously this is one. He noted the question here is what kind of notice and process do you have to provide for choosing to enter into a new Interlocal Agreement with the City of Whitefish. He stated I heard it said that signing this agreement immediately effects significant documents that are out there and changes zoning, subdivision and planning; it does not do that, it creates changes to process only in terms of how you cooperate between planning jurisdictions for the City of Whitefish and Flathead County. He said it may in fact lead to changes to those documents and you will need to make sure that you abide by the proper procedures to make changes to them, but it does not have any effect on the documents now. He reviewed a case called Jones v. County of Missoula in which case the Supreme Court said providing 24 hours notice before a decision of significant interest to the public was fine, given that the newspaper had also written an article in regards to it with it being a well known issue to the public; the only other notice the county provided was sticking an agenda on the bulletin board in small type and e-mailing a notice to the Missoulian as they normally did. He noted in your case I am not entirely sure what has happened here; I know the counties agenda is published on your web-site and at least 24 hours notice was provided that this was on the agenda for discussion. He said at some point the wording was apparently changed for what was up for discussion, but it has been on the agenda for several days and it seems to me that this would meet the standard that was prescribed in that lawsuit for providing public opportunity.

Chairman Brenneman said he and Commissioner Dupont agreed on Thursday that this should be a matter of time for public comment and called to have it changed at that time; it would have been well over 24 hours, but for whatever reason the statement of document for signature or consideration of document was left off the agenda and says Public Meeting w/ Public Comment. Brenneman asked Mr. McCormick if he felt they needed to put it on the agenda for 48 hours so people will know in fact there could be a document signed.

Allen McCormick said there is no magic to it that obviously you have provided notice that you were considering the reinstatement. He added I think it is inherent in the fact that you are considering that it was something that you may adopt and move forward with; so I am not concerned about that. He said he has always been a bit perplexed by the distinction or lack thereof between a public meeting v. a public hearing; public hearings are often specifically called out in the statutes. He explained for instance subdivision and zoning regulations specifically say that you have to have a public hearing; I'm not aware of any general statute that defines what requires a public hearing and a public meeting, it is simply that there is an obligation to provide a meaningful opportunity for the public to participate, and I don't think it matters if you call it a meeting v. a hearing unless statute was specifically calling it one or the other.

Chairman Brenneman noted in Flathead County they try to distinguish between the two.

Allen McCormick said he doesn't know of any statutory requirement that consideration of an Interlocal Agreement requires you to have one or the other.

Commissioner Dupont said obviously I have worked on this agreement for some time now in an attempt to try to reconcile a bunch of differences between what we have and what we need; is it a perfect document, no, and I don't think all of us on the committee thought it was. Dupont stated it is a start to correct the action and get some communication going for those living in the donut area. He added he appreciates the City Councils demeanor in doing so over the past several months.

Commissioner Dupont made a **motion** to sign the Interlocal Agreement. Commissioner Lauman **seconded** the motion.

Commissioner Lauman thanked Commissioner Dupont, the City of Whitefish participants and the committee who all spent many hours working on the documents. He added he knows there are concerns with a couple of paragraphs, but sees it as a step in the right direction; there are corrections and changes to be made and that happens with every document. Lauman said he believes community councils work and stated he likes to see them originate from the area that wants one rather than coming from another entity. He added the reason he voted to rescind the original agreement in the first place was because the critical area ordinance encompassed the people outside the city limits and they have no representation.

Chairman Brenneman asked Commissioner Dupont and Lauman if they had the goal of throwing out the entire growth policy of Whitefish and if there was any reason to not be willing to consider a community council.

Commissioner Lauman and Dupont both said they did not and they both agreed there was no reason to not consider a community council.

Chairman Brenneman said he did agree with the community council self rule idea and stated he feels at this point it requires some legislation to make it happen; certainly I would be very willing to go to Helena and do what I can to make it a reality. He explained the options before us today are do we remain in litigation which has thrown property decisions into chaos or do we take a first step as you both have well stated towards some kind of agreement that I feel we all agree is a starting point, and not a conclusion in something that we can modify as needed. Brenneman stated I further hope that if in fact the Whitefish City Council finds the proposal not completely acceptable that they would be willing to meet with the three of us, and resolve whatever points might be left to resolve.

Aye - Brenneman, Lauman and Dupont. Motion carried unanimously.

MONDAY, OCTOBER 4, 2010
(Continued)

MONTHLY MEETING W/ DAVE PRUNTY, ROAD DEPT.

[11:11:33 AM](#)

Members present:

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

Others present:

Assistant Mike Pence, Public Works Director Dave Prunty, Clerk Kile

Dave Prunty reviewed the report presented for road work completed and pending on county roads. He then reported the four main pits they pull gravel out of were inventoried with the Old Steel Bridge Pit having 170,000 plus cubic yards, Gladys Glen Pit 220,000, Four Corners Pit 280,000 and Bush Pit has a million cubic yards. Prunty asked for direction from the Commission in looking at future needs and the cost effectiveness of purchasing another pit.

General discussion was held relative to purchasing additional gravel resources. Other items discussed included the North Fork Road, Mountain Meadows Road, Dawn Drive and applying for RAC monies. Following discussion the Commission agreed to apply to RAC for approximately \$100,000.

DOCUMENT FOR SIGNATURE: DNRC FORESTRY GRANT/ BIGFORK STORMWATER PROJECT

[11:35:43 AM](#)

Members present:

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

Others present:

Assistant Mike Pence, Grant Writer Debbie Pierson, Clerk Kile

Debbie Pierson explained the document is for USDA money passed through DNRC Forestry to install bio-retention filtration units in Bigfork.

Commissioner Lauman made a **motion** to approve the document for signature. Commissioner Dupont **seconded** the motion. **Aye** - Brenneman, Lauman and Dupont. Motion carried unanimously.

BOARD APPOINTMENT: BIGFORK FIRE DISTRICT

[11:38:27 AM](#)

Members present:

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

Others present:

Assistant Mike Pence, Clerk Kile

Commissioner Dupont made a **motion** to appoint William Taylor to the Bigfork Fire District. Commissioner Lauman **seconded** the motion. **Aye** - Brenneman, Lauman and Dupont. Motion carried unanimously.

CONSIDERATION OF PRINTING BID: HUMAN RESOURCE OFFICE

[11:39:11 AM](#)

Members present:

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

Others present:

Assistant Mike Pence, H.R. Director Raeann Campbell, Clerk Kile

Commissioner Lauman made a **motion** to approve the print bid from Town Printer for 650 annual Health Insurance Summary Plan description books for \$1,838.20. Commissioner Dupont **seconded** the motion. **Aye** - Brenneman, Lauman and Dupont. Motion carried unanimously.

Raeann Campbell noted Allegiance will reimburse the county \$2.50 for each booklet; the actual cost to the county will be \$214.00.

PERSONNEL MATTER (CLOSED)

This meeting was closed.

8:30 a.m. Weed & Parks Board meeting @ Weed & Parks Office
9:00 a.m. County Attorney meeting @ Co. Atty's Office
11:45 a.m. County Attorney meeting @ Co. Atty's Office

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on October 5, 2010.

TUESDAY, OCTOBER 5, 2010

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

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

QUARTERLY MEETING W/ MARCIA SHEFFELS, SUPT. OF SCHOOLS

[9:00:01 AM](#)

Members present:

Commissioner Dale W. Lauman
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Superintendent of Schools Marcia Sheffels, Clerk Kile

Marcia Sheffels presented an reviewed a quarterly report to the Commission of mandated requirements from the Superintendent of Schools office and a draft copy of the Flathead County Transportation Committees' Rules and Policies. She explained a breakdown of this year's tax bill shows that 55% of the taxpayer's money goes to education. She then reported 1,620 certificates are on file for teachers with approximately 1,400 of them employed. It was noted 204 home school families are registered for the current school year which calculates to 429 students. Sheffels reviewed the required procedures in initiating a school district boundary transfer. Also reviewed were routine matters her office handles which include: daily calls, letters, e-mails, Montana Digital Academy, Special Education student transfers, interlocal busing agreements to get students to special services, teacher-administrator harassment issues, home school involvement in school districts activities and Helena School Board and sex education issues.

MONTHLY MEETING W/ RAEANN CAMPBELL, HUMAN RESOURCE OFFICE

[9:23:42 AM](#)

Members present:

Commissioner Dale W. Lauman
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, H.R. Director Raeann Campbell, Clerk Kile

Raeann Campbell presented the personnel transactions for the month of July, August and September for approval.

Commissioner Lauman made a **motion** to approve the personnel transactions. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

Campbell then reviewed the work comp expenses YTD and reported the trust fund balance is at \$3.3 million with claims up \$218,000. She noted claims decreased over the last year (15% lower) than the average prior four years and a reduction in lost time incidents was reported due to the early to return work program, but a slight increase in lost days. She stated the bulk of claims are for slips, trips and falls. Campbell said a rash of hearing claims have come out of Solid Waste and noise level monitoring surveying is being done.

CONSIDERATION OF REVISION OF NON-DOT DRUG & ALCOHOL POLICY

[9:31:26 AM](#)

Members present:

Commissioner Dale W. Lauman
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, H.R. Director Raeann Campbell, Clerk Kile

Commissioner Lauman made a **motion** to approve revisions to the Non-Dot Drug and Alcohol Policy. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

CONSIDERATION OF REVISION OF DOT CONTROLLED SUBSTANCE & ALCOHOL POLICY

[9:34:06 AM](#)

Members present:

Commissioner Dale W. Lauman
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, H.R. Director Raeann Campbell, Clerk Kile

Raeann Campbell explained the Department of Transportation changed threshold levels of drugs they test for and also added ecstasy to their list.

Commissioner Lauman made a **motion** to approve revisions to Dot Controlled Substance & Alcohol Policy. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

TUESDAY, OCTOBER 5, 2010
(Continued)

**CONSIDERATION OF HR TRANSMITTALS: PLANNER I AND PLANNER II/ PLANNING & ZONING OFFICE & OAIH/
WEED & PARKS DEPT.**

[9:35:00 AM](#)

Members present:

Commissioner Dale W. Lauman
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, H.R. Director Raeann Campbell, Clerk Kile

Commissioner Dupont PT made a **motion** to approve the H.R. Transmittals for Planning & Zoning and the Weed Department. Commissioner Lauman **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

DOCUMENT FOR SIGNATURE: DESIGN WORK ON HARE TRAIL/ JACKOLA ENGINEERING

[9:20:53 AM](#)

Members present:

Commissioner Dale W. Lauman
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Rory A. Young, Clerk Kile

Rory Young explained he was contacted by the Road Department to look at the intersection where Hare Trail meets Hodgson Road to design an initial plan to show how the intersection could be improved.

Commissioner Lauman made a **motion** to approve the document for signature for design work on Hare Trail. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

DOCUMENT FOR SIGNATURE: CTA ENGINEERING/ CHANGE ORDER NO. CO-01/ BLUE BLDG.

[9:36:45 AM](#)

Members present:

Commissioner Dale W. Lauman
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Clerk Kile

Mike Pence explained a contingency of \$48,625 is in the budget for the Blue Building for issues they knew would probably come out in the project. The change order is for three items: structural and window modification upgrades, structural, electrical and utility modification upgrades and structural interior window fire alarm upgrades with the total overhead figures for the change \$21,759.34.

Commissioner Lauman made a **motion** to approve Change Order No. C0-01. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

**DOCUMENT FOR SIGNATURE: MEREDITH CONSTRUCTION CONTRACT/ RECORDS PRESERVATION &
ELECTION STORAGE BLDG.**

[9:39:37 AM](#)

Members present:

Commissioner Dale W. Lauman
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Clerk Kile

Commissioner Lauman made a **motion** to approve the construction contract with Meredith Construction for the Records Preservation and Election Storage Building. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

DOCUMENT FOR SIGNATURE: DPHHS CONTRACT #11-07-5-31-007-0

[9:44:34 AM](#)

Members present:

Commissioner Dale W. Lauman
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Clerk Kile

Commissioner Lauman made a **motion** to approve DPHHS Contract #11-07-5-31-007-0. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

TUESDAY, OCTOBER 5, 2010
(Continued)

CONTINUATION OF DOCUMENT FOR SIGNATURE: NOTICE OF AWARD/GRAND DRIVE CONSTRUCTION

[10:15:07 AM](#)

Members present:

Commissioner Dale W. Lauman
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Grant Writer Debbie Pierson, Clerk Kile

Debbie Pierson noted the document for signature will be continued to October 14 @ 10:15 (b).

7:00 a.m. Commissioner Brenneman: Flathead County Diplomatic Trip to Canada

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on October 6, 2010.

WEDNESDAY, OCTOBER 6, 2010

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

9:00 a.m. Commissioner Brenneman: Flathead County Diplomatic Trip to Canada
9:00 a.m. Planning Director Interviews (till 11:00)
11:00 a.m. County Attorney meeting @ Co. Atty's Office

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on October 7, 2010.

THURSDAY, OCTOBER 7, 2010

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

9:30 a.m. AOA TAB @ Eagle Transit
1:30 p.m. Commissioner Brenneman: Welcome Speech to State Grange Association meeting @ Stillwater Grange

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on October 8, 2010.

FRIDAY, OCTOBER 8, 2010

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Brenneman, Commissioners Lauman 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 October 11, 2010.
