
MONDAY, MARCH 5, 2007

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

8:00 a.m. Weed & Parks Board meeting @ Weed & Parks Office
10:00 a.m. Commissioner Hall to RC&D meeting in Polson

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on March 6, 2007.

TUESDAY, MARCH 6, 2007

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

Commissioner Hall PT opened public comment on matters within the Commissions' Jurisdiction.

Valerie Kurtzhals commented on Cottage Lane Estates and stated that there is a rare heron rookery located on the parcel that has been there since 1964. She spoke in support of the planning boards recommendations on two issues; the first being that they asked that the developer work with Gail Bissell to come up with a plan to help preserve the heron rookery with her suggestion being, a decreased density along with the creation of a park to help preserve the rookery, the other recommendation from the planning board was for a public water system with the unpredictability of water in the area.

Russ Crowder with American Dream Montana spoke about HB 590, which was introduced into legislature to address the issue of private property rights. Crowder then spoke about there being a big hole in the Growth Policy and stated that unfortunately it is a hole of omission, in that private property rights have not been defined. It was then stated that his hope is that the commission will delay the adoption of the Growth Policy until the predictability map is complete.

Debbie Biolo spoke in regards to being a business owner along Hwy 93 and Hodgson Road and stated that she would like to call attention to the fact that many areas of the valley are not consistent with the Land Designation Map. It was stated that approximately 10 years ago the State Department of Transportation sized up the area and decided that a commercial hub was taking place; at that time her property was unzoned and in Whitefish jurisdiction. Whitefish came through and stated that they wanted a scenic drive to Kalispell, so her property was stuck in Ag. She questions why they are tied into Ag when they are paying commercial property taxes on their 4 acres. The property is grandfathered non-conforming use commercial, yet they were told that it could not be used for ag either with that being considered mixing uses. She then questioned what the process would be for her to go through to get out of being tied to Ag.

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

PRELIMINARY PLAT: COTTAGE LANE ESTATES

[9:33:17 AM](#)

Members present:

Commissioner Gary D. Hall PT
Commissioner Dale W. Lauman

Members absent:

Chairman Joseph D. Brenneman

Others present:

Planning & Zoning Director Jeff Harris, Planner Rebecca Shaw, Tim Rooney, John Vignali, Jay Dinning, Andy Beleski, Kip Drobish, Kris Caster. Clerk Diana Kile

Shaw reviewed the application submitted by Tungesten Holdings, Inc., with technical assistance from Flathead Geomatics for Preliminary Plat approval of Cottage Lane Estates. The Preliminary Plat that was considered by the Commissioners was altered from the Preliminary Plat that was reviewed by the Flathead County Planning Board, which originally had five lots. This alteration was in response to the Planning Board requesting a park area for a heron rookery that had been established on the property. The applicant submitted a new Preliminary Plat with four residential lots and one two-acre park for the heron rookery. This property is located on the south side of Hwy 2 in Kila off Cottage Lane. Staff recommends approval.

Discussion was held in regards to the water and it was stated that the wells would be proved before lots were sold. Also discussed was the park in regards to how homeowners would deal with visitors to the park.

Findings of fact condition #6 was changed to state: Parkland has been proposed to meet the requirements of Flathead County Subdivision Regulation 3.19 for parkland requirements. The identification of the heron rookery and establishment of the park fulfills the requirement of parkland dedication.

Commissioner Lauman made a **motion** to adopt Staff Report FPP 06-59 as findings of fact as amended. Commissioner Hall PT **seconded** the motion. **Aye** - Hall and Lauman. Motion carried by quorum.

Condition #18 was changed to reflect the new finding that will state: The heron park will be identified as Lot 5 and that Lot 5 is deed restricted to have no further subdivision and no physical development. Condition #27 was struck and will be covered under Condition # 11.

Commissioner Lauman made a **motion** to approve Preliminary Plat of Cottage Lane Estates as amended with 4 lots and a park. Commissioner Hall PT **seconded** the motion. **Aye** - Hall and Lauman. Motion carried by quorum.

CONDITIONS:

1. The applicant shall receive physical addresses and road names in accordance with Flathead County Resolution #1626. All road names shall appear on the final plat. Street addressing shall be assigned by the Address Coordinator. [Section 3.9(I)(7), FCSR]
2. The internal subdivision road will consist of a 60-foot right of way and minimum 20-foot paved travel surface. The cul-de-sac will consist of a minimum 50-foot travel surface radius and 55-foot outside right of way radius. All cul-de-sacs shall consist of a minimum 55-foot outside right of way radius and not include landscaped islands. The road system shall be designed by a licensed professional engineer and, upon completion of construction, be certified by a licensed professional engineer for compliance with AASHTO standards. [Section 3.9, FCSR]
3. A Homeowners Association shall be established for the repair and maintenance of the private roadways, walkways and common areas. All property owners within the subdivision shall bear a pro-rata share of the costs. (3.9(J)(3) and Appendix A, Flathead County Subdivision Regulations)
4. Roads and driveways will conform in all locations to maximum grade standards [Section 3.6(E) and 3.9, Table 2, FCSR]
5. The applicant shall obtain an approach permit for access onto Cottage Lane from the Flathead County Road Department. The approach shall be built and receive final inspection prior to submittal of final plat.
6. A stop sign shall be installed at the intersection of Cottage Lane and Heron Lane, the proposed internal subdivision road. [Section 3.9(I)(8), FCSR]
7. Any street lighting shall be located within the subdivision and shall be shielded so that it does not intrude onto adjoining properties. [Section 3.9 J. 5., FCSR]
8. The Covenants, Conditions and Regulations shall require that all structures shall be 20 feet from front and rear and 10 feet from side right-of-ways or property lines, whichever is closest, and the building line.
9. A 15' bicycle/pedestrian easement shall be secured on Cottage Lane along the west side of Lots 1 and 5.
10. 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]
11. All water and septic systems shall receive final approval from the Flathead City-County Health Department and the Montana Department of Environmental Quality. [Section 3.14(A, B & C) and 3.15(A), FCSR]
12. The applicant must submit a Storm Water Drainage Plan that is certified by a licensed Professional Engineer that shall be approved and reviewed by the Flathead County City-County Environmental Health Department and the Montana Department of Environmental Quality. [Section 3.12.A]
13. The applicant shall comply with reasonable fire suppression and access requirements of the Smith Valley Fire District. A letter from the Chief stating requirements have been met shall be submitted with the final plat materials. [Section 5.3.B.1., FCSR & letter, Montana DNRC 11/28/06]
14. Only Class A or B fire rated roofing materials are allowed. [Section 3.21, FCSR]
15. Defensible Space Standards shall be incorporated around all primary structures. [Appendix G, FCSR]
16. The design and development of the subdivision shall contain satisfactory building sites properly related to topography and shall preserve the natural terrain, drainage, existing topsoil, trees, natural vegetation, wildlife and fish habitats to the extent possible. [Section 3.2, FCSR]
17. 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]
18. ~~The subdivider shall pay a parkland fee equivalent to the value of .544 (10.87 x 5%) acres of the unimproved, undivided land. The subdivider shall provide a current appraisal from a certified MAI appraiser no sooner than six months prior to the final plat application to set the baseline value of the parkland cash donation. The heron park be identified as Lot 5 and that Lot 5 be deed restricted to have no further subdivision and no physical development. [Section 3.19(C)(2)(a); Section 3.19 (D)(1), FCSR]~~
19. The Covenants, Conditions and Regulations shall require contract with a solid waste hauler. [Section 3.16(A)]. The waste containers shall be completely bear and wildlife proofed, as defined by the Montana Department of Fish, Wildlife, and Parks.
20. The developer shall provide written documentation from the appropriate USPS postmaster, indicating mail delivery requirements have been met. [Section 3.22, FCSR]
21. The following statements will be placed on the face of the 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 user's 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. These include, but are not limited to grizzly and black bears, mountain lions, moose, elk and deer. 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) Birdfeeders must be over 10 feet off the ground and out of the reach of deer and other big game.
 - v) Compost piles are prohibited unless secured by electrical fencing.
 - vi) Pets should be fed indoors and no pet food shall be left outdoors.
 - vii) Fencing must not impeded movement of wildlife.
- i) 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.

- 22. All required improvements will be completed in place or a Subdivision Improvement Agreement, in accordance with Chapter 8 of the Flathead County Subdivision Regulations, will be provided by the subdivider prior to final approval by the County Commissioners. [Chapter 8, FCSR]
- 23. The final plat will be in substantial compliance with the plat and plans submitted for review, except as modified by these conditions. [Section 2.7(E), FCSR]
- 24. Preliminary plat approval is valid for three (3) years. [Section 2.5(D)(6), FCSR]
- 25. The applicant shall work with Fish, Wildlife and Parks to identify location of the heron rookery and provide a protection plant. A letter shall be submitted stating that the requirements have been met prior to final plat [FCPB meeting, 01/10/07].
- 26. A statement shall be placed on the face of the final plat to say that the lots shall not be further subdivided [FCPB meeting, 01/10/07].
- 27. ~~A community water system shall be installed utilizing the two existing wells [FCPB meeting, 01/10/07].~~

CONSIDERATION OF TUITION REIMBURSEMENT: TULL AND CAMPBELL

[10:08:14 AM](#)

Members present:

Commissioner Gary D. Hall PT
Commissioner Dale W. Lauman

Members absent:

Chairman Joseph D. Brenneman

Others present:

Planning & Zoning Director Jeff Harris, Planner Traci Sears-Tull, County Attorney Jonathan Smith, Clerk Diana Kile

Discussion was held in regards to tuition reimbursement for Traci Sears-Tull to further her education.

Commissioner Lauman made a **motion** to approve tuition reimbursement for Traci Sears-Tull for \$477.40. Commissioner Hall PT **seconded** the motion. **Aye** - Hall and Lauman. Motion carried by quorum.

Discussion was held relative to Raeann Campbell's tuition reimbursement.

Commissioner Lauman made a **motion** to approve tuition reimbursement for Raeann Campbell for \$217.20. Commissioner Hall PT **seconded** the motion. **Aye** - Hall and Lauman. Motion carried by quorum.

CONSIDERATION OF ADOPTION OF RESOLUTION: LOAD LIMITS

[10:16:17 AM](#)

Members present:

Commissioner Gary D. Hall PT
Commissioner Dale W. Lauman

Members absent:

Chairman Joseph D. Brenneman

Others present:

County Attorney Jonathan Smith, Ted Gilbertson, Guy Foy, Clerk Diana Kile

Commissioner Lauman made a **motion** to adopt Resolution # 2021 to set load limits on county roads starting March 12, 2007. Commissioner Hall PT **seconded** the motion. **Aye** - Hall and Lauman. Motion carried by quorum.

Resolution No. 2021

WHEREAS, the Board of Commissioners of Flathead County, Montana, is responsible for the maintenance of public highways under its jurisdiction;

WHEREAS, said public highways can be seriously damaged or destroyed by deterioration, rain, snow, thawing, or other climatic conditions unless the permissible vehicle weights are reduced;

WHEREAS, the Board of Commissioners of Flathead County, Montana, has the authority under Section 61-10-128, M.C.A., to impose restrictions on the weight of vehicles traveling on public roads under its jurisdiction;

WHEREAS, the public safety requires the immediate imposition of limits on county roads as an emergency measure to prevent accidents and damage to property.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Flathead County, Montana, pursuant to Section 61-10-128, M.C.A., that the following load limits shall apply until further order of the Board.

Load limit single axle 7 tons, tandem axle 14 tons, 350 lbs. per inch width of tire, however, at no time will the weight exceed 14,000 lbs. per single axle and 28,000 lbs. per tandem axle. Speed limit as posted.

Load limit single axle 8 tons, tandem axle 16 tons, 400 lbs. per inch width of tire, however, at no time will the weight exceed 16,000 lbs. per single axle and 32,000 lbs. per tandem axle. Speed limit as posted.

The load limit on the following roads shall be 350 to 400 pounds per inch of tire width as marked as well as 35 miles per hour speed limit: (If a particular road on this list has not been marked then no load limit is imposed at this time.)

350 400 pounds per inch of tire.
350 ___ 4th St. NW and 4th St. NE in Columbia Falls from 4th Ave. E to 4th Ave. NW.
350 ___ Adams Street for the entire length of the road.
350 ___ Angel Point Road for the entire length of the road.
350 ___ Ashley Lake Road from Highway 2 to intersection with North Ashley Lake Road
350 ___ Antelope Trail from Highway 93 to Hodgson Road.
350 ___ Auction Road from Highway 93 to the end of the road
350 ___ Austin Crossroad for the entire length of the road.
350 ___ Bald Rock Road from Rhodes Draw to Church Drive
350 ___ Bad Rock Road for the entire length of the road
350 ___ Batavia Lane from Highway 2 to Ashley Lake Road
350 ___ Beaver Lake Road from Hwy 93 N. to the end of the road.
350 ___ Belton Stage Road from Hwy 2 to Hwy 2.
350 ___ Berne Road for the entire length of the road.
350 ___ Best Way for the entire length of the road
350 ___ Bierney Creek Road from Hwy 93 to the end of the road.
350 ___ Big Horn Drive from Hwy 2 to Smith Lake Road.
350 ___ Bigfork Stage for the entire length of the road.
350 ___ Bills Road for the entire length of the road.
350 ___ Birch Grove from Helena Flats to Whitefish Stage.
350 ___ Bitterroot Drive from Highway 2 to Pleasant Valley Road
350 ___ Blackmer Lane for the entire length of the road.
___ 400 Blacktail Road from Highway 93 to the end of the road.
350 ___ Blanchard Lake Road from Hwy 93 to Karrow Ave.
350 ___ Blankenship Road for the entire length of the road.
350 ___ Boon Road from Highway 93 to end of road
350 ___ Bowdish Road from US 93 to the end of the road
350 ___ Brosten Lane for the entire length of the road.
350 ___ Browns Meadow for the entire length of the road.
350 ___ Brunner Road from Hwy 2 to S. Hilltop.
___ 400 Cemetery Road for the entire length of the road.
350 ___ Chapman Hill for the entire length of the road.
___ 400 Church Drive for the entire length of the road.
350 ___ Clark Drive for the entire length of the road.
___ 400 Columbia Falls Stage and River Road from Highway 35 to Highway 2
350 ___ Conn Road for the entire length of the road.
350 ___ Coram Stage for the entire length of the road.
350 ___ Coverdell Road for the entire length of the road
350 ___ Creston Hatchery Road from Highway 35 to Lake Blaine Road
350 ___ Creston Road for the entire length of the road.
350 ___ Deer Creek Road for the entire length of the road.
350 ___ Dillon Road for the entire length of the road.
350 ___ Dyer Road for the entire length of the road.
350 ___ East Edgewood Drive for the entire length of the road.
350 ___ East Evergreen Drive for the entire length of the road.
___ 400 East Lakeshore from Big Mountain Road to the end of the road.
350 ___ East Reserve Drive for the entire length of the road.
350 ___ Echo Lake Road for the entire length of the road.
350 ___ Eckleberry Drive for the entire length of the road.
350 ___ Egan Slough Road from Hwy 35 to the end of the road
350 ___ Elk Park Road for the entire length of the road
350 ___ Fairmont Road for the entire length of the road.
350 ___ Farm Road from Lower Valley to MT HWY 82.
___ 400 Farm-to-Market from Hwy 93 North, to the intersection of Lodgepole Road.
___ 400 FAS 486 (North Fork Road) from end of the oil, north to end of road
350 ___ Fern Lane for the entire length of the road.
350 ___ Ferndale Drive for the entire length of the road.
350 ___ Flathead Lodge Road for the entire length of the road.
___ 400 Foothill Road from Lake Blaine Road to Echo Lake Road
350 ___ Forest Hill Road for the entire length of the road.
350 ___ Gladys Glen Road for the entire length of the road.
350 ___ Gopher Lane from Highway 2 to Pleasant Valley Road
___ 400 Good Creek Road from American Timber entrance off of Highway 93 to the end
of the road
350 ___ Grand Avenue for the entire length of the road.
350 ___ Grayling Road from Bierney Creek Rd. to Troutbeck Rd.
___ 400 Halfmoon Road north of Highway 40 from Stoltz Lumber Mill entrance going north
to the end of the road
350 ___ Hanging Rock Drive from Highway 82 to Holt Drive.
350 ___ Helena Flats from Pioneer Road to Hwy 35.
350 ___ Hodgson Road from Hwy 93 to Hwy 2.
350 ___ Hoffman Draw from Highway 2 to end of road
350 ___ Hog Heaven from Highway 29 to end of road
350 ___ Holt Drive for the entire length of the road.
350 ___ Holt Stage for the entire length of the road.
350 ___ Hubbart Dam Road from Highway 2 to Crossover Road
350 ___ Idaho Hill Road for the entire length of the road
350 ___ Jacqueline Road for the entire length of the road.
350 ___ Jellison Road from Jellison Lane north to the end of the road.
350 ___ Jensen Road for the entire length of the road.
350 ___ J P Road from Whitefish River to Monegan Road.

350 ___ Karrow Ave. for the entire length of the road.
350 ___ Kelley Road for the entire length of the road.
350 ___ Kila Road for the entire length of the road.
350 ___ KM Ranch Road for the entire length of the road.
350 ___ Kuhns Road for the entire length of the road.
350 ___ Kuzmic Lane for the entire length of the road.
350 ___ LaBrant Road for the entire length of the road..
___ 400 Lake Blaine Road from Highway 35 to Foothills Road
350 ___ Lake Five Road form Hwy 2 to the Belton Stage Road.
350 ___ Lakeside Boulevard for the entire length of the road.
350 ___ Lindsey Lane for the entire length of the road.
350 ___ Lost Creek Drive for the entire length of the road.
350 ___ Lost Prairie Road from Highway 2 to Pleasant Valley Road
___ 400 Lower Valley Road from Highway 93 to Highway 82
350 ___ Lupfer Road from Highway 93 to the end of the road.
350 ___ Luthern Camp Road for the entire length of the road.
350 ___ Mable Street for the entire length of the road.
350 ___ Managhan Lane from Highway 2 to Batavia Lane
350 ___ Many Lakes Drive for the entire length of the road.
350 ___ Marquardt Lane from Highway 2 to Kienas Road
350 ___ Martin Camp Road Highway 93 for the entire length of the road
350 ___ McCaffery Road for the entire length of the road.
350 ___ McMannamy Draw from Farm-to-Market to the end of the road
350 ___ Meadow Lake Blvd for the entire length of the road.
350 ___ Mennonite Church Road for the entire length of the road.
350 ___ Middle Road for the entire length of the road.
350 ___ Monegan Road for the entire length of the road.
350 ___ Monte Vista Drive for the entire length of the road.
350 ___ Montford Road for the entire length of the road.
350 ___ Morning View Drive for the entire length of the road.
350 ___ North Hilltop Road for the entire length of the road.
350 ___ North Somers Road for the entire length of the road.
350 ___ Olney Loop Road for the entire length of the road.
350 ___ Patrick Creek Road from Foy's Canyon Road to the end of the road
350 ___ Phanco Lane for the entire length of the road.
350 ___ Pleasant Valley Road from Highway 2 to Lost Prairie Road
350 ___ Political Hill for the entire length of the road.
350 ___ Rabe Road for the entire length of the road.
350 ___ Ramsfield Road for the entire length of the road.
350 ___ Ranch Road for the entire length of the road.
350 ___ Reservoir Road from E. Lakeshore to the end. (Northwoods Drive)
___ 400 Rhodes Draw from Farm-to-Market to the end of the road
350 ___ River Bend Drive for the entire length of the road.
350 ___ Riverside Road for the entire length of the road.
___ 400 Rocky Cliff Road from Highway 93 to Airport Road
350 ___ Rogers Lake Road from Highway 2 to Sickler Creek Road
___ 400 Rogers Road for the entire length of the road.
350 ___ Rose Crossing from Whitefish Stage to Helena Flats.
350 ___ School Addition Road for the entire length of the road.
350 ___ Schrade Road from Hwy 93 to Whitefish Stage Road
350 ___ Shady Lane for the entire length of the road.
350 ___ Sickler Creek Road from Highway 2 to Rogers Lake Road. .
350 ___ Smith Lake Road from Whalebone Drive to Kila Road
350 ___ Snow Line Road from Highway 93 to the end of the road
350 ___ Somers Road for the entire length of the road.
350 ___ Somers Stage Road from Hwy 93 to the end of the road.
350 ___ South Fork Road from US Hwy 2 to Spotted Bear Road.
350 ___ South Hilltop Road from Talbot Road to Jellison Road.
350 ___ South Woodland Dr. from Woodland Ave. to Kelly Road.
350 ___ Spring Creek Drive for the entire length of the road.
350 ___ Springcreek Road from Hwy 93 to the end of the road.
___ 400 Spotted Bear Road from Old US 2 to South Fork Road
350 ___ Stillwater Raod from Hwy 424 to the end of the road.
350 ___ Stoner Creek Road for the entire length of the road.
350 ___ Sullivan Crossoad for the entire length of the road.
___ 400 Sunset Drive for the entire length of the road.
350 ___ Swan Hill Road for the entire length of the road.
350 ___ Swan River Road from MT 83 to MT 209.
350 ___ Tamarack Creek Road from Hwy 93 N. to the end of the road.
350 ___ Tamarack Lane from 4th Ave NW to East Edgewood Drive.
350 ___ Tavern Lane for the entire length of the road.
350 ___ Thompson River Road from Highway 2 to County Line
350 ___ Tetrault Road for the entire length of the road.
350 ___ Three Mile Drive from West Springcreek to end of the road.
350 ___ Timber Lane for the entire length of the road.
350 ___ Trap Road for the entire length of the road.
350 ___ Truman Creek Road for the entire length of the road.
350 ___ Trumble Creek Road for the entire length of the road.
350 ___ Twin Acres Drive for the entire length of the road.
350 ___ Twin Bridges Road from Lodgepole Road to Farm-to-Market.
350 ___ Voerman Road for the entire length of the road.
350 ___ Vonderheide Lane for the entire length of the road.
350 ___ Walsh Road from Hwy 2 to South Hilltop Road.
350 ___ West Evergreen from Highway 2 to Whitefish Stage Road
350 ___ West Springcreek from Highway 2 to Three Mile Drive
350 ___ West Valley Drive for the entire length of the road.
350 ___ Whalebone Drive for the entire length of the road.
___ 400 Whitefish Stage from Kalispell City Limits to Reserve
350 ___ Wiley Dike Road for the entire length of the road.
350 ___ Wishart Road for the entire length of the road.
350 ___ Wolf Creek Road for the entire length of the road.

350 ____ Yoeman Hall from Hwy 206 E. to the end of the road.

Variances may be granted by permit obtained through the County Road Department.

BE IT FURTHER RESOLVED, that this resolution shall be effective March 12, 2007, and shall be in effect until load limits are removed by motion of this Board.

Dated this 6th day of March, 2007.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By: _____
Joseph D. Brenneman, Chairman

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

By: /s/Dale W. Lauman
Dale W. Lauman, Member

ATTEST:
Paula Robinson, Clerk

By: /s/Diana Kile
Diana Kile, Deputy

MEETING W/ PHYLLIS ANDERSON RE: RIVERSIDE ROAD

10:19:58 AM

Members present:

Commissioner Gary D. Hall PT
Commissioner Dale W. Lauman

Members absent:

Chairman Joseph D. Brenneman

Others present:

County Attorney Jonathan Smith, Phyllis Anderson, Clerk Diana Kile

Discussion was held in regards to Riverside Road in which a partial piece of the road is unpaved. Anderson spoke of the improvements that were made on the road and wants the project to keep moving along before the partial piece that is unpaved gets lost with other projects starting up this spring.

COS REVIEW: FREHSE

10:25:14 AM

Members present:

Commissioner Gary D. Hall PT
Commissioner Dale W. Lauman

Members absent:

Chairman Joseph D. Brenneman

Others present:

Planning & Zoning Director Jeff Harris, Planner Kirsten Holland, Olaf Irving, Sarah Arrigoni, Ernie Frehse, Dawn Frehse, Clerk Diana Kile

Holland reviewed the chain of title for the Frehse family transfer request in which Ernie Frehse wishes to transfer property to Dawn Frehse. It was stated that in order to comply with zoning a boundary line adjustment would need to be made.

Commissioner Lauman made a **motion** to approve the Frehse family transfer request with the condition the boundary line adjustment be done. Commissioner Hall PT **seconded** the motion. **Aye** - Hall and Lauman. Motion carried by quorum.

FINAL PLAT: LUPFER ROAD MEADOWS

10:47:13 AM

Members present:

Commissioner Gary D. Hall PT
Commissioner Dale W. Lauman

Members absent:

Chairman Joseph D. Brenneman

Others present:

Planner Kirsten Holland, Bob Erickson, Clerk Diana Kile

Holland reviewed the application submitted by Lorne Wildeman with technical assistance from Jackola Engineering for Final Plat approval of Lupfer Road Meadows, a minor subdivision creating five residential lots. This property is located on Lupfer Road north of Whitefish and is accessed from Hwy 93. Preliminary Plat approval was granted on March 26, 2003, subject to eight conditions and an extension was granted on February 28, 2006.

Commissioner Lauman made a **motion** to approve the SIA for Lupfer Road Meadows and authorize the Chairman PT to sign. Commissioner Hall **seconded** the motion. **Aye** - Hall and Lauman. Motion carried by quorum.

Commissioner Lauman made a **motion** to approve Final Plat for Lupfer Road Meadows. Commissioner Hall PT **seconded** the motion. **Aye** - Hall and Lauman. Motion carried by quorum.

DOCUMENT FOR SIGNATURE: CTEP PROJECT AGREEMENT/ KILA PATH

[10:59:44 AM](#)

Members present:

Commissioner Gary D. Hall PT
Commissioner Dale W. Lauman

Members absent:

Chairman Joseph D. Brenneman

Others present:

County Attorney Jonathan Smith, Planner Rebecca Shaw, Planner Kirsten Holland, Clerk Diana Kile

Commissioner Lauman made a **motion** to approve the CTEP Project for a bike path and authorize the Chairman PT to sign. Commissioner Hall PT **seconded** the motion. **Aye** - Hall and Lauman. Motion carried by quorum.

CONSIDERATION OF ADOPTION OF RESOLUTION: AMENDMENT TO RSID #138 TO CHANGE REGISTRAR & PAYING AGENT

[11:05:18 AM](#)

Members present:

Commissioner Gary D. Hall PT
Commissioner Dale W. Lauman

Members absent:

Chairman Joseph D. Brenneman

Others present:

Treasurer Adele Krantz, County Attorney Jonathan Smith, Clerk Diana Kile

Adele Krantz explained that when this RSID was first set up the paying agent or registrar was set up as the Clerk & Records Office. Since that time there have been problems in regards to details and the request is to change the registrar and paying agent to US Bank.

Commissioner Lauman made a **motion** to adopt Resolution # 1710G to change the paying agent and registrar for RSID 138. Commissioner Hall PT **seconded** the motion. **Aye** - Hall and Lauman. Motion carried by quorum.

CERTIFICATE AS TO RESOLUTION AND ADOPTING VOTE

I, the undersigned, being the duly qualified and acting recording officer of Flathead County, Montana (the "County"), hereby certify that the attached resolution is a true copy of a Resolution entitled: "RESOLUTION RELATING TO \$523,000 RURAL SPECIAL IMPROVEMENT DISTRICT NO. 138 BONDS; APPOINTING A NEW REGISTRAR, TRANSFER AGENT AND PAYING AGENT" (the "Resolution"), on file in the original records of the County in my legal custody; that the Resolution was duly adopted by the Board of County Commissioners of the County at a regular meeting on March 6, 2007, and that the meeting was duly held by the Board of County Commissioners and was attended throughout by a quorum, pursuant to call and notice of such meeting given as required by law; and that the Resolution has not as of the date hereof been amended or repealed.

I further certify that, upon vote being taken on the Resolution at said meeting, the following Commissioners voted in favor thereof: Commissioner Hall & Lauman; voted against the same: _____; abstained from voting thereon: _____; or were absent: _____.

WITNESS my hand and seal officially this 6th day of March, 2007.

Paula Robinson

(SEAL)

Flathead County Clerk and Recorder

By: /s/Diana Kile

Deputy

RESOLUTION NO. 1710G H

RESOLUTION RELATING TO \$523,000 RURAL SPECIAL IMPROVEMENT DISTRICT NO. 138 BONDS; APPOINTING A NEW REGISTRAR, TRANSFER AGENT AND PAYING AGENT

BE IT RESOLVED by the Board of County Commissioners (the "Board") of Flathead County, Montana (the "County"), as follows:

Section 1. Recitals. It is hereby found, determined and declared as follows:

1.01. Creation of District. By the adoption of Resolution No. 1710C on September 7, 2004, the Board created the Rural Special Improvement District No. 138 and ordered the proposed Improvements.

1.02. Sale and Issuance of Bonds. For the purpose of financing the costs and expenses of making the Improvements, this Board by Resolution called for the public sale of bonds in the total aggregate amount of \$523,000 (the "Bonds"). The Board subsequently authorized the County to enter into a contract with D.A. Davidson & Co., of Great Falls, Montana (the "Purchaser"), pursuant to which the Purchaser agreed to purchase from the County the Bonds at a purchase price of \$513,847.50 plus interest accrued thereon from the date of original issue of the Bonds.

1.03. Interest Payment Dates. Interest on the Bonds is be payable on each January 1 and July 1, commencing January 1, 2006, to the owners of record thereof as such appear on the bond registrar at the close of business on the fifteenth day of the immediately preceding month, whether or not such day is a business day. Upon the original delivery of the Bonds to the Purchaser and upon each subsequent transfer or exchange of a Bond pursuant to Section 2.04, the Registrar shall date each Bond as of the date of its authentication.

1.04. Method of Payment. The Bonds have been issued only in fully registered form. The interest on and, upon surrender thereof at the operations center of the Registrar (as hereinafter defined), the principal of each Bond, shall be payable by check or draft drawn on the Registrar.

1.05. Registration. By passage of Resolution No. 1710E, the County appointed the County Clerk and Recorder to act as registrar, transfer agent and paying agent (the "Registrar"); reserved the right to appoint a successor bond registrar, transfer agent or paying agent, as authorized by the Model Public Obligations Registration Act of Montana, Montana Code Annotated, Title 17, Chapter 5, Part 11, as amended (the "Registration Act"); agreed to pay the reasonable and customary charges of the Registrar for the services performed; and established a system of registration for the Bonds as defined in the Registration Act, in order that the effect of registration and the rights and duties of the County and the Registrar with respect thereto were stated as follows:

(a) Bond Register. The Registrar shall keep at its operations center a bond register in which the Registrar shall provide for the registration of ownership of the Bonds and the registration of transfers and exchanges of the Bonds entitled to be registered, transferred or exchanged.

(b) Transfer. Upon surrender to the Registrar for transfer of any Bond duly endorsed by the registered owner thereof or accompanied by a written instrument of transfer, in form satisfactory to the Registrar, duly executed by the registered owner thereof or by an attorney duly authorized by the registered owner in writing, the Registrar shall authenticate and deliver, in the name of the designated transferee or transferees, one or more new Bonds of a like aggregate principal amount and maturity, as requested by the transferor. The Registrar may, however, close the books for registration of any transfer of any Bond or portion thereof selected or called for redemption. No transfer or exchange of a Bond shall affect its order of registration for purposes of redemption pursuant to Section 2.05.

(c) Exchange. Whenever any Bond is surrendered by the registered owner for exchange, the Registrar shall authenticate and deliver one or more new Bonds of a like aggregate principal amount, interest rate and maturity, as requested by the registered owner or the owner's attorney duly authorized in writing.

(d) Cancellation. All Bonds surrendered upon any transfer or exchange shall be promptly cancelled by the Registrar and thereafter disposed of as directed by the County.

(e) Improper or Unauthorized Transfer. When any Bond is presented to the Registrar for transfer, the Registrar may refuse to transfer the same until it is satisfied that the endorsement on such Bond or separate instrument of transfer is valid and genuine and that the requested transfer is legally authorized. The Registrar shall incur no liability for the refusal, in good faith, to make transfers which it, in its judgment, deems improper or unauthorized.

(f) Persons Deemed Owners. The County and the Registrar may treat the person in whose name any Bond is at any time registered in the bond register as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of, or on account of, the principal of and interest on such Bond and for all other purposes, and all such payments so made to any such registered owner or upon the owner's order shall be valid and effectual to satisfy and discharge the liability of the County upon such Bond to the extent of the sum or sums so paid.

(g) Taxes, Fees and Charges. For every transfer of Bonds or exchange of Bonds (except an exchange upon a partial redemption of a Bond), the Registrar may impose a charge upon the owner thereof sufficient to reimburse the Registrar for any tax, fee or other governmental charge required to be paid with respect to such transfer or exchange.

(h) Mutilated, Lost, Stolen or Destroyed Bonds. In case any Bond shall become mutilated or be destroyed, stolen or lost, the Registrar shall deliver a new Bond of like amount, number, maturity date and tenor in exchange and substitution for and upon cancellation of any such mutilated Bond or in lieu of and in substitution for any such Bond destroyed, stolen or lost, upon the payment of the reasonable expenses and charges of the Registrar in connection therewith; and, in the case of a Bond destroyed, stolen or lost, upon filing with the Registrar of evidence satisfactory to it that such Bond was destroyed, stolen or lost, and of the ownership thereof, and upon furnishing to the Registrar an appropriate bond or indemnity in form, substance and amount satisfactory to it, in which both the County and the Registrar shall be named as obligees. All Bonds so surrendered to the Registrar shall be cancelled by it and evidence of such cancellation shall be given to the County. If the mutilated, destroyed, stolen or lost Bond has already matured or such Bond has been called for redemption in accordance with its terms, it shall not be necessary to issue a new Bond prior to payment.

Section 2. Replacement of Registrar.

2.01. Registrar. The County, through its Board of Commissioners, hereby replaces the Flathead County Clerk and Recorder as registrar, transfer agent and paying agent with the U.S. Bank National Association which shall hereafter be the registrar, transfer agent and paying agent (the "Registrar") for the bonds issued on behalf of Flathead County Rural Special Improvements District No. 138, and shall carry out the duties of the Registrar as set forth in Section 1.05, above.

2.02. Contract. The County, through its Board of Commissioners, will enter into a Paying Agent and Registrar Agreement with the U.S. Bank National Association in the form attached hereto as Exhibit 1.

This resolution shall take effect immediately upon its passage and adoption by this Board. PASSED by the Board of County Commissioners of Flathead County, Montana, this 6th day of March, 2007.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By _____
Joseph D. Brenneman, Chairman

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

By/s/Dale W. Lauman
Dale W. Lauman, Member

ATTEST:
Paula Robinson, Clerk

By/s/Diana Kile
Deputy

BUDGET RESOLUTIONS

[11:15:21 AM](#)

Members present:

Commissioner Gary D. Hall PT
Commissioner Dale W. Lauman

Members absent:

Chairman Joseph D. Brenneman

Others present:

Finance Director Laurel Raymond, Clerk Diana Kile

Commissioner Lauman made a **motion** to approve budget Resolution #2022 for a consortia contract. Commissioner Hall PT **seconded** the motion. **Aye** - Hall and Lauman. Motion carried by quorum.

BUDGET AMENDMENT RESOLUTION NO. 2022

WHEREAS, the Board of Commissioners has determined, and various department heads have requested and verified, that budget revisions between line items for Fiscal Year 2006-2007, 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 2006-2007; 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 6th day of March 2007.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By: _____
Joseph D. Brenneman, Chairman

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

By:/s/Dale W. Lauman
Dale W. Lauman, Member

ATTEST:
Paula Robinson, Clerk

By:/s/Diana Kile
Deputy

**COUNTY OF FLATHEAD
GENERAL JOURNAL VOUCHER
BUDGET AMENDMENT - FY2007**

			VOUCHER NO.:	
DATE ISSUED:	3/6/07	Resolution # 2022		
DATE OF RECORD:	2/28/07		Entered by:	
MCA 7-6-4006		ACCOUNTING COPY - B-Entry		
Account Number	Object	Description	Debit	Credit
2974-0191-331139		Consortia III Revenue	\$ 9,000.00	
2974-172000		Revenue Control		\$ 9,000.00
2974-0191-440156	110	Consortia III Salaries		\$ 6,600.00
2974-0191-440156	141	Consortia III Payroll Benefits		\$

				23.00
2974-0191-440156	142	Consortia III Payroll Benefits		\$ 62.00
2974-0191-440156	143	Consortia III Payroll Benefits		\$ 1,340.00
2974-0191-440156	144	Consortia III Payroll Benefits		\$ 410.00
2974-0191-440156	145	Consortia III Payroll Benefits		\$ 463.00
2974-0191-440156	147	Consortia III Payroll Benefits		\$ 94.00
2974-0191-440156	150	Consortia III Payroll Benefits		\$ 8.00
2974-242000		Expenditure Control	\$ 9,000.00	
Explanation			\$ 18,000.00	\$ 18,000.00
To establish budget to reflect addendum to Grant Contract. See attached Grant Addendum.				
			Approved by: LR	
			Date: 3/6/2007	

Commissioner Lauman made a **motion** to approve budget Resolution #2023 for abstinence education. Commissioner Hall PT **seconded** the motion. **Aye** - Hall and Lauman. Motion carried by quorum.

BUDGET AMENDMENT RESOLUTION NO. 2023

WHEREAS, the Board of Commissioners has determined, and various department heads have requested and verified, that budget revisions between line items for Fiscal Year 2006-2007, 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 2006-2007; 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 6th day of March 2007.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By: _____
Joseph D. Brenneman, Chairman

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

By: /s/Dale W. Lauman
Dale W. Lauman, Member

ATTEST:
Paula Robinson, Clerk

By: /s/Diana Kile
Deputy

**COUNTY OF FLATHEAD
GENERAL JOURNAL VOUCHER
BUDGET AMENDMENT - FY2007**

DATE ISSUED:	3/6/07	Resolution # 2023	VOUCHER NO.:	
DATE OF RECORD:	2/28/07		Entered by:	
MCA 7-6-4006		ACCOUNTING COPY - B-Entry		
Account Number	Object	Description	Debit	Credit
2965-0190-331133		Abstinence Education - Revenue	\$ 13,357.00	
2965-0190-440110	398	Abstinence Education - Cont Serv		\$ 13,357.00
2965-242000		Expenditure Control	\$ 13,357.00	
2965-172000		Revenue Control		\$ 13,357.00
Explanation			\$ 26,714.00	\$ 26,714.00
To establish budget to reflect addendum to Grant Contract. See attached Grant Addendum.				

Approved by: LR
 Date: 3/6/2007

Commissioner Lauman made a **motion** to approve budget Resolution #2024 for a cancer program. Commissioner Hall PT **seconded** the motion. **Aye** - Hall and Lauman. Motion carried by quorum.

BUDGET AMENDMENT RESOLUTION NO. 2024

WHEREAS, the Board of Commissioners has determined, and various department heads have requested and verified, that budget revisions between line items for Fiscal Year 2006-2007, 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 2006-2007; 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 6th day of March 2007.

BOARD OF COUNTY COMMISSIONERS
 Flathead County, Montana

By: _____
 Joseph D. Brennehan, Chairman

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

By: /s/Dale W. Lauman
 Dale W. Lauman, Member

ATTEST:
 Paula Robinson, Clerk

By: /s/Diana Kile
 Deputy

**COUNTY OF FLATHEAD
 GENERAL JOURNAL VOUCHER
 BUDGET AMENDMENT - FY2007**

DATE ISSUED:	3/6/07	Resolution #2024	VOUCHER NO.:	
DATE OF RECORD:	2/28/07		Entered by:	
MCA 7-6-4006		ACCOUNTING COPY - B-Entry		
Account Number	Object	Description	Debit	Credit
2967-0190-331138		BCHP Grant Revenue	\$ 7,383.00	
2967-172000		Revenue Control		\$ 7,383.00
Explanation			\$ 7,383.00	\$ 7,383.00
To establish budget to reflect addendum to Grant Contract. See attached Grant Addendum.				
			Approved by: LR	
			Date: 3/6/2007	

Commissioner Lauman made a **motion** to approve budget Resolution #2025 for air quality. Commissioner Hall PT **seconded** the motion. **Aye** - Hall and Lauman. Motion carried by quorum.

BUDGET AMENDMENT RESOLUTION NO. 2025

WHEREAS, the Board of Commissioners has determined, and various department heads have requested and verified, that budget revisions between line items for Fiscal Year 2006-2007, 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 2006-2007; 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 6th day of March 2007.

BOARD OF COUNTY COMMISSIONERS
 Flathead County, Montana

By: _____
Joseph D. Brenneman, Chairman

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

By: /s/Dale W. Lauman
Dale W. Lauman, Member

ATTEST:
Paula Robinson, Clerk

By: /s/Diana Kile
Deputy

BUDGET AMENDMENT - FY2007

			VOUCHER	
DATE ISSUED:	3/6/07	Resolution # 2025	NO.:	
DATE OF RECORD:	2/28/07		Entered by:	
MCA 7-6-4006		ACCOUNTING COPY - B-Entry		
Account Number	Object	Description	Debit	Credit
2979-0190-331136		Air Quality Revenue	\$ 2,108.00	
2979-172000		Revenue Control		\$ 2,108.00
2979-0190-440140	231	Air Quality Supplies		\$ 1,220.00
2979-0190-440140	311	Air Quality - Postage		\$ 100.00
2979-0190-440140	345	Air Quality - Telephone		\$ 787.00
2979-242000		Expenditure Control	\$ 2,107.00	
Explanation			\$ 4,215.00	\$ 4,215.00
To establish budget to reflect addendum to Grant Contract. See attached Grant Addendum.				
			Approved by: LR	
			Date: 3/6/2007	

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on March 7, 2007.

WEDNESDAY, MARCH 7, 2007

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

8:30 a.m. Commissioner Brenneman to Core Values Workshop @ Expo Building
11:00 a.m. County Attorney meeting @ Co. Atty's Office

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on March 8, 2007.

THURSDAY, MARCH 8, 2007

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

Chairman Brenneman opened public comment on matters within the Commissions' Jurisdiction.

Patricia Arnone spoke of her concern with large trucks using Lauman Road and the damage that is being caused with spring break up. Discussion was then held in regards to Weaver Subdivision that was recently passed by the planning board with Preliminary Plat scheduled next week. It was stated that it is her understanding that there are provisions on paving and who is required to pave; with Preliminary Plat only requiring dust abatement. Arnone then spoke on the Growth Policy in regards to Chapter 10 and the changes that she feels need to be made with the Neighborhood Plan, and Chapter 8 goal 39 in regards to protecting water quality.

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

MONTHLY MEETING W/ JEFF HARRIS, PLANNING & ZONING OFFICE

[9:00:58 AM](#)

Members present:

Chairman Joseph D. Brenneman
Commissioner Gary D. Hall
Commissioner Dale W. Lauman

Others present:

Planning & Zoning Director Jeff Harris, Mayre Flowers, Clerk Diana Kile

Jeff Harris spoke in regards to performance evaluations, possible flexible scheduling for staff and about the subdivision regulations meeting that was held with the Planning Board. It was stated that the process for the regulations is being expedited because state law requires subdivision regulations to comply with the Growth Policy. Discussion also included the use of the word may and shall, high fire hazard areas, open space for clustering and Growth Policy public comments that are coming in.

CONSIDERATION OF LAKESHORE PERMIT: ERICKSON

[9:52:56 AM](#)

Members present:

Chairman Joseph D. Brenneman
Commissioner Gary D. Hall
Commissioner Dale W. Lauman

Others present:

Assistant Michael Pence, Planner George Smith, Clerk Diana Kile

Smith reviewed the Lake & Lakeshore Permit application submitted by Miles & Carol Erickson who propose to install a floating dock at 930 McGregor Lane. The dock is six feet wide by twenty feet long, and is connected to the shoreline by a gangway three feet wide by thirteen feet long. Gravel will be applied to the lake bottom adjacent to the dock for approximately ten feet on either side, or extending fifteen feet from the shoreline. The total impervious cover is one hundred fifty-nine square feet, which is within the property allowance. The dock will be removed from the lake before winter freeze-up and all work will be done from shore with no equipment entering the lake.

Commissioner Hall made a **motion** to approve Lakeshore Permit FLP 07-06 and authorize the Chairman to sign. Commissioner Lauman **seconded** the motion. **Aye** - Brenneman, Hall and Lauman. Motion carried unanimously.

MEETING W/ KEVIN DETTMERING RE: SAFETY ON PARKER HILL ROAD

[10:03:39 AM](#)

Members present:

Chairman Joseph D. Brenneman
Commissioner Gary D. Hall
Commissioner Dale W. Lauman

Others present:

Assistant Michael Pence, Kevin Dettmering, Heidi Dettmering, Mary Hemming, Clerk Diana Kile

Discussion was held relative to an on going dispute on Parker Hill Road in which the Sheriff's Department was called and a report was filed. The residents are concerned about their safety with this situation going on now for several years.

It was stated that a copy of this meeting would be sent to the County Attorney's office for review.

BI-MONTHLY MEETING W/ KIM CROWLEY, LIBRARY

[10:33:30 AM](#)

Members present:

Chairman Joseph D. Brenneman
Commissioner Gary D. Hall
Commissioner Dale W. Lauman

Others present:

Assistant Michael Pence, Library Director Kim Crowley, Brett Fisher, Clerk Diana Kile

Crowley reported that a meeting held with the Park Advisory Committee went well and a power point presentation was then shown of various new and remodeled libraries. Crowley then spoke about hiring a fund raiser for the foundation, which she hopes to have done within the next couple of months. Discussion was then held in regards to a financial and business plan being in place for the library project, bonds and increases in property taxes.

CONSIDERATION OF PRINTING BIDS: SHERIFF'S OFFICE AND WEED/ PARKS & RECREATION DEPT.

[10:28:58 AM](#)

Members present:

Chairman Joseph D. Brenneman
Commissioner Dale W. Lauman

Members absent:

Commissioner Gary D. Hall

Others present:

Assistant Michael Pence, Clerk Diana Kile

Commissioner Lauman made a **motion** to approve the print bid from North Star Printing for 1,000 gummed tablets for \$50.00, 1,000 gummed tablets for sentenced inmate property release forms for \$50.00, 1,500 victim notification cards for \$46.00, 3,000 arrest/detention forms for \$70.00 and 1,000 inmate request forms for \$85.00 for the Sheriff's Office. Commissioner Brenneman **seconded** the motion. **Aye** - Brenneman and Lauman. Motion carried by quorum.

Commissioner Lauman made a **motion** to approve the print bid from Kalispell Copy Center for three posters for \$216.00 for the Weed/ Parks & Recreation Department. Commissioner Hall **seconded** the motion. **Aye** - Brenneman, Hall and Lauman. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: FIRING RANGE APPLICATION/ LARRY GEORGE

11:01:10 AM

Members present:

Chairman Joseph D. Brenneman
Commissioner Gary D. Hall
Commissioner Dale W. Lauman

Others present:

Assistant Michael Pence, Larry George, Harold Oney, Clerk Diana Kile

Commissioner Hall made a **motion** to approve the firing range application and authorize the Chairman to sign. Commissioner Hall **seconded** the motion. **Aye** - Brenneman, Hall and Lauman. Motion carried unanimously.

MONTHLY MEETING W/ RAEANN CAMPBELL, HUMAN RESOURCE OFFICE

11:04:48 AM

Members present:

Chairman Joseph D. Brenneman
Commissioner Gary D. Hall
Commissioner Dale W. Lauman

Others present:

Assistant Michael Pence, HR Director Raeann Campbell, Clerk Diana Kile

Discussion was held relative to personnel transactions for the month of February, work comp costs for the year and the latest injury. It was reported the trust fund balance is up and that work has started with re-organization in Animal Control. Campbell then stated that bus drivers and maintenance workers will be contracted out with Work Place for Glacier Park.

Commissioner Lauman made a **motion** to approve the personnel transactions for the month of February. Commissioner Hall **seconded** the motion. **Aye** - Brenneman, Hall and Lauman. Motion carried unanimously.

Commissioner Hall PT then read into record the change of Resolution 1710G to 1710H that was passed on 3/06/07.

12:00 p.m. Commissioner Brenneman to Bethany Lutheran Church for meeting w/ Bigfork Community
2:00 p.m. Commissioner Lauman to AOA Board meeting @ Kalispell Sr. Center
4:00 p.m. Long Range Planning Task Force Land Use Committee meeting @ Solid Waste District Office
6:00 p.m. Fair Board meeting @ Fair Office

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on March 8, 2007.

FRIDAY, MARCH 9, 2007

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

LEGISLATIVE SESSION DISCUSSION

11:06:30 AM

Members present:

Commissioner Gary D. Hall
Commissioner Dale W. Lauman

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Michael Pence, Weed & Parks Director Jed Fisher, Treasurer Adele Krantz, Finance Director Laurel Raymond, County Attorney Jonathan Smith, Planning & Zoning Director Jeff Harris, OES Director Mark Peck, Gina Klempel, Clerk & Recorder Paula Robinson, Clerk Diana Kile

Adele Krantz spoke in regards to HB 529

Commissioner Hall reported on PL 106-393 in regards to, Secure Rural Schools Act.

Discussion was held in regards to what position Flathead County would take on HB 529.

Jeff Harris stated that HB 400 in regards to - Revising planning board laws is basically a house cleaning bill.

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on March 12, 2007.
