* PLEASE RETURN TO COMMISSIONERS' OFFICE *

201900010407
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Fees: $0.00
Debbie Pierson, Flathead County MT by DD 5/30/2019 3:55 PM

RESOLUTION NO. 2056B

WHEREAS, the Board of Directors of the Flathead County Solid Waste Management District has heard the proposal to recalculate the Solid Waste Fee Calculation for Schools at properly noticed public hearings on February 26, 2019 and March 26, 2019, respectively;

WHEREAS, the vote on the proposed recalculation of fees for schools before the Board of Directors of the Flathead County Solid Waste Management District has been stalled with a 3-3 vote during both aforementioned public meetings. Action by the Board of Flathead County Commissioners is necessary to resolve the stalemate;

WHEREAS, the current method of calculating the school assessment is to add the total student enrollment in the school plus staff (full time equivalent) and divide that sum by 50 and then multiply by the current assessment of $80.73/unit;

WHEREAS, there is no documentation or history of how the current method was approved by the Board of Directors of the Flathead County Solid Waste Management District or the Board of County Commissioners for Flathead County;

WHEREAS, the current method is significantly undervalued and is inconsistent with the current valuations of fees the District collects from every other entity;

WHEREAS, the proposed calculation is to align the charging method of schools with the current County-wide protocol for disposal fee assessment;

OF HOW WHEREAS, the proposed calculation represents a calculation consistent with the general methods the District collects fees, as per the Flathead County Solid Waste Management District, March 9, 1999, Resolution No. SW 98-15.[1] Any increase in fees realized by a school will be reduced by 50% for 2019 and fully incorporated in 2020, as calculated by Flathead County Solid Waste Management District;

WHEREAS, the affected schools have been provided ample notice of the proposed fee calculation method, as per written notification from David Prunty, the Flathead County Public Works Director, dated May 4, 2018, in order to accommodate the adjustments in their budgets;

WHEREAS, multiple public meetings were previously held by the Board of Directors of the Flathead County Solid Waste Management District, dated April 24, 2018, May 15, 2018, February 26, 2019, and March 26, 2019, in which input from members of the public and school officials was permitted and heard;

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[1] Further information may be obtained from David Prunty, Public Works Director, 4098 Highway 93 North, Kalispell, Montana, 59901, telephone 406-758-5910.

WHEREAS, the Board of Commissioners of Flathead County, Montana, deems the proposed school fee calculation to be appropriate;

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Flathead County, Montana, hereby adopts this Resolution of Intent to apply the Assessed Fees, adopted by the Flathead County Solid Waste Management District, March 9, 1999, Resolution No. SW 98-15, to any and all school disposal of solid waste effective as of July 1, 2019, and any increase in fees realized by a school will be reduced by 50% for the remainder of 2019 and fully incorporated in 2020, as calculated by Flathead County Solid Waste Management District;

BE IT FURTHER RESOLVED that notice of the passage of this resolution shall be published in conformance with Section 7-1-2121, M.C.A.;

BE IT FURTHER RESOLVED that the Board of Commissioners will receive written protests against the increases for a period of twenty-one (21) days beginning on the date of the first publication of this notice, from any owner of property within the District. The District boundaries are the boundaries of Flathead County. The protests must be in writing and be delivered to the Flathead County Commissioners' Office, Flathead County Courthouse, 800 South Main, Room 302, Kalispell, Montana 59901.

If owners of more than fifty percent (50%) of the family residential units in the District file written protests to the fee change, a public hearing to consider the change will be held.

DATED this 29th day of May, 2019.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By _____
Philip B. Mitchell, Chairman

By _____
Pamela J. Holmquist, Member

By _____
Randy L. Brodehl, Member

SEAL OF FLATHEAD COUNTY
COMMISSIONERS OFFICE
STATE OF MT.