
MONDAY, JULY 18, 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 19, 2011.

TUESDAY, JULY 19, 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/ JIM ATKINSON, AOA

[9:00:54 AM](#)

Members present:

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

Others present:

Assistant Mike Pence, AOA Director Jim Atkinson, Finance Director Sandra Carlson, Sherry Stevens-Wulf, J. R. Isles, Andy Kirk, Clerk Kile

Atkinson reviewed with the commission long-range projections and profit and loss statistics for J.R.'s Pizza and Marge's Café. He explained currently sales average \$860.00 per day and in order to make a profit \$1,200.00 per day is needed. Three different projections for estimated income were summarized along with the proposed plans to pay back the initial investment and previous expenses incurred. Atkinson reviewed rent charges, cam fees, utilities, labor costs, food costs and back expenses.

Sherry Stevens-Wulf stated both United Way and Glacier Bank have contributed to improvements in the food court, and the \$10,185.00 for back utilities she explained would be considered a gift from United Way.

Discussion followed regarding the use of temporary employees, marketing promotions and various options regarding the use of a credit card for food court purchases.

Andy Kirk with Edward Jones said the primary issue he sees is there doesn't seem to be an awareness of the food courts existence in Gateway West Mall; the community doesn't know it's there. Different marketing approaches were reviewed.

Carlson expressed accounting concerns and stated it currently is a business operation, and should be set up as a proprietary fund, which should be self-supporting; there should be no grant dollars or tax dollars supporting it. Concern was expressed also in regards to a county employee being accountable for the cash.

Chairman Dupont said it would be taken under advisement.

DOCUMENT FOR SIGNATURE: LA BRANT-LINDSEY LANE LUAC UPDATED BY-LAWS

[9:39:12 AM](#)

Members present:

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

Others present:

Assistant Mike Pence, Planning & Zoning Office Administrator Mary Fisher, Planner Bailey Minnich, Clerk Kile

Commissioner Lauman made a **motion** to approve the new by-laws for LaBrant-Lindsey Lane Land Use Advisory Committee. Commissioner Holmquist **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: LITTLE BITTERROOT LAKE LUAC UPDATED BY-LAWS

[9:40:48 AM](#)

Members present:

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

Others present:

Assistant Mike Pence, Planning & Zoning Office Administrator Mary Fisher, Planner Bailey Minnich, Clerk Kile

Commissioner Holmquist made a **motion** to approve the new by-laws for Little Bitterroot Lake Land Use Advisory Committee. Commissioner Lauman **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

TUESDAY, JULY 19, 2011
(Continued)

BOARD APPOINTMENT: BADROCK RURAL FIRE DISTRICT BOARD

[9:43:03 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 appoint Carol Daly and Mike Crummins to Badrock Rural Fire District. Commissioner Holmquist **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: MDOT CONSTRUCTION AGREEMENT/ TAMARACK WOODS DRIVE

[9:43:42 AM](#)

Members present:
Chairman James R. Dupont
Commissioner Dale W. Lauman
Commissioner Pamela J. Holmquist
Others present:
Assistant Mike Pence, Clerk Kile

Pence noted the agreement is to allow MDOT to complete road construction work adjacent to Tamarack Woods Drive.

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

CONSIDERATION OF H.R. TRANSMITTAL: LIBRARY TECH, ASSISTANT I

[9:44:44 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 H.R. Transmittal for increased hours for a Library Tech Assistant. Commissioner Holmquist **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: COMMUNITY ACTION PARTNERSHIP EMERGENCY SHELTER GRANT

[9:45:59 AM](#)

Members present:
Chairman James R. Dupont
Commissioner Dale W. Lauman
Commissioner Pamela J. Holmquist
Others present:
Assistant Mike Pence, Clerk Kile

Pence noted the Community Action Partnership Emergency Shelter Grant is for \$56,813.

Commissioner Holmquist made a **motion** to accept the document for signature for Community Action Partnership. Commissioner Lauman **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

CONSIDERATION OF LAKESHORE PERMIT: FLATHEAD COUNTY WEED & PARKS DEPARTMENT

[9:38:41 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 11-43; an application submitted by Flathead County Parks Department to remove a dead standing tree located at the high water line, and construct a fence along the south side property line between the boat ramp and the marina at the Lakeside boat ramp across from Bierney Creek Road.

Commissioner Holmquist made a **motion** to approve Lakeshore Permit FLP 11-43. Commissioner Lauman **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

TUESDAY, JULY 19, 2011
(Continued)

DOCUMENT FOR SIGNATURE: DPHHS CONTRACT #12-07-3-01-095-0

[9:47:12 AM](#)

Members present:

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

Others present:

Assistant Mike Pence, Clerk Kile

Pence explained the contract is for a nutritional and physical activities program totaling \$15,000.

Commissioner Lauman made a **motion** to approve DPHHS Contract #12-07-3-01-095-0. Commissioner Holmquist **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: DPHHS CONTRACT #12-07-5-01-015-0

[9:48:11 AM](#)

Members present:

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

Others present:

Assistant Mike Pence, Clerk Kile

Pence explained the contract totals \$106,491 for maternal and childcare.

Commissioner Holmquist made a **motion** to approve DPHHS Contract #12-07-5-01-015-0. Commissioner Lauman **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

FINAL PLAT: GLACIER MEADOW SUBDIVISION

[9:33:11 AM](#)

Members present:

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

Others present:

Assistant Mike Pence, Planner Alex Hogle, Olaf Ervin, Clerk Kile

Hogle entered into record Final Plat FFP 11-02; an application from Marcus Wilsey with technical assistance from Montana Mapping Associates for a three lot residential subdivision located five miles southwest of Columbia Falls. Preliminary plat approval was granted on April 2, 2008. Hogle noted an SIA was submitted for \$2,312.50 to complete paving of a shared access to lots 1 and 2.

Commissioner Holmquist made a **motion** to approve Final Plat FFP 11-02 for Glacier Meadow Subdivision with the SIA presented. Commissioner Lauman **seconded** the motion. **Aye** - Dupont, Lauman and Holmquist. Motion carried unanimously.

QUARTERLY MEETING W/ CHUCK CURRY, SHERIFF

This meeting was not held.

CONTINUATION OF TAX REFUND: POTKONJAK

[10:30:29 AM](#)

Members present:

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

Others present:

Assistant Mike Pence, Treasurer Adele Krantz, Michael Potkonjak, Sheila Potkonjak, Clerk Kile

Potkonjak presented copies of tax notices and property tax information he received from Flathead County and the Department of Revenue. He explained that nowhere on the documentation does it indicate what square footage they are basing their valuation on; therefore, he had no way of knowing there was an error and could not dispute the taxes without listing what the error was.

Steele explained the refund is at the discretion of the commission and said it is unfortunate; however, the tax notice they received does say they have 30 days to dispute the taxes.

Potkonjak further explained if he had known what square footage they were using he would have disputed it immediately. He stated he should not be penalized for a mistake he did not create.

Pence noted the DOR does not provide square footage details to anyone, but it is accessible if you contact them.

**TUESDAY, JULY 19, 2011
(Continued)**

Chairman Dupont stated he feels the square footage should be on the initial assessment if that is what the assessment is based upon, but they do not provide that information to anyone on the assessment notices. He noted in your position you just built a home and at face value your tax assessment looked okay. He added what this is saying, is that everyone should automatically file an appeal the minute you get an assessment, regardless of whether it is right or wrong to protect yourself.

General discussion continued in regards to the property owner's responsibility.

Commissioner Holmquist said this is a tough situation, yet we also have to follow our own guidelines and procedures. She stated looking into our taxes is a personal burden and unfortunately, they calculated yours wrong.

Krantz commented you can always call the DOR and they will pull your file, or you can also look at the data online.

Commissioner Holmquist made a **motion** to deny the tax refund for Potkonjak. Commissioner Lauman **seconded** the motion. **Aye** - Lauman and Holmquist. **Opposed** – Dupont. 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 20, 2011.

WEDNESDAY, JULY 20, 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.

DOCUMENT FOR SIGNATURE: LETTER TO FEMA RE: FLOODPLAIN MAPS

10:30:09 AM

Members present:

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

Others present:

Deputy County Attorney Peter Steele, Planner Bailey Minnich, Clerk Kile

Commissioner Holmquist stated she initiated the letter asking FEMA to withdraw the map and cancel the meeting scheduled on July 28, 2011 until further study can be done based on sound science at their expense.

Commissioner Holmquist made a **motion** to approve sending a letter to FEMA asking that the proposed map be withdrawn. Commissioner Lauman **seconded** the motion.

Commissioner Lauman said he also agreed that some of their data is not as accurate as it should be, and stated our local engineers and surveyors can't pinpoint property based on the data. He questioned how the average citizen would be able to decipher the maps.

Chairman Dupont added that he too has heard from local engineers and surveyors, and has concerns with the proposed floodplain map.

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

9:15 a.m. Commissioner Holmquist: RSVP Board meeting @ Heritage Place
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 July 21, 2011.

THURSDAY, JULY 21, 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.

12:00 p.m. Committee for a Better Bigfork meeting @ Methodist Church
1:00 p.m. Commissioner Holmquist: Health Board meeting @ Earl Bennett Bldg.
6:30 p.m. Fair Board meeting @ Fair Office

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on July 22, 2011.

FRIDAY, JULY 22, 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 25, 2011.
