
MONDAY, MAY 09, 2005

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

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

CONSIDERATION OF EMPLOYMENT AGREEMENTS / MISC

[11:34:47 AM](#)

Present at the May 09, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, and Clerk Moser.

Commissioner Brenneman made a **motion** to approve the employment agreement with the new planning director. Commissioner Watne **seconded** the motion. **Aye** – Hall, Watne and Brenneman. Motion carried unanimously.

CONSIDERATION OF POSITION OPENING: OPERATOR/ROAD

[8:56:33 AM](#)

Present at the May 09, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, and Clerk Moser.

Commissioner Brenneman made a **motion** to approve the position opening for the Road Department. Commissioner Watne **seconded** the motion. **Aye** – Hall, Watne and Brenneman. Motion carried unanimously.

MONTHLY MEETING W/ JAY SCOTT, FAIRGROUNDS

[9:02:46 AM](#)

Present at the May 09, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, and Clerk Moser.

Discussion was held relative to the problems and the repair of the new fairgrounds building, the upcoming report from an outside Architect/Engineer on the building that will include statements on the low grade of the building and the high cost, the new drainage system for the new building, the upcoming spring fair which will have a Hot Road Show, Mud bogging, and a Big Boy Toy show, the use of the Expo building for the Flathead High School Senior Party, Tracy Byrd and the Fox Brothers as upcoming bands and the hiring of the Seasonal Workers.

1ST READING OF SPEED LIMIT ORDINANCE AMENDMENT (BEST WAY)

[9:21:42 AM](#)

Present at the May 09, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, and Clerk Moser.

Commissioner Watne made a **motion** to authorize. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

PROPOSED AMENDMENT TO ORDINANCE NO. 7

Speed Limits

WHEREAS, the Board of Commissioners is authorized, pursuant to Sections 7-5-102 through 7-5-107, 7-14-2113, 61-8-306 and 61-8-310, M.C.A., to adopt an ordinance and to impose speed limits on certain public roads and highways;

WHEREAS, the Board of Commissioners determined that all speed limits imposed by the Board since 1985 should be codified into a single ordinance, and, therefore, adopted Ordinance No. 7, Speed Limits, on July 5, 1995; and

WHEREAS, the amendments to Ordinance No. 7 set forth below were requested by the Flathead County Road Department.

NOW, THEREFORE, BE IT RESOLVED that, effective 30 days after the second and final adoption of the following amendments, the following amendments to Ordinance No. 7 shall be in force and effect.

1. Section One of Ordinance No. 7 is amended to include the following roads under the heading, Twenty-five (25) miles per hour, thereby imposing those speed limits to:

Best Way for its entire length

BE IT FURTHER RESOLVED that following passage of the foregoing amendments on second reading, Ordinance No. 7 shall be updated to include those amendments.

DATED this 9th day of May, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

ATTEST:
Paula Robinson, Clerk

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

By /s/Kimberly Moser
Kimberly Moser Deputy

CONSIDERATION OF EMPLOYMENT CONTRACTS

[9:24:27 AM](#)

Present at the May 09, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, and Clerk Moser.

Commissioner Brenneman made a **motion** to approve the current contracts and approve the signing of the future contracts as they come in. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

PUBLIC HEARING: WHITE TAIL RIDGE, BOONE'S BLUFF & SCOUTS FOREST ROAD NAMING

[9:36:57 AM](#)

Present at the May 09, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, and Clerk Moser.

Chairman Hall opened the public hearing to anyone wishing to speak in favor

No one present in the audience to speak, Chairman Hall closed the public hearing.

Commissioner Brenneman made a **motion** to approve Resolution 1825, 1824, and 1823. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

RESOLUTION NO. 1825

WHEREAS, Flathead County has proposed to name a private road generally running westerly off an unnamed road running southerly off Farm To Market Road and located in the Southwest ¼ of the Southeast ¼ Section 1, Township 30 North, Range 23 West, P.M.M., Flathead County, Montana.

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing on May 9, 2005 concerning the proposal, after publication and mailing of notice thereof on April 26, 2005 and May 3, 2005; and

WHEREAS, the Board of Commissioners of Flathead County, Montana, has determined that the road should be named **Scouts Forest**.

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the Board of Commissioners of Flathead County, that the private road generally running westerly off an unnamed road running southerly off Farm To Market Road and located in the Southwest ¼ of the Southeast ¼ Section 1, Township 30 North, Range 23 West, P.M.M., Flathead County, Montana, should be, and it hereby is, named **SCOUTS FOREST**.

BE IT FURTHER RESOLVED that the naming of **SCOUTS FOREST** shall be effective on May 09, 2005.

Dated this 09 day of May, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

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

By /s/Joseph D. Brenneman
Joseph D. Brenneman, Member

ATTEST:
Paula Robinson, Clerk

By /s/Kimberly Moser
Kimberly Moser Deputy

RESOLUTION NO. 1824

WHEREAS, Flathead County has proposed to name a private road generally running westerly off an unnamed road running southerly off Farm To Market Road and located in the Southwest ¼ of the Southeast ¼ Section 1, Township 30 North, Range 23 West, P.M.M., Flathead County, Montana.

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing on May 9, 2005 concerning the proposal, after publication and mailing of notice thereof on April 26, 2005 and May 3, 2005; and

WHEREAS, the Board of Commissioners of Flathead County, Montana, has determined that the road should be named **BOONES BLUFF**.

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the Board of Commissioners of Flathead County, that the private road generally running westerly off an unnamed road running southerly off Farm To Market Road and located in the Southwest ¼ of the Southeast ¼ Section 1, Township 30 North, Range 23 West, P.M.M., Flathead County, Montana, should be, and it hereby is, named **BOONES BLUFF**.

BE IT FURTHER RESOLVED that the naming of **BOONES BLUFF** shall be effective on May 09, 2005.

Dated this 9th day of May, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

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

By /s/Joseph D. Brenneman
Joseph D. Brenneman, Member

ATTEST:
Paula Robinson, Clerk

By /s/Kimberly Moser
Kimberly Moser Deputy

RESOLUTION NO. 1823

WHEREAS, Flathead County has proposed to name a private road generally running southerly off Brown's Meadow Road and located in the East ½ of the West ½ and in the West ½ of the East ½, Section 19, Township 27 North, Range 22 West, P.M.M., Flathead County, Montana

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing on May 9, 2005 concerning the proposal, after publication and mailing of notice thereof on April 26, 2005 and May 3, 2005; and

WHEREAS, the Board of Commissioners of Flathead County, Montana, has determined that the road should be named **WHITE TAIL RIDGE**.

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the Board of Commissioners of Flathead County, that the private road generally running southerly off Brown's Meadow Road and located in the East ½ of the West ½ and in the West ½ of the East ½, Section 19, Township 27 North, Range 22 West, P.M.M., Flathead County, Montana, should be, and it hereby is, named **WHITE TAIL RIDGE**.

BE IT FURTHER RESOLVED that the naming of **WHITE TAIL RIDGE** shall be effective on May 09, 2005.

Dated this 9th day of May, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

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

By /s/Joseph D. Brenneman
Joseph D. Brenneman, Member

ATTEST:
Paula Robinson, Clerk

By /s/Kimberly Moser
Kimberly Moser Deputy

BOARD APPOINTMENTS: SOUTH KALISPELL FIRE DIST, LITTLE BITTERROOT LAKE LAND USE ADVISORY COMMITTEE, COLUMBIA FALLS CITY-COUNTY PLANNING BOARD, AND KALISPELL PLANNING BOARD & ZONING COMMISSION

[10:02:35 AM](#)

Present at the May 09, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, Marvin Rosenberg, Mary Sevier, and Clerk Moser.

Commissioner Watne made a **motion** to appoint Perry Nelson and Larry Smith to the South Kalispell Fire District. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

Commissioner Watne made a **motion** to appoint Marvin Rosenberg to the Little Bitterroot Lake Land Use Advisory Committee. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

Commissioner Watne made a **motion** to appoint Barry Conger to the Columbia Falls City-County Planning Board. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

Commissioner Brenneman made a **motion** to appoint Bob Albert to the Kalispell Planning Board & Zoning Commission. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: INDEMNIFICATION AGREEMENT W/ CFAC

[10:12:23 AM](#)

Present at the May 09, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, Deputy County Attorney Jonathan Smith, and Clerk Moser.

Commissioner Brenneman made a **motion** to approve the indemnification agreement between Flathead County and Columbia Falls Aluminum Company for the use of property. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

INDEMNIFICATION AGREEMENT

This Agreement is made and entered into by and between Flathead County, Montana (the County), and Columbia Falls Aluminum Company (CFAC) on the 5th day of May, 2005.

CFAC will allow the County to use its property from time to time, and with the exact location to be agreed to by the parties, for US&R Training by the County. The parties will execute agreements setting forth the times, locations and other details of the US&R Training exercises.

In consideration for allowing use of CFAC property for training by the County, the County agrees to defend and indemnify CFAC, its successors, assigns, and employees, in any and all actions, claims, causes of action, or demands for damages or injuries arising out of the County's use of CFAC's property for Training exercises.

BOARD OF COUNTY COMMISSIONERS COLUMBIA FALLS ALUMINUM COMPANY
Flathead County, Montana Columbia Falls, Montana

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

By _____
Allen Whitehead, Manager H.R.

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

ATTEST:

By /s/Joseph D. Brenneman
Joseph D. Brenneman, Member

By _____
Connie Y. Fisher,
Management Administrator

ATTEST:
Paula Robinson, Clerk

By /s/Kimberly Moser
Kimberly Moser Deputy

MEETING W/ COLLINS PLANNING & ASSOC RE: GROWTH POLICY

[10:14:56 AM](#)

Present at the May 09, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, Bill Collins, Lane Kendig, Bill Baum, Don Hines, Mayre Flowers, Planner BJ Grieve, Deputy County Attorney Jonathan Smith, Deputy County Attorney Peter Steele, Barry Conger, Clarice Rayn, and Clerk Moser.

Discussion was held relative to the qualifications of Bill Collins and Lane Kendig, the budget the county has for the growth policy project, and the purpose of the trip to determine the resources and priorities the county has.

Commissioner Hall explained what resources the commissioner's office has. He also gave them a copy of the interlocal agreement between Flathead County and Whitefish. Commissioner Hall made some suggestions on what groups should be talked to such as the Evergreen Business and property owners. The different groups in the Flathead that are influencing the growth plans in the Flathead such as Citizens for a Better Flathead and the American Dream group were brought to the groups attention. The Long Range Planning Task Force groups role and different subjects that they look at transportation, water and sewer, emergency services and bike path issues. The members of that board are Turner Askew, Dianna Blend, Kerry Finley, Jed Fisher, Gary Hall, Dennis Hester, Charlie Johnson, Pamela Kennedy, Jane Leevo, Gary Marks, Mike Meehan, Johna Morrison, Jerry Nix, Jim Patrick, Velvet Phillips Sullivan, Karen Reeves, Joe Russell, Bill Shaw, Richard Surynt, Cris Caughlin, Tom Jens, Tad Rosenberry, Myrt Webb, and Cal Scott. Commissioner Hall also explained how busy the Planning Department is.

Commissioner Brenneman asked what needs to be done to get a growth policy that is legally acceptable and publicly acceptable. He also asked that they try to meet the people in the middle to find out what is wanted and needed for the Flathead Valley. Commissioner Brenneman stated that maybe the time would be best spent answering Collins Planning questions.

Commissioner Hall stated that he had looked at different growth policy's, seeing a wide range from too complicated to just fluff, and that what he wanted was something that is not too restrictive and comprehensive but not full of fluff to the point that it would not be followed.

Lane Kendig addressed what Collins Planning would like to accomplish. From what he has seen each county has between three to five issues that are greatly needing attention and that they would like guidance from the Commissioners as to what those issues are. He asked that each commissioner give him a list of what their top issues are.

Commissioner Brenneman stated that the things that he has heard about most frequently are about water quality, the general quality of life issues, maintaining traditional employment opportunities such as the logging industry while still maintaining healthy forests, keeping farmland as farmland yet allowing for development, and that personal property rights are addressed by the Montana State Constitution, the access to traditional recreational activities.

Commissioner Watne stated that air quality is an important issue such as dust problems. He also stated that it is hard to control the quality of life when you are talking about growth.

Commissioner Hall agreed that there are things that they are unable to control. Impact fees have now been allowed will help. He also stated the problems with the 11,000 miles of gravel roads in the county and that he hopes that impact fees will help to solve the problem. He stated that studies have shown that for every dollar the county receives in taxes it costs one dollar and thirty cents in services. He would like to know what reasonable impact fees would be. Affordable housing concerns need to be addressed. One of the biggest issues for him is transportation, and the lack of infrastructure to support transportation and the need for more bike paths to keep kids off of the inferior road. He stated that he agreed with Commissioner Brenneman.

Lane Kendig asked to know more specifically what problems are with affordable housing.

Commissioner Watne explained that with the wages and cost of property in the valley really inhibit affordable housing.

Commissioner Brenneman stated that while working with Habitat for Humanity he learned that it is mathematically impossible in the Flathead County, and that tax relief would not help that much. He also stated that the Whitefish planning board has done a lot of research into affordable housing issues.

Mayre Flowers stated that there have been many studies done on affordable housing.

BJ Grieve stated that the affordable housing issue would be addressed during Collins Planning visit.

Lane Kendig explained that affordable housing is one of the top issues that they hear, and is also one of the most difficult to solve.

Commissioner Hall informed Collins planning of the work that is being done through Jobs Now in bringing more small high tech business to the Flathead Valley. He also stated the possibility of offering tax incentives to those providing affordable housing.

Bill Collins reviewed the issues of concerns being, property rights, water quality, quality of life, maintaining traditional employment base, maintaining farmland, access to traditional recreational activities, air quality, the lack of infrastructure including transportation, and affordable housing. He also asked about Natural Resources available.

Commissioner Hall stated that we have a lot of Forest Service land, that several lumber mills have been shut down, and we have dying forests that are not allowed to be cleaned up.

Assistant Pence stated that he would like the term cost of services to really stand out.

Commissioner Watne stated that a lot of this would come under custom and culture.

Commissioner Hall asked BJ Grieve to get Collins Planning the most recently updated natural resource document.

Bill Collins asked if the Long Range Planning is in a supporting role.

Commissioner Hall answered that they are in a supporting role and are very determined to help.

Commissioner Brenneman stated his appreciation for Commissioner Hall and his work being done to create the Long Range Planning Task Force, and the work that the group in a whole is doing.

Commissioner Hall stated that he is very glad that Collins Planning is here, and that he would like to get this project done.

Lane Kendig encouraged the Commissioner as the governing body to pay attention to the process of the plan and closely follow all the steps of the process so that they will always be informed of any debate that is being done and decisions that are being made. He also asked that the Commissioners inform people what the process is and the participation that is involved.

Commissioner Hall asked how they should best communicate to the community on what is being done in the county. He stated that the problem is something that has been greatly discussed.

Mayre Flowers asked if Planning and Zoning could utilize different software to allow for more public participation.

BJ Gieve stated that he had this topic on his list of items to be discussed.

Don Hines asked if he could bring some topic up. He spoke on his desire that the planning board receive information that is requested by them, and that the board would like a clear and precise direction on what they can do to get this done in the most timely manner.

Commissioner Hall stated that he had no question that the planning board would be involved in the writing of the growth policy.

Don Hines asked if they would have the dedication of staff to get this done.

Assistant Pence stated that the county could not afford one hundred percent consulting dollars and that the county needs to utilize the planning department employees. He also stated that commissioners have already put part of this into place by approving a data entry position for the planning department.

TUESDAY, MAY 10, 2005

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

Chairman Hall opened the public comment on matters within the Commissions' Jurisdiction,

[9:09:31 AM](#) Steve Vandehey spoke in regards to the Tutvedt gravel pit, asking if the board of adjustments approves the gravel what step is next.

Commissioner Hall informed him that if the board of adjustments does not come to a decision that meets with his wishes is to go to District Court.

Steve Vandehey asked why the application was ever accepted in the first place, considering that there were four or five mistakes already taken. He also asked why Johna Morrison brought the application to the board of adjustments when it was not a complete application, and why the board of adjustments accepted this incomplete application. He also addressed his concerns on the meeting that the Board of Adjustments regarding the gravel pit issue, including his concerns about David Van Dort being on the Board of Adjustments and the West Valley Land Use Advisory Committee, his belief that Dennis Rea already had some opinions on the issue before the meeting began and that he let Mr. Tutvedt to address the audience for over five minutes but did not allow members of the audience to do the same, that Dennis Rea took only three members of the board out into the hall and not all five members, and that when they came back there decision was not announced. He believes that there are no longer enough people on that board to decide on that matter. At the end of the Board of Adjustments meeting Dennis Rea closed the hearing, which as he understand it, means that no information can be added by either side, and yet a new application is being allowed to be submitted. He also stated that he believes that the commissioner have the authority to deem West Valley as residential. He asked if the commissioners would do that. He believes that according to West Valley Zoning gravel pits are not even allowed in the area.

Commissioner Brenneman stated that according that House Bill 591 they can not designate zoning retroactive.

Steve Vandehey asked if the commissioner could make the decision effective immediately.

Commissioner Hall stated that they could not make any decisions today, that this is just there public comment period.

Steve Vandehey asked that a moratorium be put on the gravel pit issue so more research could be done. He stated that he had been told that the commissioner could replace members on the Board of Adjustments.

Commissioner Brenneman stated that depending on the by laws it could be for just for replacement at the end of a term. He stated that in some situations the by laws allow for a member be replaced during a term and in other cases it has to be at the end of the term.

Steve Vandehey asked if the commissioner understood that there were a number of people that were upset about the situation.

[9:25:31 AM](#) Mark Schwager spoke in regards to his concerns regarding the gravel pit issues. He asked that the commissioner try to keep the West Valley as the one place in the valley that is for residential and not commercial.

no one else rising to speak, Chairman Hall closed the public comment period.

BUDGET AMENDMENT: FINANCE DEPARTMENT

[9:29:40 AM](#)

Present at the May 10, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, Clerk and Recorder Paula Robinson, Finance Director Coleen Baars, Susan Nicosia, Computer Services Director Norm Calvert, and Clerk Moser.

Discussion was held relative to Paula Robinson, Susan Nicosia, and Coleen Baars stating the need by the finance department to purchase the SID software from Blackmountain to keep better track of the accounting for the Special Improvement Districts. Norm Calvert stated that he would not have a problem with one department using this software, but that he would have questions on a countywide usage of the Blackmountain software.

Commissioner Brenneman made a **motion** to approve Resolution 1826. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

**BUDGET AMENDMENT RESOLUTION
RESOLUTION NO. 1826**

WHEREAS, the Board of Commissioners has determined, and various department heads have requested and verified, that budget revisions between line items for Fiscal Year 2004-2005, are required, and;

WHEREAS, Section 7-6-4031, M.C.A. and Budget Resolution No. 1689, allow budget transfers to be made between items in the same fund.

NOW, THEREFORE, BE IT RESOLVED, that the attached list of transfers and revisions shall be made in the budget for Flathead County for Fiscal Year 2004-2005; and

BE IT FURTHER RESOLVED, that this Resolution and the attached list of transfers and revisions shall be entered into the minutes of the Board of Commissioners.

DATED this 10th day of May, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By: /s/Gary D. Hall
Gary D. Hall, Chairman

Robert W. Watne, Member

By: /s/Robert W. Watne

By: /s/Joseph D. Brenneman

Joseph D. Brenneman, Member

ATTEST:
Paula Robinson, Clerk

By: /s/Kimberly Moser
Kimberly Moser, Deputy

COUNTY OF FLATHEAD

**GENERAL JOURNAL VOUCHER
BUDGET AMENDMENT
RESOLUTION # 1826**

VOUCHER NO.: **0505-03**

DATE ISSUED:
DATE OF RECORD:

MCA 7-6-4006	ACCOUNTING COPY	"B" Entry		
Account Number	Description	Line	Debit General Ledger	Credit General Ledger
1000-0201-341086	RSID Administration	1	\$ 26,150.00	
1000-172000	Revenue Control	2		\$ 26,150.00
1000-0202-410550-215	Computer Equip/Software	3		\$ 31,100.00
1000-0202-410550-311	Postage	4	\$ 2,900.00	
1000-0202-410910-215	Computer Equip/Software	5	\$ 2,050.00	
1000-242000	Expense Control	6	\$ 26,150.00	
		7		
	To establish budget line item for	8		
	Big Mtn RSID# 138	9		
	administration revenue and	10		
	establish budget to purchase	11		
	SAM/SID software package for	12		
	RSID maintenance	13		
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	Total		\$ 57,250.00	\$ 57,250.00

Explanation:

by: Gary L Como,
Finance

Approved by: Commissioners by Resolution

CONSIDERATION OF POSITION OPENING: WEED, PARKS AND MAINTENANCE / DISTRICT COURT

9:53:26 AM

Present at the May 10, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, and Clerk Moser.

Commissioner Brenneman made a **motion** to approve the position opening for the Weed/Parks and Maintenance Department. Commissioner Hall **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

Commissioner Brenneman made a **motion** to approve the position opening for District Court. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

MONTHLY MEETING W/ KAROLE SOMMERFIELD, 4-H OFFICE

[10:00:03 AM](#)

Present at the May 10, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, and Clerk Moser.

Discussion was held relative to the recent teen retreat, the county congress meeting, recent conference attendance, possible Flathead County 4-H fundraiser, a food booth for 4-H at the fair, Murdochs event progress, and an upcoming Kodee Wyoming conference.

2ND READING SPEED LIMIT ORDINANCE AMENDMENT (MISC ROADS)

[10:10:46 AM](#)

Present at the May 10, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, Deb Boreson, and Clerk Moser.

Commissioner Brenneman made a **motion** to approve the amended Ordinance No. 7 and authorize the chairman to sign. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

ORDINANCE NO. 7

Speed Limits

WHEREAS, the Board of Commissioners is authorized, pursuant to Sections 7-5-102 through 7-5-107, 7-14-2113, 61-8-306 and 61-8-310, M.C.A., to adopt an ordinance and to impose speed limits on certain public roads and highways;

WHEREAS, the Board of Commissioners has determined that all speed limits imposed by the Board since 1985 should be codified into a single ordinance.

NOW, THEREFORE, BE IT RESOLVED that, effective 30 days after the second and final adoption, the following Ordinance shall be in force and effect in Flathead County.

Section One: Speed Limits on Named Roadways

The following speed limits are hereby imposed on the following roadways and highways in Flathead County:

Fifteen (15) miles per hour:

Bridge Street from Old Bridge Street to Electric Avenue.

Caroline Point Road for 50 feet on each side of the boat shop.

FFA Drive for its entire length.

North Street for school zone only.

Old River Bridge Road for school zone only.

Parliament Road, for 1/8 of a mile on each side of the crosswalk near the East Evergreen School, when children are present.

Pheasant Drive, for 1/8 of a mile on each side of the crosswalk near the East Evergreen School, when children are present.

Sager Lane for its entire length.

Twenty Five (25) miles per hour:

10th Avenue WN for its entire length.

11th Avenue WN for its entire length.

12th Street EN for its entire length.

12th Avenue WN for its entire length.

13th Street W (behind JW Church) for its entire length.

13th Street EN for its entire length.

14th Street EN for its entire length.

15th Street E for its entire length.

15th Street EN for its entire length.

16th Street E for its entire length.

1st Avenue for its entire length.

1st Avenue North for its entire length.

1st Avenue South for its entire length.

1st Avenue W for its entire length.

1st Street for its entire length.

1st Street E for its entire length.

1st Street SE for its entire length.

1st Street SW for its entire length.

1st Street W for its entire length.
1st Street WN for its entire length.
1st Street WN (east end) for its entire length.
2nd Avenue for its entire length.
2nd Avenue North for its entire length.
2nd Avenue South for its entire length.
2nd Avenue WN for its entire length.
2nd Street for its entire length.
2nd Street E for its entire length.
2nd Street W for its entire length.
2nd Street WN for its entire length.
35 Approach (Grand) for its entire length.
3Rd Avenue for its entire length.
3Rd Avenue South for its entire length.
3Rd Street for its entire length.
3Rd Street W for its entire length.
3Rd Street WN for its entire length.
4th Avenue South for its entire length.
4th Street for its entire length.
4th Street EN for its entire length.
4th Street WN for its entire length.
5th Street for its entire length.
5th Street W for its entire length.
6th Street for its entire length.
6th Street W for its entire length.
7th Street for its entire length.
7th Street W for its entire length.
8th Avenue EN for its entire length.
8th Street W for its entire length.
9th Avenue WN for its entire length.
9th Street W for its entire length.
Adams Street for its entire length.
Alpha Road for its entire length.
Alpine Drive for its entire length.
Alpine Lane for its entire length.
Alpine Village Drive for its entire length.
Alpinglow Avenue for its entire length.
Antelope Trail for its entire length.
Appletree Circle for its entire length.
Arbour Drive East for its entire length.
Arbour Drive West for its entire length.
Armory Road from East 2nd Street to East end of Armory property.
Ash Road for its entire length.
Ashley Drive for its entire length.
Aspen Lane for its entire length.

Auction Road from its intersection with US Highway 93 to its intersection with Fir Terrace.

Bailey Drive for its entire length.

Bass Avenue for its entire length.

Bass Lake Court for its entire length.

Bass Lake Drive for its entire length.

Battle Hollow for its entire length.

Bauman Lane for its entire length.

Bay Drive for its entire length.

Beach Road for its entire length.

Bear Street for its entire length.

Bear Trail for its entire length.

Beaver Lake Road for its entire length.

Bernard Road for its entire length.

Bierney Creek Road from Highway 93 West 1.2 miles.

Big Sky Boulevard for its entire length.

Bills Road for its entire length.

Birch Drive, (Evergreen) for its entire length.

Birch Drive, (Whitefish) for its entire length.

Birch Glen Drive for its entire length.

Bison Drive for its entire length.

Bitterroot Lane, from its beginning point on Bitterroot Drive for one-half (½) mile.

Blenn Street for its entire length.

Brass Road for its entire length.

Breezy Point Avenue for its entire length.

Bridge Street from Old Bridge Street to Montana Highway 35.

Brook Drive for its entire length.

Brunner Road for its entire length.

Burke Lane for its entire length.

Burnell Avenue for its entire length.

Burns Street for its entire length.

Butterfly Lane for its entire length.

Cahill Court for its entire length.

Canyon Road for its entire length.

Capra Court for its entire length.

Cardiff Avenue for its entire length.

Caribou Street for its entire length.

Caroline Point Road for its entire length.

Caroline Road for its entire length.

Cascade Avenue for its entire length.

Cayuse Lane for school zone only.

Central Avenue (MC) for its entire length.

Char Court for its entire length.

Cherry Lynn Lane for its entire length.

Cheviot Loop for its entire length.

Circle Drive for its entire length.

Clothier Lane for its entire length.

Collier Lane for its entire length.

Commerce Street for its entire length.
Concord Lane for its entire length.
Coram School Lane for its entire length.
Cougar Drive for its entire length.
Cougar Trail for its entire length.
Country Way for its entire length.
Country Way East for its entire length.
Country Way North for its entire length.
Craven Street for its entire length.
Crestline Court for its entire length.
Cynthia Drive for its entire length.
Dairy Drive for its entire length.
Dale Drive for its entire length.
Dan Lake Court for its entire length.
Dawn Drive for its entire length.
Deer Street for its entire length.
Deer Trail for its entire length.
Diller Road for its entire length.
Dirt Road for its entire length.
Dodd Avenue for its entire length.
Dodger Lane for its entire length.
Dogwood Avenue for its entire length.
Donahoe Lane for its entire length.
Dorothy Street for its entire length.
Double Lake Court for its entire length.
Double Lake Drive for its entire length.
Double Lake Lane for its entire length.
Dover Drive for its entire length.
Duff Lane for its entire length.
East Evergreen Drive for its entire length except for the school zone.
Eagle Drive for its entire length.
East Cottonwood Drive East of Montana 35 for its entire length.
East Cottonwood Drive West of Montana 35 for its entire length.
Echo Cabin Loop for its entire length.
Echo Lake Road (loop Road) for its entire length.
Echo View Drive for its entire length.
Electric Avenue for its entire length.
Electric Avenue (North) for its entire length.
Elk Street for its entire length.
Elk Trail for its entire length.
Elm Avenue for its entire length.
Fairmont Road, for 500 feet on either side of Fairmont - Egan School.
Fawn Trail for its entire length.
Fehlberg Lane for its entire length.
Fir Lane for its entire length.
Flathead Road (North of 1st Avenue South) for its entire length.

Flathead Drive from US Highway 2 to Montclair Drive.

Florence Street for its entire length.

Forest Drive for its entire length.

Fox Hill Road for its entire length.

Frontage Road for its entire length.

Gamma Road for its entire length.

Garden Drive, from West Reserve Drive to Trail Ridge Road.

Gelande Street for its entire length.

Gilbert Lake Drive for its entire length.

Glacier Avenue for its entire length.

Goat Trail for its entire length.

Gopher Lane entire length, except the school zone.

Gordon Avenue for its entire length.

Grand Drive for its entire length.

Grandview Terrace for its entire length.

Granrud Lane for its entire length.

Grayling Road for its entire length.

Greenridge Drive for its entire length.

Hagerman Lane for its entire length.

Happy Hollow for its entire length.

Harbor Heights Boulevard for its entire length.

Harbin Hill Road for its entire length.

Hare Trail for its entire length.

Harmony Road for its entire length.

Hartt Hill Drive, inside Meadow Hills Subdivision.

Haskill Drive for its entire length.

Haven Court for its entire length.

Haven Drive for its entire length.

Haywire Gulch from Smith Lake Road to end of asphalt paving.

Helena Flats Road for school zone only.

Highland Drive for its entire length.

Highline Boulevard for its entire length.

Hillcrest Drive for its entire length.

Horseshoe Drive for its entire length.

Houston Drive for its entire length.

Howard Drive for its entire length.

Hughes Bay Road for its entire length.

Hungry Horse Boulevard for its entire length.

Hunter Lane for its entire length.

Jacquette Road, for 500 feet on either side of Fairmont - Egan School.

Jasper Road for its entire length.

Juanita Way for its entire length.

Judith Road for its entire length.

Juniper Drive for its entire length.

Karrow Avenue for its entire length.

Kathy Lake Lane for its entire length.

Kauffman Lane for its entire length.

Kehoe Lane for its entire length.
Kelly Road for its entire length.
Kelsey Road for its entire length.
Kila Hill for its entire length.
Kila Main Street for its entire length.
Kings Loop for its entire length.
Kings Way for its entire length.
Kirby Lane for its entire length.
Kiwanis Lane for its entire length.
Konley Drive for its entire length.
Kraft Avenue for its entire length.
Kristianna Close for its entire length.
Lake Avenue for its entire length.
Lake Blaine Road for school zone only.
Lake Blaine Road from Foothill to end of road.
Lake Drive for its entire length.
Lake Hills Court for its entire length.
Lake Hills Drive, (Bigfork) for its entire length.
Lake Hills Drive, (South West) for its entire length.
Lake Loop Drive for its entire length.
Lake Peters Court for its entire length.
Lakeside Avenue for its entire length.
Lakeside Boulevard for its entire length.
Lakeside Boulevard North for its entire length.
Lakeshore Drive from Buckboard Lane to end of Road.
Lakeview Drive for its entire length.
Lane Street for its entire length.
Lawrence Lane for its entire length.
Learn Lane for its entire length.
Leisure Drive for its entire length.
Lenwood Lane for its entire length.
Lesley Avenue for its entire length.
Lion Mountain Loop Road for its entire length.
Lion Trail for its entire length.
Lochness Avenue for its entire length.
Lodgepole Drive for its entire length.
Mabel Street for its entire length.
Main Street for its entire length.
Many Lakes Drive for its entire length.
Maple Drive for its entire length.
Margrethe Road for its entire length.
Marjorie Street for its entire length.
Martin Camp Road (Olney) for its entire length.
Martin Road for its entire length.
Maxine Drive for its entire length.
McDermott Lane for its entire length.

McDowell Drive for its entire length.

Meadow Hills Drive for its entire length.

Meadow Lake Drive for its entire length.

Meadow Lane for its entire length.

Meadowlark Drive for its entire length.

Michels Slough Road for its entire length.

Midale Road, inside Meadow Hills Subdivision. 676

Missy Lane for its entire length.

Middle Road for school zone only.

Midway Drive for its entire length.

Mill Street for its entire length.

Mission Trail for its entire length.

Mission Way for its entire length.

Mission Way North for its entire length.

Mission Way South for its entire length.

Monroe Street for its entire length.

Montclair Drive for its entire length.

Monte Vista Drive for its entire length.

Moose Lane for its entire length.

Moose Street for its entire length.

Moose Trail for its entire length.

Mountain Avenue for its entire length.

Mountain Shadows Drive for its entire length.

Mountain View Drive for its entire length.

North Cedar Drive for its entire length.

Newbury Circle for its entire length.

Nicholson Drive for its entire length.

North Fork Road (frontage) for its entire length.

North Haven Drive for its entire length.

North Hilltop Road for its entire length.

North Juniper Bay Road for its entire length.

North Karrow Avenue for its entire length.

North Many Lakes Drive for its entire length.

North Mission Drive for its entire length.

North Riding Road for its entire length.

Northwoods Drive for its entire length.

Nucleus Avenue (South of 13th Street East) for its entire length.

Old Bridge Street for its entire length.

Old Bridge Street (South) for its entire length.

Old River Bridge Road for its entire length.

Olney Loop Road from Railroad Crossing to 93.

Oregon Lane for its entire length.

Osborne Avenue for its entire length.

Oxford Circle for its entire length.

Panoramic Drive for its entire length.

Paradise Loop for its entire length.

Park Avenue (Columbia Falls) for its entire length.

Park Avenue (Evergreen) for its entire length.

Park Drive for its entire length.
Park Street for its entire length.

Parkhill Drive for its entire length.

Parklane Drive for its entire length.

Parkview Drive for its entire length.

Parkview Way for its entire length.

Parkway Avenue for its entire length.

Parliament Drive for its entire length.

Pavilion Hill Avenue for its entire length.

Peaceful Drive for its entire length.

Peaceful Lane for its entire length.

Pheasant Drive for its entire length.

Pickleville Lane for its entire length.

Pickwick Court for its entire length.

Pikes Peak Avenue for its entire length.

Pine Street for its entire length.

Pines Boulevard for its entire length.

Pleasant Hill Drive for its entire length.

Pleasant View Drive for its entire length.

Plentywood Drive for its entire length.

Plummers Lake Drive for its entire length.

Ponderosa Drive for its entire length.

Poplar Drive for its entire length.

Possum Trail for its entire length.

Potter Lane for its entire length.

Preston Drive for its entire length.

Primrose Lane for its entire length.

Ramsgate Drive for its entire length.

Ranch Road for its entire length.

Ranchetts Drive for its entire length.

Ranchetts Lane for its entire length.

Ranchetts Road for its entire length.

Redfield Lane for its entire length.
Rest Haven Drive for its entire length.

Ridgewood for its entire length.

River Avenue for its entire length.

River Bend Drive for its entire length.

River Drive for its entire length.

River Road (Evergreen) for its entire length.

River Street for its entire length.

Riverside Drive for its entire length.

Riverside Drive (Evergreen) for its entire length.

Rogers Lane for its entire length.

Sampson Lane for its entire length.

Scarborough Avenue for its entire length.
Scenic Drive for its entire length.
Seven Row for its entire length.
Shadow Lane for its entire length.
Shady Glen Drive for its entire length.
Sharon Road for its entire length.
Shepherd Lane for its entire length.
Siderius Lane for its entire length.
Skookum Road for its entire length.
Sleepy Hollow Road for its entire length.
Sloan Lane for its entire length.
Solberg Drive for its entire length.
Somers Road from 1 mile South of Montana Highway 83 to US Highway 93.
Somerset Drive for its entire length.
South Cedar Drive from Montana Highway 35 to end.
South Fork Drive for its entire length.
South Foys Lake Drive for its entire length.
South Woodland Drive from Kelly Road to city limits.
Spoon Road for its entire length.
Spring Creek Road (Hatchery) for its entire length.
Springdale Drive for its entire length.
Spruce Road for its entire length.
Stag Lane for its entire length.
Stafford Street for its entire length.
Steeles Drive for its entire length.
Steven Road for its entire length.
Stonecrest Drive for its entire length.
Sulky Lane for its entire length.
Summit Avenue for its entire length.
Sunnybrook Lane for its entire length.
Sunnyside Avenue for its entire length.
Sunnyside Drive for its entire length.
Sunrise Lane for its entire length.
Sunrise Road for its entire length.
Sunset Circle for its entire length.
Sunset Drive (Bigfork) for its entire length.
Sunset Drive (Evergreen) for its entire length.
Sunset Lane for its entire length.
Sussex Drive for its entire length.
Swan Retreat for its entire length.
Swede Hill Avenue for its entire length.
Swimming Lake Court for its entire length.
Tahoe Drive for its entire length.
Tamarack Avenue for its entire length.
Tamarack Drive for its entire length.
Tamarack Terrace for its entire length.

Tangent Road for its entire length.

Terrace Drive for its entire length.

Terrace Hill for its entire length.

Terry Road for its entire length.

Timber Lake Drive for its entire length.

Timber Lane for its entire length.

Timber Lane Terrace for its entire length.
Toftum Lane from US Highway 2 615 ft.

Trail Ridge Road for its entire length.

Treasure Lane for its entire length.

Trout Avenue for its entire length.

Troutbeck Road for its entire length.

Truck Route (US Highway 2 to 6th Avenue West) for its entire length.

Twilight Circle for its entire length.

Twin Acres Drive for its entire length.

Twin Pines Drive for its entire length.

Valley Drive for its entire length.

Valley View Drive from Trailhead to East end of road.

Vans Avenue for its entire length.

Vetville West, from its intersection with 12th Avenue West to its intersection with Meadow Lakes Boulevard.

Village Lane for its entire length.

Vitt Lane for its entire length.

Voerman Road from Monegan to city limits.

Walker Avenue for its entire length.

Watts Lane for its entire length.

Wedgewood Lane for its entire length.

Welf Lane for its entire length.

West 3Rd Street for its entire length.

West 4th Street for its entire length.

West 7th Street from Baker to South Karrow.

West Cottonwood Drive for its entire length.

West Lake Shore Drive (Whitefish) for its entire length.

West Valley Drive (South of US Highway 2) for its entire length.

West View Drive for its entire length.

Westwood Lane for its entire length.

Whipps Lane for its entire length.

Whitefish Stage for school zone only.

Williams Lane for its entire length.

Willow Drive for its entire length.

Wilson Heights Road for its entire length.

Winchester Street for its entire length.

Winter Lane for its entire length.

Wishert Lane for its entire length.

Wulff Lane for its entire length.

Yodelin Ridge Road for its entire length.

Zimmerman Road for its entire length.

Thirty Five (35) miles per hour:

- 4th Avenue WN for its entire length.
- Addison Square for entire length, except the school zone.
- Aero Lane for its entire length.
- Ainley Lane for its entire length.
- Alder Lane for its entire length.
- Amdahl Lane for its entire length.
- Anderson Lane for its entire length.
- Angel Point Road for its entire length.
- Armory Road from Voerman to Armory property.
- Ashley Lake Road (West) for its entire length.
- Ashley Lake Road, from its intersection with Sherman Road to the point at which the pavement ceases.
- Auction Road from Fir Terrace to Somers Stage.
- Austin Crossroad for its entire length.
- Bachelor Grade for its entire length.
- Badrock Drive for its entire length.
- Bald Rock Road for its entire length.
- Barnes Lane for its entire length.
- Batavia Lane for its entire length, except the school zones.
- Battle Butte Road for its entire length.
- Bayou Road for its entire length.
- Bear Creek Road for its entire length.
- Belton Stage Road for its entire length.
- Berne Road from RMB Lumber to Columbia Mountain Road gravel.
- Berne Road for other segments.
- Berne Road South leg from RBM Lumber to Montana Highway 206.
- Berne Road from Columbia Mountain Road to Monte V. Drive.
- Bierney Creek Road from 1.2 miles from US Highway 93 to end of Road.
- Bigfork Stage for its entire length.
- Bighorn Drive for its entire length.
- Birch Grove Road for its entire length.
- Bitterroot Drive (South end) for the gravel portion.
- Bitterroot Drive from Pleasant Valley Road to Bitterroot Lane.
- Blackmer Lane from Montana Highway 206 to Steel Mountain Road.
- Blacktail Road for its entire length.
- Blaine View Lane for its entire length.
- Blanchard Lake Drive for its entire length.
- Blanchard Lake Road for its entire length.
- Blankenship Road for its entire length.
- Bloomer Lane for its entire length.
- Boon Road for its entire length.
- Boorman Lane for its entire length.
- Bowdish Road for its entire length.
- Braig Road for its entire length.
- Broeder Loop Road for its entire length.
- Brosten Lane for its entire length.

Browns Gulch Road for its entire length.

Browns Meadow Road/Mount Road, for its entire length.

Browns Road for its entire length.

Buckboard Lane for its entire length.

Bucks Lane for its entire length.

Capistrano Drive for its entire length.

Cemetery Road for its entire length.

Chapman Hill Road for its entire length.

Chubb Lane for its entire length.
Church Drive for its entire length.

Clark Drive for its entire length.

Cobbler Village for its entire length.

Coclet Lane for its entire length.

Columbia Falls Stage Road (North of Trap Road) from Kelley Road to River Road.

Columbia Mountain Lane for its entire length.

Columbia Mountain Road for its entire length.

Conn Road for its entire length.

Conrad Point Road for its entire length.

Coon Hollow Road for its entire length.

Coram Stage for its entire length.

Cottage Lane for its entire length.

Coverdell Road for its entire length.

Creston Hatchery Road for its entire length.

Creston Road except for school zone only.

Daley Lane for its entire length.

Danford Lane for its entire length.

Danielson Road for its entire length.

Deer Creek Road (US Highway 93 in) for its entire length.

Deer Creek Road (Bierney Creek in) for its entire length.

Dehlbom Lane for its entire length.

Delrey Road for its entire length.

Demersville Road from Lower Valley Road to Snow line Lane.

Dern Draw for its entire length.

Dern Road for its entire length.

Desert Lodge Road for its entire length.

Dyer Road for its entire length.

East Reserve Drive from Helena Flats East to end of Road.

East Edgewood Drive for its entire length.

East Lakeshore Drive from 1.8 mile W of Big Mountain Rd to end of road.

East Second Street for its entire length.

Eastman Drive for its entire length.

Echo Lake Road for its entire length.

Eckelberry Drive, Michels Slough to Montana Highway 206 (South end).

Eckelberry Drive from Michels Slough to Montana Highway 206 (North end).

Edgewood Drive for its entire length.

Egan Road for its entire length.

Egan Slough Road for its entire length.

Eid Lane for its entire length.

El Rancho Road for its entire length.

Elk Park Road for its entire length.

Emil's Lane for its entire length.

Ezy Drive for its entire length.

Fairmont Road for its entire length, except the school zone.

Fairview Cemetery Road for its entire length.

Fairview Crossroad for its entire length.

Fairway Blvd to City limits.

Farm Road for its entire length.

Farm-to-Market Road (US Highway 93 to Tally Lake Road) for its entire length, except the school zone.

Fern Lane for its entire length.

Ferndale Drive for its entire length.

Fir Terrace (South of US Highway 93) for its entire length.

Fir Terrace (East of US Highway 93) for its entire length.

Flathead Lodge Road for its entire length.

Foothill Road for its entire length.

Forest Hill Road for its entire length.

Four Mile Drive (West of Farm-to-Market) from Farm-to-Market to end of Road.

Four Mile Drive (Stillwater-West Springcreek) for its entire length.

Fox Farm Road for its entire length.

Foys Lake Road (South of Foys Canyon) for its entire length.

Garland Lane for its entire length.

Gladys Glen Road for its entire length.

Good Creek Road for its entire length.

Gosney Crossroad for its entire length.

Halfmoon Flats Road for its entire length.

Halfmoon Road for its entire length.

Hanging Rock Drive for its entire length.

Haskill Basin Road for its entire length.

Hathaway Lane for its entire length.

Helena Flats Road from Montana Highway 35 North for .6 miles.

Helena Flats Road from 1.5 to 2.8 miles North of Montana Highway 35.

Hellman Lane for its entire length.

Hemler Creek Drive for its entire length.

Hoffman Draw for its entire length.

Hog Heaven Road for its entire length.

Holt Drive for its entire length.

Holt Stage Road, from its intersection with Montana Highway 35 to its intersection with Fairmont Road.

Holt Stage from Montana Highway 35 to Fairmont Road.

Holt Stage from Steel Bridge to East for .8 miles.

Homestead Drive for its entire length.

Homestead Road, from its intersection with Holt Stage Road to its intersection with Fairmont Road. 856

Hubbart Dam Road for its entire length.

Idaho Hill for its entire length.

Jacquard Lane for its entire length.

Jacquette Road for its entire length, except the school zone.

Jellison Lane for its entire length.

Jellison Road, from North of Trestle.

Jensen Road for its entire length.

JP Road for its entire length.

Kallner Lane for its entire length.

Kelley Road (East of 206) from Montana Highway 206 to east end.

Kickbusch Lane for its entire length.

Kienas Road for its entire length.

Kila Road for its entire length, except the school zone.

Kinshella Road for its entire length.

KM Ranch Road from US Highway 93 to Twin Bridges Road.

Kuhns Road for its entire length.

Kuzmic Lane for its entire length.

Labrant Road for its entire length.

Lake Blaine Drive for its entire length.

Lake Five Road for its entire length.

Lakeshore Drive from Foys Lake Road to Buckboard Lane.

Lauman Road for its entire length.

Lee Road for its entire length.

Lindsey Lane for its entire length.

Lone Pine Road from top of hill.

Lost Creek Drive for its entire length.

Lost Prairie Road for its entire length.

Lower Valley Road from US Highway 93 for 2.5 miles.

Lower Valley Road for the entire gravel portion.

Lupfer Road for its entire length.

Lutheran Camp Road for its entire length.

Managhan Lane from US Highway 2 to Batavia Lane.

Manning Road for its entire length.

Marken Loop for its entire length.

Martin Camp Road for its entire length.

McCaffery Road for its entire length.

McMannamy Draw for its entire length.

Meadow Lake Boulevard from US Highway 2 to Tamarack Lane.

Mooring Road for its entire length.

Morning View Drive for its entire length.

Mountain Creek Road for its entire length.

Mountain Meadow Road for its entire length.

Mud Lake Road for its entire length.

Muddy Lane for its entire length.

Muth Lane for its entire length.

North Ashley Lake Road for its entire length.

North Fork Road, from its intersection with Camas Creek Road, South to Canyon Creek.

North Fork Road, from its intersection with Glacier Park Road and to the point where the roadway surface changes from gravel to asphalt paving (approximately 6.5 miles north of the Glacier Park Intersection, a total of 6.5 miles).

North Fork Road, beginning approximately 1200 feet south of the Hay Creek Bridge and ending at the Canadian border (approximately 34 miles north of the Glacier Park Intersection, a total of 22.6 miles).

North Foys Lake Drive for its entire length.

North Hill Road for its entire length.

North Ramsfield Road for its entire length.

North Somers Road for its entire length.

Obryan Lane for its entire length.

Old US Highway 93 (Juniper Bay) for its entire length.

Old US Highway 93 (state shop) for its entire length.

Oldenberg Road for its entire length.

Olney Loop Road from Good Creek to RR Crossing.

Passmore Lane for its entire length.

Patrick Creek Road for its entire length.

Pederson Road for its entire length.

Phanco Lane for its entire length.

Pierce Lane for its entire length.

Pine Needle Lane for its entire length.

Pioneer Road for its entire length.

Pleasant Hill Drive for its entire length.

Pleasant Valley Road from Bitterroot Drive to end of asphalt paving.

Pleasant Valley Road from US Highway 2 to Bitterroot Drive.

Political Hill for its entire length.

Prairie View Road for its entire length.

Rabe Road for its entire length.

Ramsfield Road for its entire length.

Reimer Lane for its entire length.

Reservoir Road for its entire length.

River Bend for its entire length.

River Junction for its entire length.

River Road for its entire length.

Riverside Road from MT 35 west to N. Ramsfield and from MT 35 south to Dyer Rd.

Robocker Lane for its entire length.

Rocky Cliff Drive for its entire length.

Rocky Lane for its entire length.

Rogers Lake Road for its entire length.

Rogers Road for its entire length.

Rose Crossing (East of US Highway 2) for its entire length, except the school zone.

Rose Crossing (West of US Highway 2) for its entire length.

Scenic Ridge Road for its entire length.

School Addition Road for its entire length.

Schrade Road for its entire length.

Seville Lane for its entire length.

Siblerud Lane for its entire length.

Sickler Creek Road for its entire length.

Shermann Road for its entire length.

Skyline Drive for its entire length.

Smith Lake Road from Whalebone to end of asphalt paving.

Smith Lake Road for the gravel portion.

Smith Lake Road for its entire length.

Snowline Lane for its entire length.

Somers Road from Montana Highway 83 South for 1 mile.

Somers Stage for its entire length.

Sonstelie Lane for its entire length.

Sonstelie Road for its entire length.

South Ashley Lake Road for its entire length.

South Fork Road for its entire length.

South Hilltop Road for its entire length.

South Many Lakes Drive for its entire length.

Spotted Bear Road for its entire length.

Spring Creek Road for its entire length.

Spring Creek Drive for its entire length.

Spring Hill Road for its entire length.

Spring Prairie Road for its entire length.

Star Meadows Road for its entire length.

State Park Road for its entire length.

Steel Bridge Road for its entire length.

Stillwater Road for its entire length.

Stoner Creek Road for its entire length.

Sullivan Crossroad for its entire length.

Sullivan Gulch Road for its entire length.

Sunday Lane for its entire length.

Swan Hill Drive for its entire length.

Swan River Road for its entire length.

Sylvan Drive for its entire length.

Tamarack Creek Road for its entire length.

Tamarack Lane for its entire length.

Tavern Lane from Montana Highway 206 to Mooring Road.

Tetrault Road for its entire length.

Therriault Lane (West of river) for its entire length.

Thompson River Road for its entire length.

Three Eagle Lane for its entire length.

Three Mile Drive (West of Farm-to-Market) for its entire length.

Three Mile Drive from its intersection with West Springcreek Road to its intersection with West Valley Drive.

Three Mile Drive from West Valley Drive, West to the end of the road.

Trap Road for its entire length.

Tronstad Road for its entire length.

Truman Creek Road, from the end of the asphalt paving to the end of the road.

Truman Creek Road from Browns Meadow to end of asphalt paving.

Trumble Creek Road for its entire length.

Twin Bridges Road (Lodgepole-Farm-to-Market) for its entire length.

Two Mile Drive (West of Greenbriar Court) for its entire length.

Valley View Drive from Foys Lake Road to the trailhead.

Van Sant Road for its entire length.

Veterans Drive, from its intersection with US Highway 2 to its intersection with Talbot Road.

Voerman Road from Monegan east 900 ft.

Vonderheide Lane for its entire length.

Wagner Road for its entire length.

Weaver Lane for its entire length.

West Evergreen Drive for its entire length, except the school zone.

West Springcreek Drive for its entire length.

West Valley Drive from US Highway 2 to Kuhns Road.

Wagner Lane for its entire length.

Whalebone Drive for its entire length.

Whalebone Drive, for its entire length from its intersection with US Highway 2 to its intersection with Foys Lake Road. 818

White Birch Lane for its entire length.

Wiley Dike Road for its entire length.

Winfield Lane for its entire length.

Wishart Road for its entire length.

Witty Lane for its entire length.

Wolf Creek Drive for its entire length.

Woodland Road for its entire length.

Yeoman Hall Road from Montana Highway 206 to Van Sant.

Yeoman Hall Road from Van Sant to end of Road.

Forty (40) miles per hour:

Browns Meadow Road/Mount Road, beginning at its intersection with Smith Lake Road and ending approximately 700 feet east of the end of the asphalt paving (a total of 2500 feet).

Hodgson Road from US Highway 93 to Whitefish Stage.

Forty Five (45) miles per hour:

Aluminum Drive for its entire length.

Columbia Falls Stage Road for its entire length.

Dillon Road from Voerman to Montana Highway 40.

East Reserve Drive from US Highway 2 to Helena Flats Road.

East Lakeshore Drive Big Mountain Road to W for 1.8 miles.

Helena Flats Road on all other segments.

Hodgson Road from Whitefish Stage to US Highway 2.

Kelley Road (West of 206) from Montana Highway 206 to Columbia Falls Stage Road.

Lake Blaine Road from Montana Highway 35 to Foothill, except the school zone.

Lower Valley Road from 2.5 miles East of US Highway 93 to end of asphalt pavement.

Middle Road from Sullivan Cross Road to Kelly Road.

Middle Road from Montana Highway 35 to Fairview Crossroad.

Middle Road from Gosney Crossroad to Kelly Road.

Montana Highway 83, for 600 feet on either side of the Swan River School crosswalk, during the entire school year.

North Fork Road, beginning approximately 6.5 miles north of its intersection with Glacier Park Road and ending at approximately 11.5 miles north of that intersection (approximately 1200 feet south of the Hay Creek Bridge, a total of 5 miles). 562

Rhodes Draw Road, from its intersection with Farm-to-Market Road to its intersection with Bald Rock Road. 642

Rhodes Draw from Farm-to-Market to Bald Rock Road.

Riverside Road from Dyer Rd. to N. Ramsfield Rd.

US Highway 2, West of Kalispell, for 600 feet on either side of the Smith Valley School crosswalk, between the hours of 7:30 a.m. and 8:45 a.m. and 2:00 p.m. and 3:45 p.m., on days when children are present at school.

Voerman Road, from its intersection with Dillon Road to 900 feet East of its intersection with Monegan Road. 609

Voerman Road from 900 feet East of Monegan to Dillon.

Walsh Road for its entire length.

West Springcreek Road, from its intersection with US Highway 2 to its intersection with Three Mile Drive. 676

Whitefish Stage from Reserve Drive South to Fairway Blvd.

Fifty Five (55) miles per hour:

Farm-to-Market Road (US Highway 93 to Lodgepole) from Lodgepole to Tally Lake Road.

Section Two. School Zone Limits on Highways.
(Section 61-8-310(1)(d), M.C.A.)

School zone speed limits, which shall be 25 miles per hour for 300 feet on each side of a school cross walk across a public roadway or highway and 35 miles per hour for a distance of from 300 feet to 600 feet on each side of a school cross walk across a public roadway or highway (See Appendix 1), are hereby imposed adjacent to the following listed schools on the following listed roadways:

1. Deer Park School located on Middle Road.
2. Cayuse Prairie School on Lake Blaine Road and Cayuse Lane.
3. Helena Flats School located on Helena Flats Road and Rose Crossing Road.
4. Pleasant Valley School located on Pleasant Valley Road.
5. Somers School located School Addition Road.
6. Marion School located on Gopher Lane.
7. Smith Valley Primary School located on Batavia Lane.
8. Smith Valley Intermediate located on Batavia Lane and Boorman Road.
9. Bissell School located on Farm-to-Market Road.
10. Montana Highway 83, for one-quarter of a mile on each side of its intersection with the Echo Lake Road. 855
11. Thirty Five miles per hour on Whitefish Stage Road from 400 feet South of the intersection of Whitefish Stage Road with Winchester Street and continuing North to a point 400 feet North of the intersection of Whitefish Stage Road with Mission Way Road, an approximate distance of 6,500 feet, on school days during the morning and afternoon crossing periods.
12. Twenty Five Miles per hour for 400 feet on either side of the Hawthorne Street school crosswalk on Three Mile Drive, on school days during the morning and afternoon crossing periods.

Section Three. Other County Roads.

The following speed limits are hereby imposed on all County roads and highways not previously named:

Thirty Five miles per hour on all County gravel roads.

Fifty Five miles per hour on all paved County roads and on Montana State Montana Highway 206 and Montana State Highway 209.

Section Four. Violation of Ordinance - Penalties
(Section 61-8-711, M.C.A.)

- A. It is a misdemeanor for any person to violate any of the speed limits set forth in this ordinance.
- B. Every person convicted of a violation of this ordinance shall for a first conviction be punished by a fine of not less than \$10 or more than \$100 or by imprisonment for not more than 10 days. For a second conviction within 1 year thereafter, the person shall be punished by a fine of not less than \$25 or more than \$200 or by imprisonment for not more than 10 days or by both such fine and imprisonment. Upon a third or subsequent conviction within 1 year after the first conviction, he person shall be punished by a fine of not less than \$50 or more than \$500 or by imprisonment for not more than 6 months or by both such fine and imprisonment.
- C. On failure of payment of a fine, the offender shall be imprisoned in the Flathead County Detention Center, and the imprisonment shall be computed upon the basis of 1 day's incarceration for each \$25 of the fine.
- D. Upon conviction, the court costs or any part thereof may be assessed against the Defendant in the discretion of the Court.

Section Five. Signage.

The Flathead County Road Department shall install and maintain speed limit and other appropriate signs in accordance with this Ordinance.

No speed limit enacted by this ordinance shall be enforced until the appropriate signage is installed. (Section 61-8-310(4), M.C.A.)

Section Six. Severability.

If any provision of this ordinance is held invalid, such invalidity shall not affect other provisions which can be given effect without the invalid provision. To this end the provisions of this ordinance are declared to be severable.

DATED this 10th day of May, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

ATTEST:
Paula Robinson, Clerk

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

By /s/Kimberly Moser
Deputy

1. Adopted July 5, 1995
2. Amended September 25, 1995
3. Amended November 22, 1995
4. Amended December 20, 1995
5. Amended July 15, 1996
6. Amended September 16, 1997
7. Amended November 25, 1997
8. Amended November 19, 1998
9. Amended May 10, 1999
10. Amended December 5, 2000
11. Amended October 15, 2001
12. Amended August 12, 2003
13. Amended March 29, 2004
14. Amended November 10, 2004
15. Amended May 10, 2005

CONSIDERATION OF ADOPTION OF FINAL RESOLUTION & DOCUMENT FOR SIGNATURE: SCHOOL DIST #5 / FFA DRIVE AND QUIT CLAIM DEED

Present at the May 10, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, and Clerk Moser.

Commissioner Watne made a **motion** to approve Resolution 1810A. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

Resolution No. 1810 A

WHEREAS, Flathead County, Montana, owns certain real property on FFA Drive which is no longer necessary for the conduct of County business, said property being described below:

WHEREAS, the Kalispell School District No. 5 has requested that the above-described property be transferred by the County to the Kalispell School District No. 5; and

WHEREAS, the Board of Commissioners of Flathead County, Montana, passed a resolution of intention (Resolution No. 1810) on April 4, 2005, to transfer the property to the Kalispell School District No. 5 published notice thereof inviting the public to comment on the proposed transfer, and considered the public comment received concerning the proposal.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Flathead County, Montana, pursuant to Section 7-8-101, M.C.A., hereby determines that the following property shall be transferred to the Kalispell School District No. 5:

A tract of land situated, lying and being in Government Lots 6 & 7 of Section 21, Township 28 North, Range 21 West P.M.M., Flathead County, Montana and more particularly described as follows to wit:

Commencing at the Southwest corner of the Southwest Quarter of Section 21, Township 28 North, Range 21 West, P.M.M., Flathead County, Montana; Thence along the West boundary of said SW ¼ N00°02'49"W 1742.95 feet; Thence East 1759.49 feet to a set iron pin on the Southerly R/W of a 60 foot county road known as FFA Drive and THE TRUE POINT OF BEGINNING OF THE TRACT OF LAND HEREIN DESCRIBED: Thence along said Southerly R/W East 241.95 feet to a found iron pin; Thence leaving said R/W South 900.20 feet to a found iron pin; Thence West 241.95 feet to a set iron pin; Thence North 900.20 feet to the point of beginning and containing 5.000 Acres; Subject to and together with all appurtenant easements of record.

DATED this 10th day of May, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

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

By /s/Joseph D. Brenneman
Joseph D. Brenneman, Member

ATTEST:
Paula Robinson, Clerk

By /s/Kimberly Moser
Deputy

Commissioner Watne made a **motion** to approve the Quit Claim Deed from Flathead County to School District #5. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

FINAL PLAT: COLUMBIA MOUNTAIN VIEW LOTS, UNIT 2

[10:39:16 AM](#)

Present at the May 10, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, Dawn Marquardt and Debbie Shoemaker with Marquardt Surveying, Planner Peggy Goodrich, and Clerk Moser.

Goodrich reviewed the application for final plat approval of Columbia Mountain View Lots, Unit 2 submitted by Marquardt & Marquardt Surveying, which will create two residential lots in Section 11, Township 29 North, Range 21 West. The site is located on the east side of Helena Flats Road just south of the intersection with Birch Grove Road. The site is unzoned. Preliminary plat approval was granted on September 15, 2004, subject to 18 conditions. All conditions have been met or otherwise addressed. Staff recommends approval.

Commissioner Watne made a **motion** to approve the Subdivision Improvement Agreement. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

Commissioner Watne made a **motion** to approve the final plat of Columbia Mountain View Lots, Unit 2. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

FINAL PLAT: MONET HEIGHTS

[10:47:01 AM](#)

Present at the May 10, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, George Adams, Tom Sands of Sands Surveying, Planner Johna Morrison and Clerk Moser.

Morrison reviewed the application for final plat approval of Monet Height (previously amended plat of lot 2, Subdivision #106) submitted by Sands Surveying, which will create seven residential lots off Blacktail Road in Lakeside. The property is unzoned. Preliminary plat approval was granted on April 1, 2004 subject to fifteen conditions. All of the conditions have been met. Staff recommends approval.

Commissioner Watne made a **motion** to approve the final plat of Monet Heights. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

PRELIMINARY PLAT: BEAR HOLLOW

[11:01:27 AM](#)

Present at the May 10, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, Jim Pierce, Planner Johna Morrison, Tom Sands of Sands Surveying, and Clerk Moser.

Morrison reviewed the application for preliminary plat approval of Bear Hollow Subdivision submitted by Carol Pierce, a major subdivision that will create fifty five residential lots. The subdivision is located 500 feet south of Streeters' corner on Highway 35 just north of Bigfork. The property is zoned R-2 in the Bigfork Zoning District. There are 21 conditions of approval. Commissioner Brenneman discussed his concerns on the accuracy of the Environmental assessment and the Staff Report. Commissioner Watne questioned whether the bike path dedication should count as part of the parkland dedication, and whether the MDOT plans for asking for a bike path easement would be sufficient. Jim Pierce stated that he would not like to be held responsible for dedicating a fifteen foot bike path easement as well as a bike path easement that MDOT may take.

Commissioner Watne made a **motion** to approve the Staff Report #FPP-05-11 as findings of fact. Commissioner Hall **seconded** the motion. **Aye** – Hall and Watne. **Present** – Brenneman. Motion carried by quorum.

Commissioner Brenneman made a **motion** to approve the preliminary plat of Bear Hollow Subdivision subject to 21 conditions including the amendment to condition 21 that now states that the developer shall dedicate a fifteen foot bike/walk path right of way along Highway 35 for a future bike path, which may utilize the sewer easement. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

FINAL PLAT: FOX HILL ESTATES, PHASE 2

[11:43:25 AM](#)

Present at the May 10, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, Rich Lapp, Tom Sands of Sands Surveying, Planner Traci Sears-Tull, Rick Breckenridge of Montana Mapping, and Clerk Moser.

Sears-Tull reviewed the application for final plat approval of Fox Hill Estates, Phase 2, submitted by Sands Surveying, a ten-lot residential subdivision. The property is located off of Mennonite Church Road. The property is located in an unzoned portion of Flathead County. Preliminary plat approval was granted on April 29, 2003 subject to 15 conditions. All of the conditions have been met or otherwise addressed. Staff recommends approval.

Commissioner Watne made a **motion** to approve the Subdivision Improvement Agreement. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

Commissioner Brenneman made a **motion** to approve the final plat of Fox Hill Estates, Phase 2. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

PRELIMINARY PLAT: TIEBUCKER, LOTS 1-4

[11:46:32 AM](#)

Present at the May 10, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, Planner Traci Sears-Tull, Rick Breckenridge of Montana Mapping, and Clerk Moser.

Sears-Tull reviewed the application for preliminary plat approval of the Re-Subdivision of Lots 1, 2, 3 and 4 of Tiebucker Subdivision, a major subdivision that will create 8 residential lots. The property is unzoned. There are 17 conditions of approval. Commissioner Brenneman stated his concerns that the economic benefits should also show the costs to the county. Rick Breckenridge stated his opposition to conditions 10 requiring an additional 10 foot bike path easement due to the fact that a sidewalk has already been conditioned.

Commissioner Watne made a **motion** to adopt Staff Report # FPP-05-09 as findings of fact. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

Commissioner Brenneman made a **motion** to approve the preliminary plat of the Re-Subdivision of Lots 1-4 subject to 16 conditions with the removal of condition 10. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

CONSIDERATION OF PRINTING BIDS: SHERIFFS OFFICE

[9:57:16 AM](#)

Present at the May 10, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, and Clerk Moser.

Commissioner Brenneman made a **motion** to approve the bid submitted by Northstar Printing for 5,000 sheets of letterhead in the amount of \$247.00, 500 return address labels in the amount of \$70.00, and 500 coroner notice labels in the amount of \$180.00 for the Sheriffs Office. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

Commissioner Watne made a **motion** to approve the bid submitted by The Town Printer in the amount of \$148.27 for 5,000 progress notes for the Sheriffs Office. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

Commissioner Brenneman made a **motion** to approve the bid submitted by Top Copy Printing in the amount of \$434.70 for 5,000 return address envelopes for the Sheriffs Office. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

Commissioner Watne made a **motion** to approve the bid submitted by Insty Prints in the amount of \$180.00 for 10 sets of 500 business cards for the Sheriffs Office. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne and Brenneman. Motion carried unanimously.

9:30 a.m. Juvenile Detention Facility Tour

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on May 11, 2005.

WEDNESDAY, MAY 11, 2005

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

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

7:00 a.m. Commissioner Brenneman to attend Evergreen Sewer Board meeting

11:00 a.m. County Attorney meeting at the 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 12, 2005.

THURSDAY, MAY 12, 2005

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

Chairman Hall opened the public comment on matters within the Commissions' Jurisdiction,

[8:41:56 AM](#)

Lorraine Reid spoke in regards to the Old School Station Subdivision coming before the commissioner today. She stated that from what she hears but it looks like it is going to be a nice commercial subdivision, and what they expected in the future. What she would like to see, if the commissioners approve the subdivision is to require Demersville road to be paved due to the increased traffic caused by the subdivision. A question was also asked as to why Snow line that has less traffic than Demersville was paved and not Demersville.

Commissioner Hall stated, per Charlie Johnson comments, that the owner of the subdivision is planning on paving 600 feet of Snow Line and 800 feet of Demersville.

no one present to speak, Chairman Hall closed the public comment period.

MONTHLY MEETING W/ JOHNA MORRISON, PLANNING & ZONING OFFICE

[9:05:10 AM](#)

Present at the May 12, 2005 meeting were Chairman Hall, Commissioner Brenneman, Assistant Pence, Planning and Zoning Interim Director Johna Morrison and Clerk Moser.

Discussion was held relative to the visit from Collins Planning to discuss the growth policy, the Planner I position opening that needs to be approved, training for the current planners and board members on parliamentary procedure, twenty items on the board of adjustments and planning board agenda for the month of June, the gravel pit items on the agenda, a meeting with Ron Sandeval regarding mining pit permits, and a June 3rd meeting at the University of Montana on the new legislation.

Commissioner Brenneman made a **motion** to approve the position opening of the Planner I for the Planning and Zoning. Commissioner Hall **seconded** the motion. **Aye** - Hall and Brenneman. Motion carried by quorum.

PRELIMINARY PLAT: OLD SCHOOL STATION

[9:35:27 AM](#)

Present at the May 12, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, Andy Miller, Joe Maturevich, Planner Kirsten Holland, Paul Wachholz, and Clerk Moser.

Holland reviewed the application submitted by Montana Venture Partners, LLC for Old School Station, a major subdivision creating 16 commercial/industrial lots within a subdivision encompassing 55.14 acres. The subdivision is located in an I-1 zoning district, south of Kalispell on Demersville Road, just east of the intersection of US Highway 93 and Rocky Cliff Drive. Staff recommends approval subject to 21 conditions. Staff recommends approval. Paul Wachholz stated that they have been in talks with the road department on the paving and have come up with a decision with them on the paving. Commissioner Brenneman stated his appreciation of Schwarz Engineering for the most complete Environmental Assessment he has seen.

Commissioner Brenneman made a **motion** to adopt Staff Report FPP-05-13 as findings of fact. Commissioner Hall **seconded** the motion. **Aye** - Hall and Brenneman. Motion carried by quorum.

Commissioner Brenneman made a **motion** to approve the preliminary plat of Old School Station subject to 21 conditions with the amendment to condition 7 to state the applicant continue the pavement of Snowline to the intersection of Demersville and then south to Rocky Cliff Drive, the change of condition 21 that the applicant shall work with the Flathead County Road Department on dust abatement of Demersville road south of Foys Bend Road until paving is completed, and the addition to condition 12 requiring that a dry sewer line will be run from the central collection point to the county right of way and that the sewer treatment system be a level 2 system. Commissioner Hall **seconded** the motion. **Aye** - Hall and Brenneman. Motion carried by quorum.

CONDITIONS:

1. The internal subdivision roads shall be designed by a licensed engineer and constructed with a minimum 60-foot right-of-way, a 20-foot travel surface, and 55-foot radius cul-de-sacs, in accordance with the Flathead County Subdivision Regulations.
2. The developer shall install a stop sign and road identification sign at the intersection of Demersville Road and all subdivision access roads in accordance with Section 3.9(I)(8) of the Flathead County Subdivision Regulations.
3. The roads within the subdivision shall be signed in accordance with the policies of the Flathead County Road Department and the Uniform Traffic Control Devices Manual.
4. The developer shall obtain and show proof of valid approach permits for the subdivision from the Flathead County Road Department.
5. A letter from an engineer licensed in the state of Montana shall certify that all improvements have been installed to specifications. This certification shall include all roadways, drainage systems, and sidewalks.
6. All internal subdivision roads shall be paved.
7. ~~At the discretion of the Board of Commissioners, The applicant shall either pave a minimum of 800 feet of Demersville Road Snowline Lane beginning where the pavement ends towards the subdivision or pay the County the equivalent labor and paving costs to be used on said road system at a future date in conjunction with a larger project. The applicant shall pave Snowline Lane and Demersville Road from its intersection with Snowline Lane south to its intersection with Rocky Cliff Drive.~~
8. The developer shall dedicate a fifteen-foot pedestrian/bicycle easement on Lots 1, 9, 10, 11, 12, and 13 along Demersville Road.
9. A Property Owners Association shall be formed which will require each property owner to bear his/her pro-rata share for road maintenance of the internal subdivision roads and maintenance of Common Areas.
10. The applicant shall receive physical addresses and name all roads in accordance with Flathead County Resolution #1626. The addresses and road names shall appear on the final plat.
11. Lot owners are bound by the soil disturbance and weed management plan to which the developer and the Flathead County Weed Department agreed.
12. All storm water, water and sewage treatment facilities and drainage plans shall be approved by the Flathead City-County Health Department and the Montana Department of Environmental Quality at the time of development. **A dry sewer line will be run from the Level II central collection system to the County right-of-way.**
13. A letter shall be obtained from the Somers/Lakeside Fire District stating that the fire access and suppression system has been reviewed, approved and installed in accordance with its requirements.
14. All utilities shall be placed underground to abut and be available to each lot, in accordance with a plan approved by the utility companies. Utilities and easements shall comply with Section 3.17 and 3.18 of the Flathead County Subdivision Regulations.
15. Any lighting used for the business park shall be directed in such a way as to be contained within the boundaries of the property and shall be hooded, screened, or directed in a manner that it shall not be detrimental to the adjoining property owners or the neighborhood.
16. The applicant shall provide a common off-street mail pick-up facility and vehicular pull-off in compliance with Section 3.22 of the Flathead County Subdivision Regulations.
17. The following statements shall be placed on the face of the final plat:
 - a. All address numbers shall be visible from the road, either at the driveway entrance or on the house.

- b. The Property Owners Association shall be responsible for maintenance of the private roadways and Common Areas. Roads shall be maintained, including necessary repairs and snow removal, to ensure safe all-weather travel for two-way traffic.
- c. All utilities shall be installed underground.
- d. Lot owners are bound by the soil disturbance and weed management plan to which the developer and the Flathead County Weed Department agreed.
- e. This subdivision is approved for uses authorized in the I-1 zoning district only, by permitted or conditional use permit as indicated in the regulations. Residential uses are strictly prohibited.
- f.

Waiver of Protest

Participation in Special Improvement District

_____ (Owner) hereby waives any and all right to protest which it may have in regards to any attempt to be made by a local governmental entity, to initiate a Special Improvement District which includes _____ Subdivision, shown on the plat therefore, for any of the purposes related to roads, water facilities and systems, and sewer facilities and systems, set forth in Sections 7-12-2102 and 7-12-4102, M.C.A.; provided however that _____ understands that (he/she/it/they) retains the ability to object to the amount of assessment imposed as a result of the formation of a Special Improvement District, including the right to object on the basis that the property is not benefited by the Special Improvement District. _____ agrees that this covenant shall run to, with and be binding on the title of the real property described above and shall be binding on the heirs, assigns, successors in interest, purchasers, and any and all subsequent holders or owners of the real property shown on the subdivision plat for _____ Subdivision

- 18. All required improvements shall be completed in place, or a Subdivision Improvement Agreement in accordance with Chapter 8 of the Flathead County Subdivision Regulations shall be provided by the subdivider, prior to final approval by the County Commissioners.
- 19. The final plat shall be in substantial compliance with the plat and plans submitted for review, except as modified by these conditions.
- 20. The preliminary plat approval is valid for three (3) years.
- ~~21. The developer shall submit a dust abatement plan to the Flathead County Health Department. The Flathead County Health Department shall sign off that the plan is acceptable for dust abatement. The developer will work with the Flathead County Road Department to ensure dust control of Demersville Road south of Foy's Bend Lane until such time that Demersville Road is paved.~~

AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: BIG MOUNTAIN VIEW #2, LOT 1, BLOCK 1 PUD / BIG MOUNTAIN ZONING DISTRICT #88

[10:51:44 AM](#)

Present at the May 12, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, and Clerk Moser.

Commissioner Brenneman made a **motion** to authorize the publication of notice of public hearing and authorize the chairman to sign. Commissioner Hall **seconded** the motion. **Aye** - Hall and Brenneman. 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 Gregory Register, to approve a Planned Unit Development (PUD) in the Big Mountain View Zoning District on property zoned B-4 (Resort Business).

The area proposed to be overlaid with a PUD is described as Lot 1, Block 1 of Big Mountain View Subdivision #2, in Section 2, Township 31 North, Range 22 West, P.M.M., Flathead County, Montana. The property is located east of Big Mountain Road north of Whitefish, Montana.

The proposal would overlay approximately .316 acre to be developed into an 8-unit condominium building. The deviations from the B-4 requirements that are being sought are a reduction in the setback requirements and an increase in the height restriction to accommodate the 8-plex structure.

The regulations defining the PUD and the Big Mountain 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. Documents detailing the proposed PUD, are on file at the Office of the County Clerk and Recorder and at the Flathead County Zoning and Planning Office, 1035 1st Avenue West, Kalispell, Montana.

The public hearing will be held on the **1st day of June, 2005, 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 PUD overlay in the Big Mountain Zoning District.

DATED this 12th day of May, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

ATTEST:
Paula Robinson, Clerk

By/s/Kimberly Moser
Kimberly Moser Deputy

Publish on May 17 and May 24, 2005.

AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: MASON FAMILY TRUST ZONE CHANGE / SWAN RIVER ZONING DISTRICT

[10:52:14 AM](#)

Present at the May 12, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, and Clerk Moser.

Commissioner Brenneman made a **motion** to authorize the notice of public hearing and authorize the chairman to sign. Commissioner Hall **seconded** the motion. **Aye** – Hall and Brenneman. 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 Mason Family Trust, Charles W. Mason, Trustee to change the zoning designation in a portion of the Swan River 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".

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 to 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 **6th day of June, 2005, 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 in the regulations for the described portion of the Swan River Zoning District.

DATED this 12th day of May, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

Paula Robinson, Clerk

By /s/Kimberly Moser
Kimberly Moser Deputy

Publish on May 17 and May 24, 2005.

Mason Family Trust
STAFF REPORT It FZC-05-06
April 20, 2005

Location and Legal Description of Property:

The properties are all located north of Ferndale Highway 209, two off of Kirby Lane and the third off of Ferndale Drive. The properties can be described as Tract 1GA (Mason), Tract 2AB (Vornbrock), Tract IGB (Bales), all in Section 33, Township 27 North, Range 19 West, P.M.M., Flathead County, Montana. The properties contain 30.73 acres total.

AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: PING ZONE CHANGE / S. E. RURAL WHITEFISH ZONING DISTRICT

[10:53:12 AM](#)

Present at the May 12, 2005 meeting were Chairman Hall, Commissioner Brenneman, and Clerk Moser.

Commissioner Brenneman made a **motion** to authorize the notice of public hearing and authorize the chairman to sign. Commissioner Hall **seconded** the motion. **Aye** - Hall and Brenneman. 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 Scott Ping to change the zoning designation in a portion of the S.E. Rural Whitefish Zoning District from AG-20 (Agricultural) to SAG-10 (Suburban Agricultural).

The boundaries of the area proposed to be amended from AG-20 to SAG-10 are set forth on Exhibit "A".

The proposed change would generally change the character of the zoning regulations applicable to the property from a district intended to protect and preserve agricultural land for the performance of a wide range of agricultural functions and to control the scattered intrusion of uses not compatible with an agricultural environment, including but not limited to residential development, to a district 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. The AG-20 classification has a minimum lot size of 20 acres; a change to SAG-10 would result in a minimum lot size of 10 acres.

The regulations defining the AG-20 and SAG-10 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 **31st day of May, 2005, 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 to the S.E. Rural Whitefish Zoning District.

DATED this 12th day of May, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

ATTEST:
Paula Robinson, Clerk

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

By/s/Kimberly Moser
Kimberly Moser Deputy

Publish on May 17 and May 24, 2005.

SCOTT PING
ZONE CHANGE FROM AG-20 to SAG-I 0
STAFF REPORT #FZC-05-05
April 21, 2005

Location and Legal Description of Property:

The property proposed for the map amendment is located at 880 and 900 Monegan Road and contains 36.58 acres. The property's legal description is Tracts if and 4AC in Section 9, Township 30 North, Range 21 West, P.M.M, Flathead County, Montana.

AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: BIRK ZONE CHANGE / BIGFORK ZONING DISTRICT
10:53:51 AM

Present at the May 12, 2005 meeting were Chairman Hall, Commissioner Brenneman, and Clerk Moser.

Commissioner Brenneman made a **motion** to authorize the notice of public hearing and authorize the chairman to sign. Commissioner Hall **seconded** the motion. **Aye** - Hall and Brenneman. 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 Tim and Julie Birk to change the zoning designation in a portion of the Bigfork Area 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 to 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 **31st day of May, 2005, 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 Bigfork Area Zoning District.

DATED this 12th day of May, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

Paula Robinson, Clerk

By /s/Kimberly Moser
Kimberly Moser Deputy

Publish on May 17 and May 24, 2005.

TIM AND JULIE BIRK
REQUEST FOR ZONE CHANGE FROM AG-40 TO SAG-S
STAFF REPORT #FZC-05-03
April 20, 2005

Location and Legal Description of Property:

The property proposed for rezoning is located on the east side of Highway 35 approximately 1 mile down and on the north side of McCaffery Road. The property can be described as Assessor's Tract 3A and Lot 1, Lake Hollows Subdivision in Section 6, Township 27 North, Range 19 West P.M.M., Flathead County.

AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: BOISVERTS RIDGE, HONOR WAY, VIRTUE WAY, WAPITI RIDGE & RUSSELL HEIGHTS LAND ROAD NAMING

[10:56:16 AM](#)

Present at the May 12, 2005 meeting were Chairman Hall, Commissioner Brenneman, and Clerk Moser.

Commissioner Brenneman made a **motion** to authorize the notice of public hearing and authorize the chairman to sign. Commissioner Hall **seconded** the motion. **Aye** - Hall and Brenneman. Motion carried by quorum.

NOTICE OF PUBLIC HEARING

The Board of Commissioners of Flathead County, Montana, hereby gives notice that it will hold a public hearing to consider a proposal to name a road as **RUSSELL HEIGHTS LANE**.

Road generally running easterly off Jackson Meadows Road and located in the Northeast ¼ of the Northeast ¼ Section 13, Township 27 North, Range 23 West, and in the Northwest ¼ of the Northwest ¼ Section 18, Township 27 North, Range 22 West, P.M.M., Flathead County, Montana.

The public hearing will be held on the **31st day of May, 2005, at 11:30 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 naming of **RUSSELL HEIGHTS LANE**.

This notice shall be mailed to each landowner who has access off of the proposed **RUSSELL HEIGHTS LANE**, who has an address assignment on the proposed **RUSSELL HEIGHTS LANE** or who owns property along the proposed **RUSSELL HEIGHTS LANE**.

Dated this 12th day of May, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

ATTEST:
Paula Robinson, Clerk

By/s/Kimberly Moser
Kimberly Moser Deputy

Publish on May 17 and May 24, 2005.

NOTICE OF PUBLIC HEARING

The Board of Commissioners of Flathead County, Montana, hereby gives notice that it will hold a public hearing to consider a proposal to name a road as **HONOR WAY**.

Road generally running southerly off Heritage Ranch Road and located in the Southeast ¼ of the Northeast ¼, Section 19, Township 29 North, Range 20 West, P.M.M., Flathead County, Montana.

The public hearing will be held on the **31st day of May, 2005, at 11:30 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 naming of **HONOR WAY**.

This notice shall be mailed to each landowner who has access off of the proposed **HONOR WAY**, who has an address assignment on the proposed **HONOR WAY** or who owns property along the proposed **HONOR WAY**.

Dated this 12th day of May, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

ATTEST:
Paula Robinson, Clerk

By/s/Kimberly Moser
Kimberly Moser Deputy

Publish on May 17 and May 24, 2005.

NOTICE OF PUBLIC HEARING

The Board of Commissioners of Flathead County, Montana, hereby gives notice that it will hold a public hearing to consider a proposal to name a road as **BOISVERTS RIDGE**.

Road generally running northeasterly off the corner of US Highway 2 W & Lost Prairie Road and located in Government Lot 7, Section 6, Township 26 North, Range 25 West, P.M.M., Flathead County, Montana.

The public hearing will be held on the **31st day of May, 2005, at 11:30 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 naming of **BOISVERTS RIDGE**.

This notice shall be mailed to each landowner who has access off of the proposed **BOISVERTS RIDGE**, who has an address assignment on the proposed **BOISVERTS RIDGE** or who owns property along the proposed **BOISVERTS RIDGE**.

Dated this 12th day of May, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

ATTEST:
Paula Robinson, Clerk

By/s/Kimberly Moser
Kimberly Moser Deputy

Publish on May 17 and May 24, 2005.

NOTICE OF PUBLIC HEARING

The Board of Commissioners of Flathead County, Montana, hereby gives notice that it will hold a public hearing to consider a proposal to name a road as **VIRTUE WAY**.

Road generally running southerly off Heritage Ranch Road and located in the Southeast ¼ of the Northeast ¼, Section 19, Township 29 North, Range 20 West, P.M.M., Flathead County, Montana.

The public hearing will be held on the **31st day of May, 2005, at 11:30 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 naming of **VIRTUE WAY**.

This notice shall be mailed to each landowner who has access off of the proposed **VIRTUE WAY**, who has an address assignment on the proposed **VIRTUE WAY** or who owns property along the proposed **VIRTUE WAY**.

Dated this 12th day of May, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

ATTEST:
Paula Robinson, Clerk

By/s/Kimberly Moser
Kimberly Moser Deputy

Publish on May 17 and May 24, 2005.

NOTICE OF PUBLIC HEARING

The Board of Commissioners of Flathead County, Montana, hereby gives notice that it will hold a public hearing to consider a proposal to name a road as **WAPITI RIDGE**.

Road generally running easterly off an unnamed road which runs northerly off Spring Hill Road and located in the Southwest ¼ of the Southwest ¼, Section 10, Township 27 North, Range 22 West, P.M.M., Flathead County, Montana.

The public hearing will be held on the **31st day of May, 2005, at 11:30 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 naming of **WAPITI RIDGE**.

This notice shall be mailed to each landowner who has access off of the proposed **WAPITI RIDGE**, who has an address assignment on the proposed **WAPITI RIDGE** or who owns property along the proposed **WAPITI RIDGE**.

Dated this 12th day of May, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

ATTEST:
Paula Robinson, Clerk

By/s/Kimberly Moser
Kimberly Moser Deputy

Publish on May 17 and May 24, 2005.

CONSIDERATION OF PRINTING BIDS: WEED DEPT

[10:28:29 AM](#)

Present at the May 12, 2005 meeting were Chairman Hall, Commissioners Watne and Brenneman, Assistant Pence, Weed/Parks and Maintenance Director Jed Fisher and Clerk Moser.

Commissioner Brenneman made a **motion** to approve the bid submitted by Top Copy for 2,000 Weed Control Practices brochures in the amount of \$555.95 . Commissioner Hall **seconded** the motion. **Aye** - Hall and Brenneman. Motion carried by quorum.

CONSIDERATION OF CREDIT CARD REQUEST: WEED DEPARTMENT

[10:28:57 AM](#)

Present at the May 12, 2005 meeting were Chairman Hall, Commissioner Brenneman, Weed / Parks and Maintenance Director Jed Fisher, and Clerk Moser.

Commissioner Brenneman made a **motion** to approve the credit card request for the Weed and Parks department and establish a county policy on credit cards. Commissioner Hall **seconded** the motion. **Aye** - Hall and Brenneman. Motion carried by quorum.

AWARD BIDS: CHEMICALS / WEED DEPARTMENT

Present at the May 12, 2005 meeting were Chairman Hall, Commissioner Brenneman, Weed / Parks and Maintenance Director Jed Fisher, and Clerk Moser.

Commissioner Brenneman made a **motion** to approve the bid submitted by Cenex for the Tordon only in the amount of \$78.56/Gal. Commissioner Hall **seconded** the motion. **Aye** - Hall and Brenneman. Motion carried by quorum.

COS REVIEW: CALLAN

[10:35:01 AM](#)

Present at the May 12, 2005 meeting were Chairman Hall, Commissioner Brenneman, Planner Peggy Goodrich, Patrick S. Callan, Shelly Callan, Joseph Kauffman with Big Sky Surveying, and Clerk Moser.

Discussion was held relative to Peggy Goodrich gave a review of the Family Transfer request and stated that she believed this was not a violation of the law.

Commissioner Brenneman made a **motion** to approve the Callan immediate family transfer. Commissioner Hall **seconded** the motion. **Aye** - Hall and Brenneman. Motion carried by quorum.

COS REVIEW: MOTICHKA

[10:41:14 AM](#)

Present at the May 12, 2005 meeting were Chairman Hall, Commissioner Brenneman, Planner Peggy Goodrich, Dawn Marquardt and Debbie Shoemaker with Marquardt Surveying, Carl Motichka, Dee Motichka, and Clerk Moser.

Discussion was held relative to Peggy Goodrich gave a review of the Motichka family transfer request stating that there is a good internal road, Carl Motichka reviewed his purpose of trying to give his son a piece of property and sell a piece of it.

Commissioner Brenneman made a **motion** to approve the Motichka family transfer. Commissioner Hall **seconded** the motion. **Aye** - Hall and Brenneman. Motion carried by quorum.

MEETING W/ CHERYL BERGER, JUSTICE COURT RE: BUDGET

[11:04:25 AM](#)

Present at the May 12, 2005 meeting were Chairman Hall, Commissioner Brenneman, Judge David Ortley, and Clerk Moser.

Discussion was held relative to an update on the closure of Justice Court during this current week and the opening of the office again on Monday while the state is in the office upgrading the computer system and training the employees, Judge Trigg is working out very well, with the replacement of computer by the state there are now nine computers that Justice court would like to donate the computer to the local highway patrol, and the construction progress.

CONSIDERATION OF HR TRANSMITTAL FORM FOR RECLASSIFICATION: CLERK / SHERIFFS OFFICE & RIGHT OF WAY SPECIALIST / ROAD DEPARTMENT

[10:59:37 AM](#)

Present at the May 12, 2005 meeting were Chairman Hall, Commissioner Brenneman, and Clerk Moser.

Commissioner Brenneman made a **motion** to approve the HR Transmittal form for reclassification of the receptionist position at the sheriff's office. Commissioner Hall **seconded** the motion. **Aye** - Hall and Brenneman. Motion carried by quorum.

Commissioner Brenneman made a **motion** to approve the reclassification of the Right of way specialist for the road department. Commissioner Hall **seconded** the motion. **Aye** - Hall and Brenneman. Motion carried by quorum.

2:00 p.m. Commissioner Hall to attend AOA Board meeting at the Kalispell Senior Center
7:30 p.m. Fair Board meeting at the Fair Office

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on May 13, 2005.

FRIDAY, MAY 13, 2005

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

9:00 a.m. Commissioner Brenneman to speak at Leadership Flathead at the Creston Grange

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on May 16, 2005.