
MONDAY, OCTOBER 31, 2005

The Board of County Commissioners 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,

[9:22:15 AM](#)

Rick Breckenridge spoke with the commissioners in regards to changes in the subdivision application procedures. He wanted to bring to the commissioner's attention some of the miscommunication and process that have not been clarified. He stated that he brought five major subdivision applications into the planning office and discovered he needed current DEQ approval. He at that time asked Jeff Harris if he had spoken with Peter Steele about this new requirement. He stated that that is why he has asked both Peter Steele and Jeff Harris to attend the meeting this morning. He also stated that he does realize that the laws have changed, and that they went into affect as of October 1st, but that he does not read the law the same way. He stated that he went to DEQ who stated that they require preliminary plat approval before they review the subdivision for approval. He reviewed the Montana law on DEQ approval and on preliminary plat applications stating that the law states that the governing body shall collect public comment submitted at a hearing or hearings regarding the information presented pursuant to 76-3-622, which is the environmental information that we need to submit with the preliminary plat application, and that there are to be a summary of comments submitted available to the subdivider within thirty days. He went on to say that then it says that the subdivider shall as part of the subdivision application for sanitation approval forward the comments or the summary provided by the governing body. He continued with stating that the laws state that he must submit the comments that are received from the public hearing process as a package to submit to DEQ. He also stated that in 76-3-22 it lists the things that he needs to submit with a preliminary plat application. He then stated that in 76-3-22 under g it states that a preliminary analysis of potential impacts on groundwater quality from new waste water treatment systems, using the guidance rules adopted by the board of environmental review pursuant to 76-5-301 and 75-5-303. He stated that it says preliminary impacts, so it is not an approval from DEQ, that DEQ reviews the data and then either agrees with the analysis or asks for more information, and then says that these are the impacts. He also stated that it further states under 1g that the subdivider may perform a complete non degradation analysis in the same manner as required for an application that is reviewed under title 76 chapter four, which is the environmental sanitation and subdivision act. He states that what they have is guidance for the subdivision regulations. He also stated that what is happening is the planning department and the county attorney's office is taking pieces of it and saying that it went into affect on October 1st and picking and choosing, when it is simply guidance for the rewriting of our subdivision review regulations. He told the commissioners that as they recall when the subdivision and platting act was enacted in 1973 it went into affect July 1, 1973, but Flathead County did not adopt subdivision regulations until 1975, and at that time it was 19 pages, the original subdivision regulations. He stated that it does not mean that they did not review subdivision from 1973 until 1975, but what it means is that they had a subdivision review process in place since the turn of the century and they used that, and when they were able to get through the system and comply with the regulations, and adopt a set of regulations in compliance with the code they did so and then followed them. He stated that this is the same thing, that we have subdivision regulations that are in place that need to be followed, and followed according to how they were adopted pursuant to law. He continued by saying now that there are changes they need to go back through the subdivision regulations process, which he is a part of, and every Tuesday he gives two hours of his time to review the model subdivision regulations, and make that change and once it is put together they get public comment and adopt it, and then they have something that is in place pursuant to something that is in the direction of the senate bill. He told the commissioners that they are the final say on it. He also stated that what this is doing is taking a piece here and there and creating a chaos as to where the planning office has not communicated with the sanitation office and there is no meeting in there, and that the DEQ does not know how they can do this. He stated that there is a breakdown in communication that is causing the chaos on how they are going to do things and how they are going to approach it. He stated that the subdivision regulations are quite adequate to handle what they are doing now, and that he thinks the board of commissioners

**MONDAY, OCTOBER 31, 2005
(Continued)**

could direct a review on how they are going to do this interim regulations, and either say that they are going to use the subdivision regulations or they are going to use the law, whatever they are going to use, but that they need an understanding so that they can give the commissioners the information that they need to make their decision based on something that is in writing. He stated that the commissioners could rectify this situation by saying that until they adopt the changes to the subdivision regulation that are in compliance with the law they are going to use the subdivision regulations that are in place.

Commissioner Brenneman asked Jeff Harris if any subdivision application had been sent in since October 1st?

Jeff Harris stated that these are the first applications that have been received since the new laws were set in place. He stated that they did get quite a few before October 1st, stating that he believes that at that time the surveyor community really felt that these changes in state statute would change how they did business, and so they saw seventeen application come in on September 30th, so he believes that there was at least an impression out there that the rules had changed. He stated that Peter could address where they are going.

Commissioner Brenneman stated that he was a little surprised that if these are so onerous that there is not a room full of surveyors here complaining.

Jeff Harris spoke on what he thought probably what happened, and that he was not quite sure how it was all going to work out, but that there is going to be a little bit of a transition period until they are able to rewrite to subdivision regulations.

Peter Steele ,giving the commissioners a little bit of history so they have an idea of where Senate Bill 290 came from, stated that it was passed this last legislature, and a bill that does not give an affective date is automatically affective October 1st. He also stated that what 290 was doing was codifying an attorney generals opinion which was that when a subdivision comes before the commissioner at preliminary plat stage water and sanitation should be presented at that time. He stated that there is a miscommunication here because it does not require DEQ approval but it requires, so that you will be able to know what is going on as far as water and sewer at the preliminary plat stage, you will have that information, and more importantly it gives the public time to comment. He stated that what is not changed is that the DEQ approval still comes between the preliminary plat and the final plat, and so that is the intent of the legislature. He also stated that in the past they have always said that these plats are conditioned on DEQ approval, and that is still the same, they do not go to DEQ before preliminary plat, but when they came with preliminary plat they have this water and sanitation information.

Commissioner Hall stated that they are interpreting it to mean that it has to done at the application of preliminary.

Rick Breckenridge stated that he is one of the few surveyors who does DEQ approvals. He stated that it is a very subjective process and is not that onerous of a process for him, that he learned it from the ground up. He stated that the direction that he is getting at is that yes the law went into affect October 1, 2005 but that it needs to be incorporated into the current county subdivision regulations, because is says that the subdivider may perform a complete non degradation, and that a non degradation is governed by ARM 17. He continued by saying that that tells them how they do the non degradation analysis. He again stated that it is not that onerous for someone like him because he does them. He stated that what he is questioning is that but it is not directing that they take a piece of this and that and say that they have to comply with that, that it is to direct the subdivision review regulations, and that when those review regulations go into affect then they are going to request this information, because they will decide as a group whether or not non degradation is going to be a requirement, because it does say may. He also stated that they need to have a point in the review of the process where they are going to determine that. He stated that the other thing is that the reason there is a big amount on September 30 is because, he does not whether it was the intent or not, he did not think it was the intent, that they did not even have a model subdivision regulation out there, and so since everyone was uncertain as to what was going to take affect and what was not. He stated that he does not believe that it was the surveyors thought deep down inside that these are going to change the way they do business, because he never did.

Commissioner Hall asked how many of those seventeen were his.

Rick Breckenridge stated that non of them were his, because he looked at as that they are working on the subdivision review process, with the model regulation, and that they will work it out. He stated that they are going to get something to the commissioner by the first of January to approve or disapprove.

Commissioner Brenneman questioned who is referring to when he says we.

Jeff Harris stated that we are a group of surveyors, Peter, and a couple of citizens.

Commissioner Hall asked the name of the group.

Peter Steele stated that it is the group that is working on the subdivision regulations, and that these people are Rick Breckenridge, Dawn Marquardt, John Lapp, Kathy Robertson, Ardis Larsen, Rich Dejana, himself, Jeff Harris, Jack Robertson, and Kirsten Holland etc.

Rick Breckenridge stated that everyone got an invite, and there was a group that decided to participate in the process.

Commissioner Brenneman thanked him for participating.

Rick Breckenridge stated that it was the lease that he could do.

Peter Steele stated that what presents a problem is that legislature passed senate bill 116 and they passed 291 which affected lots of things as of October 1, 2005, but then they said that counties needed to adopt their subdivision regulation by October 1, 2006. He stated that part of the subdivision regulations that they need to adopt have to include what was passed in 291, which was the water and sanitation information, but that 290 is affective October 1, 2006, and that it spells out what information needs to be presented. He stated that it is their interpretation that that is affective now. He also stated that in Senate bill 116 there were provisions that stated that they were affective immediately which was last April. He stated that they have some things that were affective mid April, some affective October 1, 2005, and they have until 2006 to adopt new subdivision regulations. He stated that what he is thinking he thinks will be a quicker fix to this, because this group is meeting every Tuesday, to rewrite Flathead County Subdivision Regulations subject to approval.

**MONDAY, OCTOBER 31, 2005
(Continued)**

He stated that Christmas would be really optimistic, but what they could do is adopt Subdivision Regulations that just pertain to Senate bill 291, and that they could do that right away. He did state that by reading 291 it is affective immediately, or October 1, 2005.

Commissioner Brenneman stated that Peter stated that subdivisions now require on water and sewer issues to be presented to the public and to the commissioners at the time of preliminary plat.

Peter Steele stated that that is correct.

Commissioner Brenneman asked that if he were a surveyor what he would information he would specifically have to provide. He asked if they had a list of what qualifies as information.

Peter Steele stated that yes, and it is now in the new statute per Senate Bill 291.

Commissioner Brenneman asked if Mr. Breckenridge or another surveyor could can present at the public hearing what qualifies for information on those issues in their opinion.

Peter Steele stated that yes in Chapter 76 part 3 chapter 3 part 6.

Commissioner Brenneman stated that Peter did not need to specify right now what the information is, but that if he heard Mr. Breckenridge right he was confused by exactly what qualified for that. He stated that it seems to him that it would be to their advantage to present as much as you can, because any subdivision you submit right now if the information that might be required by Senate Bill 291, and there is legal opinion out there that that is effective right now, and that if you don't provide that your subdivision would be open to litigation, because the claim could be made, and whether or not that would be upheld it certainly would stop any kind of development on your project. He stated that he would think that it would be in their best interest to provide the information that we think is needed, and you said that it is not a particular difficult thing to do because you do it all of the time.

Rick Breckenridge stated that they just need clarification as to what it is.

Commissioner Brenneman stated that Peter Steele has assured him that he can specify what that is.

Peter Steele stated that it is outlined in 76-3-622.

Rick Breckenridge stated that if it is 622 that is what is required then there is a part that says may in there for the non degradation analysis.

Commissioner Brenneman stated that if that is not difficult to supply, as Rick had said that it is not hard for him to do it, then he would put it out there in the best interest of moving his projects ahead, because as the interlake has been reporting lately you have a thirty percent chance of being sued on any project that goes through here.

Rick Breckenridge stated that that was not the issue when he came here this morning. He stated that when he called Jeff on Friday the issue was that he had to have DEQ approval, but Peter just clarified that it is not required. He continued by saying that this clarified his situation, but again he wanted to bring to the commissioners that it is their decision we have something that is in affect right now and it is up to them to decide whether or not we go until we adopt new regulations, or whether we adopt some interim plan, and that they need to get through this confusion until they get the new subdivision regulations adopted.

Jeff Harris spoke on the issues that they are dealing with.

Commissioner Hall stated that they just to communicate with everybody on what they are doing.

Peter Steele stated that part of the subdivision regulations state that here is what the subdivider has to submit October 1, 2005, and then another statute that says this is what has to be included in the subdivision regulations, included in what has to be included in the subdivision regulations.

Commissioner Hall stated that the subdivision regulations do not have to be rewritten, so it is just a matter of interpretation.

Peter Steele stated that he does believe that 622 is affective October 1, 2005, and maybe at least they could amend the subdivision regulations for just that part.

Rick Breckenridge stated that from his stand point is they would just state in a memo that this is what they are going to have.

Commissioner Brenneman agreed.

Rick Breckenridge stated that if they just have a memo that just states that 622, and it may or may not include non degradation analysis, storm drain some of those things. He stated that they just need to know for the benefit for their clients and the process, and the public review.

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

PUBLIC HEARING: DEGITZ & NELSON ZONE CHANGE / BIGFORK ZONING DISTRICT

[9:47:57 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, Jeff Harris, BJ Grieve

**MONDAY, OCTOBER 31, 2005
(Continued)**

Grieve reviewed Staff Report FZC-05-18.

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

No one rising to speak Chairman Hall closed the public hearing.

Commissioner Brenneman made a **motion** to adopt Staff Report FZC-05-18 as findings of fact. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

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

RESOLUTION NO. 956 BT

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing on the 31st day of October, 2005, concerning a proposal by Ken Degitz and Linda Nelson to change the zoning designation in a portion of the Bigfork Area Zoning District from R-1 (Suburban Residential) to B-3 (Community Business);

WHEREAS, notice of that hearing was published pursuant to Section 76-2-205(1), M.C.A., on October 15 and October 22, 2005;

WHEREAS, the Board of Commissioners did hear public comment on the proposed zoning change at said hearing; and

WHEREAS, the Board of Commissioners reviewed the recommendation of the Flathead County Planning Board regarding the proposed change in the Bigfork Area Zoning District.

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of Flathead County, Montana, hereby adopts the findings of fact as to the statutory criteria as adopted by the Flathead County Planning Board and, in accordance with Section 76-2-205(4), M.C.A., adopts this resolution of intention to change the zoning designation in a portion of the Bigfork Area Zoning District from R-1 (Suburban Residential) to B-3 (Community Business), that area being described on Exhibit "A" hereto.

BE IT FURTHER RESOLVED that notice of the passage of this resolution, stating the boundaries of the portion of the Bigfork Area Zoning District to be changed, the general character of the proposed designation for the area to be changed, that the regulations for said district are on file in the Clerk and Recorder's Office, and that for thirty (30) days after the first publication of thereof, the Board will receive written protests to the change to the Bigfork Area Zoning District, shall be published once a week for two weeks.

BE IT FURTHER RESOLVED, that written protests will be received from persons owning real property within the Bigfork Area Zoning District for a period of thirty (30) days after first publication of that notice, provided that, in order that only valid signatures are counted, the freeholders who file protests are either registered to vote in Flathead County or execute and acknowledge their protests before a notary public.

BE IT FURTHER RESOLVED that if forty per cent (40%) of the freeholders within the Bigfork Area Zoning District protest the proposed change in said district, then the change will not be adopted.

DATED this 31st day of October, 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

**EXHIBIT A
LEGAL DESCRIPTION
DEGITZ & NELSON ZONE CHANGE**

Location and Legal Description of Property:

The property proposed for rezoning is located on the east side of Montana Highway 35, and the west side of Peaceful Drive. The property can be described as Tract 3AAAB, Section 25, Township 27 North, Range 20 West, P.M.M., Flathead County.

Commissioner Brenneman made a **motion** to approve the notice of passage and authorize the chairman to sign. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

NOTICE OF PASSAGE OF RESOLUTION OF INTENTION
BIGFORK AREA ZONING DISTRICT

The Board of Commissioners of Flathead County, Montana, hereby gives notice pursuant to Section 76-2-205(5), M.C.A., that it passed a resolution of intention (Resolution No. 956BT on October 31, 2005) to change the zoning designation in a portion of the Bigfork Area Zoning District from R-1 (Suburban Residential) to B-3 (Community Business).

The boundaries of the area proposed to be amended from R-1 to B-3 are set forth on Exhibit "A".

**MONDAY, OCTOBER 31, 2005
(Continued)**

The proposed change would generally change the character of the zoning regulations applicable to the property from a residential district designed to provide estate type development normally located in rural areas away from concentrated urban development, or in areas where it is desirable to permit only low density development, e.g., extreme topography, areas adjacent to flood plains, airport runway alignment extension, to a business district providing areas for the development of congregated community shopping areas, to serve a number of neighborhoods of a major segment of the Planning Area, as a business center and not a strip development.

The regulations defining the R-1 and B-3 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.

For thirty (30) days after the first publication of this notice, the Board of Commissioners will receive written protests to the change proposed for a portion of the Bigfork Area Zoning District from persons owning real property within the Bigfork Area Zoning District whose names appear on the last completed assessment roll of Flathead County and who either are registered voters in Flathead County or execute and acknowledge their protests before a notary public.

DATED this 31st day of October, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

ATTEST:
Paula Robinson, Clerk

By/s/Kimberly Moser

Deputy

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

Publish on November 3 and November 10, 2005.

**EXHIBIT A
LEGAL DESCRIPTION
DEGITZ & NELSON ZONE CHANGE**

Location and Legal Description of Property:

The property proposed for rezoning is located on the east side of Montana Highway 35, and the west side of Peaceful Drive. The property can be described as Tract 3AAAB, Section 25, Township 27 North, Range 20 West, P.M.M., Flathead County.

BOARD APPOINTMENT: WAPITI ACRES WATER & SEWER DISTRICT & NORTHERN TIER INTEROPERABILITY CONSORTIUM

[9:53:37 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser

Commissioner Brenneman made a **motion** to appoint Caroline L Miller for a 4 year term, Susan Sweet for a 4 year term, Richard G. Askvig for a 2 year term, and Marvin Ortman for a 2 year term to the Wapiti Acres Water & Sewer District Board. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

Commissioner Watne made a **motion** to appoint Joe Brenneman to the Northern Tier Interoperability Consortium. Commissioner Hall **seconded** the motion. **Aye** – Hall and Watne. **Abstain** – Brenneman. Motion carried by quorum.

DOCUMENT FOR SIGNATURE: KALISPELL SENIOR CENTER CONTRACT / AOA

[9:56:16 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser

Commissioner Brenneman made a **motion** to approve the Kalispell Senior Center contract for AOA. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: TITLE III MODIFICATION / AOA

[9:57:06 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser

Commissioner Watne made a **motion** to approve the Title III Modification agreement for AOA. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

MONDAY, OCTOBER 31, 2005
(Continued)

CONSIDERATION OF COMP TIME: V. EGGUM

9:57:52 AM

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, Vicki Eggum

Commissioner Watne made a **motion** to approve the Comp Time eight week extension request for Vicki Eggum. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

PUBLIC HEARING: NORTH SHORE PUD

9:59:36 AM

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, BJ Grieve, Jeff Harris, Doug Kauffman

Grieve reviewed Staff Report FPUD-05-07. Staff recommends approval.

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

No one rising to speak Chairman Hall closed the public hearing.

Commissioner Watne made a **motion** to adopt Staff Report FPUD-05-07 as findings of fact. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

Commissioner Brenneman made a **motion** to adopt Resolution 1897. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

RESOLUTION NO. 1897

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing, following the publication of legal notice, on the 31st day of October, 2005, to consider a proposal to approve a Planned Unit Development (PUD) in the Bigfork Zoning District on property zoned R-1 (Residential);

WHEREAS, the Board of Commissioners did hear public comment on the proposed Planned Unit Development at that hearing;

WHEREAS, the Board of Commissioners has reviewed the recommendation of the Flathead County Planning Board regarding the proposed Planned Unit Development;

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of Flathead County, Montana, in accordance with Section 3.31.020.4, Flathead County Zoning Regulations, hereby conditionally approves the proposed Planned Unit Development (PUD) in the Bigfork Zoning District allowing overlay of approximately 5.003 acres to be developed into 10 single-family residential lots. Deviations from the R-1 requirements being sought are from setback requirements, a 40-foot right-of-way instead of 60-foot right-of-way and a change in Subdivision Regulation 3.6.E, 30% cross slopes to 40% cross slopes on Lot 4B. The PUD use regulations allow density of 1 unit per one acre in R-1 districts.

BE IT FURTHER RESOLVED that the property to be overlaid is described as Assessor No. 0979167, Tract 3I in the NE of Section 26, and Tract 5 in the NW Section 25, Township 27 North, Range 20 West, P.M.M., Flathead County, Montana. The property is located east of Chapman Hill Road, across from Eagle Bend North Subdivision, Bigfork, Montana.

BE IT FURTHER RESOLVED that the applicant shall submit a final plan or plat showing compliance with the proposed overlay prior to redesignation of the property as a Planned Unit Development.

DATED this 31st day of October, 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

**MONDAY, OCTOBER 31, 2005
(Continued)**

PRELIMINARY PLAT: NORTH SHORE

[10:05:53 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, BJ Grieve, Jeff Harris, Doug Kauffman

Grieve reviewed the application submitted by James Moore for preliminary plat approval of North Shore Vista, a major subdivision that will create 10 residential lots. The subdivision is proposed on 5 acres and will be served by Bigfork Water & Sewer. The property is zoned R-1 within the Bigfork Zoning District. The applicants are simultaneously seeking a PUD overlay on the subject property. There are 20 conditions of approval.

Commissioner Watne made a **motion** to adopt Staff Report #FPP-05-07a 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 North Shore Vista subject to 20 conditions. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

CONDITIONS

1. All areas disturbed during development of the subdivision shall be re-vegetated in accordance with a plan approved by the County Weed Department. [7-22-2116 M.C.A., Section 3.12(J), Flathead County Subdivision Regulations]
2. That the R-1 PUD overlay be approved prior to approval of the North Shore Vista Preliminary Plat. [Section 3.31.030 4. A, Flathead County Zoning Regulations]
3. All internal subdivision roads shall be paved. All road construction must comply with Section 3.9 of the Flathead County Subdivision Regulations and shall be inspected, approved, and signed off by a licensed engineer. [Section 3.9, FCSR]
4. A Road Users Agreement or a Property Owners Association shall be formed which will require each property owner to bear their pro-rata share for the maintenance of all internal subdivision roads and open spaces. [3.9(J)(3), FCSR]
5. The developer shall obtain approach permits from the Flathead County Road Department for the accesses to Chapman Hill Road. [Section 3.8 A, FCSR]
6. The developer shall install a stop sign and a road identification sign at the intersections of Shore Vista Loop and Chapman Hill Road in accordance with county standards. [3.9 I.8, FCSR]
7. The developer shall dedicate a 15' wide bicycle path easement adjacent to Chapman Hill Road from the south side of the property to the north side of the property. [Section 3.11, FCSR]
8. A deed restriction shall be placed on the 2.17 acres of Common Area stating that this area will not be developed.
9. The developer shall provide written documentation from the Bigfork Fire Department approving names of subdivision roads and placement of fire hydrants. This letter shall be submitted with the final plat of Phase 1. [Section 3.20, FCSR]
10. Electrical and telephone utilities shall be extended underground to abut and be available to each lot in accordance with Flathead County Subdivision Regulations. [Sections 3.17 and 3.18, FCSR].
11. If required by the local postmaster, the developer shall provide a common mailbox facility in accordance with Flathead County Subdivision Regulations [Section 3.22, FCSR].
12. The developer shall contact the local school district and, if required, provide and improve a location for the safe loading and unloading of students.
13. 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. [Section 3.9 I, FCSR]
14. The following statements shall be placed on the face of the final plat applicable to all lots:
 - a) The property owners association shall be responsible for maintenance of roads, sidewalks, and landscaped/common areas. Roads shall be maintained, including necessary repairs and snow removal, to insure safe all-weather travel for two-way traffic. [Section 3.31.020 2. B, FCSR]
 - b) Dogs shall be kenneled or kept on leashes at all times. Feeding of wildlife and use of wildlife attractants is prohibited.
 - c) Addresses shall be visible from the road either on the structure or at the driveway approach. [Section 3.20D, FCSR]
 - d) Lot owners are bound by the soil disturbance and weed management plan to which the developer and the Flathead County Weed/Parks/Recreation and Building Maintenance Department agreed. [7-22-2116 M.C.A., Section 3.12(J), FCSR]
 - e) Lot owners should be aware that they are living in a dispersed rural area and can expect delayed response times for law enforcement services.
15. The lots within the subdivision shall be reviewed by the Flathead City-County Health Department and approved by the Montana Department of Environmental Quality for sewer and water facilities. [Section 3.12, 3.14 and 3.15, FCSR]
16. During the construction of improvements in the subdivision the developer shall be responsible for installing temporary erosion control to mitigate surface runoff. [Section 3.13, FCSR]
17. The final plat shall be in substantial compliance with the plat and plans submitted for review, except as modified by these conditions. Final plat must be filed for Phases II and III within two years of final plat approval of the previous phase. [Section 2.7 B 3, FCSR]

**MONDAY, OCTOBER 31, 2005
(Continued)**

18. All dwellings shall provide at least 2 parking spaces per dwelling unit. The parking spaces can be inside townhouse garages or outdoor parking.
19. The following shall appear on the face of the final plat:

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.

20. Preliminary plat approval is valid for three (3) years for each phase of development as proposed. If preliminary plat approval expires, PUD zoning shall be automatically voided on the portion of the site on which final plat approval has not been attained. [Section 2.5 D (6), FCSR]

PUBLIC HEARING: EAGLE ROCK PUD

[10:33:29 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, BJ Grieve, Tom Sands, Erica Wirtala, Slade House, Dave House

Grieve reviewed Staff Report FPUD-05-05.

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

Erica Wirtala stated that when they came forward with the zone change request the neighbors were concerned with what was going to happen to the property. This PUD is to be an assurance to the neighbors that the developer plans on sticking with what they have brought forward. She also reviewed the plans for the eagle rock preliminary plat.

No one else rising to speak Chairman Hall closed the public hearing.

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

Commissioner Watne made a **motion** to adopt Resolution 1893. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

RESOLUTION NO. 1893

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing, following the publication of legal notice, on the 31st day of October, 2005, to consider a proposal to approve a Planned Unit Development (PUD) in the Holt and Bigfork Zoning Districts on property zoned R-1 (Suburban Residential) and R-2 (One Family Limited Residential);

WHEREAS, the Board of Commissioners did hear public comment on the proposed Planned Unit Development at that hearing;

WHEREAS, the Board of Commissioners has reviewed the recommendation of the Flathead County Planning Board regarding the proposed Planned Unit Development;

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of Flathead County, Montana, in accordance with Section 3.31.020.4, Flathead County Zoning Regulations, hereby conditionally approves the proposed Planned Unit Development (PUD) in the Holt and Bigfork Zoning Districts allowing overlay of approximately 17.679 acres to be developed into 17 single-family residential lots. No deviations from the R-1 and R-2 requirements are being requested. The PUD use regulations allow density of 1 unit per one acre in R-1 districts

BE IT FURTHER RESOLVED that the property to be overlaid is described as Assessor's Tracts 8AA, 2E, 2, 2F and a portion of Tracts E and 1 of Eagle Bend Golf Course in Sections 23 and 26 of Township 27 North, Range 20 West, P.M.M., Flathead County, Montana. The property is located on Holt Drive, Bigfork, Montana.

BE IT FURTHER RESOLVED that the applicant shall submit a final plan or plat showing compliance with the proposed overlay prior to redesignation of the property as a Planned Unit Development.

DATED this 31st day of October, 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

**MONDAY, OCTOBER 31, 2005
(Continued)**

PRELIMINARY PLAT: EAGLE ROCK

10:39:34 AM

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, BJ Grieve, Tom Sands, Erica Wirtala, Dave House, Slade House

Grieve reviewed the application submitted by H&H Development for preliminary plat approval of Eagle Rock Estates Subdivision, a major subdivision that will create 17 residential lots. The proposed subdivision is approximately 17.679 acres in size and can be served by Bigfork Water & Sewer District. The property is currently zoned R-2 and lies within the Bigfork Zoning District. The applicants are simultaneously applying for a PUD overlay. There are 21 conditions of approval. BJ Grieve also reviewed the planning boards decision to attached condition 21.

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

Tom Sands spoke with the commissioners on conditions 21. He stated that he has been working with the road department and the plat office on the road issues. There is a discrepancy as far as the county right of way. He stated that it has all been worked out, and the deeds are ready to be signed and recorded. He showed the plans for the road to the commissioners. He asked that the commissioners revise condition twenty as per an exhibit that he presented to the commissioners.

Commissioner Brenneman made a **motion** to approve the preliminary plat of Eagle Rock Subdivision subject to 21 amended conditions. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

CONDITIONS:

1. The developer shall obtain a road approach permit from the Flathead County Road and Bridge Department for any access off of Holt Drive and the approach shall be installed and inspected with proof of inspection shown at final plat [Section 3.8(A), Flathead County Subdivision Regulations].
2. The internal subdivision road will be paved. All paving shall meet AASHTO Standards as specified in the Flathead County Subdivision Regulations. The road construction must comply with Section 3.9 of the Flathead County Subdivision Regulations and shall be inspected, approved, and signed off by a licensed engineer [Section 3.9, FCSR].
3. A road user's agreement or a property owners association shall be formed, which will require each property owner to bear their pro-rata share for road maintenance of the private drive and common area [Section 3.9 J 3, FCSR].
4. The developer shall install one (1) stop sign, at the intersection of the internal subdivision road and Holt Drive, in accordance with Section 3.9(I)(8) of the Flathead County Subdivision Regulations [Section 3.9 I. 8, FCSR].
5. A road identification sign in compliance with county standards shall be installed at all intersections of the internal subdivision roads as well as the intersection of the internal subdivision road and Holt Drive [Section 3.9 I 8, FCSR].
6. All areas disturbed during development of the subdivision shall be re-vegetated in accordance with a plan approved by the Flathead County Weed Department [7-22-2116 M.C.A., Section 3.12(J), FCSR].
7. All lots within the subdivision shall be reviewed by the Flathead City-County Health Department and approved by the Montana Department of Environmental Quality for community sewer and water facilities [Sections 3.14 and 3.15, FCSR].
8. If required by the local postmaster, the developer shall provide a common, off-street mailbox facility in accordance with the Flathead County Subdivision Regulations [Section 3.22, FCSR].
9. Electrical and telephone utilities shall be extended 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. Utility plans shall be approved by the applicable utility companies [Section 3.17 and 3.18, FCSR].
10. The following statements shall be placed on the face of the final plat:
 - a. All house numbers will be visible from the road, either at the driveway entrance or on the house [Section 3.20 D, FCSR].
 - b. All utilities shall be extended underground [Section 3.17, FCSR].
 - c. Lot owners are responsible for the eradication and control of noxious weeds upon their property [7-22-2116 M.C.A., Section 3.12(J), FCSR].
 - d. Lot owners are advised that they are moving into an area that may be frequented by wild animals. As such, lot owners are strongly encouraged to contact the Montana Department of Fish, Wildlife, and Parks to obtain information on living with wildlife.

e.

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.

**MONDAY, OCTOBER 31, 2005
(Continued)**

11. The developer shall contact the Bigfork School District Transportation Coordinator and, if required, provide and improve a location for the safe loading and unloading of students.
12. Home sites shall be located on 40' by 40' building pads situated on slopes not to exceed 30% [Section 3.6(E) FCSR].
13. The developer shall comply with reasonable fire suppression requirements identified by the Bigfork Fire District to comply with Section 3.20 of the Flathead County Subdivision Regulations.
14. The developer shall dedicate 3.595 acres of Common Area in the subdivision, (to be maintained by the Homeowner's Association,) to satisfy the parkland requirement [Section 3.19, FCSR].
15. The developer shall dedicate a fifteen (15) foot bike/walk easement along Holt Drive [Section 3.11, FCSR].
16. 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 [Section 3.9 I 7, FCSR].
17. All required improvements shall be completed in place or a Subdivision Improvements Agreement, in accordance with Chapter 8 of the Flathead County Subdivision Regulations, shall be provided by the developer prior to final approval by the Board of Commissioners.
18. The final plat shall be in substantial compliance with the plat and plans submitted for review, except as modified by these conditions and the Flathead County Subdivision Regulations
19. Wetlands on the subject property shall be protected by the placement of 50' "no-build" buffers. Section 3.3, Flathead County Subdivision Regulations.
20. Preliminary plat approval is valid for three (3) years [Section 2.5 D (6), FCSR].
21. ~~The applicant shall cede 40' from the centerline of the Holt Drive right of way easement to the county.~~ The Holt Drive right of way as shown on Exhibit A by Sands Surveying shall be dedicated to the county prior to final plat submittal.

PUBLIC HEARING: PETERSON & JOHNSON ZONE CHANGE / BIGFORK ZONING DISTRICT

11:07:47 AM

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, BJ Grieve, Jeff Harris, Erica Wirtala, Tim Conner, Clarice Ryan, Bill Leininger

Grieve reviewed Staff Report FZC-05-22. Grieve requested that the commissioners move forward with the public hearing but that they continue the resolution of intent until such time as the planning department can get together with Jonathan Smith to correct the resolution of intent and notice of passage.

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

Erica Wirtala stated that they have been working with this project for quite some time. She explained some of the problems with public notification that separated their joint applications. She also stated that due to significant staff rollover almost every planner in the planning department has seen this report. She presented the commissioners with a map of the plan for the subject property. She stated that she felt it was a good fit. She stated that their preferred plan is to move ahead on this and get approval today and have Jonathan amend the legal description later.

Tim Conner the development manager of the property stated that he appreciates the confusion on the legal description but that he asks the commissioners approve the resolution of intent today subject to an amended exhibit. He stated that the change they are proposing is conforming. He stated that the planning board denied the application due to the confusion with the legal description.

Clarice Ryan stated that her questions had been adequately answered.

No one else rising to speak Chairman Hall closed the public hearing.

Commissioner Brenneman stated that if he were the developer he would wait a week until the correct legal description has been submitted.

Commissioner Brenneman made a **motion** to continue this meeting and reconvene at the earliest possible convenience. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on November 1st, 2005.

The following are the claims for the month of October, 2005

VENDOR NAME	DESCRIPTION	AMOUNT
A-1 ACTION PRINTING	PAPER	\$146.00
AAA MEDIA INC	3608 20 DLT TAPES/ROAD &	\$538.10
ABC BUSINESS SOLUTIONS	148 MAINT/KYOCERA COPIER	\$457.35
ABC STORAGE	RENT SEP & OCT 05	\$100.00
ABLE BODY SHOP INC	S&R-2001 FORD EXCURSION	\$3,289.53
ABMDI	MAINTENANCE FEES	\$40.00
ACCESS CONSULTING, PC	PBX SYSTEM/PHONES	\$2,144.40
ACCURATE FIRE SYSTEMS LTD	DRY CHEMICAL FIRE SUPPRES	\$135.00
ADAM, CONRAD W	S MAIN #4	\$4,576.00
ADAMS, LORI	PERDIEM/3RD ANNUAL STEP C	\$58.00
ADULT MENTAL HEALTH SERVICES	SEPT MENTAL HEALTH VISITS	\$1,350.00
ADVANCED RESTAURANT SUPPLY INC	PANS/DIVIDER BARS	\$170.88
ADVANTAGE WATER CONDITIONING, INC	IRON TREATMENT SYSTEM REN	\$20.00
AED EVERYWHERE	4 PED DEFIB ELECTRO	\$300.00
AEMISSEGGGER JR, NICK	DEP NEG REP SEPT 05	\$806.59
AFLAC	PREMIUM AFTER TAX	\$2,781.03
AIR CHEK INC	RADON KITS	\$750.00
ALAN'S PUMP SALES & SERVICE INC	MATERIAL/LABOR WELL EXTEN	\$284.00
ALBERTSONS	PROPANE	\$130.21
ALERT LEVY FUND	KELLY, BOBBIE	\$679.09
ALL SEASONS RADIATOR	FLUSH HEATER CORE/REPAIR	\$30.00
ALLEGIANCE BENEFIT PLAN MANAGEMENT	FLEX CHILD DEDUCT	\$22,395.18
ALLEGIANCE BENEFIT PLAN MGMT	10675 NOV FLEX ADMIN FEE	\$1,153.00
ALLEGRA PRINT & IMAGING	7 DIRECTORIES OF MT SCHOO	\$75.25
ALLISON, PEG L.	REIM/DASEN CRIMINAL CASE	\$250.00
ALLISON, ROBERT B	PUB DEF REP SEPT 05	\$816.00
ALPINE ANIMAL HOSPITAL	SCOTT SPAY	\$30.00
ALPINE BUSINESS CENTER	AOA NOV RENT/ALPINE AUCTI	\$2,907.00
AMERICAN EXPRESS	CONCESSION SUPPLIES	\$29.86
AMERICAN LINEN DIVISION	71 COVERALLS/RUGS	\$433.68
AMERICAN PRINTING INC	1,000 HIV/AIDS BROCHURES	\$398.57
AMERICAN TOWING & SALVAGE	INPOUND/RANGER	\$135.00
AMES COLOR FILE	77588 LABELS	\$128.70
AMSAN CUSTODIAL SUPPLY	4821 DISINFECTANT SPRAY/P	\$1,428.04
ANDERSON, ALAN	REFEREE/4 GAMES/ADULT FLA	\$211.00
ANDERSONS MASONRY HEARTH & HOME	7247 CONCRETE	\$8.80
ANDROES, HERMAN J	JUROR FEES	\$13.94
ANIMAL CARE EQUIPMENT & SVS	MT00003 SAFETY STICK	\$3,140.76
ANIMAL CLINIC	SINCLAIR NEUTER	\$142.38
ANYTIME LOCK & SAFE	5355 CHANGE LOCK ON CFK	\$167.20
APPEL, CYRIL	VOL DRIVER MILES/SEPT	\$39.90
APS HEALTHCARE N.W.	EAP SERVICES/OCTOBER	\$1,089.00
ARMOR HOLDINGS FORENSICS INC	FINGERPRINT POWDER	\$224.60
ASC	REFUND	\$3.00
ASCD	MARCIA SHEFFELS/SUPERINTE	\$49.00
ASHLEY CREEK ANIMAL CLINIC	KUHLIN SPAY	\$20.00
ASKEW, NANCY F	MILEAGE/BOARD MTGS	\$18.69
ASPHALT DRUM MIXERS INC	519 THERMOCOUPLE/FRT	\$233.75
ATHORN, LARRY	1ST QTR MILEAGE	\$30.00
ATKINSON, JIM	PERDIEM/W2ASACT FUNDING C	\$133.76
AURORA LOAN SERV	REFUND	\$14.00
AUSTIN FUNERAL HOME	ROBERT L FYALL VETERAN BE	\$750.00
AVENTIS PASTEUR	104 FLUZONE	\$61,492.00
AVERY, ALAN	APPLICATION REFUND/PULLED	\$1,998.00
B&C TELEPHONE, INC	18655 RELOCATE EXT 8207 T	\$5,073.30
BAKER & TAYLOR ENTERTAINMENT	75008725 LIBRARY MATERIAL	\$4,537.20
BALDING, THALE	1ST QTR MILEAGE	\$45.00
BALLER, LILLIAN	ROBERT S BALLER VETERAN B	\$250.00
BARBEE, CHARLES	WENDELL J BARBEE VET BENE	\$250.00
BARGE, GARY LEE	STALL CLEANING	\$88.00
BARLOW, BETTY	1ST QTR MILEAGE	\$6.30
BARROW, CHARLIE	1ST QTR MILEAGE	\$15.00
BARRYMAN, KEN	3RD QTR MILEAGE	\$12.15
BARTLETT, JAMES C	ATTY FEES/ESTATE DEAN KUN	\$2,260.00
BASARABA, MARIE	1ST QTR MILEAGE	\$45.00
BATES, ROB MD	SEPT 05	\$1,800.00
BEDFORD, DON	1ST QTR MILEAGE	\$45.00
BEE BROADCASTING INC	ADVERTISING/KBBZ	\$725.00
BENJAMIN, BETH ANN	PERDIEM/BROWNING CLINICS	\$239.70
BENNETT, LANE K	DEP NEG REP SEPT 05	\$102.90
BENWARE, JENNIFER ANN	UNIFORM REIMBURSEMENT	\$28.95
BERG, THEODORE G	MEDIATOR FEE 10/6	\$25.00
BERGER, JANE A	JUROR FEES	\$29.46
BERTELSEN, SALLY KAY	PERDIEM/PROVIDER ED/EUREK	\$472.15
BESSE MEDICAL SUPPLY	73337 RABIES VAC	\$598.89
BICKNELL, CREED JAMES	JUROR FEES	\$17.82
BIG JOHNS	STIHL BG55	\$203.41
BIGFORK SENIOR CITIZENS	SITE MGMT OCT 05	\$1,035.13
BIGFORK WATER/SEWER DISTRICT	SLITERS PARK RESTROOMS	\$37.00
BILLMAYER, SCOTT	OVERPMT OF INS	\$16.02
BITTERROOT SCREEN PRINTERS INC	LOGO SALES	\$17.50
BLACKTAIL REFRIGERATION	WINTERIZE SWAMP COOLER	\$51.50
BLAIR, MARILYN	3RD QTR BOARD MTG MILEAGE	\$49.21
BLAIR, MARION	1ST QTR MILEAGE	\$18.60
BODICK, LINDA	MILEAGE/OUTREACH	\$74.42
BOEHM, MARTY	50 HRS 9/25-10/1/05	\$3,296.31
BOND, EUGENE	VOL DRIVER MILES/SEPT	\$123.36
BONHAM, CATHERINE	1ST QTR MILEAGE	\$20.40
BOOKS WEST	LIBRARY MATERIALS	\$14.36

BOUNCEBACK INC	MAINT FEE	\$112.40
BOYES, KATIE	MILEAGE/BF BRANCH VISIT	\$85.17
BRADEN, SUSAN	1ST QTR MILEAGE	\$45.00
BRENNEMAN, JOE	PERDIEM/MACO CONF/BILLING	\$34.00
BRESNAN COMMUNICATIONS LLC	CABLE TV/ADULT	\$59.57
BRIDGES, MICHAEL LEE	JUROR FEES	\$12.00
BROWN BEARING COMPANY INC	THROWOUT BEARING	\$55.13
BRUNINGA, JOHN	PLUMBING REPAIR PARTS	\$51.98
BRYAN A STIRRAT & ASSOCIATES INC	GROUNDWATER PROTECTION SY	\$23,092.68
BRYAN BLOCK SURVEYING	SURVEYING 9/12-10/3/05	\$1,722.00
BUCKLAND, SHANE	3RD QTR MILEAGE	\$131.22
BUFFALO HILL FUNERAL HOME	MICHAEL STOTTS VETERAN BE	\$750.00
BULLBERRY SYSTEMS, INC.	R3GIS SOFTWARE,INSTALL,TR	\$13,914.34
BURNET, KAREN	REFUND	\$16.00
BURNS, KEVIN	MISSOULA/FEDERAL COURT	\$119.76
BURTON, JAMES H.	SURVEYING 10/3-10/15	\$896.00
BYBEE LOGGING INC	REFUND/RENEWED IN ERROR 0	\$234.25
BYERS FLOORING & CONTRACTING, INC	REPAIR VINYL FLOORING	\$1,050.00
BYTE SAVVY , LLC	YSN WEBSITE SERVICE/NEWSL	\$120.00
CALM ANIMAL CARE	EMERGENCY VET CARE	\$199.80
CAMPBELL, JERRY	VOL DRIVER MILES/SEPT	\$71.40
CAMPBELL, RAEANN L	MILEAGE/WORKSHOP	\$243.35
CARDINAL DISCOUNT SUPPLY INC	9750 FLY SWATTERS	\$746.38
CARDINAL HEALTH	11024616 5 CS SHARP COLLE	\$1,140.80
CARDINAL TRUE VALUE	9779 PINE/STAPLES FOR RAN	\$39.01
CARLSON, SCOTT E. PC	PUB DEF FEES/J HANSEN	\$843.00
CARQUEST	FC	\$121.28
CARQUEST AUTO PARTS STORES	412220 BATTERIES/RAO 813-	\$7,351.82
CARSTENSEN, BLAIR A	JUROR FEES	\$33.34
CARTER, MYRTLE	1ST QTR MILEAGE	\$30.00
CBM FOOD SERVICE	MEALS/JUV 9/29-10/5	\$21,489.32
CDW GOVERNMENT INC	0338470 VERITAS BACK-UP E	\$7,877.75
CELLULARONE	SHARE INVOICE/6822	\$10.90
CELLULARONE	CELL PHONE	\$105.46
CELLULARONE	CELL PHONE SEPT	\$62.78
CELLULARONE	CELL PHONE SERVICE	\$22.67
CELLULARONE	CELLULAR SERVICE	\$308.57
CELLULARONE	TKACHYK 8/26-9/25	\$536.04
CELLULARONE	CELL PHONE	\$306.31
CELLULARONE	CELL PHONE	\$58.12
CELLULARONE	CELL PHONE	\$477.01
CELLULARONE	KALISPELL MOSQUITO DIST #	\$45.32
CELLULARONE	CELL PHONES	\$278.90
CELLULARONE	TKACHYK 8/26-9/25	\$41.04
CELLULARONE	SHARE INVOICE/0237	\$59.70
CENTER FOR HEALTH TRAINING	REGISTER/ABNORMAL-PAPS AU	\$50.00
CENTER STREET QUICK LUBE	OIL CHANGE/99 SUBURBAN	\$37.95
CENTRAL OREGON PATHOLOGY CONSULTANT	HAZEL, FRANK - CONSULT ON	\$157.29
CENTURYTEL	KAL CITY	\$21,306.81
CHAIN SAW SALES AND SERVICE INC	ROPE/LABOR	\$26.95
CHARBONNEAU, SHIRLEY D	JUROR FEES	\$12.00
CHASE	REFUND	\$42.00
CHILD SUPPORT DIVISION	NELSON, SHAYNE P65428	\$548.68
CHILDERS, BRET	UNIFORM ALLOWANCE OCT-JUN	\$543.78
CHS INC - KALISPELL	256073 BALL VALVE	\$28.79
CHS INC - KALISPELL	211879 GLOGLOVES	\$70.10
CIARDELLA, M.J.	REIM/CUPS/FUNDRAISERS/ACT	\$52.05
CITI FINANCIAL	REFUND	\$4.00
CITY MOTOR COMPANY	6847 SWITCH AS/FRT	\$32.28
CITYSERVICEVALCON	17580 FUEL/SEPT	\$67,398.75
CLARENCE WATTS	RICHARD WATTS VETERAN BEN	\$250.00
CLARK FORK VALLEY HOSPITAL	45 MAMMOGRAM VOUCHERS	\$2,000.00
CLOUD, CLAY E	BATTERIES/PAGER/RADIOS	\$9.99
CLYDE/WEST INC	39306584 RETAINER/FRT	\$36.08
COLBY, PEGGY	SEPT MILEAGE	\$179.45
COLONIAL LIFE AND ACCIDENT INS CO	PREMIUM PRETAX	\$18.50
COLONIUS, GEORGE	1ST QTR MILEAGE	\$21.00
COLUMBIA CONTAINERS	CONTAINER RENTAL 9/5-10/5	\$75.00
COLUMBIA FALLS CHAMBER OF COMMERCE	MEMBERSHIP DUES	\$175.00
COLUMBIA MORTUARY	BALANCE/BIBEY GREGORY	\$250.00
COLUMBIA PAINT & COATINGS	240418 PAINT SUPPLIES	\$367.00
COMERFORD, DAN	PARTIAL 1ST QTR MILEAGE	\$27.00
COMSTOR	2012 SHREDDING DOCUMENTS	\$1,233.45
CONFEDERATED SALISH/KOOTENAI POLICE	REIM WAGES/FIANT	\$10,743.62
CONRAD MAIN STREET LLC	SEPT RENT	\$5,581.32
CONRAD, CHARLES	VOL DRIVER MILES/SEPT	\$14.23
CONSOLIDATED ELECTRICAL DIST	86 30105 RECPT COVER	\$157.37
CORDIER, VICTOR	1ST QTR MILEAGE	\$45.00
CORPRON, SHANE	3RD QTR MILEAGE	\$37.60
COSNER COMTECH INC	MOUNT/ANTENNA/CABLE	\$331.95
CROWLEY, HAUGHEY, HANSON, TOOLE &	2005 IUOE NEGOTIATIONS	\$2,085.00
CROWLEY, JASON	3RD QTR MILEAGE	\$35.24
CROWLEY, KIM	MT STATE LIBRARY MTG/HELE	\$293.41
CROWN ENTERPRISES INC	BOAT EQUIP	\$123.92
CULBERT, DALE L	STALL CLEANING	\$144.00
CULLIGAN WATER	WATER SOFTENER	\$1,734.43
DAILY INTERLAKE	PUBLIC HEARING/FCPB 11/2/	\$2,192.13
DALIMATA, JOHN J	JUROR FEES	\$52.74
DASENBROCK, CHERI	JUROR FEES	\$12.00
DAVIS PIPE & MACHINERY	GASKETS	\$934.27
DAWSON COUNTY CORRECTION FACILITY	PRIS BOARD/NELSON, JOHN	\$180.00
DAY RIDER, MARTHA	32 HRS 10/3-14/05	\$1,166.80

DAYS INN	LODGING/SHIP/I&A TRAINING	\$256.80
DELL MARKETING LP	1704FPT	\$6,182.54
DELL SERVICE SALES	155941 SELECT CARE SERVIC	\$1,582.00
DEPRATU FORD SALES	TOWING/FRT (TRANNY) #391	\$349.80
DEPT OF ADMINISTRATION	DIANA KILE/PRIVACY-RIGHT	\$198.00
DEPT OF ADMINISTRATION	SUMMITNET SEPT	\$110.00
DEPT OF CHILD SUPPORT SERVICES	COVERDELL, KEVIN	\$507.70
DEPT OF ENVIRONMENTAL QUALITY	LICENSE/2ND QTR PMT	\$12,215.30
DEPT OF JUSTICE	FINGERPRINTING	\$738.00
DEPT OF LIVESTOCK	SEPT RABIES TESTS	\$350.00
DEPT OF PUBLIC HEALTH & HUMAN SRVS	LS990006 SEPT 05	\$2,909.52
DEPT OF REVENUE	STATE W/H TAX DEDUCT	\$207.00
DEPT OF REVENUE	MASS EXCAVATION/PHASE III	\$3,025.15
DEPT OF REVENUE	ADDT'L STATE INCOME TAX W	\$45,424.00
DEPT OF TRANSPORTATION	20% MATCH REHAB GRANT/200	\$549.40
DERN, PATRICIA A	1ST QTR MILEAGE	\$39.60
DEVOE, ROBERTA	1ST QTR MILEAGE	\$30.00
DICKMAN, DANIEL	PERDIEM/TB CASE MANAGEMEN	\$116.66
DION, JAMES	3RD QTR MILEAGE	\$111.38
DISCOVERING MONTANA.COM	MONTHLY CHG/VEHICLE SEARC	\$15.00
DOC'S ORIENTAL RUG CLEANING	CLEAN CARPETS/SEPT	\$500.00
DODDS, CECILIA	REFUND/SICK KITTEN	\$25.00
DOELY, WENDY	PERDIEM/HIV PREV CONTRACT	\$221.85
DOLPHIN CAPITAL CORP	SHARP COPIER/STAND OCT 05	\$73.98
DOUG ANDRUS DISTRIBUTING INC	BULK COARSE SALT	\$25,831.52
DRUMMOND, ROBERT G	SAMPSON, DEANN V AND LLOY	\$850.00
DRUMMOND, ROBERT G	SAMPSON, DEANN V PMT	\$890.50
DRURY, NOEL MD	YOUDE, KAYLEEN 9/7/05	\$96.00
DTG MAPS	4 FLATHEAD VALLEY MAPS	\$67.80
DUNCAN, AVA	VOL DRIVER MILES/SEPT	\$63.78
DUNCANWOODS LOG HOMES	REFUND 8X14 BOOTH REISSUE	\$100.00
DUROS, LAURA LEE	PARKER, BRAD CHILD SPPT	\$261.00
DYON, MICHAEL R	MILEAGE/SEP	\$56.33
EDWARDS, SARA	REFUND/DOUBLE PMT	\$102.38
EGGUM, VICKIE	PERDIEM/SUPERVISING PERFO	\$189.12
EISINGER MOTORS	LOF/RADIATOR PUMP/MOUNT E	\$2,380.32
ELECTION SYSTEMS & SOFTWARE INC	111117 BALLOTS/CITY ELECT	\$7,204.32
ELECTRO CONTROLS INC	LABOR/PARTS	\$2,887.72
ELLIOT, RANDI	SEPT MILEAGE	\$317.19
ELSBURY, JACALYN A	REFUND	\$14.00
ENGHUSEN, LESLIE W	REDEMP R-1150	\$2,685.73
ENGLE, JEFF	3RD QTR MILEAGE	\$29.72
ENVIRO-TIRE INC	PICK UP JUNK TIRES	\$1,123.30
EQUITABLE LIFE ASSURANCE SOCIETY	PREMIUM UNIT 729435001	\$1,395.00
ERGOMETRICS	DET TESTING/6 APPLICANTS	\$148.30
ERICKSON, CONNIE	SEPT MILEAGE	\$197.88
ERICKSON, DENISE A	JUROR FEES	\$29.46
ESKILDSEN, RONALD	VOL DRIVER MILES/SEP 05	\$60.72
EUREKA PELLET MILLS INC	PELLETS	\$190.00
EVE, MIKE	3RD QTR BOARD MTG MILEAGE	\$12.15
EVERGREEN DISPOSAL INC	114735 GARBAGE	\$1,292.78
EXPRESS FREIGHT SERVICE	33-FC5790 FREIGHT	\$42.00
EXPRESS SERVICES INC	15263844 BOORMAN 9/25	\$4,148.08
FARCOUNTRY PRESS	103923 LIBRARY MATERIALS	\$24.53
FARMER, JODY	2 GAMES/MENS FLAG	\$57.00
FASTENAL COMPANY	MTKAL0440 TABLE BOLTS	\$494.62
FAUSKE, ELMER A	1ST QTR MILEAGE	\$45.00
FAUSKE, PETE	VOL DRIVER MILES/SEPT	\$81.72
FC&A PUBLISHING	SUBSCRIPTION/HEALTHY,WEAL	\$27.72
FEDERAL EXPRESS CORP	1623-6631-1 TESTING SHIPP	\$83.37
FERGUSON ENTERPRISES, INC	22079 DRN CLNR CABLE	\$220.27
FIB WHITEFISH FILING FEES	REFUND	\$16.00
FICKLER OIL COMPANY INC	TRANSPORT GAS/SEP	\$790.71
FILTRONA EXTRUSION	15263 CHIP SEAL MARKERS/F	\$597.12
FIRST BANKCARD	STAPLES/IMAGERY PROCESSIN	\$1,142.76
FIRST CITIZENS BANK, N.A.	REFUND	\$8.00
FIRST INTERSTATE BANK TRUSTEE	GROUP LIFE BENI	\$214,384.25
FIRST STATE BANK	REFUND	\$22.00
FISERV/INTEGRATED LOAN SERVICE, INC	REFUND	\$20.00
FISHER, COURTNEY ELIZABETH	MONITORING/FLAG FOOTBALL	\$353.50
FISHER, SUSIE	FISHER, JED MAINT PMT	\$300.00
FLATHEAD CO DEPUTY SHERIFF ASSOC	UNION DUES DEPUTY SHERIFF	\$390.00
FLATHEAD CO SEARCH & RESCUE	MAPPING SOFTWARE/TERRIANP	\$7,163.72
FLATHEAD CO SHERIFFS ASSN	UNION DUES	\$580.00
FLATHEAD CO WATER & SEWER	EVERGREEN MEDIAN 7/29-9/1	\$202.47
FLATHEAD CREDIT UNION	CREDIT UNION DEDUCT	\$13,157.24
FLATHEAD ELECTRIC CO-OP	MARION MTN 9/4-10/5	\$36,249.93
FLATHEAD HOSPITALIST PRACTICE LLC	STREET, ROGER	\$315.00
FLATHEAD VALLEY CHEMICAL DEP CLINIC	AIRFARE/R JOHNS/CADCA TRN	\$4,910.12
FLATHEAD VALLEY COMMUNITY COLLEGE	WASTE NOT GRANT	\$11,776.00
FLATHEAD VALLEY ORTHOPEDIC & SPORTS	COPPLE, DANIEL	\$129.00
FLEET INDUSTRIES	HALOGEN/LIGHT BAR/FLANGE	\$392.62
FLINT PUBLIC LIBRARY	LIBRARY MATERIALS	\$13.95
FOOD SERVICES OF AMERICA	9040533 FOOD	\$3,748.73
FORD, MARIA	JUROR FEES	\$26.55
FOUR SEASONS MOTOR INN	C & E RUDD/TAKING IT TO T	\$53.85
FRASER, MICHELLE	PERDIEM/2 WITNESSES/2 DAY	\$92.00
FREEBURY, ERNIE	PERDIEM/CRISIS NEGOTIATIO	\$107.50
FRENDENBURG, SAM	1 GAME/COCA-COLA FFB	\$12.50
FREW, JANE	1ST QTR MILEAGE	\$15.00
FREY, PHIL	3RD QTR MILEAGE	\$118.65
FROWN FELTER, TINA LOUISE	FOOD/JET A FUEL SPILL/DOR	\$32.86

FULTON, GLEN	PERDIEM/BACKGROUND INV SC	\$92.00
FUNK, RICHARD	3RD QTR MILEAGE	\$38.88
FUTUREQUEST, INC	06 WEBSITE HOSTING/LEPC	\$387.40
G&R CONTRACTORS, INC	LABOR/BLAIR-GRAB BARS	\$100.00
GALLAGHER-WESTFALL GROUP, INC	LEIB, DAVE/MID LEVEL SUPE	\$1,460.00
GALLOWAY, WAYNE	3 GAMES/MENS FLAG	\$118.00
GALLS INC	7518608 05 SUBURBAN ATTAC	\$1,918.91
GARDNER CARTON & DOUGLAS	REFUND	\$7.00
GATES, ANGELA	GATES SPAY	\$20.00
GE CAPITAL	RICOH COPIER SYSTEM	\$565.60
GENERAL SERVICES ADMIN-6BCDR	TOOLS/FIRE HOSE CAP/TRAIL	\$978.34
GENES EQUIPMENT FINDER SERVICE	BLUNT TIP FLARE STYLE BIT	\$2,013.20
GERALDS, JIM	1ST QTR MILEAGE	\$45.00
GILMORE, KIMBERLY	3RD QTR MILEAGE	\$160.94
GLACIER ANIMAL HOSPITAL	MATSON NEUTER	\$20.00
GLACIER BANK FSB	PRINCIPLE/SEP 05	\$3,768.00
GLACIER DIVERS	FACE MASKS W/UNIT COMMUNI	\$2,800.00
GLACIER WHOLESALERS INC	12368 CUSTODIAL SUPPLIES	\$474.48
GLAZIER, TODD	PUB DEF FEES	\$3,822.00
GLOBALSTAR USA LLC	US&R TRUCK/CPIMT FIRE IC	\$334.61
GOLD RUSH CLOTHING COMPANY	WORK SHIRTS	\$139.00
GOMER, MARC	4 GAMES/ADULT SOFTBALL	\$68.00
GORMLEY, TERRANCE	GUEST LECTURER CEU PROGRA	\$125.00
GORTON, BRIAN L	3D AUTO CAD/FERDALE CRIME	\$80.00
GRAHAM, JEFF	1999 NISS TK/CHARGED TWIC	\$65.00
GRAHAM, PATRICIA K	JUROR FEES	\$19.76
GRAHAM, ROD	SKILLS STATION ASSTNT PHT	\$50.00
GRANT, EVELYN	1ST QTR MILEAGE	\$21.30
GRAY, GLEN	PERDIEM/MEHA CONF/BOZEMAN	\$255.60
GREASE MONKEY	SERVICE	\$159.94
GREAT NORTHERN PRINTING INC.	5000 INFLUENZA INFO SHEET	\$189.90
GREATAMERICA LEASING	LIGHTING RETROFIT	\$1,098.94
GREEN, JESSE	PERDIEM/SANITARIANS CONF/	\$264.23
GRESS, DARRIN D	5 GAMES/ADULT FLAG	\$220.00
GRICE, KAY LORENE	REFUND SEP & OCT COBRA PM	\$990.46
GRIEVE, BRANDON	PERDIEM/WESTERN COMM STEW	\$591.80
GRIMM, BEVERLY E	PERDIEM/TAC CONF/MISSOULA	\$198.64
GROUND CONTROL SYSTEMS INC	GC011682 SATELLITE INTERN	\$139.00
GROUNDSKEEPER	HAUL SAND	\$337.50
GUTIERREZ-FALLA, EDUARDO	PUB DEF REP SEPT 05	\$498.00
GUZYNSKI, DANIEL MARK	PERDIEM/1ST STEP RES CTR	\$259.92
H&H BUSINESS SYSTEMS, INC	KL0006 CPC/EXCESS COPIES/	\$70.86
H&H EXPRESS	FREIGHT	\$17.50
HABEL, ALAN	3RD QTR MILEAGE	\$61.56
HACK, RUTH E	VOL DRIVER MILES/SEPT 05	\$199.50
HAGEMAN, KARA L	JUROR FEES	\$12.00
HAGLUND, PAMELA	PERDIEM/FALL WORKSHOP/GRE	\$36.00
HALL, GARY D	PERDIEM/MACO CONF/BILLING	\$34.00
HAMISEVICZ, MARY	1ST RESPNDR CLASS/DIDACTI	\$200.00
HARDESTY, JOHANNA	MILEAGE 9/14-10/18	\$173.15
HARP, RYDER	JUROR FEES	\$21.70
HARRIS, JEFF	PERDIEM/WESTERN COMM STEW	\$57.76
HASH & O'BRIEN	REFUND	\$14.00
HAUGAN, JUANITA A	ALL DAY SKILLS STATION AS	\$150.00
HAYES, PATRICK & SHANNON F	REFUND/1989 NUWY TL TITLE	\$144.75
HAZLETT, SHERI J RPR	TRANSCRIPTION/JORDON FRAS	\$252.00
HEALTHCENTER NORTHWEST	HANLEY, ROBIN PAY @70%	\$508.50
HEIM, FRED	1ST QTR MILEAGE	\$24.60
HELGESON, DELLA	VOL DRIVER MILES/SEPT	\$15.03
HELGESON, JOE	1ST QTR MILEAGE	\$30.90
HENNESSEY, SHAWN	REIM FOR TOW CR#200519039	\$121.00
HERRMANN EQUIPMENT, INC	LH SHAFT/LINK/FRT	\$386.50
HIGH COUNTRY LINEN SUPPLY	2471 LAUNDRY SERVICES	\$1,348.60
HILL, TIMOTHY E	JUROR FEES	\$12.00
HILLIARD, WENDY D	JUROR FEES	\$14.91
HINCHEY & HINCHEY, PC	PUB DEF FEES	\$126.00
HINCHEY, SEAN	DEP NEGLECT REP SEPT 05	\$1,782.00
HINES, THOMAS	1ST QTR MILEAGE	\$12.00
HOLIDAY INN EXPRESS	ROOM/KRUCKENBERG/JV TRAIN	\$64.20
HOLIDAY INN EXPRESS	PAULSON/JORDT/ROCKY MTN C	\$291.04
HOLIDAY INN EXPRESS	ROOM/KRUCKENBERG/JV TRAIN	\$64.20
HOLLINGSWORTH, THELMA	1ST QTR MILEAGE	\$45.00
HOME DEPOT CREDIT SERVICES	POWER PLUG	\$119.56
HORSENS, COREY	LEAD INSTRUCTR/HEARTSAVER	\$75.00
HOVILA, MICHAEL J	JUROR FEES	\$13.94
HUBBLE, LARAMIE A	PERDIEM/TAC CONF/MISSOULS	\$285.96
HUDSON, JERREL	VOL DRIVER MILES/SEPT	\$70.08
HUDSON, MATTIE	1ST QTR MILEAGE	\$45.00
HULL, RICHARD A	JUROR FEES	\$12.00
HULLA, WES	REIM/GLUE TRAP,FOAM SEALA	\$105.15
HUTCHINSON, ESTER	1ST QTR MILEAGE	\$45.00
HW WILSON COMPANY, THE	35436 CURRENT BIO YEARBOO	\$157.00
IAEM	2006 MEMBERSHIP/LYNN OGLE	\$165.00
IKON OFFICE SOLUTIONS	RICOH COLOR COPIER MAINT	\$143.20
INDUSTRIAL LABORATORIES CO., INC	RACE HORSE URINE TESTING	\$490.00
INGRAM LIBRARY SERVICES	2086560 LIBRARY MATERIALS	\$5,798.02
INGRAM, ESTHER	1ST QTR MILEAGE	\$45.00
INLAND TRUCK PARTS COMPANY	10377 GASKET/FRT	\$10.20
INSTY PRINTS	4612 BUSINESS CARDS/HOLLA	\$339.93
INTEGRA INFORMATION TECHNOLOGIES	SERVICE CALL	\$57.75
INTER-MOUNTAIN BIOMEDICAL SERVICES	REPAIR MEDTRONIC LIFE PAK	\$485.45
INTERNATIONAL ASSN OF FAIRS & EXPOS	SCOTT, GERALD/LAS VEGAS C	\$490.00

INTERNATIONAL UNION OF OP ENGINEERS	UNION DUES	\$2,289.75
ISLES, MELBA	VOL DRIVER MILES/SEPT	\$63.48
JACKOLA, NANCY L	JUROR FEES	\$12.00
JACOBS, WENDEE	PERDIEM/MEHA CONF/BOZEMAN	\$255.60
JACOBSON, MARSHA ANN	JUROR FEES	\$14.91
JACOBSON, SHIRLEY	MEDIATION FEES 8/25,10/6	\$75.00
JANITORS WORLD	3363 PAPER PRODUCTS/CLEAN	\$1,278.57
JESCO BOAT CENTER	7585800 BOAT ACCESSORIES	\$18,943.39
JIM DOWEN IMPORTS INC	12284 SEAT BELT	\$56.17
JOES RADIATOR SHOP	COMPLETE REBUILD	\$325.00
JOHNSON CONTROLS INC	1171795 HEATING SYSTEM RE	\$843.00
JOHNSON, CASH	REFEREE/4 GAMES/MENS FALL	\$625.00
JOM PHARMACEUTICAL SERVICES	30729 1CS DELFEN	\$1,492.34
JONES, CHRIS	4 GAMES/MENS BASKETBALL	\$320.00
JONES, KENT M	JUROR FEES	\$16.85
JONES, LADD L	4 GAMES/ADULT SOFTBALL	\$288.00
JONES, PATRICIA A	PERDIEM FALL WORKSHOP	\$61.07
JONES, SEAN	4 GAMES/COCA-COLA FLAG	\$100.00
JORDT, HOLLY	PERDIEM/ROCKY MTN CHILDBI	\$12.00
K&J AUTO PARTS INC	3800 HYDRAULIC HOSE	\$22.70
KALISPELL ACUTE CARE SERVICES LLC	STREET, ROGER	\$100.00
KALISPELL AUTO PARTS	1890 TRUCK MAINT SUPPLIES	\$3,700.45
KALISPELL CITY	REIM/DRUG OVERTIME WAGES/	\$29,085.43
KALISPELL CITY AMBULANCE SERVICE	GATES, RYON/MEDICAID RATE	\$666.68
KALISPELL COPY & BLUE INC	MEASURE TAPES/HAND LEVEL/	\$878.09
KALISPELL ELECTRIC INC	ELECTRICAL WORK PERFORMED	\$1,988.06
KALISPELL FARMERS MARKET	66 COUPONS REDEEMED	\$982.00
KALISPELL REGIONAL MEDICAL CENTER	COPELE, DANIEL 70%	\$13,867.82
KALISPELL SENIOR CENTER	1/4 HEALTH PROMOTION GRAN	\$1,360.13
KALISPELL STAMP & SEAL WORKS	2006 YEAR SORT FOR COOKE	\$32.85
KALISPELL TOPPERS	REAR DOOR	\$260.00
KALISPELL TRANSMISSION CENTER	TRANSMISSION REPAIR/MATER	\$1,685.46
KAMAN INDUSTRIAL TECHNOLOGIES CORP	122939 SEAL	\$1,234.52
KAR PRODUCTS	TUBE-HOSE/ELBOWS/FEMALE S	\$138.79
KARI DODGE CHRYSLER PLYMOUTH HYUNDA	SENSOR/FRT	\$86.16
KEENEY, STEPHANIE	MILEAGE/COL FALLS CLINIC	\$15.52
KELLY, LYNN	APPLES/CHILDREN'S PROGRAM	\$58.61
KELLY, MERRY	JUROR FEES	\$13.94
KELLY'S HAULAWAY	HANDLING/SEPT	\$5,190.86
KEMP, BETTY	MILEAGE/SEPT 05	\$47.87
KENWORTH SALES MISSOULA	1093 FILTER	\$26.77
KILE, DIANA	PERDIEM/PRIVACY-RIGHT TO	\$35.00
KING, RICHARD	1ST QTR MILEAGE	\$43.20
KIRCHOFF, PAUL J	JUROR FEES	\$31.40
KLEIN, PAM & KEVIN	DOG PREVIOUSLY SPAYED	\$20.00
KMART 7030	MISC SUPPLIES	\$247.01
KNOX COMPANY	SURF MNT/HIGN/NO TAMP PAR	\$475.00
KRANTZ, ADELE	ESTATE OF DEAN KUNZ	\$1,506.67
KRAUSE, HILDEGARD	1ST QTR MILEAGE	\$30.00
KRUCKENBERG, JEFF	PERDIEM/JUNK VEHICLE TRAI	\$35.00
KRUGER HELICOPTER SERVICE	BATISTE SEARCH/CR 2005260	\$2,092.00
KUNDA, SUSAN	INSURANCE REIMBURSEMENT	\$40.00
KUNZ, RAY IVAN	FINAL HEIR DISTRIBUTION/E	\$11,751.24
LA VOY, MICHAEL	JUROR FEES	\$31.40
LABER, EVELYN	1ST QTR MILEAGE	\$36.60
LACHAPPELLE, CLARA	1ST RESPONDR CLASS INSTRU	\$75.00
LAISY, WAYNE	VOL DRIVER MILES/SEPT 05	\$79.50
LAKESIDE BAPTIST CHURCH	SITE MGMT/OCT 05	\$300.00
LAKESIDE QRU	SMALL ITEM EQUIP/MED SUPP	\$12,673.00
LAMBERSON, SUSAN	1ST QTR MILEAGE	\$11.40
LANDIS, JEANE	PERDIEM/CRISIS NEGOTIATIO	\$165.50
LANDON, DONALD D	1ST QTR MILEAGE	\$3.60
LANKTREE GLASS	GREEN LAMI/ZIPPER RUBBER	\$472.00
LARSON, KEN	1ST QTR MILEAGE	\$45.00
LASALLE TOOL	RATCHET WRENCHS, SAW	\$185.89
LAUMAN, MICHAEL	1ST QTR MILEAGE	\$29.40
LAUMAN, WENDY	1ST QTR MILEAGE	\$30.00
LAVELLE, SHEILA	1ST QTR MILEAGE	\$18.00
LAWSON PRODUCTS, INC.	TY-RAP/ORINGS/FTGS	\$13,529.58
LC STAFFING SERVICE	402S 80 HRS LABOR	\$2,476.16
LEE, ROBERT M	3RD QTR MILEAGE	\$36.05
LEE, SCOTT E	KENNETH E LEE VETERAN BEN	\$250.00
LENDINGTREE	REFUND	\$22.00
LES SCHWAB TIRE CENTER #904	TIRES PINNED FOR STUDS	\$888.00
LHC, INC	3/4" FOR CONCRETE WORK	\$1,089.42
LIBRARY JOURNAL	1 YR SUBSCRIPTION/KALISPE	\$141.00
LINCOLN CO SHERIFF	REIM WAGES HIGHT	\$24,084.49
LINCOLN, TAMARA	JUROR FEES	\$18.79
LINDBERG, MARK E	REFUND	\$8.00
LITTLEFIELD, MARGARET D	1ST QTR MILEAGE	\$45.00
LIVINGGOOD, KAREN	REIM/RETURN COOLERS TO ST	\$16.01
LONNEVIK LAW FIRM PC	GUARDIANSHIP REP SEPT 05	\$2,063.10
LOOSE ENDS UPHOLSTERY, LLC	LABOR/RECOVER TRUCK SEAT	\$222.65
LOVEALL, ORLETTA	1ST QTR MILEAGE	\$45.00
LUND, JEANNINE M	PERDIEM/MAWA MTG/HELENA	\$85.90
M&M COMMUNICATIONS INC	INSTALL/RADIO	\$6,691.70
MACON SUPPLY	3213 REPAIR KITS FOR 1841	\$20.00
MAHUGH FIRE & SAFETY, LLC	ADAPTERS/TRAIL CREEK FIRE	\$1,234.52
MAHUGH, GARY	MILEAGE/OES RESPONSE MAY/	\$59.13
MAIL ROOM, THE	42033 MAIL CHGS/TAX NOTIC	\$26,031.83
MALKUCH, TINA LEE	PUBLIC WATER INISP AUG 05	\$125.00
MALSON, CALVIN	1ST QTR MILEAGE	\$45.00

MALTBY, MYRNA L	PERDIEM/TAC CONF/MISSOULA	\$174.40
MANAGHAN, BEVERLY	1ST QTR MILEAGE	\$20.40
MARANTETTE, JAMES C	1ST QTR MILEAGE	\$45.00
MARCUM, CAROLE	1ST QTR MILEAGE	\$45.00
MARION AMBULANCE & RESCUE SVC INC	AMBULANCE STANDBY - HORSE	\$3,828.00
MARQUARDT, WENDY	REIM/COMPACT TAPE RECORDE	\$89.46
MARTINO, LIBBI	INS/CNM 4/18/05-4/18/06	\$1,000.00
MARY MARGARET'S CLEANING	CLEANING OFFICE/SEPT	\$280.00
MASTERPIECE CARPET ONE	45 SF CARPET	\$58.93
MASTER'S TOUCH, THE LLC	BITE REPORTS	\$506.36
MAYER, KATHLEEN	MILEAGE/SMITH VALLEY FIRE	\$64.27
MC CLURE, NORMA J	JUROR FEES	\$43.04
MCELROY & WILKEN INC.	127316 CONCRETE/WEST VALL	\$302.60
MCGRAW HILL INC	304015 LIBRARY MATERIALS	\$67.97
MCPMAHON, PATRICK	1990 SUBA LEG/RENEWED IN	\$32.75
MENARY, DALE	ESTATE PROCEEDS/ALLAN MCN	\$167.06
MEADOW GOLD DAIRIES INC	4968370 FOOD	\$789.23
MEADOWS, DAWN M	SITE ATTENDANT/SOMERS OCT	\$340.00
MEDGYN PRODUCTS, INC	10 PEDERSON EX LONG SNOWM	\$397.60
MEDICAL ARTS PHARMACY	POTASSIUM HYDROXIDE	\$3.00
MEDICAL ARTS PRESS	04303379 ALLERGIC LABELS	\$42.08
MERLIN DATA PUBLISHING CORP	MERLIN SUBSCRIPTION	\$599.00
MEYER, JAMES E	ALL DAY SKILLS STATION/AS	\$100.00
MEYER, JULIE MARIE	PERDIEM/ROCKY MTN CILDBIR	\$12.00
MICHAELS CONVENIENCE STORE	#1520 WASH	\$124.27
MICHELS, KAREN	3RD QTR MILEAGE	\$8.58
MICROFILM SERVICE OF MONTANA INC	TIFF/CONVERSION	\$2,019.71
MICROMEDIA	164 MARRIAGE LICENSE FILM	\$50.59
MIDWEST CANCER SCREENING	208 PAP TESTS	\$1,748.27
MIKE'S OF COLUMBIA FALLS	GAS/CR 200526031	\$78.12
MIKITA, CORY	PERDIEM/MEHA CONF/BOZEMAN	\$255.60
MILD FENCE COMPANY	INSTALL PIPE GATES/CF	\$750.00
MILLER, BRADLEY J & TERESA D	1994 SPOS TL/FEE CHGD IN	\$10.00
MILLER-STEPHENSON CHEMICAL CO INC	1308987 2 CASES CONDENSED	\$204.71
MILLS, DONALD	MILEAGE/MOVE FURNITURE FO	\$33.95
MISSION VALLEY SECURITY INC	POLSON ALARM OCT-DEC 05	\$70.50
MISSOULA TRUCK SALES INC	10125 GASKETS/SWITCH/PINS	\$268.11
MOBILFONE	RADIO MICROPHONES	\$123.18
MODERN MACHINERY CO	227758 LINK/FRT	\$856.63
MONTANA AMERICANA	AD/MARION FISHER NEWS/WEL	\$15.00
MONTANA APCO CHAPTER	BRUCE PARISH/REG 9-1-1- C	\$120.00
MONTANA ASSN OF COUNTIES	KEN MCDANIEL/CIVIL RIGHTS	\$184,545.13
MONTANA ASSN OF PLANNERS	MAP CONF/HELENA/GRIEVE,HO	\$375.00
MONTANA BOLT, INC	NUTS/BOLTS/FRT	\$44.06
MONTANA CAD	16 TONS PEA GRAVEL/WELL E	\$384.00
MONTANA DES ASSOCIATION	2006 MEMBERSHIP	\$20.00
MONTANA DIGITAL LLC	ONLINE SERVICES BF,CF,KAL	\$1,525.00
MONTANA ENVIRONMENTAL LAB LLC	NITRATE TESTING	\$35.00
MONTANA HISTORICAL SOCIETY	1 YR SUBSCRIPTION/CFALLS	\$208.00
MONTANA LAW ENFORCEMENT ACADEMY	BAKER, MIKE - ACADEMY	\$450.00
MONTANA LEGISLATIVE SERVICES	1088 NEW MCA	\$305.00
MONTANA LIBRARY ASSOC	RETREAT REG/K CROWLEY 10/	\$75.00
MONTANA OE-CI TRUST FUND	.10 HR BENI SOLID WASTE	\$8,971.68
MONTANA ONE CALL CENTER	ANSWERING SERVICE/OCT 05	\$1,051.48
MONTANA OUTDOORS	1 YR SUBSCRIPTION/KALISPE	\$9.00
MONTANA PUBLIC EMPLOYEES ASSN	UNION DUES	\$588.00
MONTANA REFINING COMPANY	ASPHALT	\$168,656.35
MONTANA REPERTORY THEATRE	MT REP THEATRE PRODUCTION	\$300.00
MONTANA SCALE COMPANY, INC.	CALIBRATE SCALE	\$300.00
MONTANA STATE UNIVERSITY	CO SHARE/KAROLE SOMMERFIE	\$2,416.67
MONTANA TOMS	CANDY ADVERTISING(RMAF &	\$300.00
MONTANA VEBA HRA ADMINISTRATOR	HAGLUND, PAMELA SICK LEAV	\$252.74
MONTGOMERY, RICHARD T	88 HRS SEPT 05	\$3,520.00
MOOG, SANDI	SKILLS ASSISNT/HEARTSAVER	\$50.00
MOORE MEDICAL LLC	1251311 OTC DRUGS	\$292.78
MOSER, KIM	PERDIEM/PRIVACY-RIGHT TO	\$64.02
MOTOSAT	HAZMAT SATELLITE INTERNET	\$362.00
MOUNTAIN STATES ENVIRONMENTAL SERV	SODIUM METAL LAB PACK	\$420.00
MOUNTAIN TRADER, INC	SNOW PLOW/GATE OPENING AD	\$122.50
MPRES, INC	REGISTRATION/IDENTIFYING	\$40.00
MSU EXTENSION PUBLICATIONS	222 MANUAL ORDER	\$379.70
MT ABSTRACT & TITLE CO	REFUND	\$6.00
MUNROE, DENNIS	8 GAMES/ADULT FLAG FOOTBA	\$283.00
MURDOCK'S RANCH & HOME SUPPLY, INC	OUTLET COVER/ANIMAL SUPPL	\$1,232.55
NALCO COMPANY	150069176 CUSTODIAL SUPPL	\$234.96
NANCY BOWMAN CONSULTING	SEP MILEAGE/YSN DIRECTOR	\$609.43
NATIONAL DISTRICT ATTORNEYS ASSN	NDA 2006 MEMBERSHIP DUES	\$210.00
NATIONWIDE TITLE	REFUND	\$5.00
NEAL, JAMES A	ONE DAY LECTURE PHTLS CLA	\$50.00
NEIER, GLEN MORGAN	DEP NEG REP SEPT 05	\$2,121.60
NELSON, LOREN C	REIM/CRANE LICENSE	\$40.00
NELSON, SANDRA	ARTHUR LUBBES VETERAN BEN	\$250.00
NETBANK	REFUND	\$3.00
NEW YORK TIMES	1 YR SUBSCRIPTION/KALISPE	\$312.00
NEWMAN TRAFFIC SIGNS	SHEETING/BORDER/BLANK WH	\$4,236.70
NEWMAN, DR. MICHAEL M.	HERRIGES, STEVEN	\$120.00
NEWTON, EDNA	1ST QTR MILEAGE	\$30.00
NICHOLS, DARIN ARTHUR	JUROR FEES	\$26.55
NORCO	70913 RESPIRATORS	\$1,129.11
NORTH VALLEY SENIOR CENTER	HEALTH PROMOTION/TOENAIL	\$1,420.13
NORTHERN ENERGY INC	PROPANE HOT PLANT	\$62,494.51
NORTHERN FIRE & COMMUNICATION INC	FIRE SYSTEM CONNECTION/PR	\$555.00

NORTHSHORE ANIMAL CLINIC	OSTER NEUTER	\$10.00
NORTHSTAR PRINTING INC	INFLUENZA RECORD/INTERAGE	\$323.00
NORTHWEST FUEL SYSTEMS	F4510 GRACO METER EM5 FLE	\$665.00
NORTHWEST IMAGING PC	STODDARD, REBECCA	\$466.92
NORTHWEST MACHINERY INC	BATTERY	\$581.91
NORTHWEST MONTANA HUMAN RESOURCES	RESPIRE/ESCORT/HOMEMAKER	\$10,546.70
NORTHWEST PARTS & RIGGING CO INC	60030 CABLES/SHACKLE/HOOK	\$707.44
NORTHWEST PIPE FITTINGS INC	31565 FITTINGS	\$18.24
NORTHWEST PORTABLES LLC	CHEMICAL TOILET RENTAL	\$573.60
NORTHWEST SUPERINTENDENT ASSN	MARCIA SHEFFELS/SUPERINTE	\$50.00
NORTHWEST TRUCK REPAIR INC	RACOR FILTERS	\$613.39
NORTHWESTERN ENERGY	NVSR GAS 8/22-9/22	\$7,194.36
NORWOOD, CAROL	SEPT MILEAGE	\$34.92
NOVKO KALISPELL	3-14800 BATTERY	\$686.21
NURTURING CENTER	FAIM 1ST QTR	\$11,137.65
OCCUPATIONAL HEALTH & WELLNESS SRVS	DOT PHYSICALS	\$145.00
OFFICE SOLUTIONS AND SERVICES	27334 OFFICE SUPPLIES	\$7,229.72
OFFICEMAX CONTRACT INC	354172 MARKERS/POSTITS	\$52.73
OFFICEMAX CREDIT PLAN	CDR 16S 199 PACK SPINDLE	\$17.99
OFFICEMAX CREDIT PLAN	MAGAZINE RACK/SHELF SAVER	\$8.38
OFFICEMAX CREDIT PLAN	POST-ITS/THERMAL CASH REG	\$749.24
OFFICEMAX CREDIT PLAN	FILE POCKETS	\$66.85
OFFICEMAX CREDIT PLAN	CDR 16S 199 PACK SPINDLE	\$29.98
OGLE, LYNN	PERDIEM/SERC-TERC-LEPC CO	\$40.00
OHS BODY SHOP INC	97 CHEVY PU	\$3,415.81
OLD CREAMERY MALL	RONAN UTILITIES	\$510.00
O'LEARY, BRIDGET	VOL DRIVER MILES/JUN 05	\$9.24
OLSON, FLORENCE	SITE ATTENDANT/LAKESIDE O	\$275.00
OLSON, HENRY HANS	3RD QTR BOARD MTG MILEAGE	\$20.72
OREGON DEPT OF JUSTICE	PARSON, GIL 027CN2541C41	\$223.38
ORKIN EXTERMINATING CO INC	PEST CONTROL/SEPT	\$81.57
ORTLEY, JUDGE DAVID M	PERDIEM/JUDGE SCHOOL /BIL	\$750.50
PACE TRAILER SALES	PACE AMERICAN TRAILER	\$8,632.00
PACIFIC CLUTCH & BRAKE	CLUTCH PACK/CORE PACK	\$533.25
PACIFIC STEEL & RECYCLING	81646 STEEL	\$1,060.91
PAGE NORTHWEST	PAGERS	\$1,682.63
PALICZ, FRANK	1ST QTR MILEAGE	\$7.80
PALOS SPORTS	PINNIES	\$317.18
PARADIGM MANAGEMENT PC	EXPENSES OCT 1-15	\$123,040.16
PARKER TOYOTA	GRILLE/FRT	\$79.00
PARKER, BRADLEY	ADV PERDIEM/1ST LINE SUPE	\$115.00
PARKER, MARY JANE	1ST QTR MILEAGE	\$45.00
PARTY TIME	PINK DAY SUPPLIES	\$142.70
PASKELL, HANSEN	3RD QTR MILEAGE	\$41.31
PASSWATER, TONYA MARIE	REIM/CALENDAR REFILLS	\$21.47
PATHOLOGY ASSOCIATES MEDICAL LABS	MISC TESTS/SEPT 05	\$674.11
PAULSON, JOAN	PERDIEM/ROCKY MTN CHILDBI	\$12.00
PAVLIK ELECTRIC CO INC	SHOP	\$1,070.00
PAYMENT PROCESSING CENTER	1 YR SUBSCRIPTION/BIGFORK	\$58.30
PC WORLD	2 YR SUBSCRIPTION RENEWAL	\$29.97
PEARSON EDUCATION	10 FIRE SERVICE 1ST RESPO	\$464.16
PEELLE MGMT CORP	REFUND	\$48.00
PENCE, MICHAEL	MACO CONF/BILLINGS	\$419.20
PENCO POWER PRODUCTS	2500237 STRAP/REPAIR	\$1,797.34
PENNICK, HOLLY	02 FORD TK/FEEDS CHGD TWI	\$228.75
PEPSI COLA BOTTLING COMPANY	01-854107 CREDIT/INMATE S	\$50.00
PETERSON ALARM SERVICE	FIRE ALARM MONITORING SEP	\$375.00
PETERSON, DOROTHY M	1ST QTR MILEAGE	\$15.00
PETTY CASH - REFUSE DISPOSAL DIST.	CAR WASH	\$7.00
PETTY CASH - SHERIFF	AET BUY MONEY/BRUYER	\$50.64
PETTYJOHN'S THE WATER STORE INC	WATER	\$158.75
PHOTO VIDEO PLUS	D&P PROVO	\$337.69
PIERCE MFG. COMPANY INC	12K S/W DROP LEGS	\$828.05
PIERSON TRUCK PARTS	BELTS	\$125.72
PINNACLE INVESTIGATION CORP	14 BACKGROUND CHECKS	\$684.00
PLACEWAYS, LLC	COMMUNITYVIX 2.1/PROF ARC	\$760.85
PONDEROSA VETERINARY HOSPITAL PC	BERGESON SPAY	\$90.00
PROFESSIONAL BUSINESS SYSTEMS INC	SERVICE ON HP9000	\$2,417.85
PROFESSIONAL CENTER	J BEATY	\$76.00
PROFESSIONAL DEVELOPMENT CENTER	COPING W/ANGRY PUBLIC SEM	\$204.00
PROFESSIONAL RODEO COWBOYS ASSN	SCOTT, GERALD RODEO CONVE	\$335.00
PRUNTY, DAVID ROBERT	SAFETY MEETING/DONUTS	\$9.98
PUMCO, INC	MASS EXCAVATION/PHASE III	\$259,081.42
PURDY, ERIKA S.	COX, SAM VICTOR CHILD SPP	\$275.00
QED ENVIRONMENTAL SYSTEMS, INC	FLA701 PUMP/FRT	\$2,607.29
QUALITY BOOKS INC	2025785 LIBRARY MATERIALS	\$45.39
QUINLAN PUBLISHING CO INC	SUBSCRIPTION/ZONING BULLE	\$156.81
QUIST, RUTH A	JUROR FEES	\$28.49
QWEST	W GLAICER 911/OCT	\$272.50
RADAR SHOP, INC THE	DASH BRACKET/KNOB	\$28.48
RADIO SHACK ACCOUNTS RECEIVABLE	2511060078 BATTERIES	\$17.22
RAGAN COMMUNICATIONS INC	SUBSCRIPTION/EMPLOYEE REC	\$159.00
RANDOM HOUSE INC	9029980000 LIBRARY MATERI	\$152.00
RANKOSKY, JENNIFER	PERDIEM/CAR SEAT TRNG/MIS	\$220.40
RAYMOND, KIM	1ST QTR MILEAGE	\$12.00
REA, ROBERT DENNIS	REIM/GAS/ROAD GPSING	\$55.90
RECORDED BOOKS LLC	878311 FILMS	\$109.20
REED, JEANNE	1ST QTR MILEAGE	\$44.10
REGENT BOOK COMPANY, INC	19283 LIBRARY MATERIALS	\$13.99
REGIONAL TRUSTEE SERVICE	REFUND	\$20.00
REINHARD, BERNITA M	JUROR FEES	\$44.01
RENAISSANCE CONSTRUCTION, INC.	APPLICATION REFUND	\$400.00

RENFRO, JERRY L	VOL DRIVER MILES/SEPT 05	\$45.60
RHODES, HEIDI L	JUROR FEES	\$48.86
RHODES, SCOTT	3RD QTR MILEAGE	\$24.30
RICE, BRANDON	SEPT MILEAGE	\$56.11
RIEBES MACHINE WORKS INC	COUNTERSINK HOLES ON WHEE	\$254.00
RITCHIE RILEY SHOOK TIRE CO	LABOR	\$3,967.00
ROBERSON, DANIEL J	JUROR FEES	\$29.46
ROBERT W ROSS BUILDING CONTRACTOR	SHOP ADDITION (FO05 PROJE	\$40,408.01
ROBERTSON, VIRGINIA	PARVO REFUND	\$45.00
ROBINSON, PAULA	PERDIEM/MACR/BUTTE	\$431.25
ROCKY MOUNTAIN ASSN OF FAIRS	LONG, MONTY/REGISTRATION	\$499.15
ROCKY MOUNTAIN IMAGES INC	CLAIMER PENS	\$635.03
ROCKY MOUNTAIN SUPER VAC INC	VACUUM DURING 2005 FAIR	\$1,200.00
ROCKY MOUNTAIN WRECKER SALES	ANGLES/PLATES/FRT	\$39.99
ROGERS, LULU	1ST QTR MILEAGE	\$30.60
ROLL, ARLEN	VOL DRIVER MILES/SEPT	\$40.54
RON'S ALIGNMENT INC	ALIGNMENT	\$100.00
ROSAUERS	BATHROOM SUPPLIES	\$692.51
ROSS, STANLEY & CLARENE	03 DODG TK/TAXES CHGD TWI	\$195.00
RR BRINK LOCKING SYSTEMS, INC	FLA100 LOCK REPAIR	\$86.23
RUSSELL, KELLY	VOMA TRAINING/PHILADELPHI	\$1,570.78
RUSSELL, KELLY A	PROJECT COORD 2ND QTR	\$2,500.00
RUSSELL, MARION	1ST QTR MILEAGE	\$7.20
RUSSELL, SALLY CAMERON	200015039/COMMISS	\$140.00
RUSSELL, STEPHEN	PERMIT FEE REFUND/HAS EXI	\$100.00
RYO CORRECTIONAL FACILITY	JUV BOARD 9/1-9/7	\$1,680.00
S&S CANOPIES & CAMPERS MFG INC	FCSR REPAIRS TO EXCURSION	\$55.75
SAFETY-KLEEN CORP	1785014 SERVICE MACHINE	\$463.60
SANDE, NATHAN	3RD QTR BOARD MTG MILEAGE	\$38.85
SANDLER, DAN	2 GAMES/MENS BASKETBALL	\$220.00
SANTI, SUSAN H	JUROR FEES	\$36.25
SCARFF AUTO CENTER INC	GASKET K	\$453.33
SCHIELE, KATHRYN L	JUROR FEES	\$17.82
SCHIFF, ROGER	ADV PERDIEM/1ST LINE SUPE	\$115.00
SCHLEGEL, RON L	ALL DAY SKILLS STATIONS C	\$150.00
SCHMITT, JACK	VOL DRIVER MILES/SEPT	\$16.36
SCHMITT, M JACK	1ST QTR MILEAGE	\$21.60
SCHNACKENBERG, LORENE	1ST QTR MILEAGE	\$45.00
SCHOOL DISTRICT #6	RENT OCT 05	\$25.00
SCHUMACHER, RANDY	SMALL ITEMS/TOOLS	\$178.59
SCHWARZ ARCHITECTURE & ENGINEERING	LAKESIDE/SOMERS PATH	\$1,744.54
SCOTT & KALVIG	REFUND	\$2.00
SCOTT, GERALD J	SCOTT, GERALD/AIRLINE/LAS	\$827.57
SECRET, STEPHAN	REPAIR BOOKSHELVES	\$143.86
SECURITY FIRE PROTECTION INC	DRAIN & RESET DRY SYSTEM/	\$450.00
SECURITY SOLUTIONS OF MONTANA INC	5007 KEY MEDOCO	\$21.15
SELBYS	1521100 METER READING SCA	\$389.91
SELECT CLEANING	JANITORIAL SERVICES	\$200.00
SESOCK, KEN	MILEAGE/MOVE FURNITURE FO	\$21.34
SEWARD, JANE J.	VOL DRIVER MILES/SEPT	\$45.24
SHARE CORP	28298 DRUM PUMP	\$5,572.19
SHAY, GLADYS E	1ST QTR MILEAGE	\$21.60
SHEPARD'S GLASS INC	MATTING OF FAIR POSTER	\$46.00
SHERRICK & TREMPER CNM'S, PLLP	EVANS, THERESA	\$97.00
SHERWIN WILLIAMS	660343807 PAINT	\$249.41
SHERWOOD, ELIZABETH	PERDIEM/MT MEDICAID WEB P	\$58.53
SHIRTLIFF, MAE ROSE	1ST QTR MILEAGE	\$31.20
SIENKNECHT, CAROL	SEPT MILEAGE	\$307.79
SIGNS NOW	SIGNS/MAKE CK PAY, 3%,NOT	\$325.50
SIX ROBBLEES' INC	WHEELS/FRT	\$176.40
SIZEMORE, STACEY	6 GAMES/COCA-COLA FB	\$75.00
SJORDAL, PAULINE	1ST QTR MILEAGE	\$45.00
SKAGGS, RUTH	SIGN INTERPRETATION/MARTY	\$100.00
SKRAMOVSKY, TAMMY	FILE FOLDER LABELS	\$315.70
SKYBERG, RICK	BUSINESS CERTIFICATE	\$107.81
SLITERS ACE	KRYLON BRIGHT GOLD SPRAY	\$2.99
SMITH VALLEY VOLUNTEER FIRE	CONTROLLED BURN/ASHLEY LA	\$6,489.49
SMITH, DOUGLAS C	ALL DAY SKILLS & LECTURE	\$200.00
SMITH, HILLARY	3RD QTR MILEAGE	\$80.66
SMITH, JASON	3RD QTR MILEAGE	\$291.55
SMITH'S FOOD & DRUG	J BEATY	\$56.89
SNAPPY SPORT SENTER	RAPALA MECHANICAL SCALE	\$16.99
SOMMERFIELD, KAROLE	MILEAGE/SEPT	\$171.85
SONDEREGGER, JOHN	3RD QTR MILEAGE	\$16.61
SORENSEN, CARROLL	1ST QTR MILEAGE	\$45.00
SPARLING, ADELINE L & WARREN	99 MERZ 320/RENEWED TWICE	\$91.75
SPENCER INDUSTRIES INC	1071204 HP SEAL/FRT	\$38.92
SPENCER, HANNA	1ST QTR MILEAGE	\$53.79
SPOKANE HOUSE OF HOSE	115149 HOT TAR & ASPHALT/	\$979.00
ST MARIE GRAPHICS LLC	WINDOW DECALS	\$1,264.09
ST MARIE, PIERRE	1991 NISS 300/RENEWED TWI	\$62.75
ST. ROSE, RENAY	MEDIATION FEES 10/6	\$25.00
STAPLES CREDIT PLAN	LEGAL PADS	\$132.74
STAPLES CREDIT PLAN	OVER-PMT CREDIT	\$41.43CR
STAPLES CREDIT PLAN	ERGO UNDERDESK KEYBOARD	\$39.98
STAPLES CREDIT PLAN	PAPER	\$805.92
STAPLES CREDIT PLAN	ENVELOPES/RIBBON	\$8.24
STAPLES CREDIT PLAN	PAPER	\$30.76
STAPLES CREDIT PLAN	PAPER/GRANT ADMINISTRATOR	\$25.48
STAPLES CREDIT PLAN	OVER-PMT CREDIT	\$59.78
STEELE, PETER	PERDIEM/WESTERN COMM STEW	\$94.59
STEFANIAK, WENDY	3RD QTR MILEAGE	\$209.74

STOICK DRUG	SEPT STOCK CHG	\$5,309.52
STUFFT, DAVID F	DEP NEG REP SEPT 05	\$1,876.94
SULLIVAN, MARK R	PUB DEF REP SEPT 05	\$187.80
SUPER 1 FOODS	CONCESSION SUPPLIES	\$41.88
SURE-WAY SYSTEMS OF MONTANA INC	29232 HAZARDOUS WASTE REM	\$276.52
SUTTON AGRICULTURAL ENTERPRISES INC	1229 BIRD WHISTLERS	\$845.87
SWISS CHALET EXCAVATING	GATE ATTENDANT/CFALLS OCT	\$800.00
SWITZER, BILLIE	1ST QTR MILEAGE	\$30.00
SYKES PHARMACY	DOG FOOD/K-9	\$85.41
SYNOGITUC TII CORP	SCAN SONAR/SPORTSCAN	\$6,030.00
SYSCO FOOD SERVICES OF MONTANA INC	SPICE CONVERSION CREDIT	\$4,695.43
TALLEY, CHERYL	MILEAGE SEP 05	\$73.76
TAYLOR, EDA W	ALL DAY SKILLS & LECTURE	\$300.00
TAYLOR, WILLIAM T	ALL DAY SKILLS & LECTURE	\$200.00
T-BEND CONSTRUCTION INC.	ASPHALT	\$37.50
TEAMSTERS UNION LOCAL #2	UNION DUES AOA DRIVERS	\$132.00
TEAMSTERS UNION LOCAL #2	UNION DUES R&B	\$999.00
TECHMEDICAL, INC	NITRILE GLOVES	\$181.47
THE SALTY DOG DIVE SHOP	GLOVE SET/BELLOW POCKET/S	\$1,090.10
THERMO BIOSTAR INC	STREP TEST KITS	\$177.80
THIBERT, MOLLY ANN	JUROR FEES	\$12.00
THOMAS, DEAN & HOSKINS INC	PROF SERVICES/TRADE CENTE	\$28,310.35
THOMAS, RONALD	SITE ATTENDANT/ MARION OC	\$2,550.00
THREE RIVERS BANK	CHARGER/CARTRIDGE/128 DIS	\$3,351.52
TIDWELL, WILLIAM H	ALL DAY SKILLS & LECTURE	\$200.00
TIDYMANS	BREASTFEEDING COALITION M	\$153.70
TIRE-RAMA KALISPELL WEST	TRUCK MAINT	\$175.31
TIRE-RAMA WEST	TIRE REPAIR	\$91.61
TODD, E MAY	1ST QTR MILEAGE	\$40.50
TOMBARGE, BEVERLY J	1ST QTR MILEAGE	\$7.50
TONERPORT INCORPORATED	TONER-HP4250N	\$1,580.75
TOOLE TYME REPAIR	SERVICE/REPAIRS/STAPLES	\$58.90
TOTAL SCREEN DESIGN	110 TSHIRTS/CFALLS	\$2,043.60
TRACKER SOFTWARE CORP, INC	PUBWORKS COST ACCOUNTING	\$330.00
TRANS UNION SETTLEMENT	REFUND	\$14.00
TRAVEL TO GO	M SMITH TRAVEL/FRANCISCO	\$1,843.80
TRAVELERS PROPERTY CASUALTY	PREMIUM AUTO/HOUSE	\$6,065.12
TRAVIS, JOHN J	JUROR FEES	\$17.82
TRIGG, JUDGE DALE P	REIM/JUDGE SCHOOL/BILLING	\$686.62
TRIPLE W EQUIPMENT INC	322530 HYDRAULIC/FASTENER	\$551.28
TRIPLETT, ED	1ST QTR MILEAGE	\$4.80
TRIPP, NELLIE	1ST QTR MILEAGE	\$34.80
TRI-STATE TRUCK & EQUIPMENT INC	30315 SWITCH/FRT	\$54.04
TROXEL, SHELLY R	JUROR FEES	\$26.55
TRS	SHEFFELS, MARCIA DEDUCT P	\$603.52
TURNER, JO ANN	1ST QTR MILEAGE	\$3.60
TYSON-FLYN, JODIE	REIM/FIRST AID KIT/MSHARP	\$26.99
UNISOURCE WORLDWIDE, INC	357967 RAGS/TOWELS	\$634.66
UNISYS CORPORATION	503543-3333 SURETY OCT 05	\$1,222.10
UNITED TOOL RENTAL INC	1473 GAS TOWABLE MORTOR M	\$444.47
UNITED WAY OF FLATHEAD COUNTY	UNITED WAY DEDUCT	\$221.10
UNIVERSAL ATHLETIC SERVICE INC	72705 FIELD PAINT	\$329.16
US DEPT OF EDUCATION	KELLY, BOBBIE	\$269.27
US DEPT OF LABOR	PENALTY ASSESSMENT CRUSHE	\$300.00
US POSTAL SERVICE	PO BOX RENT	\$46.00
US RECORDINGS	REFUND	\$11.00
VALIC	VALIC DEDUCT	\$7,454.00
VALLEY PRESS/MINERAL INDEPENDENT	MT BREAST & CERVICAL AD	\$124.00
VALLEY RECYCLING INC	800 LBS SHREDDING	\$40.00
VAN FRACHEN, CONNIE L	JUROR FEES	\$12.00
VAN SWEDEN, ROBERT P	VOL DRIVER MILES/SEPT	\$72.12
VAN WICKLIN, CHLOE	3RD QTR MILEAGE	\$137.79
VANTAGEPOINT TRANSFER AGENTS-457	457 305794 PENCE, MICHAEL	\$974.08
VERIZON WIRELESS	PHONE/OCT 05	\$154.60
VERIZON WIRELESS	WIRELESS CHGS	\$75.98
VERIZON WIRELESS	PHONE/OCT 05	\$1,045.76
VICTIM OFFENDER MEDIATION ASSOC	TRAINING CONF/VICTIM OFFE	\$1,220.00
VIELLEUX, LARRY JOE	SITE ATTENDANT/ESSEX OCT	\$210.00
VIERRA, KIMBERLEE	3RD QTR MILEAGE	\$15.80
VIKING OFFICE PRODUCTS	64656450 SHREDDER/OIL	\$402.05
VILLAGE GREENS GOLF COURSE LLC	SUPPLIES FOR GOLF TOURNAM	\$14.00
VISA	DYMO TAPE ROLL/CS	\$3,185.65
VOGT, TINA	REIM/FRAMES/PAPER/TABLECL	\$42.45
VOSEN, FERN	1ST QTR MILEAGE	\$4.50
VREELAND, PAULA A	JUROR FEES	\$36.25
WALLER, DANIELLE	1 GAME/ADULT SOFTBALL	\$17.00
WALSH, PATRICK J	PERDIEM/BACKGROUND INV CL	\$34.00
WARNER, JEANNIE	1ST QTR MILEAGE	\$30.60
WASHINGTON STATE SUPPORT REGISTRY	10/21/05 1601629 COURTNEY	\$73.84
WEAVER, ERNEST	1ST QTR MILEAGE	\$26.10
WEAVER, MARY A	1ST QTR MILEAGE	\$4.20
WEBER COUNTY SHERIFF'S OFFICE	SERVICE FEES/BOYLE	\$4.50
WELLS FARGO BANK	REFUND	\$9.00
WEST GROUP PAYMENT CENTER	1000323288 MT DIGEST 8, 8	\$539.00
WEST VALLEY FIRE DISTRICT	SMALL ITME EQUIP/MED SUPP	\$9,361.87
WESTERN BUILDING CENTER	52950 CREDIT	\$554.04
WESTERN BUILDING CENTER	52980 NAILS	\$29.00
WESTERN BUILDING CENTER	4000 LUMBER	\$389.78CR
WESTERN BUILDING CENTER	52980 NAILS	\$7.99
WESTERN BUILDING CENTER	4000 LUMBER	\$119.99
WESTERN BUILDING CENTER	52980 NAILS	\$3.40
WESTERN BUILDING CENTER	52950 CREDIT	\$2,002.59

WESTERN BUILDING CENTER	52980 NAILS	\$5.17
WESTERN BUILDING CENTER	52950 CREDIT	\$21.99
WESTERN ELECTRONICS, INC	DESERT MTN LINK/BAD CNTL	\$8,295.30
WESTERN STATES EQUIPMENT COMPANY	279360L ROLLER RENT	\$9,278.44
WESTERN STATES INSURANCE	BREWER/NOTARY RENEWAL	\$105.00
WHATCOM ELECTRIC CO, INC	ALTERNATOR/FRT	\$659.21
WHEATLAND FIRE EQUIPMENT COMPANY	TWO LINE DECON SHELTER	\$109,919.92
WHITEFISH ANIMAL HOSPITAL	372 LICENSE FEES	\$32.00
WHITEFISH CREDIT UNION	REFUND	\$12.00
WHITEFISH CREDIT UNION	CREDIT UNION DEDUCT	\$14,396.64
WHITEFISH CREDIT UNION	REFUND	\$4.00
WHITEFISH GOLDEN AGERS	SITE MGMT OCT 05	\$1,235.13
WHITEFISH WESTERN BUILDING CENTER	32565 WOOD HANGERS	\$1,212.54
WILDER, DR WALLACE S	2 HRS/SEPT 05	\$100.00
WILLSON, LINDA	WF CHAMBER MAILING/COOKIE	\$3.99
WINDSHIELD DOCTOR	ROCK CHIP REPAIRS #1067/H	\$50.00
WINGATE INN	J RANKOSKY/CAR SEAT TRNG	\$329.56
WINNING PAGE RACE PROGRAMS, THE	HORSERACING PROGRAMS/ADS	\$675.00
WISCTF	HOVILA, MICHAEL 609566	\$101.16
WISHERS AUTO RECYCLING	PICKUP DOOR	\$225.00
WOODRINGS CONSTRUCTION	GRAVEL - 1,161.86 YDS	\$8,713.81
WORKPLACE INC	DIRECT BUYOUT/KAREN GREEN	\$8,341.00
WRS GROUP INC	VISUALIZE YOUR SERVING SI	\$174.29
WW GRAINGER INC	800 810578930 BENCH GRIND	\$399.50
XEROX CORPORATION	689365534 MAINT CONTRACT/	\$117.35
XEROX CORPORATION	692117633 XEROX MACHINE/O	\$214.86
YATCHAK, JANET A	3RD QTR MILEAGE	\$322.28
ZALLER, GENEVIEVE	1ST QTR MILEAGE	\$23.10
ZEE MEDICAL SERVICE	MEDICAL SUPPLIES/SHOP	\$331.25
ZERR, DON	3RD QTR MILEAGE	\$19.44
ZOHRER, SHEILA	REFUND/DOUBLE PMT	\$44.68
ZOLL MEDICAL CORPORATION	107534 2 AED, 3 CARRY CAS	\$2,424.68
0510	TOTAL VENDOR ACTIVITY FOR THE MONTH	\$2,286,717.83

-----END OF REPORT-----

Minutes for the month of October, 2005, approved this 1st day of November, 2005

BOARD OF COUNTY COMMISSIONERS

Gary D. Hall, Chairman

Paula Robinson, Clerk and Recorder

PUBLIC NOTICE

The Board of Commissioners of Flathead County did this 1st day of November, 2005, approve payroll and claims for payment in the amount of \$ 3,101,444.06 for the period beginning October 1st, 2005 and ending on October 31st, 2005.

The full and complete claim list is available for public view in the Office of Clerk & Recorder, Flathead County Courthouse, Kalispell, Montana. Individual requests for personal copies will be accepted by the Clerk Recorder.

Dated this 1st day of November, 2005.

**BOARD OF COMMISSIONERS
Flathead County, Montana**

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

**By: /s/Paula Robinson
Paula Robinson, Clerk**

Publish November 25, 2005

PUBLIC NOTICE

The Board of County Commissioners' proceedings for Flathead County for the period of October 1, 2005, and October 31, 2005, are now available for public review in the Office of the Clerk and Recorder, Flathead County Courthouse, Kalispell, Montana, and at the Flathead County Library, 247 First Avenue East, Kalispell, Montana.

Individual requests for personal copies will be accepted by the Flathead County Clerk and Recorder, Flathead County, Courthouse, Kalispell, Montana.

Dated this 1st day of November, 2005.

**BOARD OF COMMISSIONERS
Flathead County, Montana**

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

**By: /s/Paula Robinson
Paula Robinson, Clerk**

Publish November 25, 2005.

TUESDAY, NOVEMBER 1, 2005

The Board of County Commissioners 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,

[9:03:58 AM](#)

Janice Shepp spoke as a representative of the Montana Quarter Horse Association as the race director. She stated that she does this for a living and that it is not a hobby. She stated that she is a local taxpayer and would like to see her rights protected to do this for a living. She asked the commissioners to consider some of the economic impact that this would have on people locally if the county does away with horse racing. She also stated with the purchases that she has made locally she has spent close to a million dollars in the last year to support her business. She stated that the residence she wants to buy she has put a hold in case there is no horse racing, and she has to go elsewhere. She stated that there is a \$400,000 dollar indoor horse arena so that she can train locally and raise her daughters here. Janice also stated that she spent \$45,000.00 at Eisinger Motors on a new truck, at Loomis Car Company \$15,000.00 last week for a hay hauling truck, and \$18,000.00 on a brand new feather light horse trailer. She also stated that the owners that come into the valley alone and live here for a month during the fair, she has one lady that spent five digits on a diamond ring just because she was bored and shopping while her husband is here with the race horses. She thinks that this spreads so far across the valley they can not even imagine the hundreds of thousands of dollars spent on training here, for feed, hay to our local hay growers, and it would impact the agricultural status of the Flathead Valley if the horse industry lost the horse racing around here. Janice Shepp stated that when considering the economic issues of this, and if there is another chance that they can get together, she would like to present to the commissioners numbers that she believes would offset the loss that the county assumes. She does not feel the commissioners can make economic judgments when they have not been given the true figures, such as what comes in alone from the Charlie Russell Montana Quarter Horse Association this year they presented them with \$22,286 dollars back into the Charlie Russell purse itself. She also stated that there was over 88 thousand dollars from senate bill money, the Montana board of horse racing, and the simulcast money's. She stated that when they are showing the revenue they are showing what goes out in expenses but not showing the income that offsets that.

Commissioner Hall stated that they have taken the position today to put together the resolution of intent which gives a thirty day comment period on some ideas on how to make it more economically feasible instead of just making a decision today. He stated that they are not making a quick decision so hopefully the community can come up with some ideas. He also stated that one of the parts of the language of the resolution that they are passing today stated that the board of commissioners will give the public an opportunity to comment in writing on the proposal to end the subsidizing horse racing in Flathead County Fairgrounds unless it is sponsored and managed in such a way as to not require county tax dollars and will consider any written comments which are received by December 9. He continued by saying that part of this is for them to slow things down and take their time and hopefully make a really intelligent decision, and they want a lot of input.

Ron Thiebert stated that he is taxpayer in Flathead County and also interested in the horse racing industry. He stated that he has been in the horse racing industry for a number of years. He was born and raised in the valley and is sixty eight years old, and has had horses all of his life. He stated that he has not run horses in the last couple of years but he plans on doing it again. He also stated that he has twenty five head and he pays taxes not only to the state, but he just got a bill to pay taxes to the state, and to the county. Not only that but they formed turf club several years ago to be able to express their interest throughout the county, and in this way they raised money to offset what the county commissioners cut back for the fairboard several years ago. They sold blankets to offset this money to put into the horse racing strictly into purse money to enhance people coming into the valley. They have done several things to keep horse racing in the valley, such as selling raffle books to bring in money, having the cheerleader girls selling fifty chances at the fair. He stated that if they cut back on horse racing they need to understand that Shelby cut back and 40-45 percent of their revenue is down this year because of their cut back on horse racing. If Kalispell cuts back on horse racing would they then look at 40-45 percent in parking concession stands or how much. He stated that the fact is that kids come with their parent to go to the carnival and that will go down. He stated that they need to look at more than one side of the issues, but uphold the integrity. He also stated that they have to take tests to get a license to run horses, a test to keep the horses in shape, after races horse testing, and several laws that keep them in line to run these horses, and along with that they have vet bills. He stated that the impact on the Valley would be tremendous.

Sue Osten stated that she is a taxpayer here in Flathead County and also the Chairman of the State Board of Horse Racing. She offered the commissioner the chance to sit down with them and go over how horse racing is funded. She stated that a month ago in the Daily Interlake there was an article that talked about all of the expenses and only sixty thousand dollars in income, and that it is not a true figure. She told the commissioners that from the State and from Simulcast and so on about \$88,000 that was not mentioned in that article went into this race meet. She also stated that the article stated that Jay and the fair lost approximately \$19,000.00 racing this year. She stated that this is not true, and that they have \$17,897 carry over for next year so it looks like the carry over wipes out the loss. She again stated that she would like to sit down with the commissioners and review the financing that goes on.

Commissioner Hall requested that Sue Osten set up something with the fair director and the county administrator to have a workshop.

Sue Osten presented the commissioner with some figures that were pertinent for this year.

Tom Reid stated that he owns land south of town and he just got into horse racing. He stated that he trains to horses and this year he spent in the valley about \$12,000 for his two horses, and only had one start. He also stated that if horse racing is cut out the valley will lose a lot of business from the horse racing people and the fair will be cut in half.

Phil Heland stated that he runs the simulcast at Sawbucks. He stated that he does have some information that needs to be written down on the money that goes into the horse racing, and they he would like to be included in the meeting with Sue Osten on horse racing funds. He stated that through his site they give four percent of their handle each year to the fair, and that it is matched and a little larger basis by the ones that have closed their racing, but still have simulcast in Western Montana. He also stated that Butte sent \$9,000.00 this year, and Helena sent about \$16,000.00, and these never showed up in the Daily Interlake article. He also stated that half of this money is legislated to go to the purses and the other half to the fair board to do with as they please. He then stated that the total amount generated through their site was \$155,000.00 and that this needs to be accounted for.

TUESDAY, NOVEMBER 1, 2005
(Continued)

Clark Krantz a teacher at the Vo Ag Center spoke in regards to the proposal for the text amendment that is scheduled for later today on adding sewer treatment facilities to that zoned land out there. He stated that they have one hundred and twenty five students from Flathead High School and the Junior High come out at a time, or two hundred and eighty seven students a day currently. He stated that to put that into perspective the Ag Center would be the forty fifth largest high school in the state of Montana if they were a stand alone school out of one hundred and eight schools in Montana. He also stated that in addition to that are the students from the Christian School. He stated that they feel that they have a very positive education experience for the students of Flathead High School, and lots of kids stay. Almost ten percent of the state FFA membership is in their chapter alone, and that FFA is a huge portion of a lot of students lives. He stated that they fully realize that the land that they use for their school farm the county has loaned to them for the past fifty –seventy years, and that they fully realize that that is county property. He also stated that what he worries about is the environment that a sewage treatment facility places next to a school system. He stated that the environment created with a sewer system next to the school is not going to be a positive environment and that is the basis that he does not believe the students will believe this is an appropriate environment. He continued with stating that perception is a lot of time thought of as reality, and they could fight to the death with kids and tell them that it is still all right, and that sewage treatment would not effect their school systems, but the perception to those students is going to be that that is not going to be a place that they are going to want to hang out at. He concluded with stating that they hear about how the Bigfork sewer systems works, and that is located pretty close to town, but he does not think that they are talking apples and apples. He stated that the Bigfork system has over three hundred acres that they place sludge on and he does not think Evergreen has that system set up yet. He also stated that he has never heard what actual system that they are going to use in this area. He stated that they keep saying everything is find don not worry we can create something, and in the paper yesterday the Kalispell system was worried about odor. He stated that the Bigfork system is a small system with only nine hundred customers served and he does not believe that is what Evergreen can create.

Jack Canola spoke in regards to the horse racing issue. He stated that he is an ex jockey, and has been in horse racing since 1972, and is now currently one of the state stewards for the board of horse racing here in Montana. He stated that his concern is that he sees a lack of management and people pulling their resources together as horse man and working with the county commissioners. He also stated that he would appreciate to see that some time was spent in getting everybody together before a rash decision is made on horse racing, because the effect is going to be very large. He stated that he know the commissioners have an idea of what the affect will be but the impact, he thinks, as a whole with horse man and the fairgrounds is going to be pretty big. He stated that he would really like to see the commissioners take their time in making this final decision before the outcome is made.

Dan Mackowski from Stillwater Christian School spoke in regards to the sewer plant issue. He stated that he knows that the fields here smell and there were soccer fields there. He stated that they were in Helena and the soccer fields there smell, and that their school has a soccer field. He also stated that his concern is the guarantee that in taking the first step that the last step is guaranteed. He stated that is his point in asking them to consider that if they give the land to the sewer board of Evergreen, do you then lose control of the design, completion and so on. He stated that if in fact a plant can be built that does not smell and that can be guaranteed one hundred percent that is great, but who is guarantying that. He stated that of course they would want to stop that plant that has odor at the earliest possible stage that they could. He stated that if this is not the place to do that, or they could somehow insure that the quality would continue all the way through the process those insurances would be helpful for them. He does understand the bigger needs for the aquifer for the county. He stated that they are concerned that even ten percent failure is bad for them, ten days or twenty days a year that smell are unpleasant for their students and for them.

Kathleen Reavis a student at Flathead High School stated that she attends the Vo Ag center, and that she does not have an agricultural background and so the Vo Ag center has been an important part of her education. She stated that it has really opened her eyes to what is out there in agricultural, and that she know a lot of student at their High School who attend the Vo Ag are students who also do not have an agricultural back ground. She stated that in the past couple of years that have had more of those students than the ones that do come from farm families. She knows that a lot of those students are now in their Senior class so it has really opened her eyes to what is out there agriculturally, and if it is still out their and they can have that experience like she has it will help other students.

Martin Anderson who manages Thompson River Ranch spoke in regards to the Sewage Treatment Facility. He stated that he thinks that Evergreen could find something closer to Evergreen that would be cheaper to maintain. He believes that going from 10 acres to 20 acres should have been made a little more aware to the public so that people could comment. He stated that doubling the size in a matter of minutes with little notice set people back. He reiterated that building one in Evergreen would be cheaper than out here. He stated that his understanding is that the growth of the valley is going to be north so it makes more sense to put one north.

Linda Christensen spoke in regard to the Glacier Ranch County Water and Sewer District application. She stated that she is not really clear on what this is and hopes that the commissioners will tell her what it is about. She stated that when she tried to get information on it she got very little. She also stated that the only information she could come up with is that it takes that control out of the hands of our local health department. She asked the commissioners what their interpretation is of the consequences of signing this document, if it is just a formality, or if there are actually consequences for the future. She stated that Glacier Ranch has been denied twice by DEQ, and they should probably look at the most recent denial that talks about the three similar septic sites, or treatment sites that were referenced were not in a similar climate or did not meet the ten milligrams requirement. She stated that if it is not an appropriate plant in places that are not even in similar client, and not over a sensitive aquifer than are these the people that you are signing the responsibility over to. She also commented on the Evergreen Sewer she stated that she believes that they should think long term on the sewer, and what is best for all of us. She asked if they wanted Evergreen to have a sewage treatment plant, which will allow rampant growth over the aquifer. She stated that this area is our New Orleans, and that this is an area that flood, so is this an area that they want to have growth, and that is what the sewer would provide is great growth. She stated that she thinks that Evergreen and Kalispell should get together and do a really good plan that addresses the major issues.

Justin Heupel one of the Agriculture teacher at the Vo Ag center, spoke in regards to the sewer issue. He stated that he is on both ends of the spectrum, due to the fact that his water bill goes to the Evergreen water district, and he teaches out there, so he has concerns on both sides of the issue. He commented that the valley is growing and all of the communities need to come together and work together to provide a positive leadership for future planning in this valley. Referring to the minutes of a meeting with the board of health, he stated that they were taking a look at some of the sewer treatment issues and capabilities and one of the things that Chris Kukulski commented on was that the city could quadruple in size and that current system could handle it. He stated that makes him wonder where they are as far as planning, especially if that is true and they go and put another plant next to two school that is within a mile and a half of the existing city treatment plant. He asked, referring to an

TUESDAY, NOVEMBER 1, 2005
(Continued)

article in yesterday's paper stating that the city discussed that the Kalispell treatment plant would be expanding, so if they could upgrade and expand that plant, wouldn't that be more cost effective to the entities that are going to fund that. He stated that they are also aware that other options are available for placement of Evergreens plant and hopes that those things would be considered strongly, rather than putting it next to the two schools.

Wes Plummer stated that he is a proud parent of kids that came from the Vo Ag center. He stated that he does know that the number one student last year came through the center, and last year three of the top students were from the ag center. He stated that he feels that it is sad and they need to really take a look at this.

Dan Brosten speaking in regard to the Sewer text amendment stated that as a fourth generation person from the county he went through the program himself and knows that it had profound impact on who and what he is today. He stated that he knows with the county changing, and the growth, that there are a lot of issues that need to be addressed. He stated that there are some concerns that he does have with the amount of land, if they are basing the system on what Bigfork's systems, that their treatment facility itself is no where near the twenty acres that has been supposedly recommended for the county. He stated that if they are going to use that, beings that Bigfork does currently have a large land base for their sludge of three hundred and twenty acres, he would like to see that if it does come to that that they somehow work in conjunction with them in some aspect to use that facility as well. He stated that it seems like right now that Evergreen and Kalispell are fighting it because they can not get along. He stated that if they alienate and create more entities they are going to have a bunch of waste treatment facilities scattered around the county if they don't work together. He stated that after talking to Gary Hall he understood that a lot of premises would be based on the Bigfork facility and if that is, the Bigfork facility in town has all of the sludge trucked out. He is concerned that the proximity could have some adverse affect and jeopardize the integrity of the Vo AG program. He stated that this program has a lot of strong community support, and he thinks that if they as a community did anything to jeopardize that, he believes that could be some negative aspects that would come from that. He stated that he also know that the community and the county is growing and that there is growing pains that go along with it, and that trying to make the best decision for everyone in the county is what prioritizes that. He stated that he does respect their decision, and just wants to make sure that there is some integrity in with what the design and future should look like.

Commissioner Hall stated that the resolution that is being looked at today is a text amendment that authorized those to be put in, it is not a final decision. He stated that this is very early in the stages, and he understand everyone's concern, and that in fact he received more calls yesterday than he had in a long time, but that this is just part of the process to get them to a point where they can discover where the best location is. He stated that it is to begin the process of a survey, and in fact the folks that are proposing to build that system have discussed that that is just one of many locations that they are looking at. He stated that sometimes the public does not have the pleasure of understanding it from that perspective, but that he needed to bring that up.

Dan Brosten stated that he does respect that, and he knows that once the ball starts rolling it can snow ball into a manifest of different things. He stated that he knew before that they had talked about the ten acre and then when it grew to twenty acres his concern was that it was going to be looked at as a sludge treatment plant as well. He also stated that in knowing that it was being possibly mirrored after Bigfork that that portion of the treatment plant is nowhere near that in size and need. He stated that he believes that if Evergreen is adamant as far as that he thinks, and he does not know if they have, they should visit with Bigfork, because he knows Bigfork has Three Hundred and Twenty Acres out there, which he knows personally that they had said that they would welcome offers from other district to look at using that as a dump facility. He stated that that is his concern, that they are trying to set that up to be a sludge treatment dump as well, and that would go against the integrity, and would jeopardize more than anything. He stated that he knows that the commissioners have to make the decision on whether if it is a gifting of the land or what not, and that when Bigfork acquired that land it was not a gift. He stated that even though they are a smaller district they generated the money to purchase the land to do that, and he does not that was back some years go when land was considerably cheaper. He stated that in that sense that space or area that was brought up was the biggest concern.

Molly Fisher spoke in regards to the sewer text amendment. She stated that she is a member of the Flathead FFA chapter, and has also been a student out at the Vo Ag center for the past four years. She stated that the leadership opportunities and hands on learning that have been provided to her as well as other members of the chapter and students at the Vo Ag center have been great. She stated that they have made such a positive impact on all of their lives, and she would just like for them to keep that in mind when they are making their decision.

Markus Braaten speaking in regards to the sewer text amendment, stated that he does realize that this is the preliminary stages, but that as a second generation graduate of Flathead High School, both his dad, brother, and him all went through the Vo Ag center, and he was also a teacher there for four years. He stated that there is a lot of concern and criticism right now over the quality of education and he feels that Ag center is something that is right with education. He stated that the quality of student that is turned out through that program is second to none, and that they are a nationally recognized chapter. He again stated that he does realize that this is just the preliminary stages but he feels that any steps that are taken down this road will compromise the integrity of this program and he would really want to express his concern, and encourage that all other options are explored before that is ever done.

Emy Amy addressed the commissioner in regards to the Glacier Ranch Water and Sewer District. She stated that they have been denied by DEQ three times, and they are still in the denial stage right now. She also stated that she would like to ask that it be considered that they become a water quality district, because the goal of the local water quality district is to protect, preserve, and improve the quality of surface water and groundwater within the district. She stated that this subdivision is the first of many lined up for the north area, and it cover one hundred and seventy acres. She stated that she does not believe that the developer is truly interested in the quality of water or the handling of the sewage. She also stated that they are proposing a plant that will have a hundred thousand gallons a day go through it, and that it is a tremendous amount of affluent over the aquifer, in the drainage fields. She stated that she would like to voice her vote for anything that tightly controls what they do, and so far they have not met the regular, normal requirements of DEQ.

Commissioner Hall informed the audience that they would be having a public hearing on this issue, so that anyone else that would like to speak on that issue can speak during that time. He also stated that they do want to hear from everyone, but if they could try to make it as quickly as they can they will get through these, and then take on their regular business.

Janet Holter spoke in regards to the sewer text amendment. She stated that she understands that this is the only public P1 zoning close to Kalispell, and that the others are in Bigfork, so adding sewer to this is specifically going to affect the ground where the two schools sit. She asked that commissioner to consider that specifically changing the zoning where two schools already sit, and six hundred kids are thriving in these schools, that it concerns her that they would change it specifically so that a

**TUESDAY, NOVEMBER 1, 2005
(Continued)**

sewer treatment plant could go into that area. She also stated that she does understand that the reason that they are adding this is so that there would a conditional use permit would be required, and that there would be more input into that conditional use, and she has concern about even if there was input into those conditional uses how that would be policed. She stated that she would just like to ask them to please help get word out to the public when the next meetings will be regarding Evergreen attempting to acquire this land, so that they can add more information on the decisions to be made, because it is going to impact their neighborhood greatly. She stated that the last meeting where the twenty acre options were discussed, she is still not clear if they were given the option on the twenty acres if the feasibility studies fly or if it will just become, and if there will be any more public input on that. She stated that a lot of them were unaware that that meeting was going to even take place.

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

PUBLIC HEARING: CREATION OF GLACIER RANCH WATER & SEWER DISTRICT

[9:48:57 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, Linda Christensen, Emy Amy, Karen Morehouse, Linda Johnson

Chairman Hall read the pertaining Resolution.

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

Emy Amy stated that she completely borders on the east and south by the Glacier Ranch Subdivision Development. She stated that they have been denied three times by the DEQ unable to meet sanitation standards for their proposed level II septic systems. She also stated that they proposed to have a one hundred thousand gallon per day facility ultimately, which puts one hundred thousand gallons per day affluent out into their drain fields over the aquifer. She also pointed out that it is a very high water table out there, and that it is eight feet. She stated that their proposed septic system goes down four to five feet, that it is a building, and then a like amount above ground. She stated that they have not been able to meet the standards because there is not enough criteria available to give to the DEQ to satisfy requirements. She stated that this is an essentially untested system that they want to put in for a huge subdivision. She stated that she would like to see consideration of a local water quality district imposed on this subdivision, and that she does not think that it is cut and dry at all. She also stated that they are developers, and that they bought this piece of land, selling lots, and leaving to move on to the next. She stated that they do not really care about the environment, as those of them that live there and share that space do. She stated that the goal of a local water quality district is to protect, preserve, and improve the quality of surface water and ground water in the district. She stated that she can not see how possibly they would be doing as a water and sewer district, and that they are just meeting their own personal needs without necessarily regard for surrounding properties. She point out that there are at least four subdivisions, that she knows of, waiting in line to find out how it falls for Glacier Ranch, some of them have actually have contact Glacier Ranch wanting to tag on to their water and sewer systems so that they can benefit to. She told the commissioners that this is going to be an explosion in the north valley, and that when this came before planning and zoning, and before the commissioners, it was pointed out to those of us in the audience who were interested that this was a ground breaking proposal, that this was the first one in the north area. She stated that she is watching this closely, and is very interested in preserving the integrity of the area, the quality of the water, the quality of the air, even the quality of noise level. She stated that this could bring in as many as eight hundred people on one hundred and seventy acres, that is an amazing impact from what is their now, which is the remains of a hundred and seventy acres horse ranch. She asked the commissioners to consider carefully.

Linda Christensen stated that her main questioned are that she would like the commissioners to speak on, if they are going to sign this, what the implications are or what it means. She asked if it would benefit them to take the control out of the local people, and that she understands that is what this does, remove it from their Health Department and put it in the hands of these people. She again stated that she mainly has questions as to whether this is what they want to do.

No one else rising to speak Chairman Hall closed the public hearing.

Commissioner Brenneman made a **motion** to continue this meeting until further information can be received. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

CONSIDERATION OF ADOPTION OF FINAL RESOLUTION: STEVENS ZONE CHANGE / EVERGREEN & VICINITY ZONING DISTRICT

[10:00:02 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser

Commissioner Watne made a **motion** to adopt Resolution 797DP. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

**TUESDAY, NOVEMBER 1, 2005
(Continued)**

RESOLUTION NO. 797 DP

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing, following publication of legal notice, on the on the 21st day of September, 2005, to consider a proposal to change the zoning designation on property in the Evergreen and Vicinity Zoning District from R-1 (Suburban Residential) to R-2 (One-Family Limited Residential);

WHEREAS, the Board of Commissioners heard public comment on the proposed zoning change at said hearing;

WHEREAS, the Board of Commissioners reviewed the recommendation of the Flathead County Planning Board regarding the proposed change in the Evergreen and Vicinity Zoning District;

WHEREAS, based upon that recommendation and the public testimony, the Board of Commissioners of Flathead County, Montana, in accordance with Section 76-2-205, M.C.A., adopted a resolution of intention (Resolution No. 797 DO, dated September 21, 2005) to change the zoning designation from R-1 (Suburban Residential) to R-2 (One-Family Limited Residential); and

WHEREAS, notice of passage of that Resolution was published once a week for two weeks, on September 26 and October 3, 2005, and the Board of Commissioners did not receive written protests to the change from forty per cent (40%) of the freeholders.

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of Flathead County, Montana, in accordance with Section 76-2-205(6), M.C.A., hereby amends the Evergreen and Vicinity Zoning District to change the zoning designation, for the area described on Exhibit "A" hereto, from R-1 (Suburban Residential) to R-2 (One-Family Limited Residential), as those terms are used and defined in the Flathead County Zoning Regulations, located in Permanent File No. 93270 13500, in the Flathead County Clerk and Recorder's Office.

DATED this 1st day of November, 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

ATTEST:
Paula Robinson, Clerk

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

By/s/Kimberly Moser

Deputy

STEVENS ZONE CHANGE
REQUEST FOR ZONE CHANGE FROM R-1 to R-2.
STAFF REPORT #FZC-05-16

Location and Legal Description of Property:

The property is located in the Evergreen & Vicinity Zoning District on the south side of West Reserve Drive approximately 1/2 mile west of U.S. Highway 2. The subject properties may be described as Tracts 5F and 5FAA in Section 33, Township 29 North, Range 21 West, P.M.M., all in Flathead County, Montana. The subject properties are also known as 102 West Reserve Drive and 113 Ardell Drive.

CONSIDERATION OF ADOPTION OF FINAL RESOLUTION: KNEIVAL ZONE CHANGE / BIGFORK ZONING DISTRICT

10:00:56 AM

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser

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

RESOLUTION NO. 956 BS

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing, after the publication of legal notice, on the 21st day of September, 2005, concerning a proposal to change the zoning designation in a portion of the Bigfork Area Zoning District from SAG-10 (Suburban Agricultural) to SAG-5 (Suburban Agricultural);

WHEREAS, the Board of Commissioners did hear public comment on the proposed zoning change at said hearing;

WHEREAS, the Board of Commissioners reviewed the recommendation of the Flathead County Planning Board regarding the proposed change in the Bigfork Area Zoning District;

WHEREAS, based upon that recommendation and the public testimony, the Board of Commissioners of Flathead County, Montana, in accordance with Section 76-2-205, M.C.A., adopted a resolution of intention (Resolution No. 956 BR, dated September 21, 2005) to change the zoning designation in a portion of the Bigfork Area Zoning District from SAG-10 (Suburban Agricultural) to SAG-5 (Suburban Agricultural) and;

**TUESDAY, NOVEMBER 1, 2005
(Continued)**

WHEREAS, notice of passage of that Resolution was published once a week for two weeks, on September 26 and October 3, 2005, and the Board of Commissioners did not receive written protests to the change from forty per cent (40%) of the freeholders.

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of Flathead County, Montana, in accordance with Section 76-2-205(6), M.C.A., hereby amends the Bigfork Area Zoning District to change the zoning designation for the area described on Exhibit "A" hereto, from SAG-10 (Suburban Agricultural) to SAG-5 (Suburban Agricultural), as those terms are used and defined in the Flathead County Zoning Regulations, located in Permanent File No. 93270 13500, in the Flathead County Clerk and Recorder's Office.

DATED this 1st day of November, 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

KNEIVEL ZONE CHANGE
REQUEST FOR ZONE CHANGE FROM SAG-10 TO SAG-5
STAFF REPORT #FZC-O5-09

Location and Legal Description of Property:

The property is located at 1055 Bigfork Stage Road and contains approximately 20 acres. That portion of the South 1/2 of the North 1/2 of the Southwest 1/4 of Section 30, Township 27 North, Range 19 West, P.M.M., Flathead County, Montana. Shown as Parcel B of Certificate of Survey No. 16588.

CONSIDERATION OF ADOPTION OF FINAL RESOLUTION: OTT ZONE CHANGE / WEST SIDE ZONING DISTRICT

10:01:24 AM

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser

Commissioner Watne made a **motion** to adopt Resolution 678AO. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

RESOLUTION NO. 678 AO

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing, following publication of legal notice, on the 21st day of September, 2005, concerning a proposal to change the zoning designation in a portion of the West Side Zoning District from SAG-10 (Suburban Agricultural) to SAG-5 (Suburban Agricultural);

WHEREAS, the Board of Commissioners did hear public comment on the proposed zoning change at said hearing and reviewed the recommendation of the Flathead County Planning Board regarding the proposed change;

WHEREAS, based upon that recommendation and the public testimony, the Board of Commissioners of Flathead County, Montana, in accordance with Section 76-2-205, M.C.A., adopted a resolution of intention (Resolution No. 678 AN) on September 21, 2005, to adopt an amendment to the West Side Zoning District by changing the zoning designation in a portion of the Westside Zoning District from SAG-10 (Suburban Agricultural) to SAG-5 (Suburban Agricultural); and

WHEREAS, notice of passage of that Resolution was published once a week for two weeks, on September 26 and October 3, 2005, and the Board of Commissioners did not receive written protests from forty percent (40%) of the freeholders within the Westside Zoning District.

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of Flathead County, Montana, in accordance with Section 76-2-205(4), M.C.A., hereby amends the West Side Zoning District to change the zoning designation for the area described on Exhibit A, from SAG-10 (Suburban Agricultural) to SAG-5 (Suburban Agricultural), as those terms are used and defined in the Flathead County Zoning Regulations, located in Permanent File No. 93270 13500, in the Flathead County Clerk and Recorder's Office.

DATED this 1st day of November, 2005.

**TUESDAY, NOVEMBER 1, 2005
(Continued)**

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

JAMES AND SANDRA OTT
ZONE CHANGE FROM SAG-10 to SAG-5
STAFF REPORT #FZC-O5-15

Location and Legal Description of Property:

The site proposed for the map amendment is located on the northwest corner of the intersection of Two Mile Drive and West Springcreek Road. The area included in the proposal can be legally described as Tract 1E in Section 10, Township 28 North, Range 22 West, P.M.M, Flathead County, Montana. Location maps are included for reference.

BOARD APPOINTMENT: BIG MOUNTAIN FIRE DISTRICT

10:01:50 AM

Members present:
Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:
Assistant Michael Pence
Clerk Kimberly Moser

Commissioner Brenneman made a **motion** to appoint Robin Heathman to the Big Mountain Fire District. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

PRELIMINARY PLAT: ANDERSON PLATS

10:02:46 AM

Members present:
Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:
Clerk Kimberly Moser, Eric Giles, Jeff Harris, Johna Morrison

Giles reviewed the application submitted by William & Karen Anderson for preliminary plat approval of Anderson Plats Subdivision, a major subdivision that will create 5 single-family residential lots. The subdivision is proposed on 5.07 acres and will be served by individual water & sewer systems. The subdivision is located off of Badrock Drive of Columbia Falls, and is unzoned. There are 15 conditions of approval. Staff recommends approval.

Commissioner Watne made a **motion** to adopt Staff Report FPP-05-51 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 Anderson Plats Subdivision subject to 15 conditions. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

CONDITIONS

1. The applicant shall receive physical addresses in accordance with Flathead County Resolution #1626. The addresses and road names shall appear on the final plat. [Section 3.9(I)(7), FCSR]
2. The applicant will obtain and show proof of completed approach permits Flathead County Road Department for accesses onto Badrock Drive, indicating the approaches have been built and received final inspection. [Section 3.8(A), FCSR]
3. The applicant will dedicate a 15-foot bicycle/pedestrian easement from the eastern corner of lot 5 West to the intersection of Middle Road along Badrock Drive frontage. [Section 3.18(A), FCSR]
4. All areas disturbed during development of the subdivision shall be re-vegetated in accordance with a plan approved by the Flathead County Weed Department. [7-22-2116 M.C.A., Section 3.12(J), Flathead County Subdivision Regulations]
5. If required by the local postmaster, the developer shall provide a common mailbox facility in accordance with Flathead County Subdivision Regulations. [Section 3.22, FCSR]
6. New electrical and telephone utilities shall be extended underground to abut and be available to each lot, in accordance with a plan approved by the utility companies. [3.17 and 3.18, FCSR]
7. The proposed water and septic treatment systems for the subdivision shall be reviewed by the Flathead City-County Health Department and approved by the State of Montana Department of Environmental Quality. [3.14(A) and 3.15(A), FCSR]

**TUESDAY, NOVEMBER 1, 2005
(Continued)**

8. All drainage system and facilities required for any surface runoff shall be designed by a licensed professional engineer. [Section 3.12, FCSR]
9. The applicant shall comply with reasonable fire suppression and access requirements of the Badrock Fire District. A letter from the fire chief stating that an agreement has been made shall be submitted with the application for Final Plat. [Section 3.20, FCSR].
10. The applicant will pay to the Board of County Commissioners \$8,079.24 as cash-in-lieu of parkland in fulfillment of the parkland dedication requirement. [Section 3.19, FCSR]
11. The following conditions shall be placed on the face of the final plat applicable to all lots:
 - a. All addresses shall be visible from the road, and at the driveway entrance or on the house.
 - b. All utilities shall be placed underground.
 - c. Lot owners should be aware that they are living in a rural area of Flathead County and can expect extended response times for emergency services.
 - d. Only Class A and Class B fire resistant roofing materials are allowed.
 - e. Defensible Space Standards shall be incorporated around all primary structures as described in Appendix G of the Flathead County Subdivision Regulations.
 - f. Lot owners are responsible for the eradication and control of noxious weeds upon their property.
12. The following statement shall be placed on the face of the final plat:

_____ (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 [County Resolution 503-M]
13. All required improvements shall be completed in place or an improvement guarantee in accordance with Chapter 8 of the Flathead County Subdivision Regulations shall be provided by the subdivider, prior to final approval by the Flathead County Commissioners. [Chapter 8, FCSR]
14. The final plat shall be in substantial compliance with the plat and plans submitted for review, except as modified by these conditions. [Section 2.7 (E), FCSR]
15. Preliminary plat approval is valid for three years. [Section 2.5 (D)(6), FCSR]

PRELIMINARY PLAT: MORNING GLORY VIEW, LOT 1

10:15:26 AM

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Clerk Kimberly Moser, Eric Giles, Dawn Marquardt, Phil Neuharth

Giles reviewed the application submitted by Philip G Neuharth Jr for preliminary plat approval of Morning Glory View, Lot 1, a major subdivision that will create 2 single-family residential lots. The subdivision is proposed on 4.99 acres and will be served by individual water & sewer systems. The subdivision is located off of Morning Glory Lane north of Highway 2 in Kalispell, and is unzoned. There are 10 conditions of approval. Staff recommends approval.

Commissioner Watne made a **motion** to adopt Staff Report FPP-05-50 as findings of fact. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

Commissioner Watne made a **motion** to approve the preliminary plat of the Amended Plat of Lot 1 of Morning Glory View Estates subject to 10 conditions. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

CONDITIONS

1. 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. [Section 3.9(1)(7), FCSR]
2. New electrical and telephone utilities shall be extended underground to abut and be available to each lot, in accordance with a plan approved by the utility companies. [3.17 and 3.18, FCSR]
3. The proposed water and septic treatment systems for the subdivision will be reviewed by the Flathead City-County Health Department and approved by the Montana Department of Environmental Quality. [Section 3.14(A) and 3.15(A), FCSR]
4. The applicant will comply with reasonable fire suppression and access requirements of the Smith Valley Fire District. A letter from the fire chief stating that an agreement has been made will be submitted with the application for Final Plat. [Section 3.20, FCSR]
5. All areas disturbed during development of the subdivision shall be re-vegetated in accordance with a plan approved by the Flathead County Weed Department. [7-22-2116 M.C.A., Section 3.12(J), Flathead County Subdivision Regulations]
6. If required by the local postmaster, the developer shall provide a common mailbox facility in accordance with Flathead County Subdivision Regulations. [Section 3.22, FCSR]

**TUESDAY, NOVEMBER 1, 2005
(Continued)**

7. The following conditions shall be placed on the face of the final plat applicable to all lots:
- a. All addresses shall be visible from the road, and at the driveway entrance or on the house.
 - b. All utilities shall be placed underground.
 - c. Lot owners should be aware that they are living in a rural area of Flathead County and can expect extended response times for emergency services.
 - d. The Property Owners Association shall be responsible for maintenance of the road. Roads shall be maintained, including necessary repairs and snow removal, to ensure safe all-weather travel for two-way traffic.
 - e. Lot owners are responsible for the eradication and control of noxious weeds upon their property.
 - f.

Waiver of Protest
Participation in Special Improvement District
[per County Resolution 503-M]

_____ (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 [County Resolution 503-M]
8. All required improvements shall be completed in place or an improvement guarantee in accordance with Chapter 8 of the Flathead County Subdivision Regulations shall be provided by the subdivider, prior to final approval by the Flathead County Commissioners. [Chapter 8, FCSR]
9. The final plat shall be in substantial compliance with the plat and plans submitted for review, except as modified by these conditions. [Section 2.7 (E), FCSR]
10. Preliminary plat approval is valid for three years. [Section 2.5 (D)(6), FCSR]

MEETING W/ PHYLLIS ANDERSON RE: RIVERSIDE ROAD

10:33:18 AM

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Clerk Kimberly Moser, Phyllis Anderson

Discussion was held relative to the paving on Riverside Road. Phyllis Anderson spoke in regards to the unpaved portion of Riverside Road. She stated that when the county paved McCaffery they paved the seven tenth of a mile on Riverside Road. She stated that she has heard that the county would like to finish paving the road but a gentleman will not give the county the right of way to allow for the paving. She also stated that she spoke with Fish Wildlife and Parks on the issue. Commissioner Brenneman agreed to speak with Charlie Johnson about why that portion of the road has not been paved and would contact her.

CONSIDERATION OF ADOPTION OF RESOLUTION OF INTENT: SEWER TEXT AMENDMENT / FLATHEAD COUNTY ZONING REGULATIONS

11:03:12 AM

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, Jonathan Smith, Jeff Harris, Paula Robinson, Charles Mildred, Cindy Vaughn-Mildred, Martin Andersen, Tina Frownfelter, Susan Nicosia, Kelly McHenry, Jay Scott, Butch Woolard, Edward Read, Brian Bay

Chairman Hall read Resolution 955GJ.

Discussion was held relative to the Staff Report statements number 2, number 3 and number 10, and to the feasibility study.

Commissioner Watne made a **motion** to adopt Resolution 955GJ. Commissioner Hall **seconded** the motion. **Aye** – Hall and Watne. **Opposed** – Brenneman. Motion carried by quorum.

RESOLUTION NO. 955 GJ

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing on the 19th day of April, 2005, to consider a change to the text of the Flathead County Zoning Regulations proposed by Flathead County which would amend Section 3.30.030 by adding Sewage treatment plants as item 18 in the list of Conditional Uses for Public Zoning Districts;

WHEREAS, notice of that hearing was published pursuant to Section 76-2-205, M.C.A., on April 7 and April 14, 2005;

WHEREAS, the Board of Commissioners heard public comment on the proposed amendment to the Flathead County Zoning Regulations at that hearing; and

WHEREAS, the Board of Commissioners has reviewed the recommendation of the Flathead County Planning Board regarding the proposed amendment.

**TUESDAY, NOVEMBER 1, 2005
(Continued)**

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Flathead County, Montana, in accordance with Section 76-2-205(4), M.C.A., hereby adopts the findings of fact as to the statutory criteria as adopted by the Flathead County Planning Board, and adopts this resolution of intention to amend Section 3.30.030 by adding Sewage treatment plants as item 18 in the list of Conditional Uses for Public Zoning Districts.

BE IT FURTHER RESOLVED, that notice of the passage of this resolution, stating the general character of the proposed change to the Flathead County Zoning Regulations, that said proposed change and those regulations are on file in the Clerk and Recorder's Office, and that for thirty (30) days after the first publication thereof, the Board will receive written protests to the adoption of the proposed change, shall be published once a week for two weeks.

BE IT FURTHER RESOLVED, that written protests to the adoption of the proposed change will be received from persons owning real property within any zoning district heretofore created by Flathead County, for a period of thirty (30) days after the first publication of that notice, provided that, in order that only valid signatures are counted, the freeholders who file protests are either registered to vote in Flathead County or execute and acknowledge their protests before a notary public.

BE IT FURTHER RESOLVED, that if forty percent of the free-holders protest the adoption of the proposed change, the change will not be adopted.

DATED this 1st day of November, 2005.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

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

ATTEST:
Paula Robinson, Clerk

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

By /s/Kimberly Moser
Deputy

By _____
Joseph D. Brenneman, Member

Commissioner Watne made a **motion** to approve the notice of passage and authorize the chairman to sign. Commissioner Hall **seconded** the motion. **Aye** – Hall and Watne. **Opposed** – Brenneman. Motion carried unanimously.

NOTICE OF PASSAGE OF RESOLUTION OF INTENTION

The Board of Commissioners of Flathead County, Montana, hereby gives notice pursuant to Section 76-2-205(5), M.C.A., that it passed a resolution of intent (Resolution No. 955 GJ) on November 1st, 2005, to adopt a proposed amendment to the text of the Flathead County Zoning Regulations.

The proposed amendment would amend Section 3.30.030 by adding Sewage treatment plants as item 18 in the list of Conditional Uses for Public Zoning Districts.

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

For thirty (30) days after the first publication of this notice, the Board of Commissioners will receive written protests to the adoption of the proposed change to the Flathead County Zoning Regulations, from persons owning real property within any zoning district heretofore created by Flathead County whose names appear on the last completed assessment role of Flathead County and who either are registered voters in Flathead County or execute and acknowledge their protests before a notary public.

Dated this 1st day of November, 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

Publish on November 5 and November 12, 2005.

CONSIDERATION OF ADOPTION OF RESOLUTION OF INTENT: END HORSE RACING AT FAIR

11:26:21 AM

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, Jay Scott, Jonathan Smith, Susan Nicosia, Paula Robinson, Butch Woolard, Thomas Reed, Martin Anderson, Charles Mildred, Cindy Vaughn-Mildred, Edward Read, Brian Bay, Kelly McHenry

Susan Nicosia reviewed the funding for the Horse races. She stated that at this time she can not conclusively say what funds the county may be losing.

**TUESDAY, NOVEMBER 1, 2005
(Continued)**

Commissioner Hall stated that there is going to be a meeting with the Chairman of the board of horse racing and other interested parties on the numbers and he would like Susan Nicosia to attend that meeting.

Commissioner Brenneman made a **motion** to continue this consideration until such time as they can get definite figures on revenue. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

Commissioner Hall stated that delaying any action on this today would be counter productive. Butch Woolard agreed. He stated that the fair board needs to know what is going to happen so they can make plans for the upcoming fair season.

Commissioner Brenneman states that they need to make their decision on the facts and that they do not have the facts. A suggestion he made is to do the horse racing for one more year and keep better track of the funds.

BUDGET AMENDMENT & AUTHORIZE PURCHASE: USED VEHICLE FOR OES

11:37:52 AM

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, Tina Frownfelter, Kelly McHenry, Susan Nicosia

Susan Nicosia reviewed the budget amendment and where the money for the vehicle purchase would come from.

Commissioner Watne made a **motion** to adopt Resolution 1896. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

**BUDGET AMENDMENT RESOLUTION
RESOLUTION NO. 1896**

WHEREAS, the Board of Commissioners has determined, and various department heads have requested and verified, that budget revisions between line items for Fiscal Year 2005-2006, 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 2005-2006; 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 1st day of November, 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

TUESDAY, NOVEMBER 1, 2005
(Continued)

COUNTY OF FLATHEAD

GENERAL JOURNAL VOUCHER
BUDGET AMENDMENT - FY06
RESOLUTION # 1896

DATE ISSUED:
DATE OF RECORD:

VOUCHER NO.: **0510-61**

MCA 7-6-4006	ACCOUNTING COPY	"B" Entry		
Account Number	Description	Line	Debit General Ledger	Credit General Ledger
4018-242000	Expense Control	1	\$ 5,100.00	
4018-0201-420400-900	Capital Equipment >\$5	2		\$ 5,100.00
		3		
		4		
	To establish a budget line for a	5		
	Capital purchase, utilizing cash	6		
	carryover as the funding source	7		
	See attached detail	8		
		9		
		10		
		11		
		12		
		13		
		14		
		15		
		16		
		17		
		18		
		19		
		20		
		21		
		22		
		23		
		24		
		25		
		26		
		27		
		28		
		29		
		30		
		31		
		32		
		33		
		34		
		35		
	Total		\$ 5,100.00	\$ 5,100.00

Explanation:

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

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on November 2, 2005.

WEDNESDAY, NOVEMBER 2, 2005

The Board of County Commissioners 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.

**WEDNESDAY, NOVEMBER 2, 2005
(Continued)**

DOCUMENT FOR SIGNATURE: CONTRACT #06-50-0015 / EAGLE TRANSIT

[9:04:43 AM](#)

Members present:
Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman
Others present:
Assistant Michael Pence
Clerk Kimberly Moser

Commissioner Watne made a **motion** to approve the Eagle Transit Contract #06-50-0015. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: NW HUMAN RESOURCES EMERGENCY SHELTER PLAN

[9:05:32 AM](#)

Members present:
Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman
Others present:
Assistant Michael Pence
Clerk Kimberly Moser

Commissioner Brenneman made a **motion** to approve the NW Human Resources Emergency Shelter Plan and authorize the chairman to sign. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: HIGHWAY TRAFFIC SAFETY OFFICE CONTRACT / SHERIFF'S OFFICE

[9:07:12 AM](#)

Members present:
Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman
Others present:
Assistant Michael Pence
Clerk Kimberly Moser

Commissioner Watne made a **motion** to approve the Highway Traffic Safety Office Contract. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

CONSIDERATION OF HR TRANSMITTALS: BUILDING MAINTENANCE WORKER II AND CUSTODIAN

[9:08:29 AM](#)

Members present:
Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman
Others present:
Assistant Michael Pence
Clerk Kimberly Moser, Jed Fisher

Commissioner Watne made a **motion** to approve the increased FTE for Park Maintenance. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

Commissioner Brenneman made a **motion** to approve the HR Transmittal form for the Building Maintenance Worker II and authorize the chairman to sign. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

FINAL PLAT: SHEEPHERDER SUBDIVISION

[9:12:00 AM](#)

Members present:
Chairman Gary D. Hall
Commissioner Joseph D. Brenneman
Others present:
Assistant Michael Pence
Clerk Kimberly Moser, Traci Sears-Tull, Allen Clark

Holland reviewed the application submitted by Allen Clarke and Gregg Moore for final plat approval of Shepherder Subdivision, which will create two residential lots. The site is located off Highway 2 West between Hathaway Lane & Harthill Drive. Preliminary plat approval was granted on March 30, 2005, subject to 12 conditions. All condition have been met. Staff recommends approval.

Commissioner Brenneman made a **motion** to approve the final plat of Shepherder Subdivision. Commissioner Hall **seconded** the motion. **Aye** – Hall and Brenneman. Motion carried by quorum.

WEDNESDAY, NOVEMBER 2, 2005
(Continued)

COS REVIEW: BASTROM

[9:32:09 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, Traci Sears-Tull, Amy Zink, Elmer Bastrom, Jeff Harris, Dawn Marquardt

Sears-Tull reviewed the Bastrom family transfer request.

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

PRELIMINARY PLAT: GOLDEN MEADOWS

[9:46:55 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, Traci Sears-Tull, Jane Eby, Jan Hendrix, Jeff Harris, Gary Engels

Sears-Tull reviewed the application submitted by Will & Jan Hendrix for preliminary plat approval of Golden Meadow Estates Subdivision, a major subdivision that will create four residential lots. The subdivision is proposed on 20.00 acres. The property is unzoned and located off of Farm to Market Road, directly west of Kuhns Wildlife Refuge, approximately 12 miles north of Kalispell. There are 15 conditions of approval. Staff recommends approval.

Commissioner Watne made a **motion** to adopt Staff Report FPP-05-47 as findings of fact. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

Jane Eby addressed condition number one which requires paving two hundred feet of the internal subdivision road. She stated that this particular road is not a new gravel road and that the applicant has mitigated the dust concerns. Jane also stated that not one member of the planning board viewed the development site. She asked the commissioners to remove the part of the condition requiring paving.

Commissioner Watne made a **motion** to strike the portion of condition one that requires paving of the internal subdivision road. Motion fails for lack of a second.

Commissioner Brenneman made a **motion** to remove all of condition one except for the portion requiring two hundred feet of paving and changing it to fifty feet of approach paving. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

Commissioner Brenneman made a **motion** to approve the preliminary plat of Golden Meadows Estates Subdivision subject to 15 amended conditions. Commissioner Watne **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

CONDITIONS

1. The private, internal subdivision road shall consist of a 60-foot right-of-way, minimum 20-foot driving surface, and a 55-foot radius cul-de-sac in compliance with Section 3.9 of the Flathead County Subdivision Regulations and shall be designed and certified by a licensed, professional engineer. ~~Two hundred~~ **Fifty** feet of the internal subdivision road shall be paved. [Section 3.9 B, Flathead County Subdivision Regulations]
2. The applicant shall receive physical addresses and road names in accordance with Flathead County Resolution #1626. The addresses and road names shall appear on the final plat. [Section 3.9(I)(7), FCSR]
3. A road identification sign and stop sign shall be installed at the intersection of the internal subdivision road (Farm to Market Court) and Farm to Market Road. [Section 3.9(I)(8), FCSR]
4. Lot owners within the subdivision will participate in a Road User's Agreement or Property Owners Association for the internal subdivision road, which will require each property owner to bear his or her pro-rata share for maintenance of the private road. [Section 3.9(J)(3), FCSR]
5. All areas disturbed during development of the subdivision will be re-vegetated in accordance with a plan approved by the Flathead County Weed Department. [7-22-2116 MCA and Section 3.12(J), FCSR]
6. If required by the local postmaster, the developer shall provide a common mailbox facility in accordance with the Flathead County Subdivision Regulations. [Section 3.22, FCSR]
7. New electrical and telephone utilities shall be extended underground to abut and be available to each lot, in accordance with a plan approved by the applicable utility providers. [Sections 3.17 & 3.18, FCSR]
8. The proposed water and septic treatment systems for the subdivision will be reviewed by the Flathead City-County Health Department and approved by the Montana Department of Environmental Quality. [Section 3.14(A) and 3.15(A), FCSR]
9. The applicant will comply with reasonable fire suppression and access requirements of the West Valley Fire District. A letter from the fire chief stating that an agreement has been made shall be submitted with the application for Final Plat. [Section 3.20, FCSR]

**WEDNESDAY, NOVEMBER 2, 2005
(Continued)**

10. The following statements shall be placed on the face of the final plat applicable to all lots:
- a. All addresses shall be visible from the road, and at the driveway entrance or on the house.
 - b. All utilities shall be placed underground.
 - c. Lot owners should be aware they are living in a rural area of Flathead County and delayed response times may be experienced from emergency service providers.
 - d. The property owners association or road users agreement will govern maintenance of the internal subdivision road. The road will be maintained, including necessary repairs, snow removal, and dust mitigation, to ensure safe all-weather travel for two-way traffic and to reduce negative impacts on air quality.
 - e. Lot owners are bound by the soil disturbance and weed management plan to which the developer and the Flathead County Weed Department agreed.
 - f. Only Class A or B fire rated roofing materials are allowed. [Section 3.21, FCSR]
 - g. Defensible Space Standards shall be incorporated around all primary structures. [Appendix G, FCSR]
 - h. Lot owners are alerted to the presence of large and potentially dangerous wildlife in the area and are reminded that feeding big game is illegal. They are encouraged to contact the Montana Department of Fish, Wildlife, and Parks to obtain information on safely living near wildlife and minimizing habitat impact, including:
 - i. Dogs must be kept under owner control at all times.
 - ii. Residents must use bear-proof garbage containers.
 - iii. Remove obvious sources of food.
 - iv. Compost piles are prohibited unless secured by electrical fencing.
 - v. Pets should be fed indoors or food dishes brought in at night.
 - vi. Place bird feeders out of the reach of deer and other big game.
 - i.

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.
11. 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. [Chapter 8, FCSR]
12. The final plat shall be in substantial compliance with the plat and plans submitted for review, except as modified by these conditions. [Section 2.7(E), FCSR]
13. Preliminary plat approval is valid for three (3) years. [Section 2.5(D)(6), FCSR]
14. *The applicant will obtain and show proof of an updated approach permit from the Montana Department of Transportation for access onto Farm to Market Road, indicating the approach has been built and received final inspection. [Section 3.8(A), FCSR]*
15. *The applicant will demonstrate at final plat that each lot is over five acres.*

PRELIMINARY PLAT: LOT 6 OF WHITEFISH HILLS, PHASE 1

[10:26:41 AM](#)

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Clerk Kimberly Moser, Jeff Harris, Traci Sears-Tull, Charlie Johnson, Tom Sands, Joe Kauffman

Harris reviewed the application submitted by Whitefish Hills LLC for preliminary plat approval of Whitefish Hills Phase 1 subdivision, a two lot major subdivision on approximately 40.055 acres. All lots in the subdivision are proposed to have individual water & Sewer systems. The property is located off of Whitefish Hills Drive. There are 12 conditions. Staff recommends approval.

Commissioner Watne made a **motion** to adopt Staff Report FPP-05-58 as findings of fact. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

Tom Sands stated that conditions 2 and 6 are redundant and that condition five needs to be removed because the lots are over twenty acres. The commissioner agreed to remove a portion of condition 5, to strike condition 2, and the removal of condition 6.

Commissioner Watne made a **motion** to approve the preliminary plat of the Amended Plat of Lot 6 of Whitefish Hills Phase I subdivision subject to 10 amended conditions. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

**WEDNESDAY, NOVEMBER 2, 2005
(Continued)**

CONDITIONS

1. The applicant shall receive physical addresses and road names in accordance with Flathead County Resolution #1626. The addresses and road names shall appear on the final plat. [Section 3.9(I)(7), Flathead County Subdivision Regulations]
- ~~2. The applicant will obtain and show proof of a completed approach permit from the Montana Department of Transportation for access onto U.S. Highway 93, indicating the approach has been built and received final inspection. [Section 3.8(A), FCSR]~~
3. Lot owners within the subdivision will participate in a Road User's Agreement or Property Owners Association for the internal subdivision road, which will require each property owner to bear his or her pro-rata share for maintenance of the private road. [Section 3.9(J)(3), FCSR]
4. New electrical and telephone utilities will be extended underground to abut and be available to each lot, in accordance with a plan approved by the applicable utility providers. [Sections 3.17 & 3.18, FCSR]
5. The proposed water and septic treatment systems for the subdivision will be reviewed by the Flathead City-County Health Department and approved by the Montana Department of Environmental Quality at the time of development. [3.15(B), FCSR]
- ~~6. The applicant will comply with reasonable fire suppression and access requirements of the Whitefish Fire District. A letter from the fire chief stating that an agreement has been made will be submitted with the application for Final Plat. [Section 3.20, FCSR]~~
7. All areas disturbed during development of the subdivision will be re-vegetated in accordance with a plan approved by the Flathead County Weed Department. [7-22-2116 MCA and Section 3.12(J), FCSR]
8. The applicant shall furnish proof of a common mail delivery location approved by the local postmaster. [Section 3.22, FCSR]
9. The following statements shall be placed on the face of the final plat applicable to all lots:
 - a. All addresses shall be visible from the road, and at the driveway entrance or on the house.
 - b. All utilities shall be placed underground.
 - c. This plat has not been reviewed or approved for individual sewer or water facilities.
 - d. Lot owners should be aware they are living in a rural area of Flathead County and delayed response times may be experienced from emergency service providers.
 - e. The property owners association or road users agreement will govern maintenance of the internal subdivision road. The road will be maintained, including necessary repairs, snow removal, and dust mitigation, to ensure safe all-weather travel for two-way traffic and to reduce negative impacts on air quality.
 - f. Lot owners are bound by the soil disturbance and weed management plan to which the developer and the Flathead County Weed Department agreed.
 - g. Only Class A or B fire rated roofing materials are allowed. [Section 3.21, FCSR]
 - h. Defensible Space Standards shall be incorporated around all primary structures. [Appendix G, FCSR]
 - i. Lot owners are alerted to the presence of large and potentially dangerous wildlife in the area and are reminded that feeding big game is illegal. They are encouraged to contact the Montana Department of Fish, Wildlife, and Parks to obtain information on safely living near wildlife and minimizing habitat impact, including:
 - i. Dogs must be kept under owner control at all times.
 - ii. Residents must use bear-proof garbage containers.
 - iii. Remove obvious sources of food.
 - iv. Compost piles are prohibited unless secured by electrical fencing.
 - v. Pets should be fed indoors or food dishes brought in at night.
 - vi. Place bird feeders out of the reach of deer and other big game.
 - j. 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.
10. 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. [Chapter 8, FCSR]
11. The final plat shall be in substantial compliance with the plat and plans submitted for review, except as modified by these conditions. [Section 2.7(E), FCSR]
12. Preliminary plat approval is valid for three (3) years. [Section 2.5(D)(6), FCSR]

MEETING W/ JOE KAUFFMAN RE: ESTHER SUBDIVISION CONDITION #12

10:17:59 AM

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, Joe Kauffman, Charlie Johnson, Tom Sands

**WEDNESDAY, NOVEMBER 2, 2005
(Continued)**

Discussion was held relative to Esther Subdivision. Joe Kauffman stated that they did not anticipate the cost of doing the approaches. He requested that the commissioners allow the applicants to sell lot one before the approaches have been built. Commissioner Hall questioned if the commissioner could write a letter allowing for a variance on the time frame of the approach building. Tom Sands recommended a deed restriction that the approach would be built.

Commissioner Watne made a **motion** to approve the variance request on the approach being built pending language approval by the commissioners. Commissioner Brenneman **seconded** the motion. **Aye** - Hall, Watne, and Brenneman. Motion carried unanimously.

DISCUSSION RE: JUSTICE COURT STAFFING

10:38:27 AM

Members present:

Chairman Gary D. Hall
Commissioner Robert W. Watne
Commissioner Joseph D. Brenneman

Others present:

Assistant Michael Pence
Clerk Kimberly Moser, Judge David Ortley, Paula Robinson, Michelle Butts

Discussion was held relative to the frustration of the Justice Court staff due to the workload and the inability to hire additional staff.

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

11:30 a.m. Long Range Planning Task Force Education & Outreach Committee meeting at the Earl Bennet Building

12:00 p.m. Commissioner Watne to view Road Abandonment #440 (N. of Troutbeck Road) w/ Jim Burton

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on November 3, 2005.

THURSDAY, NOVEMBER 3, 2005

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

Commissioner Brenneman to attend the Northern Tier Interoperability Consortium in Havre

8:30 a.m. AOA TAB at Eagle Transit

9:00 a.m. Commissioner Hall to attend Flathead on the Move Meeting at FVCC (till 4)

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on November 4, 2005.

FRIDAY, NOVEMBER 4, 2005

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

No meetings scheduled

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on November 7, 2005.