
MONDAY, JULY 4, 2011

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

COUNTY OFFICES CLOSED - INDEPENDENCE DAY

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on July 5, 2011.

TUESDAY, JULY 5, 2011

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

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

MONTHLY MEETING W/ RAEANN CAMPBELL, HUMAN RESOURCE OFFICE

[10:00:56 AM](#)

Members present:

Chairman James R. Dupont
Commissioner Dale W. Lauman
Commissioner Pamela J. Holmquist

Others present:

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

Campbell presented personnel transactions for the month of June.

Commissioner Lauman made a **motion** to approve personnel transactions as presented for June, 2011. Commissioner Holmquist **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

Campbell presented work comp expenses and reported to date 26 injuries in 2011 compared to 24 in 2010. She reported the health insurance trust fund balance is over \$4 million, which is up \$669,000 from one year ago. Campbell sought commissioner input regarding following up with the districts/boards that did not respond to a survey sent out earlier in the year pertaining to hiring employees. The commission's direction was to follow up with the districts/boards.

CONSIDERATION OF HR TRANSMITTAL: GENERAL PARKS WORKER/ PARKS & REC.

[10:15:59 AM](#)

Members present:

Chairman James R. Dupont
Commissioner Dale W. Lauman
Commissioner Pamela J. Holmquist

Others present:

Assistant Mike Pence, H.R. Director Raeann Campbell, Weed/ Parks & Maintenance Director Jed Fisher, Clerk Kile

Fisher explained the request is for additional hours for field prep needed with 108 softball teams now compared to 45 several years ago.

Commissioner Lauman made a **motion** to approve the H.R. Transmittal for a general parks worker. Commissioner Holmquist **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

CONSIDERATION OF LAKESHORE PERMIT: EDWARDS

[10:18:35 AM](#)

Members present:

Chairman James R. Dupont
Commissioner Dale W. Lauman
Commissioner Pamela J. Holmquist

Others present:

Assistant Mike Pence, Planner Bailey Minnich, Clerk Kile

Minnich entered into record Lakeshore Permit FLP 11-36; an application submitted by Stephen and Kathryn Edwards for re-issuance of a previously approved permit to remove trees blocking the proposed walking path, application of gravel to the shoreline, construction of a four foot wide native stone stairway and walkway at 1009 Angel Point Road on Flathead Lake.

Commissioner Lauman made a **motion** to approve Lakeshore Permit FLP 11-36. Commissioner Holmquist **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

TUESDAY, JULY 5, 2011
(Continued)

CONSIDERATION OF EMERGENCY LAKESHORE PERMIT: GILDAY

[10:20:06 AM](#)

Members present:

Chairman James R. Dupont
Commissioner Dale W. Lauman
Commissioner Pamela J. Holmquist

Others present:

Assistant Mike Pence, Planner Bailey Minnich, Clerk Kile

Minnich entered into record Lakeshore Permit FLEW 11-02; an emergency permit application submitted by Tom Gilday to increase the road height approximately one foot higher due to rising lake water at 597 East Village Drive on Echo Lake.

Commissioner Holmquist made a **motion** to approve Lakeshore Permit FLEW 11-02. Commissioner Lauman **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: CTA CHANGE ORDER NO. 4/ COURTHOUSE RENOVATION

[10:22:57 AM](#)

Members present:

Chairman James R. Dupont
Commissioner Dale W. Lauman
Commissioner Pamela J. Holmquist

Others present:

Assistant Mike Pence, Weed/ Parks & Maintenance Director Jed Fisher, Clerk Kile

Pence briefly reviewed the change order for courthouse renovations totaling \$14,888.00.

- first and third floor vault floor replacements \$7,347.00
- correct miscellaneous code and structural deficiencies \$5,236.00
- masonry pinning of identified west brick veneer \$2,305.00

Commissioner Lauman made a **motion** to approve the change order. Commissioner Holmquist **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

CONSIDERATION OF PRELIMINARY PLAT EXTENSION AGREEMENTS: SPURWING CREEKSIDE SUBDIVISION & SPURWING SUBDIVISION, PHASE II

[10:32:59 AM](#)

Members present:

Chairman James R. Dupont
Commissioner Dale W. Lauman
Commissioner Pamela J. Holmquist

Others present:

Assistant Mike Pence, Planner Alex Hogle, Deputy County Attorney Peter Steele, Charles Lapp, Shelby Nash-Hunter, Clerk Kile

Hogle reviewed the request submitted by Shelby Nash-Hunter requesting a two-year preliminary plat extension for **Spurwing Creekside Subdivision**. He noted preliminary plat approval was granted on July 12, 2007 and a one-year extension was granted on January 19, 2010, which was set to expire on July 12, 2011. The extension agreed upon will extend preliminary plat for an additional year to July 12, 2012.

Hogle reviewed the request submitted by Lapp requesting a two-year preliminary plat extension for **Spurwing Subdivision, Phase II**. He noted on December 12, 2005 preliminary plat approval for Spurwing Subdivision, Phase 1 was granted. On September 2, 2008 final plat approval was granted for Spurwing Subdivision, Phase 1. On January 19, 2010 a one-year extension for preliminary plat of Spurwing Subdivision, Phase II was granted. The extension agreed upon will extend preliminary plat for an additional year to September 12, 2012.

Commissioner Holmquist made a **motion** to approve a one-year extension for Spurwing Creekside Subdivision and Spurwing Subdivision, Phase II. Commissioner Lauman **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: DPHHS CONTRACT #11-11-2-01-006-0

[10:35:46 AM](#)

Members present:

Chairman James R. Dupont
Commissioner Dale W. Lauman
Commissioner Pamela J. Holmquist

Others present:

Assistant Mike Pence, Clerk Kile

Commissioner Lauman made a **motion** to approve the DPHHS Contract #11-11-2-01-006-0. Commissioner Holmquist **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

TUESDAY, JULY 5, 2011
(Continued)

DOCUMENT FOR SIGNATURE: DPHHS CONTRACT #12-07-5-11-008-0

[10:38:22 AM](#)

Members present:

Chairman James R. Dupont
Commissioner Dale W. Lauman
Commissioner Pamela J. Holmquist

Others present:

Assistant Mike Pence, Clerk Kile

Commissioner Holmquist made a **motion** to approve DPHHS Contract #12-07-5-11-008-0. Commissioner Lauman **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

CONSIDERATION OF ADOPTION OF RESOLUTION: DISSOLVING FLATHEAD COUNTY RIVER COMMISSION

[10:39:19 AM](#)

Members present:

Chairman James R. Dupont
Commissioner Dale W. Lauman
Commissioner Pamela J. Holmquist

Others present:

Assistant Mike Pence, Deputy County Attorney Peter Steele, Grant Writer Debbie Pierson, Larry VanRinsum, Clerk Kile

Steele explained Flathead County River Commission is officially being dissolved and re-organized under the Flathead Conservation District.

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

RESOLUTION NO. 2203B

WHEREAS, the Flathead County Board of Commissioners adopted Resolution No. 2203 on April 29, 2009, establishing the Flathead County River Commission, which consisted of nine members;

WHEREAS, the Flathead County River Commission was created to develop strategies for improving water quality in the Flathead River and its tributaries, to endeavor to achieve grants to fund and implement such strategies, and to advise the Flathead County Board of Commissioners from time to time on matters of Flathead River water quality;

WHEREAS, Flathead County obtained a grant of \$23,000.00 from the Montana Department of Environmental Quality (D.E.Q.) to support activities of the Flathead County River Commission, which included evaluating impacts on agriculture as well as education and outreach activities;

WHEREAS, at a meeting in February 2011, several members of the Flathead County River Commission resigned;

WHEREAS, at a Flathead Conservation District meeting on March 14, 2011, the Flathead County River Commission was re-organized and accepted by the Flathead Conservation District;

WHEREAS, County Commissioner Pamela Holmquist remained on the newly re-organized Flathead River Commission; and

WHEREAS, the D.E.Q. grant to Flathead County was closed out and the remaining grant money of \$8,400.00 reverted back to the D.E.Q.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Flathead County, Montana, hereby rescinds Resolution No. 2230 and dissolves the Flathead County River Commission.

DATED this 5th day of July, 2011.

BOARD OF COMMISSIONERS
FLATHEAD COUNTY, MONTANA

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

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

By/s/Pamela J. Holmquist
Pamela J. Holmquist, Member

ATTEST:
Paula Robinson, Clerk

By/s/Diana Kile
Diana Kile, Deputy

TUESDAY, JULY 5, 2011
(Continued)

DOCUMENT FOR SIGNATURE: LAND USE ADVISORY COMMITTEE & COMMUNITY COUNCIL LETTERS

[10:47:31 AM](#)

Members present:

Chairman James R. Dupont
Commissioner Dale W. Lauman
Commissioner Pamela J. Holmquist

Others present:

Assistant Mike Pence, Planning & Zoning Director B. J. Grieve, Clerk Kile

Grieve explained the expenses associated with providing administrative services for meetings held by LUAC has become a concern for their office. He presented the following letter for commissioner approval to ask that the committees be considerate of the costs associated with holding meetings. The following letter was approved to be sent to committee members.

Flathead County
Board of Commissioners

(406) 758-5503

James R. Dupont
Pamela J. Holmquist
Dale W. Lauman



July 5, 2011

Flathead County Land Use Advisory Committees & Community Councils,

This letter is being sent to members of land use advisory committees and community councils throughout Flathead County for two reasons. The first is to thank each of you for your continued commitment and service to the citizens of Flathead County. Flathead County is large and geographically diverse, and your local perspective on land use applications is genuinely appreciated. Thank you for your many hours of service.

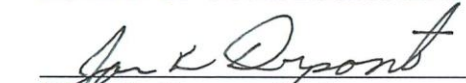
Secondly, a new fiscal year is upon us and with it comes a continued obligation by the commissioners to be mindful of the unprecedented fiscal challenges facing both county taxpayers and county staff. All county departments are being asked to do more with less, and we are committed to providing continued public services and infrastructure to the public without additional fiscal burdens.

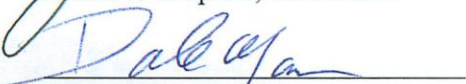
The administration of land use advisory committees and community councils is an expense to the Planning & Zoning Office. When land use applications are received, administrative fees are paid to cover many of the costs associated with processing. These costs may include planning staff participation at land use advisory committee or community council meetings. When local land use advisory committee or community council meetings are held without applications to consider, planning staff must choose to either not participate or participate at an expense to the general public.

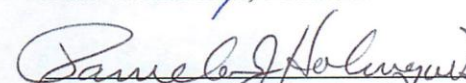
Therefore, we ask for your assistance in our commitment to the Flathead County taxpayer. Prior to scheduling meetings with minimal or no items on the agenda, please consider that scarce Planning & Zoning Office resources, low numbers of land use related applications and opportunities for procedural legal liabilities may make meetings unnecessary, and possibly undesirable.

We would like to close by thanking you again for your volunteer service and the work of your respective committees and councils. Furthermore, we thank you in advance for your leadership and understanding of the challenges facing our community and our county staff now and in the coming fiscal year.

Sincerely,
FLATHEAD COUNTY
BOARD OF COMMISSIONERS


James R. Dupont, Chairman


Dale W. Lauman, Member


Pamela J. Holmquist, Member

TUESDAY, JULY 5, 2011
(Continued)

TAX REFUND: POTKONJAK

[11:03:29 AM](#)

Members present:

Chairman James R. Dupont
Commissioner Dale W. Lauman
Commissioner Pamela J. Holmquist

Others present:

Assistant Mike Pence, Michael Potkonjak, Shelia Potkonjak, Clerk Kile

Potkonjak reviewed the history regarding his request for a tax abatement for overpaid taxes from 2006-2010. He noted a refund for 2009 was received.

Discussion was held relative to the responsibility of the owner and procedures Potkonjak followed in paying taxes under protest.

Commissioner Lauman made a **motion** to refer the request to the County Attorney's office for advice. Commissioner Holmquist **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on July 6, 2011.

WEDNESDAY, JULY 6, 2011

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Dupont, Commissioners Lauman and Holmquist, 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 July 7, 2011.

THURSDAY, JULY 7, 2011

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

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

CONSIDERATION OF REJECTING RFQ: FLATHEAD WASTEWATER MANAGEMENT GROUP

[10:01:06 AM](#)

Members present:

Chairman James R. Dupont
Commissioner Pamela J. Holmquist

Members absent:

Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Ardis Larsen, Clerk Kile

Commissioner Holmquist explained the scope of work was revised and the process is being started over.

Commissioner Holmquist made a **motion** to reject the responses received for request for qualifications for Flathead Wastewater Management. Chairman Dupont **seconded** the motion. **Aye** – Dupont and Holmquist. Motion carried by quorum.

AUTHORIZATION TO PUBLISH RFQ: FLATHEAD WASTEWATER MANAGEMENT GROUP

[10:01:48 AM](#)

Members present:

Chairman James R. Dupont
Commissioner Pamela J. Holmquist

Members absent:

Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Ardis Larsen, Clerk Kile

Commissioner Holmquist made a **motion** to authorize publication of the RFQ for Flathead Wastewater Management Group and authorized chair to sign. Chairman Dupont **seconded** the motion. **Aye** – Dupont and Holmquist. Motion carried by quorum.

THURSDAY, JULY 7, 2011
(Continued)

REQUEST FOR QUALIFICATIONS FOR
ENGINEERING SERVICES

Flathead Area Wastewater Technical Assistance Project

The Flathead County Board of Commissioners is requesting interested persons/firms to submit their qualifications and proposal to provide engineering and mapping services to Flathead County. The work will focus on activities that may create a better understanding of sewage collection treatment. The objective of this RFQ is to develop a list of proposals from a qualified firm(s) to respond to a need for a work product identified by the Flathead Regional Wastewater Management Group (FRWMG), a working group comprised of elected municipal and county officials, public waste water district board members, citizen members appointed by the Flathead Basin Commission and membership from the Confederated Salish and Kootenai Tribal Council.

Detailed Request for Qualifications, including a description of the services to be provided by respondents, can be obtained by referencing the Flathead County web page at www.flathead.mt.gov/commissioner or www.flathead.mt.gov/wastewater_management/ or may also be picked up at the Flathead County Commissioners Office, 800 South Main, Kalispell, MT 59901, (406) 758-5537; dkile@flathead.mt.gov. All **sealed** responses must be received no later than **10:30 o'clock a.m. on July 26, 2011**, and will be opened immediately thereafter.

Dated this 7th day of July, 2011

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

ATTEST:
Paula Robinson, Clerk

By/s/Diana Kile
Diana Kile, Deputy

Publish on July 11 and July 18, 2011.

**DOCUMENT FOR SIGNATURE: AGREEMENT BETWEEN THE OFFICE OF COURT ADMINISTRATORS AND
FLATHEAD COUNTY I.T. DEPARTMENT**

[10:02:32 AM](#)

Members present:

Chairman James R. Dupont
Commissioner Pamela J. Holmquist

Members absent:

Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, I. T. Director Vicki Saxby, Clerk Kile

Commissioner Holmquist made a **motion** to approve the agreement between the I. T. Department and the Office of Court Administrators. Chairman Dupont **seconded** the motion. **Aye** – Dupont and Holmquist. Motion carried by quorum.

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on July 8, 2011.

FRIDAY, JULY 8, 2011

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

3:00 p.m. Commissioner Dupont and Holmquist: International Fellows meeting @ Saddlehorn Mountain

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on July 11, 2011.
