

MONDAY, MAY 3, 2004

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

10:00 a.m. Commissioners Gipe and Hall attended District 10 & 11 Meeting at Public Health Conference Room, Polson.

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on May 4, 2004.

TUESDAY, MAY 4, 2004

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

ROUTINE BUSINESS MATTERS

Present at the May 4, 2004 9:00 A.M. Meeting were Chairman Gipe, Commissioners Watne and Gipe, and Clerk Eisenzimer.

Chairman Gipe presented a request from the Flathead County Road Department to open position vacancies for summer employment.

Commissioner Hall made a **motion** to approve opening summer labor positions. Commissioner Watne **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

Chairman Gipe presented a request to use grant monies to pay Michelle Lapp. Commissioner Hall made a **motion** to approve using grant monies. Commissioner Watne **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

Chairman Gipe reviewed a Professional Services Contract between Flathead County and Susan Nicosia as Budget Officer. Nicosia is being contracted to work 20 hours per week for a total of 340 hours during the upcoming budget season from May – August.

Commissioner Hall made a **motion** to approve the Professional Services Contract. Commissioner Watne **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

MONTHLY MEETING W/DONNA MADDUX, SUPERINTENDENT OF SCHOOLS

THIS MEETING DID NOT TAKE PLACE

MONTHLY MEETING W/NORM CALVERT, COMPUTER SERVICES

Present at the May 4, 2004 9:15 A.M. Meeting were Chairman Gipe, Commissioners Watne and Hall, Computer Services Director Norm Calvert, and Clerk Eisenzimer.

General discussion was held relative to JADE conversion; gave credit to computer staff for the quality of service.

BOARD APPOINTMENTS: FIRE DISTRICTS

Present at the May 4, 2004 9:30 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, and Clerk Eisenzimer.

Commissioner Watne made a **motion** to elect by acclamation Robert W. Fousek for a full three year term and Glenn Nye for one unexpired term to the Big Mountain Rural Fire District. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

Commissioner Watne made a **motion** to approve the appointment of F. Edward Buttrey and Charles L. Martin for three year terms to the Bigfork Rural Fire District. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

Commissioner Watne made a **motion** to approve the appointment of Robert L. Love for a full three year term to the Blankenship Rural Fire District. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

Commissioner Watne made a **motion** to approve the appointment of E. James Porteus for a three year term to the Columbia Falls Rural Fire District. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

Commissioner Watne made a **motion** to elect by acclamation of Michael Woods and the appointment of Cliff Wilkins for three year terms to the Coram/West Glacier Rural Fire District. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

Commissioner Watne made a **motion** to elect by acclamation Allen Zimmerman to a three year term, Greg W. Phillips for the 2005 unexpired term and William F. Ambrose for the 2006 unexpired term to the Creston Rural Fire District. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

Commissioner Watne made a **motion** to approve the appointment of to the Hungry Horse Rural Fire District. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

Commissioner Watne made a **motion** to elect by acclamation Larry Brower to the Marion Rural Fire District. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

**TUESDAY, MAY 4, 2004
(CONTINUED)**

Commissioner Watne made a **motion** to elect by acclamation John E. Helton and Judy Rabidue for three year terms to the Martin City Rural Fire District. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

Commissioner Watne made a **motion** to approve the appointment of Rusty Hill, Neil Franson and Barb Roberts to the Olney Rural Fire District. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

Commissioner Watne made a **motion** to approve the appointment of to the Smith Valley Rural Fire District. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

Commissioner Watne made a **motion** to approve the appointment of Robert Kienas and Ted Richardson to the Somers Rural Fire District. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

Commissioner Watne made a **motion** to elect by acclamation Phillip Birks to the South Kalispell Rural Fire District. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

Commissioner Watne made a **motion** to elect by acclamation Terry L. Rothacher and Craig H. Tutvedt for full three year terms and Myron V. Boulden for one expired terms and the appointment of Robert Reasner to fill one unexpired term to the West Valley Rural Fire District. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

Commissioner Watne made a **motion** to elect by acclamation Steven J. Carlson and M. Dudley Mahler to the Whitefish Fire Service Area. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

CONSIDERATION OF ADOPTION OF FINAL RESOLUTION: OPEN CUT MINING ACT TEXT AMENDMENT/FLATHEAD COUNTY ZONING REGULATIONS

Present at the May 4, 2004 9:45 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, Planning and Zoning Director Forrest Sanderson and Clerk Eisenzimer.

Commissioner Watne made a **motion** to adopt Resolution 955FY. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

RESOLUTION NO. 955FY

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing, following publication of legal notice, on the 17th day of March, 2004, concerning a proposal to change the text of the Flathead County Zoning Regulations which would amend Sections 4.10.010 and 4.10.040 to recognize that the Montana Open Cut Mining Act, due to a statutory change, is now administered by the Montana Department of Environmental Quality rather than the Montana Department of Natural Resources;

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 Flathead County Planning Board regarding the proposed amendment;

WHEREAS, based upon that recommendation and the testimony of the public, 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. 955 FX dated March 17, 2004) to change the zoning regulations amending Sections 4.10.010 and 4.10.040 to recognize that the Montana Open Cut Mining Act, due to a statutory change, is now administered by the Montana Department of Environmental Quality rather than the Montana Department of Natural Resources;

WHEREAS, notice of passage of that Resolution was published once a week for two weeks, on March 4 and March 11, 2004, and the Board of Commissioners did not receive written protests to the change from forty percent (40%) of the freeholders.

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 Flathead County Zoning Regulations Sections 4.10.010 and 4.10.040 to recognize that the Montana Open Cut Mining Act, due to a statutory change, is now administered by the Montana Department of Environmental Quality rather than the Montana Department of Natural Resources, as set forth on Exhibit A hereto.

DATED this 4th day of May, 2004.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By/s/Howard W. Gipe
Howard W. Gipe, Chairman

By/s/ Gary D. Hall
Gary D. Hall, Member

By/s/Robert W. Watne
Robert W. Watne, Member

ATTEST:
Paula Robinson, Clerk

By/s/ Monica R. Eisenzimer
Monica R. Eisenzimer, Deputy

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(CONTINUED)

Flathead County Zoning Regulations
Text Amendment/ REQUEST FOR ZONING TEXT AMENDMENT
FLATHEAD COUNTY ZONING REGULATIONS

EXHIBIT 'A'

As usual, deletions from the regulations are ~~struck through~~ whereas additions to the regulations are **bolded, italicized and underlined**.

Section 4.10.010

Requirements contained in this section shall not exempt the owner or operator of an extractive industry from compliance with the Montana Open Cut Mining Act 82-4-401 et seq, M.C.A., as administered by the Montana Department of ~~Natural Resources~~ **Environmental Quality**, Helena, Montana, but shall be in addition to the requirements of said Act. Prior to the approval by the Board of a Conditional Use Permit, a reclamation contract shall be signed and approved by the owner or operator and the Montana Department of ~~Natural Resources~~ **Environmental Quality**.

Section 4.10.040

Plan for the development of the Site.

The plan to be submitted with the application for a Conditional use Permit shall include a plan for the development of the subject property which shall consist of two phases: the exploitation phase and the re-use phase.

When such a plan is also required by the Open Cut Mining Act, the submitted plan shall have been approved by the Department of ~~Natural Resources~~ **Environmental Quality**.

CONSIDERATION OF ADOPTION OF FINAL RESOLUTION: BURTON & GREGOIRE ZONE CHANGE/BIGFORK ZONING DISTRICT

Present at the May 4, 2004 9:45 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, Planning and Zoning Director Forrest Sanderson, and Clerk Eisenzimer.

Commissioner Hall made a **motion** to adopt Resolution 956AY. Commissioner Watne **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

RESOLUTION NO. 956 AY

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing, after the publication of legal notice, on the 17th day of March, 2004, concerning a proposal to change the zoning designation in a portion of the Bigfork Area Zoning District from B-3 (Community Business) to B-2 (General Business);

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 AX, dated March 17, 2004) to change the zoning designation in a portion of the Bigfork Area Zoning District from B-3 (Community Business) to B-2 (General Business) and;

WHEREAS, notice of passage of that Resolution was published once a week for two weeks, on March 21 and March 28, 2004, and the Board of Commissioners did not receive written protests to the change from forty per cent (40%) of the freeholders.

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 area described on Exhibit "A" hereto, from B-3 (Community Business) to B-2 (General Business), as those terms are used and defined in the Flathead County Zoning Regulations, located in Permanent File No. 93270 13500, in the Flathead County Clerk and Recorder's Office.

DATED this 4th day of May, 2004.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By/s/Howard W. Gipe
Howard W. Gipe, Chairman

By/s/ Gary D. Hall
Gary D. Hall, Member

By/s/Robert W. Watne
Robert W. Watne, Member

TUESDAY, MAY 4, 2004
(CONTINUED)

ATTEST:
Paula Robinson, Clerk

By/s/ Monica R. Eisenzimer
Monica R. Eisenzimer, Deputy

Exhibit A
DONALD BURTON, BERNARD GREGOIRE, DAN MORRIS AND ARNOLD MORRIS
ZONE CHANGE FROM B-3 TO B-2/Bigfork Zoning District
STAFF REPORT #FZC-03-46

The property is a portion of the Bigfork Zoning District and is bounded by Montana Highway 35 on the west and is just south of Ice Box Canyon. The property contains approximately 7.17 acres. The property may be described as Assessor's tracts 3AAA, 3AAAC, 3AAAD and Lot 1 of Subdivision #218, in Section 25, Township 27 North, Range 20 West, P.M.M., Flathead County, Montana.

DOCUMENT FOR SIGNATURE: SPECIAL USE PERMIT/BIG MOUNTAIN RADIO SITE

Present at the May 4, 2004 9:45 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, and Clerk Eisenzimer.

Commissioner Hall made a **motion** to approve special use permit for Big Mountain radio site and authorize Chairman to sign. Commissioner **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: CERTIFICATE IN LIEU OF CONSTRUCTION PERMIT/PLUM CREEK

Present at the May 4, 2004 9:45 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, and Clerk Eisenzimer.

Chairman Gipe reviewed a letter requesting pro-ration of taxes to be carried forward when asking for tax incentive to install waste water treatment plant.

Commissioner Hall made a **motion** to continue the request. Commissioner Watne **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously

CONSIDERATION OF LAKESHORE PERMIT: WOOD

Present at the May 4, 2004 10:00 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, Planner Traci Tull, and Clerk Eisenzimer.

Tull reviewed Lake and Lakeshore Construction Permit filed by Douglas Wood on Foys Lake to place a fill gravel path to his existing boat dock. Gravel path will be approximately 600 square feet and fill will start at existing stone stairway lakeward to existing dock. General discussion was held Board recommends approval of permit as presented.

Commissioner Hall made a **motion** to approve Lakeshore Permit #FLP-04-48 with 24 conditions and authorize Chairman to sign. Commissioner Watne **seconded** the motion. **Aye**- Watne, Hall and Gipe. Motion carried unanimously.

CONSIDERATION OF LAKESHORE PERMIT: LUPTON

Present at the May 4, 2004 10:00 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, Planner Traci Tull and Clerk Eisenzimer.

Tull reviewed Lake and Lakeshore Construction Permit filed by William Lupton on Flathead Lake to place rip-rap along approximately 100 feet of shoreline to prevent further erosion. Place fill, consisting of crushed rock, behind rip-rap. Construct small deck over 20 feet of rip-rap and fill. Put in shore station with canopy. Complete underground electrical work outside of Lakeshore Protection Zone, which might affect natural vegetation inside Lakeshore Protection Zone. General discussion was held Board recommends approval of permit as presented.

Commissioner Hall made a **motion** to approve Lakeshore Permit #FLP-04-50 with 44 conditions and authorize Chairman to sign. Commissioner Watne **seconded** the motion. **Aye**- Watne, Hall and Gipe. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: ARCHITECT CONTRACT/BUS BARN ADDITION (OFFICE)- AOA

Present at the May 4, 2004 10:15 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, Agency on Aging Director Jim Atkinson, Deanna Thielman, and Clerk Eisenzimer.

Commissioner Watne made a **motion** to approve and authorize Chairman to sign Agency On Aging Architect's Contract for the Bus Barn Addition. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously

AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: GARDNER ZONE CHANGE/EVERGREEN & VICINITY ZONING DISTRICT

Present at the May 4, 2004 10:15 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, and Clerk Eisenzimer.

Commissioner Watne made a **motion** to authorize the publication of the Notice of Public Hearing and authorize the Chairman to sign. Chairman Gipe **seconded** the motion. **Aye** – Watne and Gipe. Motion carried by quorum.

NOTICE OF PUBLIC HEARING

The Board of Commissioners of Flathead County, Montana, hereby gives notice pursuant to Section 76-2-205(1), M.C.A., that it will hold a public hearing to consider a request by Todd Gardner to change the zoning

**TUESDAY, MAY 4, 2004
(CONTINUED)**

designation on property located in the Evergreen and Vicinity Zoning District from R-2 (One Family Limited Residential) and R-5 (Two Family Residential) to B-2 (General Business).

The boundaries of the area proposed to be changed from R-2 and R-5 to B-2 are set forth on Exhibit "A".

The proposed change would generally change the character of the zoning regulations applicable to the property from providing, on a portion of the subject project, for residential uses with minimum lot areas, requiring all public utilities and community facilities and permitting two-family dwellings, and, on the remaining property, for large tract residential development in suburban areas, beyond sanitary sewer and/or water lines, to providing for retail sales and service functions and businesses whose operations are typically characterized by outdoor display, storage and/or sale of merchandise, by major repair of motor vehicles, by outdoor commercial amusement and recreational activities, and by businesses serving the general needs of the tourist and traveler.

The regulations defining the R-2, R-5 and B-2 Zones are contained in the Flathead County Zoning Regulations on file for public inspection at the Office of the County Clerk and Recorder, Courthouse, Kalispell, Montana, in Permanent File No. 9327013500.

The public hearing will be held on the **19th day of May 2004, at 9:30 o'clock a.m.**, in the Office of the Board of Commissioners of Flathead County, Courthouse, West Annex, Kalispell, Montana. At the public hearing, the Board of Commissioners will give the public an opportunity to be heard regarding the proposed change in the regulations for the described portion of the Evergreen and Vicinity Zoning District.

DATED this 4th day of May, 2004.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By/s/Howard W. Gipe
Howard W. Gipe, Chairman

ATTEST:
Paula Robinson, Clerk

By/s/ Monica R. Eisenzimer
Monica R. Eisenzimer, Deputy

Publish on May 7 and May 14, 2004

**EXHIBIT A
TODD GARDNER
ZONE CHANGE FROM R-2 AND R-5 TO B-2**

The property proposed for rezoning is located on Montclair Drive, directly north of Kari Dodge. The property can further be described as Assessor's Tracts 12, 1, 2, and 3, Block 2 of Section 8, Township 28 North, Range 21 West, P.M.M., Flathead County, Montana.

CONSIDERATION OF RELEASE OF COLLATERAL: MARION PINES

Present at the May 4, 2004 10:15 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, and Clerk Eisenzimer.

Commissioner Watne made a **motion** to approve release of collateral for Marion Pines. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

CONSIDERATION OR PRINTING BIDS: PLAT ROOM

Present at the May 4, 2004 10:15 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, and Clerk Eisenzimer.

Commissioner Watne made a **motion** to approve on behalf of the Plat Room, the bid submitted by Master's Touch for 20,000 transfer forms in the amount of \$1,090.00. Chairman Gipe **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

Commissioner Watne made a **motion** to approve on behalf of the Plat Room, the bid submitted by Eagle Flight Business Forms for 3,000 Ennis Register 1 carbon receipts in the amount of \$157.00. Chairman Gipe **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: CC&R WAIVER PAGE/PLANTATION PINES

Present at the May 4, 2004 10:15 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, Planning and Zoning Director Forrest Sanderson, and Clerk Eisenzimer.

Sanderson received a copy of the draft amendment to the Plantation Pines Covenants, Conditions and Restrictions, I reviewed the proposed amendments, I do not find that they violate any of the conditions of approval that were incorporated into the subdivision approval as given by the Board of County Commissioners, essentially they are housekeeping also within the waiver we're seeing consent from the County Attorney to eliminate the Board of County Commissioners as a reviewing entity on covenant amendments so long as those amendments do not violate or deviate from any conditions of approval. Staff would recommend that you approve the waiver as given to you by the County Attorney.

Commissioner Hall made a **motion** to approve Waiver of Requirement of Approval for Amendment of Covenants, Conditions and Restrictions. Commissioner Watne **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

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(CONTINUED)**

MEETING W/KIRSTEN HOLLAND, GRANT WRITER

Present at the May 4, 2004 10:30 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, Weed, Parks and Maintenance Superintendent Jed Fisher, Road Superintendent Charlie Johnson, Planning and Zoning Director Forrest Sanderson, and Clerk Eisenzimer.

Discussion was held relative to authorization for Kirsten to be writing grants for Rails to Trails in conjunction with Flathead County to offset the amount of money and time that will be required from Flathead County.

FINAL PLAT: VAN SANT ACRES

Present at the May 4, 2004 10:30 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, Planner Tim Beck, Helen Brien from Brien Surveying, and Clerk Eisenzimer.

Beck reviewed the application submitted by Michael and Nancy Murphy with technical assistance by Brien Surveying for final plat approval of Van Sant Acres, a two lot minor subdivision on the east side of Van Sant Road. The subject property is 10.0 acres in size and is located in an unzoned portion of the County. Preliminary plat approval was waived on July 31, 2003 subject to seven conditions.

Commissioner Hall made a **motion** to adopt Staff Report #FWP-04-11 as Findings of Fact. Commissioner Watne **seconded** the motion. Motion carried unanimously.

Commissioner Hall made a **motion** to approve the final plat for Van Sant Acres. Commissioner Watne **seconded** the motion. Motion carried unanimously.

- 12:00 p.m. Commissioner Hall attended Kalispell Chamber of Commerce meeting**
- 1:15 p.m. 911 meeting at Justice Center**
- 4:00 p.m. Commissioner Hall attended RAC meeting at the Commissioners Meeting Room**
- 4:00 p.m. FBIA Meeting at 1st Interstate Bank**

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on May 5, 2004.

WEDNESDAY, MAY 5, 2004

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

- 9:00 a.m. Commissioner Hall attended Fire Planning Steering Committee Meeting at the Justice Center**

AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: MINIMUM LOT WIDTH TEXT AMENDMENT/FLATHEAD COUNTY ZONING REGULATIONS

Present at the May 5, 2004 9:30 A.M. Meeting were Commissioners Hall and Watne, and Clerk Eisenzimer.

Commissioner Hall made a **motion** to authorize the publication of the Notice of Public Hearing and authorize the Chairman to sign. Commissioner Watne, PT **seconded** the motion. **Aye** - Watne and Hall. Motion carried by quorum.

NOTICE OF PUBLIC HEARING

The Board of Commissioners of Flathead County, Montana, hereby gives notice, pursuant to Section 76-2-205(1), M.C.A., that it will hold a public hearing to consider a change to the text of the Flathead County Zoning Regulations proposed by the Flathead County Planning and Zoning Office.

The proposed amendment would amend Sections 3.12.040.2, 3.13.040.2 and Section 3.15.040.2 in the R-4, (Two Family Residential) R-5, (Two Family Residential) and RA-1 (Residential) classifications, to allow for sub lot minimum width to be 25 feet rather than the 50 foot minimum lot width, in order to allow for building of townhouses in the urban density zoning classifications.

The Flathead County Zoning Regulations are on file for public inspection at the Office of the Clerk and Recorder in Permanent File number 93270 13500. The proposed amendment is on file for public inspection at the Office of the County Clerk and Recorder, Courthouse, 800 South Main, Kalispell, Montana and the Flathead County Planning and Zoning Office, 1035 1st Avenue West, Kalispell, Montana.

The public hearing will be held on the 20th day of May, 2004, at 10:00 o'clock a.m., in the Office of the Board of Commissioners of Flathead County, Courthouse, West Annex, Kalispell, Montana. At the public hearing, the Board of Commissioners will give the public an opportunity to be heard regarding the proposed change to the text of the Flathead County Zoning Regulations.

DATED this 5th day of May, 2004.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By/s/Robert W. Watne, PT
Howard W. Gipe, Chairman

**WEDNESDAY, MAY 5, 2004
(CONTINUED)**

ATTEST:
Paula Robinson, Clerk

By/s/ Monica R. Eisenzimer
Deputy

Publish on May 9 and May 16, 2004.

AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: HEDSTROM, ET AL, ZONE CHANGE/HIGHWAY 93 NORTH ZONING DISTRICT

Present at the May 5, 2004 9:30 A.M. Meeting were Commissioners Hall and Watne, and Clerk Eisenzimer.

Commissioner Hall made a **motion** to authorize the publication of the Notice of Public Hearing and authorize the Chairman to sign. Commissioner Watne, PT **seconded** the motion. **Aye** - Watne and Hall. Motion carried by quorum.

NOTICE OF PUBLIC HEARING

The Board of Commissioners of Flathead County, Montana, hereby gives notice pursuant to Section 76-2-205(1), M.C.A., that it will hold a public hearing to consider a request by Richard Hedstrom, Kraig Trippel, William Spurzem, Charles Mitchell and William Koenig to change the zoning designation in a portion of the Highway 93 North Zoning District from AG-40 (Agricultural) to SAG-5 (Suburban Agricultural).

The boundaries of the area proposed to be amended from AG-40 to SAG-5 are set forth on Exhibit "A".

The proposed change would generally change the character of the zoning regulations applicable to the property from those intended to protect and preserve agricultural land for the performance of a wide range of agricultural functions, intended to control the scattered intrusion of uses not compatible with an agricultural environment, including, but not limited to, residential development, to regulations intended to protect and preserve smaller agricultural functions and to provide a buffer between urban and unlimited agricultural uses, encouraging concentration of such uses in areas where potential conflict of uses will be minimized, and to provide areas of estate-type residential development. The AG-40 classification has a minimum lot size of 40 acres; a change to SAG-5 would result in a minimum lot size of 5 acres.

The regulations defining the AG-40 and SAG-5 Zones are contained in the Flathead County Zoning Regulations, on file for public inspection at the Office of the County Clerk and Recorder, Courthouse, Kalispell, Montana, in Permanent File No. 93270 13500.

The public hearing will be held on the 20th day of May, 2004, at 10:15 o'clock a.m., in the Office of the Board of Commissioners of Flathead County, Courthouse, West Annex, Kalispell, Montana. At the public hearing, the Board of Commissioners will give the public an opportunity to be heard regarding the proposed change to the Highway 93 North Zoning District.

DATED this 5th day of May, 2004.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

ATTEST:
Paula Robinson, Clerk

By/s/ Robert W. Watne, PT
Howard W. Gipe, Chairman

By/s/ Monica R. Eisenzimer
Deputy

Publish on May 9 and May 16, 2004.

**EXHIBIT A
RICHARD HEDSTROM, KRAIG TRIPPEL, WILLIAM SPURZEM, CHARLES MITCHELL
AND WILLIAM KOENIG
ZONE CHANGE FROM AG-40 TO SDAG-5**

The property proposed for rezoning is located north of Church Drive, south of McDermott Road and all along Prairie View Road. US Highway 93 North is approximately ½ of a mile to the east of the subject properties. The properties can further be described as Sections 11 and 12, Township 29 North, Range 22 West, P.M.M., Flathead County, Montana.

AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: STRICKLAND & SYMMES ZONE CHANGE/WEST SIDE ZONING DISTRICT

Present at the May 5, 2004 9:30 A.M. Meeting were Commissioners Hall and Watne, and Clerk Eisenzimer.

Commissioner Hall made a **motion** to authorize the publication of the Notice of Public Hearing and authorize the Chairman to sign. Commissioner Watne, PT **seconded** the motion. **Aye** – Watne and Hall. Motion carried by quorum.

**WEDNESDAY, MAY 5, 2004
(CONTINUED)**

**NOTICE OF PUBLIC HEARING
WEST SIDE ZONING DISTRICT**

The Board of Commissioners of Flathead County, Montana, hereby gives notice pursuant to Section 76-2-205(1), M.C.A., that it will hold a public hearing to consider a request by Frank Strickland and Tom Symmes to change the zoning designation in a portion of the West Side Zoning District from SAG-10 (Suburban Agricultural) to SAG-5 (Suburban Agricultural).

The boundaries of the area proposed to be amended from SAG-10 to SAG-5 are set forth on Exhibit "A" hereto.

The proposed change would change the character of the zoning regulations applicable to the property which, in both SAG-10 and SAG-5 districts, are intended to protect and preserve agricultural land for the performance of limited agricultural functions and to provide a buffer between urban and unlimited agricultural uses, encouraging concentration of such uses in areas where potential friction of uses will be minimized, by providing for estate type residential development and by reducing the minimum lot size from 10 acres to five acres.

The regulations defining the SAG-10 and SAG-5 Zones are contained in the Flathead County Zoning Regulations, on file for public inspection at the Office of the County Clerk and Recorder, Courthouse, 800 South Main, Kalispell, Montana in Permanent File No. 93270 13500.

The public hearing will be held on the 20th day of May, 2004, at 10:30 o'clock a.m., in the Office of the Board of Commissioners of Flathead County, Courthouse, West Annex, Kalispell, Montana. At the public hearing, the Board of Commissioners will give the public an opportunity to be heard regarding the proposed change in the regulations for the described portion of the West Side Zoning District.

DATED this 5th day of May, 2004.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By /s/Robert W. Watne, PT
Howard W. Gipe, Chairman

ATTEST:
Paula Robinson, Clerk

By /s/ Monica R. Eisenzimer
Deputy

Publish on May 9 and May 16, 2004.

**EXHIBIT A
STRICKLAND AND SYMMES
AMENDMENT TO THE WEST SIDE ZONING DISTRICT**

The property proposed for rezoning is located on the east side of Farm to Market Road just North of the intersection with Three Mile Drive. The property may be described as Assessors Tract 2B of Section 2, Township 28 North, Range 22 West, P.M.M., Flathead County, Montana.

AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: LAKESIDE MARINA PUD

Present at the May 5, 2004 9:30 A.M. Meeting were Commissioners Hall and Watne, and Clerk Eisenzimer.

Commissioner Hall made a **motion** to authorize the publication of the Notice of Public Hearing and authorize the Chairman to sign. Commissioner Watne, PT **seconded** the motion. **Aye** - Watne and Hall. Motion carried by quorum.

NOTICE OF PUBLIC HEARING

The Board of Commissioners of Flathead County, Montana, hereby gives notice pursuant to Section 3.31.020.4 of the Flathead County Zoning Regulations, that it will hold a public hearing to consider a request by Montana Eagle Development, L.L.C., to approve a Planned Unit Development (PUD) in the Lakeside Zoning District.

The area proposed to be overlaid with a PUD is 3.05 acres described as Tracts 1DA, 1D, and 1F, in Section 7, Township 26 North, Range 20 West, P.M.M., Flathead County, Montana.

The proposal would allow for the development of a marina with ancillary structures such as restaurants, watercraft rental, office space and retail sales, phased in over several years. Setbacks in the Lakeside Zoning Classification of 10 feet on the sides and 20 feet front and rear, would be reduced to zero as the setbacks on the property are already encumbered by buildings to be remodeled or replaced. The density in the Lakeside Zoning Classification will not be changed.

The regulations defining the PUD and the Lakeside (LS) zoning classification are contained in the Flathead County Zoning Regulations on file for public inspection at the Office of the County Clerk and Recorder, Courthouse, Kalispell, Montana, in Permanent File No. 93270 13500.

The public hearing will be held on the 19th day of May, 2003, at 9:45 o'clock a.m., in the Office of the Board of Commissioners of Flathead County, Courthouse, West Annex, Kalispell, Montana. At the public

**WEDNESDAY, MAY 5, 2004
(CONTINUED)**

hearing, the Board of Commissioners will give the public an opportunity to be heard regarding the proposed PUD overlay in the Lakeside Zoning District.

DATED this 5th day of May, 2004.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By/s/Robert W. Watne, PT
Howard W. Gipe, Chairman

ATTEST:
Paula Robinson, Clerk

By/s/ Monica R. Eisenzimer
Deputy

Publish on May 9 and May 16, 2004.

CONSIDERATION OF BUDGET TRANSFER: MAIL ROOM

Present at the May 5, 2004 9:30 A.M. Meeting were Commissioners Hall and Watne, and Clerk Eisenzimer.

Commissioner Hall made a **motion** to approve the request to transfer \$972.00 for computer equipment for the mail room. Commissioner Watne, PT **seconded** the motion. **Aye** - Watne and Hall. Motion carried by quorum.

FINAL PLAT: WALCHLI MILLER ESTATES

Present at the May 5, 2004 9:45 A.M. Meeting were, Commissioners Hall and Watne, Planner BJ Grieve, Dawn Marquardt of Marquardt & Marquardt Surveying and Clerk Eisenzimer.

Grieve reviewed the application submitted by Pauline Miller with Technical assistance by Marquardt & Marquardt Surveying for final plat approval on Walchli Miller Estates, a subdivision that will create four (4) residential lots. The property can be legally described as Government Lot 2 in Section 7, Township 28 North, Range 20 West, P.M.M., Flathead County, Montana. Preliminary plat approval was waived on July 3, 2003, subject to seven (7) conditions.

Commissioner Hall made a **motion** to adopt Staff Report #FWP-04-12 as Findings of Fact. Commissioner Watne P.T. **seconded** the motion. Motion carried by quorum.

Commissioner Hall made a **motion** to approve final plat for Walchli Miller Estates. Commissioner Watne P.T. **seconded** the motion. **Aye** - Watne and Hall. Motion carried by quorum.

FINAL PLAT: CIMARRON SUBDIVISION

Present at the May 5, 2004 10:00 A.M. Meeting were Commissioners Hall and Watne, Planner Johna Morrison, Dawn Marquardt of Marquardt & Marquardt Surveying and Clerk Eisenzimer.

Morrison reviewed the application submitted by Aaron Jordt, Ron Platke and Marquardt & Marquardt Surveying for final plat approval on Cimarron Subdivision which will create 4 residential lots off Tetriault Road in Section 33, Township 30 North, Range 21 West. The property is zoned SAG-10. Preliminary plat approval was granted on January 13, 2004 subject to 11 conditions.

Commissioner Hall made a **motion** to approve final plat for Cimarron Subdivision. Commissioner Watne, PT **seconded** the motion. **Aye** - Watne and Hall. Motion carried by quorum.

FINAL PLAT: LAKE BLAINE ESTATES

Present at the May 5, 2004 10:00 A.M. Meeting were Commissioners Hall and Watne, Planner Johna Morrison, Dawn Marquardt of Marquardt & Marquardt Surveying and Clerk Eisenzimer.

Morrison reviewed the application submitted by Eugene Lenz with technical assistance by Marquardt & Marquardt Surveying for final plat approval of Lake Blaine Estates, a two lot minor subdivision north of the intersection of Lake Blaine Road and Blaine View Lane, on Lake Blaine. The subject property is 3.03 acres in size and is located in an unzoned portion of the County. Preliminary plat approval was waived on January 8, 2004 subject to eight conditions.

Commissioner Hall made a **motion** to adopt Staff Report #FWP-04-13 as Findings of Fact. Commissioner Watne, PT **seconded** the motion. Motion carried by quorum.

Commissioner Hall made a **motion** to approve the final plat for Lake Blaine Estates. Commissioner Watne, PT **seconded** the motion. **Aye** - Watne and Hall. Motion carried by quorum.

CONSIDERATION OF LAKESHORE PERMIT: JACKSON

Present at the May 5, 2004 10:30 A.M. Meeting were Commissioners Hall and Watne, Planner Tim Beck and Clerk Eisenzimer.

Beck reviewed Lake and Lakeshore Construction Permit filed by Suzanne Jackson on Whitefish Lake to install a new waterline and place ¾" washed gravel over the beach. General discussion was held. Board recommends approval of permit as presented.

Commissioner Hall made a **motion** to approve Lakeshore Permit #WLP-04-01a with 27 conditions and authorize Chairman to sign. Commissioner Watne, PT **seconded** the motion. **Aye**- Watne and Hall. Motion carried by quorum.

**WEDNESDAY, MAY 5, 2004
(CONTINUED)**

CONSIDERATION OF LAKESHORE PERMIT: HALPIN AGENCIES

Present at the May 5, 2004 10:30 A.M. Meeting were Commissioners Hall and Watne, Planner Tim Beck and Clerk Eisenzimer.

Beck reviewed Lake and Lakeshore Construction Permit filed by Halpin Agencies, Ltd. on Whitefish Lake to install an 8 foot by 30 foot I-shaped EZ-dock with a 3 foot by 10 foot gangway. Shore station will be placed beside the dock and install a waterline and create a wheelchair accessible walkway. General discussion was held Board recommends denial of conditions 2-5.

Commissioner Hall made a **motion** to continue Lakeshore Permit #WLP-04-02 with 5 conditions. Commissioner Watne, PT **seconded** the motion. **Aye-** Watne and Hall. Motion carried by quorum.

CONSIDERATION OF LAKESHORE PERMIT: HOUSTON POINT HOMEOWNERS ASSOC.

Present at the May 5, 2004 10:30 A.M. Meeting were Commissioners Hall and Watne, Planner Tim Beck and Clerk Eisenzimer.

Beck reviewed Lake and Lakeshore Construction Permit filed by Houston Point Homeowners Association to replace one of the 3 dock structures of existing private marina with an EZ-dock system. Dock will measure 60 feet in length with widths ranging from 3 feet to 6 feet, 6 inches. Total wing length will be 46 feet, 6 inches, providing for a maximum internal boat slip length of 20 feet on each side. The applicant shall dismantle and completely remove any existing dock located on the property from the Lakeshore Protection Zone prior to installation of the new dock. The old dock cannot be moved to another location on Whitefish Lake without a lakeshore permit and without being modified to meet current dock construction standards. General discussion was held Board recommends approval of permit as presented.

Commissioner Hall made a **motion** to approve Lakeshore Permit #WLP-04-03 with 18 conditions and authorize Chairman to sign. Commissioner Watne, PT **seconded** the motion. **Aye-** Watne and Hall. Motion carried by quorum.

CONSIDERATION OF LAKESHORE PERMIT: KVAMME

Present at the May 5, 2004 10:30 A.M. Meeting were Commissioners Hall and Watne, Planner Tim Beck and Clerk Eisenzimer.

Beck reviewed Lake and Lakeshore Construction Permit filed by Mark Kvamme on Whitefish Lake to replace existing dock with new E-shaped, EZ-dock with 2 floating personal watercraft docking stations and 2 roof covers. Dock will measure 60 feet in total length, including gangway, by 80 inches in total width. (Impervious cover – 1070.5 square feet). Install log stairway measuring 3 feet in width by 20 feet in length. (Impervious cover – 60 square feet.). General discussion was held Board recommends approval of permit as presented.

Commissioner Hall made a **motion** to approve Lakeshore Permit #WLP-04-04 with 19 conditions and authorize Chairman to sign. Commissioner Watne, PT **seconded** the motion. **Aye-** Watne and Hall. Motion carried by quorum.

CONSIDERATION OF LAKESHORE PERMIT: MARTINEAU

Present at the May 5, 2004 10:30 A.M. Meeting were Commissioners Hall and Watne, Planner Tim Beck and Clerk Eisenzimer.

Beck reviewed Lake and Lakeshore Construction Permit filed by Halpin Agencies, Alan Martineau, Janice and Greg Newa on Whitefish Lake to revise second permit application (WLP-02-04a, reduce size of Lshaped dock (558 square feet) and place it in the center of Tract 2DF. Dock will measure 50 feet in total length with 24 foot breakwater wing (16 feet from inside corner of dock). Some rocks may need to be moved to place dock. One shore station will be placed along dock rather than 2. Attach 2 EZ-ports to dock (specific dimensions not specified), install a buoy, place a 3 foot by 8 foot, 4 inch ladder against shoreline. General discussion was held Board recommends approval of permit as presented.

Commissioner Hall made a **motion** to continue Lakeshore Permit #WLP-02-04b with 23 conditions. Commissioner Watne, PT **seconded** the motion. **Aye-** Watne and Hall. Motion carried by quorum.

CONSIDERATION OF LAKESHORE PERMIT: BRUS

Present at the May 5, 2004 10:30 A.M. Meeting were Commissioners Hall and Watne, Planner Tim Beck and Clerk Eisenzimer.

Beck reviewed Lake and Lakeshore Construction Permit filed by Jeff Brus on Whitefish Lake to expand and reverse existing Fshaped EZ-dock. When completed the expansion dock will measure 80 feet in total length. Applicant has acknowledged that at the end of the proposed dock, 80 linear feet lakeward of the average high water line, the water depth will be 4 feet. Install 2 additional floating personal watercraft docking stations. (Impervious cover 921.3 square feet). General discussion was held Board recommends approval of permit as presented.

Commissioner Hall made a **motion** to approve Lakeshore Permit #WLP-04-05 with 15 conditions and authorize Chairman to sign. Commissioner Watne, PT **seconded** the motion. **Aye-** Watne and Hall. Motion carried by quorum.

CONSIDERATION OF LAKESHORE PERMIT: JOHNSON

Present at the May 5, 2004 10:30 A.M. Meeting were Commissioners Hall and Watne, Planner Tim Beck and Clerk Eisenzimer.

Beck reviewed Lake and Lakeshore Construction Permit filed by Connie Johnson on Whitefish Lake to install an I shaped EZ-dock measuring 38 feet in total length, including the gangway, and 80 inches in width (Impervious cover – 175 square feet). General discussion was held Board recommends approval of permit as presented.

Commissioner Hall made a **motion** to approve Lakeshore Permit #WLP-04-07 with 13 conditions and authorize Chairman to sign. Commissioner Watne, PT **seconded** the motion. **Aye-** Watne and Hall. Motion carried by quorum.

**WEDNESDAY, MAY 5, 2004
(CONTINUED)**

CONSIDERATION OF LAKESHORE PERMIT: BLEDSOE

Present at the May 5, 2004 10:30 A.M. Meeting were Commissioners Hall and Watne, Planner Tim Beck and Clerk Eisenzimer.

Beck reviewed Lake and Lakeshore Construction Permit filed by Drew Bledsoe on Whitefish Lake to replace existing dock with a new E-shaped EZ-dock that will include two floating personal watercraft docking stations. Dock will measure 60 feet in total length, including the gangway, and will vary from 60 inches to eight feet in total width (Impervious cover – 878 square feet). General discussion was held Board recommends approval of permit as presented.

Commissioner Hall made a **motion** to approve Lakeshore Permit #WLP-04-08 with 13 conditions and authorize Chairman to sign. Commissioner Watne, PT **seconded** the motion. **Aye-** Watne and Hall. Motion carried by quorum.

AUTHORIZE REQUEST FOR PROPOSALS: NORTH FORK ROAD RELOCATION PROJECT

Present at the May 5, 2004 10:30 A.M. Meeting were Commissioners Hall and Watne, and Clerk Eisenzimer.

Commissioner Hall made a **motion** to approve the Request for Proposals for the North Fork Road Relocation Project. Commissioner Watne **seconded** the motion. **Aye-** Watne and Hall. Motion carried by quorum.

11:00 a.m. County Attorney meeting at County Attorney's office

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on May 6, 2004.

THURSDAY, MAY 6, 2004

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

8:30 a.m. AOA TAB at Lutheran Home Cottage

CONSIDERATION OF LAKESHORE PERMIT: MCDOWELL

Present at the May 5, 2004 10:30 A.M. Meeting were Commissioners Hall and Watne, Planner Traci Tull and Clerk Eisenzimer.

Tull reviewed Lake and Lakeshore Construction Permit filed by Dennis McDowell on Flathead Lake to install a buoy. General discussion was held Board recommends approval of permit as presented.

Commissioner Hall made a **motion** to approve Lakeshore Permit #FLP-04-53 with 19 conditions and authorize Chairman to sign. Commissioner Watne **seconded** the motion. **Aye-** Watne, Gipe and Hall. Motion carried unanimously.

CONSIDERATION OF LAKESHORE PERMIT: MEERKATZ

Present at the May 5, 2004 10:30 A.M. Meeting were Commissioners Hall and Watne, Planner Traci Tull and Clerk Eisenzimer.

Tull reviewed Lake and Lakeshore Construction Permit filed by Frances Meerkatz on McGregor Lake to replace existing concrete boat ramp within the Lakeshore Protection one. Pad will measure 11 feet by 30 feet. General discussion was held Board recommends approval of permit as presented.

Commissioner Hall made a **motion** to approve Lakeshore Permit #FLP-04-51 with 21 conditions and authorize Chairman to sign. Commissioner Watne **seconded** the motion. **Aye-** Watne, Gipe and Hall. Motion carried unanimously.

CONSIDERATION OF LAKESHORE PERMIT: RIEBE

Present at the May 5, 2004 10:30 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, Planner Traci Tull and Clerk Eisenzimer.

Tull reviewed Lake and Lakeshore Construction Permit filed by Allen Riebe on McGregor Lake to install a boat ramp within the Lakeshore Protection Zone that will be covered with gravel fill and will measure 9 feet in width by 20 feet in length. Applicant will have to cut away a land hump built by winter ice. General discussion was held Board recommends approval of permit as presented.

Commissioner Hall made a **motion** to approve Lakeshore Permit #FLP-04-52 with 31 conditions and authorize Chairman to sign. Commissioner Watne **seconded** the motion. **Aye-** Watne, Gipe and Hall. Motion carried unanimously.

CONSIDERATION OF POSITION OPENING: TEMPORARY OPENING/ELECTION DEPT.

Present at the May 6, 2004 9:15 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, and Clerk Eisenzimer.

Commissioner Hall made a **motion** to approve the hiring of temporary position to Election Department. Commissioner Watne **seconded** the motion. **Aye-** Watne, Hall and Gipe. Motion carried unanimously.

**THURSDAY, MAY 6, 2004
(CONTINUED)**

CONSIDERATION OF POSITION OPENING: TIREMAN/ROAD DEPT.

Present at the May 6, 2004 9:15 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, and Clerk Eisenzimer.

Commissioner Watne made a **motion** to approve the hiring of a tireman at the Road Department. Commissioner Hall **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

CONSIDERATION OF REQUEST TO OPEN NEGOTIATIONS: DEPUTY SHERIFF'S ASSOCIATION

Present at the May 6, 2004 9:15 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, Deputy County Attorney Jonathan Smith, and Clerk Eisenzimer.

Commissioner Hall made a **motion** to acknowledge opening of negotiations between the Deputy Sheriff's Association. Commissioner Watne **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: FOOD STAMP NUTRITION EDUCATION SUPPORT AGREEMENT/4-H OFFICE

Present at the May 5, 2004 9:15 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, and Clerk Eisenzimer.

Commissioner Hall made a **motion** to approve the food stamp nutrition education support agreement. Commissioner Watne **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

CONSIDERATION OF PRINTING BIDS: ELECTION DEPT

Present at the May 6, 2004 9:15 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, and Clerk Eisenzimer.

Commissioner made a **motion** to approve the bid submitted by Northstar Printing for 525 instructions in the amount of \$99.00. Commissioner Watne **seconded** the motion. **Aye**- Watne, Hall and Gipe. Motion carried unanimously.

ELECTION JUDGE APPOINTMENTS

Present at the May 6, 2004 9:30 A.M. Meeting were Chairman Gipe, Commissioners Hall and Watne, and Clerk Eisenzimer.

Commissioner Hall made a **motion** to approve election judges as requested by Election Manager Dianne Murer. Commissioner Watne **seconded** the motion. **Aye** - Watne, Hall and Gipe. Motion carried unanimously.

10:00 a.m. Commissioners attended on-site viewing of Potoczny Field with Jed Fisher

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on May 7, 2004.

FRIDAY, MAY 7, 2004

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Gipe, Commissioners Hall and Watne, 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 May 10, 2004.