
MONDAY, MAY 21, 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, no one present to speak, Chairman Brenneman closed the public comment period.

CONSIDERATION OF PRINTING CONTRACT: PLANNING & ZONING OFFICE

9:16:11 AM

Members present:

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

Others present:

Assistant Michael Pence, Assistant Planning & Zoning Director B J Grieve, Clerk Diana Kile

Grieve reviewed the discrepancy in the print bid for the Growth Policy and explained the changes that were incorporated into the document that increased the cost. The original print bid for 300 manuals was \$5,370.00 and the increased cost is now \$8,991.75.

Commissioner Lauman made a **motion** to approve the increased cost of printing 300 Growth Policy manuals. Commissioner Hall **seconded** the motion. **Aye** - Brenneman, Hall and Lauman. Motion carried unanimously.

FINAL PLAN: PONDEROSA BOAT CLUB PUD

9:29:55 AM

Members present:

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

Others present:

Assistant Michael Pence, County Attorney Jonathan Smith, Mike Fraser, Clerk Diana Kile

Grieve reviewed the application submitted by Fraser Management and Consulting, PLLC for a PUD Final Plan for Ponderosa Boat Club, a Planned Unit Development in Bigfork. This project is located northeast of the southern intersection of Holt Drive and Chapman Hill Road in Bigfork and is described as lots 1-61 of Ponderosa Boat Club. Preliminary plat approval of the PUD was granted on April 25, 2005. Staff recommends approval.

Commissioner Hall made a **motion** to approve final plan of Ponderosa Boat Club PUD. Commissioner Lauman **seconded** the motion. **Aye** - Brenneman, Hall and Lauman. Motion carried unanimously.

Commissioner Lauman made a **motion** to approve Resolution 1818A. Commissioner Hall **seconded** the motion. **Aye** - Brenneman, Hall and Lauman. Motion carried unanimously.

RESOLUTION NO. 1818 A

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing, following the publication of legal notice, on the 11th day of April, 2005, to consider a proposal to approve a Planned Unit Development (PUD) in the Holt Zoning District on property zoned R-2 (One Family Limited Residential);

WHEREAS, the Board of Commissioners heard public comment on the proposed Planned Unit Development at that hearing and reviewed the recommendation of the Flathead County Planning Board regarding the proposed Planned Unit Development; and

WHEREAS, the Board of Commissioners adopted Resolution No. 1818, on April 25, 2005, to conditionally approve the proposed Planned Unit Development (PUD) in the Holt Zoning District, allowing the overlay of approximately 27 acres to be developed in 9 phases, and the conditions have been complied with and final approval sought.

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 approves a Planned Unit Development (PUD) to overlay approximately 27 acres to be developed in 9 phases, and redesignates the property described below as a Planned Unit Development.

BE IT FURTHER RESOLVED that the property re designated as a PUD is described as Assessor's Tract 18 in Section 36, Township 27 North, Range 20 West, P.M.M., Flathead County, Montana, located northeast of the southern intersection of Chapman Hill Road and Holt Drive in Bigfork, Montana, to be known as Ponderosa Boat Club.

DATED this 21st day of May, 2007.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By: /s/Joseph D. Brenneman
Joseph D. Brenneman, Chairman

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

By: /s/Gary D. Hall

Gary D. Hall, Member

ATTEST:
Paula Robinson, Clerk

By: /s/Diana Kile
Diana Kile, Deputy

AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: TAX INCENTIVE REQUEST/ TOTAL LABEL USA

[9:47:33 AM](#)

Members present:

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

Others present:

Assistant Michael Pence, Clerk Diana Kile

Commissioner Hall made a **motion** to authorize the publication of the public hearing for a tax incentive request and authorized the Chairman to sign. Commissioner Lauman **seconded** the motion. **Aye** - Brenneman, Hall and Lauman. Motion carried unanimously.

NOTICE OF PUBLIC HEARING

The Board of Commissioners of Flathead County, Montana, hereby gives notice, pursuant to Sections 15-24-1402 and 76-15-103, M.C.A., that it will hold a public hearing to consider the application of Total Label USA, LLC, located at 500 Resource Lane in Whitefish, Montana, seeking the application of tax reducing benefits to the new, larger facility and additional printing equipment. If the application is granted, the new construction will be taxed at fifty percent of its taxable value in each of the first five years after approval; in each year thereafter, the percentage will be increased by equal percentages until the full taxable value is attained in the tenth year.

The public hearing will be held on the 11th day of **June, 2007**, at **9:30 o'clock a.m.**, in the Office of the Board of Commissioners of Flathead County, Montana, Courthouse, West Annex, 800 South Main Street, Kalispell, Montana. At the public hearing, the Board of Commissioners will give members of the public an opportunity to be heard regarding the application for tax reduction of Total Label USA, LLC.

DATED this 21st day of May, 2007.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By: /s/Joseph D. Brenneman
Joseph D. Brenneman, Chairman

ATTEST:
Paula Robinson, Clerk

By: /s/Diana Kile
Diana Kile, Deputy

Publish on May 24 and June 7, 2007.

CONSIDERATION OF HR TRANSMITTALS: CONTROL ROOM TECHNICIAN/ SHERIFF'S OFFICE AND ATTORNEY SALARY/ COUNTY ATTORNEY'S OFFICE

[9:51:08 AM](#)

Members present:

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

Others present:

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

Campbell reported that a Control Room Technician is a Detention Center job description change that would put someone in the Control Room full time. Also reported was a range adjustment for the Deputy County Attorneys office.

Commissioner Hall made a **motion** to approve the HR Transmittals and authorized the Chairman to sign. Commissioner Lauman **seconded** the motion. **Aye** - Brenneman, Hall and Lauman. Motion carried unanimously.

ACCLAMATIONS: MISCELLANEOUS FIRE DISTRICT, WHITEFISH FIRE SERVICE AREA, LAKESIDE COMMUNITY COUNCIL AND BIGFORK LAND USE ADVISORY COMMITTEE

[10:00:43 AM](#)

Members present:

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

Others present:

Clerk Diana Kile

Commissioner Hall made a **motion** to appoint and elect the following individuals to various Fire District and Land Use Advisory Committee's. **Big Mountain Rural Fire District**, Robert Fousek elected by acclamation, **Bigfork Rural Fire District**, Leland

Leivo and John Creamer elected by acclamation, **Blankenship Rural Fire District**, Peter Bergen and Robert L Love, **Columbia Falls Rural Fire District**, James Porteous, **Creston Rural Fire District**, Allen Zimmerman, **Evergreen Rural Fire District**, Charles Warren and John T Fallon elected by acclamation, **Hungry Horse Rural Fire District**, Lori Riley elected by acclamation, **Marion Rural Fire District**, Larry Brower elected by acclamation, **Olney Rural Fire District** re-appoint Roxanne Street and Renae Fredrickson, **Somers Rural Fire District**, Bernie Olson elected by acclamation, **South Kalispell Rural Fire Station**, Perry Edson Nelson, III, **West Valley Rural Fire District**, Terry Rothacher and Craig Tutvedt elected by acclamation, **Whitefish Fire Service Area**, Steve Carlson and Marshall Mahler elected by acclamation, **Lakeside Community Council**, Janet Heinz and Greg Schoh re-appointed, **Bigfork Land Use Advisory Committee**, Darrell Coverdell and Mary JoNaive. Commissioner Lauman **seconded** the motion. **Aye** - Brenneman, Hall and Lauman. Motion carried unanimously.

MEETING W/ CHARLES LAPP RE: GRAYLING HILL EASEMENTS

[10:15:46 AM](#)

Members present:

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

Others present:

County Attorney Peter Steele, Road Department Superintendent Guy Foy, Charles Lapp, Robert Young, Larry Heinold, Ron Webb, Al Mrachek, Jeff Larsen, Ron Clark, Marc Leichti, Jack Rasmussen, Clerk Diana Kile

General discussion was held in regards to Spur Wing Subdivision in Lakeside that was approved in December 2005. In September of 2005 Charles Lapp and the Flathead County Road Department Superintendent discussed various methods of improving streets; since that time Adams Street has been built with Grayling Hill Road having an easement issue. Lapp then stated that he has checked with the Plat Room and with the information that he was given he feels the easement has never been anywhere, but where it is right now.

Jack Rasmussen the Secretary/ Treasurer of Trout Beck Rise Homeowners Association said that he has contacted everyone involved in this and stated that he was told over 3 years ago, that the county attorney was working on this issue, with the homeowners wanting their road paved.

Chairman Brenneman asked if anyone had a problem with keeping the road where it is and paving it where it is.

Jack Rasmussen then said that it has been there for 30 plus years.

Jeff Larsen then said that he and Lapp just want to make sure that they can legally go in and do the work, with it being a county road.

Peter Steele stated that they need to get the right of way issue solved and would get with Guy Foy to do so. He then said that he would check with an individual to see if he would grant an easement to the county.

Charles Lapp then spoke in regards to his concern of how to proceed with the condition that he paves the road. He then said that they will have to do more to the road than just pave it, with condition #1 in the Preliminary Plat stating that the developer has agreed to pave Grayling Hill Road, if the county and Trout Beck Rise Homeowners Association get the base of the road up to county standards.

Commissioner Hall spoke of the expense of bringing the road up to county standard with soft spots and questioned if the homeowners association would be willing to partner with the expense.

Jack Rasmussen then said that they are concerned that they only a month ago saw the requirement of them having to do something with the base of the road. He then spoke about trying for a long time to get the road paved and being in the process of doing an RSID with the assumption that Grayling would be paved and that they would start from the intersection.

Charles Lapp then spoke about his subdivision Spur Wing joining in with the RSID to fix the road, and that Spur Wing Subdivision would pay their whole share of it up front to make it work; bond council decided that the only ones that can help pay are ones that actually access off that portion of the road.

Jeff Larsen then said that they want to get Adams Street done and Spur Wing Road in, so that if they are dealing with Grayling they would have other accesses to get in and out.

Charles Lapp then said that realistically they are probably looking at next spring, before they can start anything.

Chairman Brenneman then asked if they were working on an RSID if they could incorporate the cost of the base into it.

Charles Lapp then said that it would only affect those houses that have access off that portion of the road, and that his subdivision could not legally be included into an RSID on Grayling Hill Road.

Chairman Brenneman then said that the homeowners association could agree to pay a certain portion of the cost just to get it done.

Jeff Larsen then said that he wants to get access routes for the residents so they aren't calling the commissioners everyday complaining about not being able to get out. He then said that the soft spots are going to need to be dug down, fabric put down and stabilized with pit run to get a good base. Larsen then stated that he would get a cost estimate to the Road Department.

Marc Leichti said that they were hoping that the county would re-build the base of the road and they would do the paving.

Jack Rasmussen said that the homeowners association would not be interested in carrying the full load of the expense in re-building the road.

Commissioner Hall said that the commission has been out to the road in the past with the Road Department Superintendent and have discussed the expense that would be involved in rebuilding the road.

Charles Lapp then said that a cost estimate would be easy to come up with in re-building the road.

Chairman Brenneman asked Lapp to head up a study for a cost estimate and to bring it before the Commission.

Charles Lapp then spoke about access routes out when the road is being repaired.

Ron Clark a resident at Trout Beck Rise questioned who owns Grayling Road, in which Chairman Brenneman said that the county probably has an easement over it. Clark then said that if the county is responsible to maintain it, why should those who own property have to pay for what the county is responsible for.

Chairman Brenneman then said that the county has only so much money to allocate and that they are trying to do the best they can with the money they have.

Ron Clark then said that he has lived there for 7 years and the road seems to get worse; with this being the first time that he has ever had to contend with a road owned by the county that they don't maintain. Clark then asked that the county set up a dust monitoring box to tell them how bad the environmental air is in Trout Beck Rise.

Guy Foy then said that the county doesn't have the equipment to do that. The ones that are having it done have hired a private individual from Missoula.

Charles Lapp then spoke about Adams Street being owned by the county in regards to that giving him the ability to go ahead and re-build the road.

Chairman Brenneman then spoke about the 700 miles of gravel roads within the county that they don't have money to fix.

Commissioner Hall then said that the county is now requiring sub-dividers to pave the road that borders their property.

Ron Clark then asked if the county had an Environmental Air Quality Department, in which Commissioner Hall stated the Health Department does some monitoring through the State in cities. Commissioner Hall then said that the study being done up the North Fork is being done by a professor from the University of Montana.

Chairman Brenneman spoke about standards that were initiated by the County Health Department for dust consideration, in which the Commission was criticized.

Jack Rasmussen then said that in previous meetings with Commissioners when they have tried to get their road paved, they were told that the county paves roads to subdivisions, not in subdivisions, and questioned if that was still county policy, in which Chairman Brenneman stated that it was not.

DOCUMENT FOR SIGNATURE: INTERLOCAL AGREEMENT RSID #142 WITH LAKESIDE COUNTY WATER & SEWER DISTRICT

[10:55:57 AM](#)

Members present:

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

Others present:

Assistant Michael Pence, County Attorney Jonathan Smith, Debbie Boreson, Clerk Diana Kile

Jonathan Smith explained that the Interlocal Agreement involving the RSID at Somers is an agreement that we will build the project with RSID money from the State and Lakeside Water & Sewer District will maintain and run it.

Commissioner Lauman made a **motion** to approve the Interlocal Agreement for RSID #142 and authorized the Chairman to sign. Commissioner Hall **seconded** the motion. **Aye** - Brenneman, Hall and Lauman. Motion carried unanimously.

CONSIDERATION OF SIA EXTENSION: CHERRY HILL YACHT CLUB, PHASE I

[10:55:57 AM](#)

Members present:

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

Others present:

Assistant Michael Pence, County Attorney Jonathan Smith, Jim Burton, Clerk Diana Kile

Commissioner Lauman made a **motion** to approve the SIA extension and authorized the Chairman to sign. Commissioner Hall **seconded** the motion. **Aye** - Brenneman, Hall and Lauman. Motion carried unanimously.

CONSIDERATION OF EXTENSION: COTTAGE COVE

[10:57:22 AM](#)

Members present:

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

Others present:

Assistant Michael Pence, County Attorney Jonathan Smith, Debbie Boreson, Clerk Diana Kile

Commissioner Hall made a **motion** to approve the extension for Cottage Cove for one year. Commissioner Lauman **seconded** the motion. **Aye** - Brenneman, Hall and Lauman. Motion carried unanimously.

8:15 a.m. Commissioner Brenneman meeting w/ Diana Smith
11:00 a.m. Commissioner Brenneman to meeting re: Dust Control
12:00 p.m. Commissioner Hall to Water Quality Public Agencies meeting @ Osborne House
12:00 p.m. Commissioner Brenneman to Youth Service Network meeting @ The Summit

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on May 22, 2007.

TUESDAY, MAY 22, 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, no one present to speak, Chairman Brenneman closed the public comment period.

BI-MONTHLY MEETING W/ TOM REYNOLDS, GIS

[9:30:17 AM](#)

Members present:

Chairman Joseph D. Brenneman
Commissioner Gary D. Hall

Members absent:

Commissioner Dale W. Lauman

Others present:

Assistant Michael Pence, GIS Director Tom Reynolds, Clerk Diana Kile

Reynolds reported on long term projects the GIS Department is working on outside of their daily work. He then said that the big project that will keep them busy for the next year is the grant they just received for close to \$200,000.00. The coordination for this project will involve Reynolds, ESRI, Missoula and Lewiston Counties. In order to apply for this grant the committee was looking for a county that could consolidate and get other entities to work with them; with Yellowstone and Missoula partnering with the Flathead to get the grant. Reynolds then said that once everything is in place the role of Missoula and Yellowstone County as partners will be to re-construct their data. It was then stated that initially what will happen, will be the data will be put on a local server and migrated over. They will first move to Missoula and then Yellowstone, in which they will add their data to see how it will migrate in. Once the project is in the state will receive the data and the program for their server; with the end result being all the data and the program will be migrated to a state server for the state to have an address data base. Also reported was the work that has been started on the GIS server that will allow entities to enter their own data and visualize it. This will help out the Health Department and Environmental Health in regards to inspections and ground water data that will be displayed on a map. Also discussed was the change of a 2000 server to a 2005 server, auditing fire service areas, a census bureau information request and working with I.T. on the web site.

COS REVIEW: SULLENGER

[10:00:18 AM](#)

Members present:

Chairman Joseph D. Brenneman
Commissioner Gary D. Hall

Members absent:

Commissioner Dale W. Lauman

Others present:

Assistant Michael Pence, Planner Kirsten Holland, Debbie Shoemaker, Dawn Marquardt, Alan Sullenger, Clerk Diana Kile

Holland reviewed the request by Alan and Barbara Sullenger to transfer a parcel to their son off Columbia Falls Stage Road.

Commissioner Hall made a **motion** to approve the COS Sullenger request. Chairman Brenneman **seconded** the motion. **Aye** – Brenneman and Hall. Motion carried by quorum.

MEETING W/ HUBERT TURNER RE: BUCCANEER ACRES, CONDITION #2

[10:24:20 AM](#)

Members present:

Chairman Joseph D. Brenneman
Commissioner Gary D. Hall

Members absent:

Commissioner Dale W. Lauman

Others present:

Assistant Michael Pence, Planning & Zoning Director Jeff Harris, Planner Annie Thompson, Wayne Turner, Hubert Turner, Clerk Diana Kile

Thompson reviewed this subdivision area that has 5 minor subdivisions in it; the lot in question is 13C that requires 250 feet of the road to be paved under condition #2. The portion the applicant paved, which was 270 feet, they are asking to be considered the 250 feet of their paving requirement.

Hubert Turner then said that what happened was that Blue Crest Estates, Hayden Heights and Buccanner Acres were all constructed at approximately the same time; they were all paved at the same time. What they did at Swiss Drive was build to county spec's for the 3 projects. They felt at the time that where the road came off Wettington Drive that the pavement should start there and come up around the corner to access the 2 subdivisions. There is an access of 500 feet of paving from Wettington Drive to the end of the pavement and Swiss Drive to the end of the pavement on Dolphin Drive. Turner then said that it is their position that it should satisfy the paving requirement for the 2 projects, because it didn't make a lot of sense to them to go out into the middle of a gravel road and pave 250 feet. What is being asked today, is do they need to go back and pave 250 feet in the middle of Buccaneer Lane in order to satisfy the condition.

General discussion was then held in regards to the requirements set forth for preliminary plat and final plat.

Chairman Brenneman then reviewed condition #2 for Buccaneer Acres, in which the requirement is that 250 feet of the road shall be paved. He then stated that we need to see pavement on 250 feet of the subdivision road and that he can pave which ever 250 feet he feels would be most advantageous for marketability of the lots. He then said that we will either need to see an SIA or the pavement on the ground before June 1, 2007. Brenneman stated that in order to meet the conditions, they can't specify where to place the pavement.

Turner then said that with the SIA he would put in enough extra for road improvements and construction of the cul-de-sac.

MONTHLY MEETING W/ RICK TREMBATH, FIRE WARDEN

This meeting was not held.

FINAL PLAT: OLD STONE SUBDIVISION, AMENDED PLAT OF LOT 3

11:09:08 AM

Members present:

Chairman Joseph D. Brenneman
Commissioner Gary D. Hall

Members absent:

Commissioner Dale W. Lauman

Others present:

Eric Giles, Clerk Diana Kile

Giles reviewed the application submitted by Mike and Sharon Weaver with technical assistance from Big Sky Surveying for final plat approval of Old Stone Subdivision, Amended Plat of Lot 3; a subdivision creating two residential lots on the south side of Old Stone Road, which is east of Star Meadows Road. Preliminary plat approval was granted on August 21, 2006, subject to 11 conditions. All conditions have been met.

Commissioner Hall made a **motion** to approve Old Stone Subdivision, Amended Plat of Lot 3. Chairman Brenneman **seconded** the motion. **Aye** – Brenneman and Hall. Motion carried by quorum.

DOCUMENT FOR SIGNATURE: NORTH VALLEY HOSPITAL SERVICE PROVIDER AGREEMENT ADDENDUM/ AOA

11:23:27 AM

Members present:

Chairman Joseph D. Brenneman
Commissioner Gary D. Hall

Members absent:

Commissioner Dale W. Lauman

Others present:

Assistant Michael Pence, Clerk Diana Kile

Commissioner Hall made a **motion** to approve the document for signature and authorized the Chairman to sign. Chairman Brenneman **seconded** the motion. **Aye** – Brenneman and Hall. Motion carried by quorum.

12:00 p.m. Commissioner Hall to FBIA Annual meeting @ Bulldog Convention Center
5:00 p.m. Commissioner Lauman to Refuse Board meeting @ Solid Waste District
5:30 p.m. Commissioner Brenneman to Flathead Basin Commission E & O meeting

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on May 23, 2007.

WEDNESDAY, MAY 23, 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.

Charles Lapp commented on his concern with interim regulations and reiterated that he has spoken to a couple of engineers, realtors and others who have previously given information to the Commission, and it was decided that they would like to submit it again. This information was submitted by Jeff Larsen and Marc Lehti concerning the draft regulations and the other letter was a letter that the realtors had Michael K. Cook draft for them, with concerns that he saw within the draft regulations. He then said

that as he was comparing the new regulations with the interim regulations that he marked the ones that they still feel are of concern after the changes, which they do not feel should be in the interim regulations. Lapp then reviewed the changes and stated that he feels having interim regulations is important; that fixing the regulations into a complete finished document is going to be more than just a quick fix, and feels that something in the interim would be important with some of the issues that have been left out. Lapp also commented on concerns of what the Planning Offices' interpretation is of the regulations, rather than what the actual regulations says.

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

DOCUMENT FOR SIGNATURE: STATE DES MOU FOR NORTHERN TIER INTEROPERABILITY PROJECT

[9:28:51 AM](#)

Members present:

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

Others present:

Assistant Michael Pence, Clerk Diana Kile

Chairman Brenneman reviewed the memorandum of understanding for Northern Tier Interoperability.

Commissioner Hall made a **motion** to approve the document for signature and authorized the Chairman to sign. Commissioner Lauman **seconded** the motion. **Aye** - Brenneman, Hall and Lauman. Motion carried unanimously.

BOARD APPOINTMENTS: NORTHERN TIER INTEROPERABILITY

[9:30:45 AM](#)

Members present:

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

Others present:

Assistant Michael Pence, Clerk Diana Kile

General discussion was held relative to changing board members, in which it was decided to keep the board members and alternates the same.

MONTHLY MEETING W/ DAVE PRUNTY, SOLID WASTE DISTRICT

[9:40:53 AM](#)

Members present:

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

Others present:

Assistant Michael Pence, Solid Waste Director Dave Prunty, Clerk Diana Kile

Prunty reported that the Public Hearing for the rate increase was held with no opposition. A resolution will now be forwarded to the Commission for approval of the 8% increase cost per unit and 8% increase on the gate rate/ dollars per ton. Also discussed was the clean up of a utility easement, update on the Riverdale Plan by Planning & Zoning Director Jeff Harris, labeling of property at the landfill, potential creation of a Flathead County Public Works Department, change of Solid Waste By- Laws, gas energy project, small hazards waste event and the annual electronics waste re-cycling event.

MEETING W/ GUY FOY/ ROAD DEPT & JEFF HARRIS/ PLANNING & ZONING OFFICE RE: PUBLIC COMMENT ON ROAD STANDARDS

[10:09:15 AM](#)

Members present:

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

Others present:

Assistant Michael Pence, County Attorney Peter Steele, Planning & Zoning Director Jeff Harris, Road Department Superintendent Guy Foy, Patty Vernarsky, Dawn Marquardt, Debbie Shoemaker, Charles Lapp, Jeff Larsen, Ardis Larsen, Rick Breckenridge, Clerk Diana Kile

Guy Foy stated that the changes made in the Road Standards document were minor and that some of the recommendations that were made were more stringent than what they are putting forth.

Patty Vernarsky then reviewed all the changes that were made in the Minimum Standards for Design and Construction of roads, in which it was stated Flathead County standards would go by the current standards of the Montana Public Works Standards Specifications; in reviewing the standards Vernarsky also responded to Mr. Larsen's concerns.

Jeff Larsen spoke about inconsistencies that still need addressed in regards to stopping sight distances with the detail in the drawings and paving widths.

Charles Lapp spoke about easement widths being consistent.

Rick Breckenridge clarified that the Montana Public Works Manual is a construction manual and the AASHTO Standards Manual is a design and testing manual.

Jeff Larsen then spoke about road section calculation values and then said that if it is designed by a professional engineer with adequate sub soil that they can have an alternate design.

Commissioner Hall then said they still need a few minor changes to be made and that he would like the Engineers and Surveyors to be able to have a document that they can follow and work with.

Commissioner Lauman stated that he wants a project that everybody can work with and that the Engineers should be part of it.

Chairman Brenneman then asked Commissioner Lauman if he would be willing to work with those involved on the Road Standards.

11:00 a.m. County Attorney meeting @ County Atty's Office

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on May 24, 2007.

THURSDAY, MAY 24, 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, no one present to speak, Chairman Brenneman closed the public comment period.

CONSIDERATION OF HR TRANSMITTAL: OA II/ FAIRGROUNDS

9:48:43 AM

Members present:

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

Others present:

- Assistant Michael Pence, HR Director Raeann Campbell, Fairgrounds Director Jay Scott, Clerk Diana Kile

Commissioner Hall made a **motion** to approve the HR Transmittal and authorized the Chairman to sign. Commissioner Lauman **seconded** the motion. **Aye** - Brenneman, Hall and Lauman. Motion carried unanimously.

COMMISSIONERS' WORK SESSION RE: BUILDINGS, ORGANIZATIONAL STRUCTURE

10:02:37 AM

Members present:

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

Others present:

- Assistant Michael Pence, Weed & Parks Director Jed Fisher, Ted Schlegel, Robyn Balcom, Doug Morton, Clerk Diana Kile

Discussion was held relative to building needs within the county in which Mike Pence stated that the tours that were put together by Jed Fisher to evaluate the needs were very helpful.

Jed Fisher then reviewed a summary that was presented to the Commission in regards to pro's and con's on different options for housing county departments.

Gateway West Mall improvements would be around 1.7 million for what the county would need; with some of the work possibly delayed for awhile. The improvements would include air handlers, hot water tanks, bathroom facilities, skylights, major demo and remodel, roofing repair, I.T. hardware support and network equipment for approximately 100 – 120 employees. It was also reported by Ted Schlegel that the price of the building was listed at 6 million.

Forest Service Building improvements that would need to be done would be around 1.8 million; that would include a sprinkler system, handicap accessibility, I. T. needs, electrical and ventilation upgrades, elevator repair, parking, paving improvements and access for service vehicles. The asking price of this building is 2.7 million with 26,000 square feet.

Tidyman's building was discussed in regards to co-locating with Flathead Industries. Doug Morton a long term board member of Flathead Industries reported on the situation they are in with not being able to afford to occupy the building on their own. The square footage for the building is 53,000 square feet, in which Flathead Industries would need 26,000 square feet. Discussion was then held relative to the possibility of the Library being interested. He then reported that the Sportsman & Ski Haus building is available for 2.4 million with 20,000 square feet.

Fisher reported that Stillwater Christian School cannot be an option for administrative services with statues that say that county functions cannot be outside city limits; that elected officials must maintain their offices in the county seat. Fisher stated that the

school would be a stand alone issue that he intends to move forward with on his own with possible grants. He then reported that issues within the building would be around \$550,000.00 for siding, windows, chimney, well, elevator, sprinkler system and I.T. needs.

Discussion was then held in regards to looking at the design of a new building, in which plans were drawn a couple years ago for. Mike Pence stated that he feels the best step would be to have a meeting with the Architect and have them lay out what was done previously in preparing plans for a new building. Also discussed was the need for numbers from Mike Absalom so that comparisons can be made.

Commissioner Lauman spoke of his concern in still splitting facilities if only 20,000 square feet of the mall is purchased.

Discussion was then held in regards to the possibility of TIF money being available for a remodel project.

Mike Pence then said that if they could get a new campus for 4 million for the same dollar that is where they should keep their focus.

Jed Fisher then said that the Old Courthouse is not going to go away that it is the centerpiece of town and that they will never be able to just walk away from it. Fisher then asked that if the decision is made to go off campus to keep in mind the maintenance and janitorial costs that will go along with it for his staff.

Mike Pence said that his recommendation would be to narrow it down to 1 to 2 sites and see where they should go from there.

Commissioner Hall then said that they can't really know where to go until they are locked into numbers.

Discussion was then held in regards to deciding to have Mike Absalom look at the mall and a new building.

COMMISSIONERS' WORK SESSION RE: ORGANIZATIONAL STRUCTURE

11:02:08 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

Mike Pence stated that he is recommending moving the Animal Control Officer to the Sheriff's Office, effective the first pay period in the new fiscal year. He then said that they still have work to do with coordinating the position with the Union and is asking for direction from the Commission.

Commissioner Hall questioned the updated description of job duties that the Sheriff's Department would be expecting from Animal Control, in which Raeann Campbell said that it was updated.

Chairman Brenneman spoke about the Animal Control Officer position being titled a Code Enforcement Officer.

Raeann Campbell said that she had spoken to Sheriff Meehan about the possibility of code enforcement also, in which Sheriff Meehan said that he didn't feel they would have any time to enforce codes; given all the civil papers that need delivered. Campbell stated that she would get clarification from Meehan.

Commissioner Hall then said that he uses the officer's he has now for civil papers and by consolidating, the purpose was for them to try to run more efficiently to save money, with the officers doing multiple tasks.

Mike Pence then spoke about the number of Animal Control Officers with them currently having 4 and cutting that back to 3 with staggered shifts.

Chairman Brenneman said that his concept would be that the officer's first duty would be to respond to animal complaints and if they have time they would serve papers on their down time. It was then discussed that the Animal Control Officers would be under the Sheriff and the Animal Shelter would go under the Health Department.

Mike Pence then said that it would be good to have the Sheriff over to talk about how he would structure his people. He also asked the Commission if they wanted to consider looking further into contracting out the Animal Shelter.

Commissioner Hall then said that he doesn't see how an outside organization would work in giving them direction in how to run the shelter.

Chairman Brenneman then clarified that what Mike Pence is asking is if we want to consider going out for a request for someone else to run the Animal Shelter, or shall we put it under the Health Board and they can consider looking for an outside organization in running the shelter.

Discussion was held relative to going out for an RFP for the Animal Shelter, in which no decision was made.

COMMISSIONERS' WORK SESSION RE: PUBLIC WORKS

11:33:24 AM

Members present:

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

Others present:

Assistant Michael Pence, Clerk Diana Kile

Discussion was held relative to a Public Works Department if the Solid Waste Board changes their By-Laws. If they are changed a Resolution will be brought before the Commission.

- 1:30 p.m. Commissioner Brenneman to LCEP Executive Committee meeting @ OES**
- 1:30 p.m. Commissioner Hall to RC & D meeting @ Natural Resource Conservation Services Office**
- 3:00 p.m. Commissioner Brenneman to Special Briefing of Interoperability Montana Support @ Wheat Montana Conference Room**
- 4:00 p.m. Commissioner Brenneman to Flathead Suicide Prevention Coalition meeting @ Earl Bennett Bldg**
- 7:00 p.m. Commissioner Hall to Haskill Basin Watershed Council meeting @ Whitefish Library**

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on May 25, 2007.

FRIDAY, MAY 25, 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.

NO MEETINGS SCHEDULED

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on May 28, 2007.
