

MONDAY, NOVEMBER 15, 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.

Commissioner Watne asked for public comment within the Commissions' jurisdiction.

Rick Breckenridge – I'd like to pass something out here to each of you. My comments are directed at the presentation the County Attorney's office to this office on the 9th of November. I must say I must express my disappointment at the way that the manner was held. Such innocuous little agenda item as a subdivision issue to draw the attention of the newspaper and the tv station, that kind of caught me by surprise and since I was the subject of the discussion, that I thought at least the county attorney's office could've given me the professional courtesy to contact me as to how I arrived at the plan for Lynnewood and what all was involved in it and that they did you guys a disservice by not providing the full extent of the law, all they showed up there was one section of subdivision regulations. What I've done in this letter and I've had legal council has advised me on this as well and has reviewed it and we are not in the same opinion as the county attorney's office. What I have done is included all the law, not just one little section of subdivision regulations and the last two or three pages I've included pages 5, 11 and 74 of the Subdivision Regulations which define the process for a minor subdivision. What I would like to focus on or have you focus on and I would commend you for making the motion to take it under advisement. That's why I've taken this opportunity to address you is that it is taken under advisement and here's some comments that we have and that my legal counsel has advised me on. That the date of October 1, 1993 is in fact more stringent than the comparable State Regulation or rule and when you look at the definition of a tract of record in the Montana Code Annotated 76-3-103 (15) A tract of record – and it says, it means a parcel of land irrespective of ownership, that can be identified by a legal description independent of any other parcel of land using documents on file in the records of the Clerk and Recorder's office. When you look at page 74 of the Subdivision Regulations it says 9.50 Tract of Record it says essentially the same thing. Also, on page 5 of the Subdivision Regulations for a minor subdivision or excuse me, page 11. There's three attachments on the back, three pages. Chapter 2 Application Procedure for a Minor Subdivision, these are directly from the Flathead County Subdivision Regulations. 2.3 B defines a subdivision containing five or fewer lots and it has a date of October 1, 1993. Then let's turn to the next page, this is page 11 which says preliminary plat process – minor subdivision 2.5. It contains the same definition exclusive of the date, October 1, 1993. It says that ...

Commissioner Hall - when was that implemented, the 2.5.

Mr. Breckenridge – That's part of the regulations as of now. I don't know the history of any amendments or anything on there, whether that was amended out or not. Then on page 74, 9.50 it says a tract of record. Parcel of land irrespective of ownership that can be identified by legal description independent of any other land using documents on file in the records of the county clerk and recorder's office. So we have three places where we define a tract of record and that definition, 2 of those places is in harmony with the definition that you find in the M.C.A. What I find disturbing was that the county attorney's presentation did not include all parts of the Subdivision Regulations. They chose just to focus on that first page, page 5. And if they're asking you to do some deliberations, it's critical that you receive all of the information. And that in my opinion is misfeasance. If you're asked to make a decision on something and you're not given all the information in order to deliberate on that, they need to give that to you.

The third thing that I find disturbing in this process is that now, we can't get an answer out of the Planning office. I have to have a working relationship with those folks and they're telling me that their boss has told them that they can't give us an answer. I guess they're no longer working for us; they're working for someone else. I don't know who that is but the answer that we've been getting is that they can't give us an answer because the bosses told them to shut up about this matter. I would encourage you to read those sections of the law that I have outlined in here in your deliberation process for what a minor subdivision is and there's one last misconception that Peter Steele put up that I would like to debunk right now, is that he says that during a minor subdivision, the public doesn't have an opportunity to comment. That's not true, they can go over and get those records at any time, make a comment and submit that to the planning office and that comment will be forwarded right along with all the other documentation to your office during the preliminary plat process.

Commissioner Hall – Mr. Breckenridge, isn't it true though that with the minor subdivision process, the neighboring land owners are not notified of any kind of development.

Rick Breckenridge – If you look on the first page where I quoted the law to you, on 76-3-609 M.C.A. Section 3, the requirement for holding the public hearing and preparing the vital assessment do not apply to the first minor subdivision created from a tract of record. Again, it alludes to the definition of a tract of record, that's why I put it in that order. So when it brings up what a tract of record is and the requirements for that process, then we have to go to the law and find out what do they mean by a tract of record. That I've done, I've outlined it for you. Now, that the public is disenfranchised I think is not true at all. They're not disenfranchised; they have the opportunity to comment on anything that's before the county as far as a public record is concerned. I'd just like to tell you to conclude here and wrap this up that were either of you to decide this issue, wherever this body decides the issue needs to be aired out, whether it's at the Planning Board, whether it's here in this chamber or if it's in a court of competent jurisdiction we'll meet you there and we will take all under advisement and we're prepared to go forward in getting this definition that has not had a problem for ten years, we'll get this issue decided one way or another wherever this body decides they're going to do that.

No one else rising to speak, Commissioner Watne closed the public comment period.

MONTHLY MEETING W/JIM ATKINSON, AOA

Present at the November 15, 2004 9:00 A.M. Meeting were Commissioners Watne and Hall, AOA Director Jim Atkinson, Assistant Webb, and Clerk Eisenzimer.

General discussion was held relative to progress on plans for purchase of Glacier Gateway Mall, recruiting process of new Program Director for Eagle Transit, and continuation of remodel of office space.

CONSIDERATION OF ADOPTION OF FINAL RESOLUTION: SMITH VALLEY FIRE DISTRICT/PROPERTY DEED

Present at the November 15, 2004 9:30 A.M. Meeting were Commissioners Hall and Watne, Deputy County Attorney Peter Steele, Assistant Webb, and Clerk Eisenzimer.

Commissioner Hall made a **motion** to continue the adoption of Resolution 1752A in order to clarify some questions. Commissioner Watne **seconded** the motion. **Aye** – Watne and Hall. Motion carried by quorum.

DOCUMENT FOR SIGNATURE: CARETAKER LEASE/COUNTY MUSEUM

Present at the November 15, 2004 9:30 A.M. Meeting were Commissioners Hall and Watne, Deputy County Attorney Jonathan Smith, Cliff Collins, Assistant Webb, and Clerk Eisenzimer.

Cliff Collins presented the Lease for the Caretakers on the County Museum property.

Commissioner Hall made a **motion** to approve the Memorandum of Understanding between the Isles and Flathead County. Commissioner Watne **seconded** the motion. **Aye** – Watne and Hall. Motion carried by quorum.

Memorandum of Understanding

This Memorandum of Understanding is entered into by and between Flathead County, Montana, (hereinafter, the County) acting on the recommendation of the Flathead County Museum Board and Melba R. Isles and John W. Isles, Sr., as tenants, and John (J. R.) Isles, Jr., and his wife Vicki S. Isles, as mobile home owners, (hereinafter, Isles) to provide for this rent-free lease agreement for the Isles at the County property located at 3166 Highway 93 South, Kalispell, Montana.

1. The parties agree that Flathead County will lease to the Isles property at the Museum site, at the address set forth above, on which to park a mobile home and outbuildings owned by John (J. R.) Isles, Jr., and his wife Vicki S. Isles, and that Melba R. Isles and John W. Isles, Sr., shall live in said mobile home. The mobile home and outbuildings shall remain in their current sites on the property, unless the County has reason to move said mobile home and/or outbuildings on the property to allow for any change in use desired by the County. Any expenses for moving of the buildings at the direction of the County shall be paid for by the County.

2. The Isles shall pay no rent for the premises.

3. The Isles shall receive no compensation from the County.

4. The Isles shall not be considered employees of the County but are volunteers living on the Museum property for security and caretaking purposes.

5. The Isles shall be responsible for all maintenance, property taxes and insurance on their mobile home and outbuildings; the County shall pay for any and all utilities used by them at the Museum site.

6. The term of this Agreement is 5 years, from November 15, 2004 through November 15, 2009, provided, however, that either party may terminate this Agreement by giving 60 days written notice to the other party that the Agreement is to terminate. In the event that such notice is given by either party, the Isles agree that they shall remove the mobile home, outbuildings and any other property owned by them from the County site within the 60 day notice period and that any property remaining on the County site after said period has expired shall become the property of the County.

Dated this 15th day of November, 2004.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana, LESSOR

LESSEE

By _____
Howard W. Gipe, Chairman

John (J. R.) Isles, Jr.

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

Vicki S. Isles

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

Melba R. Isles

ATTEST:
Paula Robinson, Clerk

John W. Isles, Sr.

By /s/ Monica R. Eisenzimer
Deputy

CONSIDERATION OF LAKESHORE PERMIT: MT EAGLE DEVELOPMENT (2)

Present at the November 15, 2004 9:45 A.M. Meeting were Commissioners Hall and Watne, Planner George Smith, Marc Liechti, Assistant Webb, and Clerk Eisenzimer.

Smith reviewed Emergency Lake and Lakeshore Construction Permit filed by Montana Eagle Development, LLC and Contractor Schwarz Architecture & Engineering to repair portion of sea wall, starting at north end of property (adjacent to the public boat launch) heading south to where the wall turns east, continuing west under Rosario's, south along Rosario's, and finally east to the west side of the existing marina boat launch. New sea wall would be a concrete wall constructed a maximum of three feet lake ward of existing sea walls, therefore reducing the possibility of failure of the bank and potential environmental hazards. Paving, decking, or landscaping will extend to the sea wall matching the existing site features. This proposed work is also being addressed in Major Lakeshore variance FLV-04-09. Due to extreme erosion problem, the applicant is stressing the necessity to fix this portion of the seawall right away. This is not an attempt to circumvent the variance process. In this permit, the applicant is requesting to replace just a portion of their retaining wall. The variance FLV-04-09 requests to replace the entire retaining wall. Staff recommends approval. General discussion was held.

Commissioner Hall made a **motion** to approve Lakeshore Permit #FLP-04-124 with 37 conditions and authorize Chairman to sign. Commissioner Watne **seconded** the motion. **Aye**- Watne and Hall. Motion carried by quorum.

Smith reviewed the second Lake and Lakeshore Construction Permit filed by Montana Eagle Development, LLC and Contractor Schwarz Architecture & Engineering to replace existing wood-framed non-conforming deck 47'3" by 24', located within the Lakeshore Protection Zone. Total deck area is 1134 sq. ft., of which 728.3 sq. ft. is within the protection zone. The property has a lake frontage of 850 feet. As part of a current rebuild of an existing structure that abuts the zone, the existing deck was

removed rather than repaired because of a totally deteriorated condition, and will be replaced with an on-grade concrete deck. All work will be accomplished during low water, equipment will remain clear of the water, and all demolition materials will be removed from the Lakeshore Protection Zone. An existing non-conforming sea wall will be retained, and other than needed maintenance, unmodified. Staff recommends approval. General discussion was held.

Commissioner Hall made a **motion** to approve Lakeshore Permit #FLV-04-28 with 17 conditions and authorize Chairman to sign. Commissioner Watne **seconded** the motion. **Aye-** Watne and Hall. Motion carried by quorum.

CONSIDERATION OF LAKESHORE PERMIT: COBIE

Present at the November 15, 2004 9:45 A.M. Meeting were Commissioners Hall and Watne, Planner George Smith, Assistant Webb, and Clerk Eisenzimer.

Smith reviewed Lake and Lakeshore Construction Permit filed by Craig Cobie on Little Bitterroot Lake to install a polyethylene floating L-shaped dock, perpendicular to the shoreline; measuring 60 feet long by 3 feet wide, with an L-shaped 40 feet long by 4 feet wide. The dock will be anchored to the lake floor by a post and sleeve system. Install a maximum 4-foot wide gravel walkway, including native stone, dry-set stairs as required on upper slope and leading across the Lakeshore Protection Zone to the dock. As part of a submitted overall Restoration Plan, restore a section of shoreline consisting of approximately 2,400 sq. ft, and reconstruction approximately 20 linear feet of lakeshore armament that were damaged by unpermitted operation of heavy equipment within the Lakeshore Protection zone. All areas of the protection zone will be restored to match the surrounding surfaces, and native vegetation will be allowed to re-establish in the damaged area.

All remediation work will be done by hand, or by reach-in and no heavy equipment will enter the Lakeshore Protection Zone. Any foreign materials previously introduced into the protection zone will be removed, and only on-site materials will be utilized for restoration.

The proposed remediation work will satisfy all concerns related to any previous unauthorized equipment operations within th protection zone, and the plan has been approved by the Corps of Engineers. The work will be inspected by this office upon notice of completion, and upon satisfaction a copy of our inspection report will be forwarded to the Corps of Engineers. Successful completion of the Restoration Plan will preclude any further action by the agencies of concern. Staff recommends continuation General discussion was held.

Commissioner Hall made a **motion** to continue Lakeshore Permit #FLP-04-143. Commissioner Watne **seconded** the motion. **Aye-** Watne and Hall. Motion carried by quorum.

PRELIMINARY PLAT: PRIMROSE SUBDIVISION

Present at the November 15, 2004 10:00 A.M. Meeting were Commissioners Hall and Watne, Planning and Zoning Director Forrest Sanderson, Joe Kauffman of Big Sky Surveying, Assistant Webb, and Clerk Eisenzimer.

Sanderson reviewed the Preliminary Plat application filed by Dennis Pewitt and Big Sky Surveying, Inc for approval of Primrose Subdivision, a minor subdivision that will create four single family residential lots. The subdivision is located in the West Side area, along Valley View Drive approximately ½ mile southwest of Kalispell. The subdivision is proposed on 4.67 acres and will be served by individual wells and septic systems. Staff recommends approval.

Commissioner Hall made a **motion** to adopt Staff Report #FSR-04-43 as Findings of Fact and as qualifying minor subdivision. Commissioner Watne **seconded** the motion. **Aye –** Watne and Hall. Motion carried by quorum.

Commissioner Hall made a **motion** to approve the Preliminary Plat for Primrose Subdivision subject to 9 conditions. Commissioner Watne **seconded** the motion. **Aye –** Watne and Hall. Motion carried by quorum.

BUDGET AMENDMENT

Present at the November 15, 2004 10:15 A.M. Meeting were Commissioners Hall and Watne, Assistant Webb, and Clerk Eisenzimer.

Commissioner Hall made a **motion** to adopt Resolution 1761 approving the transfer of funds to complete the Fairgrounds building. Commissioner Watne **seconded** the motion. **Aye –** Watne and Hall. Motion carried by quorum.

**COUNTY OF FLATHEAD
GENERAL
JOURNAL
VOUCHER
BUDGET
AMENDMENT
RESOLUTION # 1761**

DATE ISSUED:
DATE OF RECORD:

VOUCHER NO.: 0411-008

Account Number	Description	"B" Entry Line	Debit General Ledger	Credit General Ledger
MCA 7-6-4006	ACCOUNTING COPY			
4012-0201-460210-921	Capital Outlay-Buildings	1		\$70,000.00
4012-242000	Expense Contol	2	\$70,000.00	
		3		
	To increase budget line-as per	4		
	increase in final bid amounts	5		
	(see attached)	6		
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	Total		\$70,000.00	\$70,000.00

Explanation:

by: Gary L Como, Finance
Approved by:
Commissioners by
Resolution

MONTHLY MEETING W/JIM DUPONT, SHERIFF

Present at the November 15, 2004 10:30 A.M. Meeting were Commissioners Watne and Hall, Under-sheriff Chuck Curry, and Clerk Eisenzimer.

General discussion was held relative to update on Northern Tier Consortium and grant process.

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on November 16, 2004.

TUESDAY, NOVEMBER 16, 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 November 17, 2004.

WEDNESDAY, NOVEMBER 17, 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.

- 9:15 a.m. Commissioner Hall is to attend RSVP Meeting at Windward Place**
- 11:00 a.m. County Attorney Meeting at County Attorney's Office**
- 12:00 p.m. DUI Task Force Meeting at The Summit**

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on November 18, 2004.

THURSDAY, NOVEMBER 18, 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.

Rick Breckenridge, Dawn Marquardt, Debbie Shoemaker

Commissioner Watne asked for public comment on matters within the Commissions' Jurisdiction

Rick Breckenridge – I have an amendment to the previous statement that I gave to this board on the 10th of November that I'd like to clarify a few points. Some questions arose about at least some of my logic and what not. Specifically, the date of adoption of a couple of these regulations that are currently in the subdivision regulations and what I'd like to bring to your attention is something that again that the County Attorney's office did not in their presentation and that is the adoption of the

resolution for the amendment to the Flathead County Subdivision Regulations so under Resolution 503 in March of 1984, the County adopted subdivision regulations and it's been amended several times and the one I want to draw your attention to is 503C which I have shrunk down and made an addendum onto here. Particularly there's two things in here that I'd like to draw your attention to. One is the date of the adoption which is the 30th day of August, 1995 and the third paragraph which says that the Montana Legislature enacted some revisions to the Montana Subdivision and Platting Act during it's 1995 session which require the amendments to the Flathead County Subdivision Regulations and so pursuant to that changes of the Platting and Subdivision Act, accordingly this board adopted a resolution to change that and I want to draw your attention particularly to the date. Since it was August 30th, 1995, the law stated in 76-3-511 that after April 14th 1995, except as provided, the governing body may not adopt a rule that is more stringent than the state regulation. So your adoption of the October 1st, 1993 changes to the Flathead County Subdivision Regulations came after that date and therefore are not in compliance with it unless the governing body adopted some findings of facts, had the scientific peer review and the monetary implications to the adoption of that amendment and have provided it as a part of the public record. Now, I have yet to find that adoption of the public record but I did also supply here the actual 503C resolution and the last page of this being minor subdivisions, you can see what was struck out and what was added and particularly the definition of the subdivision containing five or fewer lots, if you notice all previous minor plats proposed was added from this and they over struck this and the original tract and they took out land and then they added record in existence on October 1, 1993 and do not exceed a cumulative, they added that cumulative word in there and so what I'm bringing to your attention once again is what I feel a lack of complete research by the County Attorney's office to provide you with all of the information that you need in order to make an informed decision. Now, this was done after April 14th, 1995, the resolution changed the regulation on August 30, 1995 and from that position, from what my legal counsel has told me is that the county then has been in compliance with the Subdivision and Platting Act and with the new interpretation, they are not and my client has taken the position that he will seek to the full extent of the law whichever direction this body wants to go in conformance with the law and conformance with the Subdivision and Platting Act or the Flathead County Subdivision Regulations are in compliance with the law. We would rather settle this as the law reads as each of you have sworn to uphold the laws of the State of Montana and we fully expect compliance with those laws and as you stated under Columbia Mountain View that you don't agree, you don't like the law, you don't necessarily agree with it but you chose to uphold it and I think there's a lot of laws I don't agree with but I still have to abide by them and I do just like you have in the past too. There's some added information I hope that you take it under consideration and bring this again to the attention of the County Administrator here, the Planning Office and the County Attorney's office.

No one else rising to speak, Commissioner Watne closed the public comment period.

MONTHLY MEETING W/JED FISHER, WEED, PARKS AND MAINTENANCE DEPARTMENT

Present at the November 18, 2004 9:00 A.M. Meeting were Commissioners Watne and Hall, Weed, Parks and Maintenance Director Jed Fisher, Assistant Webb, and Clerk Moser.

General discussion was held relative to the Somers Trail Project, request was made for a floating custodian position, new building on Kelly road, stairway at youth court, property behind the community center.

MONTHLY MEETING W/ALAN MARBLE, OES

Present at the November 18, 2004 9:30 A.M. Meeting were Commissioners Watne and Hall, OES Director Alan Marble, Lynn Ogle, Assistant Webb, and Clerk Moser.

General discussion was held relative to Columbia Falls Drill, Pre Disaster Mitigation Plan, Sheriffs Department Video Enhancer, Haz Mat Trailer meeting, 2004 Grant Project, and the Community Wildfire Protection Plan.

DOCUMENT FOR SIGNATURE: INSURANCE COMMITTEE BYLAWS

Present at the November 18, 2004 10:00 A.M. Meeting were Commissioners Hall and Watne, Deputy County Attorney Jonathon Smith, Assistant Webb, and Clerk Moser.

Commissioner Hall made a **motion** to approve the Insurance Committee Bylaws Document. Commissioner Watne PT **seconded** the motion. **Aye** - Watne, and Hall Motion carried by quorum.

DOCUMENT FOR SIGNATURE: NOTICE OF COMPLETION/AOA WELL

Present at the November 18, 2004 10:00 A.M. Meeting were Commissioners Hall and Watne, Assistant Webb, and Clerk Moser.

Commissioner Hall made a **motion** to approve AOA Completion Document. Commissioner Watne PT **seconded** the motion. **Aye** – Watne PT, and Hall Motion carried by quorum.

DOCUMENT FOR SIGNATURE: WEB SERVICES AGREEMENT

Present at the November 18, 2004 10:00 A.M. Meeting were Commissioners Hall and Watne, Computer Services Director Norm Calvert, Assistant Webb, and Clerk Moser

Commissioner Hall made a **motion** to approve the Web Services Agreement. Commissioner Watne PT **seconded** the motion. **Aye** – Watne PT and Hall. Motion carried by quorum.

CONSIDERATION OF LAKESHORE PERMIT: HEALY & DAY

Present at the November 18, 2004 10:15 A.M. Meeting were Commissioners Hall and Watne, Planner George Smith, Assistant Webb, and Clerk Eisenzimer.

Smith reviewed the Lake and Lakeshore Construction Permit filed by Wesley & Elizabeth Raffel and Kathleen Healy & Julian Day on Flathead Lake to remove footings for retaining wall which extended into the Healy-Day property by 6 feet and correct the inadvertent encroachment of the Raffel Lakeshore construction onto the Healy-Day property. No heavy equipment will be brought on-site. The Healy-Day shoreline will be re-contoured to its original conformation, and clean/washed gravel matching in type, color and size will be applied to the affected areas. Care will be taken to not encroach upon, or cause additional stress to, the Healy-Day trees or plants. Staff recommends approval. General discussion was held.

Commissioner Hall made a **motion** to approve Lakeshore Permit #FLP-04-139 with 16 conditions and authorize Chairman to sign. Commissioner Watne **seconded** the motion. **Aye-** Watne PT and Hall. Motion carried by quorum.

CONSIDERATION OF LAKESHORE PERMIT: MT EAGLE DEVELOPMENT

Present at the November 18, 2004 10:15 A.M. Meeting were Commissioners Hall and Watne, Planner George Smith, Assistant Webb, and Clerk Eisenzimer.

Smith reviewed the second Lake and Lakeshore Construction Permit filed by Montana Eagle Development, LLC and Contractor Schwarz Architecture & Engineering to perform a complete foundation renovation and lateral force resisting system renovation which will be required for Rosario's building structural stability. A new concrete foundation system will be constructed in the lakebed. Replace dock system below the building and renovate the building interior. Upgrade exterior finish system with the addition of entry canopies and an extension of the roof over the south deck. Applicant has submitted a plan on how they would replace and renovate the different portions of the Rosario's building. They have also listed the different types of equipment they would like to use for the project. Applicant has conveyed to our office that they are concerned about the structural integrity of this building. This proposed work is also being addressed in Major Lakeshore Variance FLV-04-09. Applicant is asking to address this project separately from the Major Variance FLV-04-09, due to the structural deterioration of the building. Staff recommends approval. General discussion was held.

Commissioner Hall made a **motion** to continue Lakeshore Permit #FLV-04-29 with 28 conditions. Commissioner Watne **seconded** the motion. **Aye-** Watne and Hall. Motion carried by quorum.

CONSIDERATION OF REQUEST FOR EXTENSION: CHEROKEE SUBDIVISION

Present at the November 18, 2004 10:30 A.M. Meeting were Commissioners Hall and Watne, Terry McCall, Justin Sheeran, Dawn Marquardt of Marquardt Surveying, Debbie Shoemaker, Assistant Webb, and Clerk Moser.

Commissioner Hall made a **motion** to continue the decision of extension until a later date. Commissioner Watne **seconded** the motion. **Aye** – Watne PT and Hall. Motion carried by quorum.

CONSIDERATION OF REQUEST FOR EXTENSION: CHEYENNE SUBDIVISION

Present at the November 18, 2004 10:30 A.M. Meeting were Commissioners Hall and Watne, Terry McCall, Justin Sheeran, Dawn Marquardt of Marquardt Surveying, Debbie Shoemaker, Assistant Webb, and Clerk Moser.

Commissioner Hall made a **motion** to continue decision of the extension until a later date. Commissioner Watne **seconded** the motion. **Aye** – Watne PT and Hall. Motion carried by quorum.

CONSIDERATION OF REQUEST FOR EXTENSION: CHIPPEWA SUBDIVISION

Present at the November 18, 2004 10:30 A.M. Meeting were Commissioners Hall and Watne, Terry McCall, Justin Sheeran, Dawn Marquardt of Marquardt Surveying, Debbie Shoemaker, Assistant Webb, and Clerk Moser

Commissioner Hall made a **motion** to continue discussion of the extension until a later date. Commissioner Watne **seconded** the motion. **Aye** – Watne PT and Hall. Motion carried by quorum.

CONSIDERATION OF REQUEST FOR EXTENSION: NEZ PERCE SUBDIVISION

Present at the November 18, 2004 10:30 A.M. Meeting were Commissioners Hall and Watne, Terry McCall, Justin Sheeran, Dawn Marquardt of Marquardt Surveying, Debbie Shoemaker, Assistant Webb, and Clerk Moser.

Commissioner Hall made a **motion** to continue decision of the extension until a later date. Commissioner Watne **seconded** the motion. **Aye** – Watne PT and Hall. Motion carried by quorum.

2:00 p.m. Commissioner Watne is to attend Health Board meeting at Earl Bennett Building

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on November 19, 2004.

FRIDAY, NOVEMBER 19, 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 November 22, 2004.