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**MONDAY, OCTOBER 15, 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.**

**MONTHLY MEETING W/ JIM ATKINSON, AOA**

[9:01:47 AM](#)

Members present:

Chairman Joseph D. Brenneman  
Commissioner Dale W. Lauman

Members absent:

Commissioner Gary D. Hall

Others present:

Assistant Michael Pence, AOA Director Jim Atkinson, Clerk Kile

Atkinson reported that he is waiting for an announcement from GSA in regards to the Armory Reserve site being available to AOA. He then spoke about a meeting that will be held in regards to public transportation; with results from shuttles that took 20 percent of the traffic off the roads this past summer in Glacier Park. Also stated was the office for Operations Manager for the shuttles that was located in Glacier Park will need to re-locate this next year. Atkinson then spoke about the agreement with the state to keep the vehicles running year around, in which a plan is being worked out for running a van pool within the valley. He then reviewed the independent living service work that included 184 phone calls and walk-ins to the office, 16 visits to nursing homes, 48 home assessment visits, 95 hours of homemaker services, served 3200 home delivered meals and 3100 counter meals. He also stated that RSVP will be selling See's candy as a fundraiser starting October 1, 2007.

**BI-MONTHLY MEETING W/ JED FISHER, WEED/ PARKS/ MAINTENANCE**

[9:30:27 AM](#)

Members present:

Chairman Joseph D. Brenneman  
Commissioner Dale W. Lauman

Members absent:

Commissioner Gary D. Hall

Others present:

Assistant Michael Pence, Weed & Parks Director Jed Fisher, Clerk Kile

Fisher reported the Parks and Recreation Department cleaned up property that is being leased to the county to provide public access to lake shore property in Lakeside. Also reported was that Wagner Lane/ Church Slough now provides a better than before existing riverfront park. He then spoke about Foy's to Blacktail Trail work, RAC Funding, grant work on acquiring Stillwater Christian School, background checks that are now being done on volunteers, inventory of parklands and the assistance that was given to rural fire departments for structure protection by Weed & Parks during the fire season. He also reported on building maintenance projects outside of the Johnson's Control's 4 million dollar energy project, which included the service counter at the Treasurer's Department and remodel of the entry way to the Sheriff's Office. Fisher then spoke about the weed program, Somers bike path signage and Herron Park Pavilion.

**MONTHLY MEETING W/ RICK TREMBATH, FIRE WARDEN**

[9:58:14 AM](#)

Members present:

Chairman Joseph D. Brenneman  
Commissioner Dale W. Lauman

Members absent:

Commissioner Gary D. Hall

Others present:

Assistant Michael Pence, Fire Warden Rick Trembath, Clerk Kile

Trembath reported that Allen Chrisman is retiring next spring and will be involved in the selection process of a replacement for his position. He then spoke about overall participation in the chief's meeting which was low. Also reported was the Forest Service Supervisor recognized fire department personnel with certificates of appreciation this year. Trembath then stated that he is working with DNRC in regards to the Blacktail communications site. Discussion was also held relative to changes that will be made in regards to enforcement of the open burning law and formation of a fire association.

**AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: JOHNSON ZONE CHANGE/ BIGFORK ZONING DISTRICT**

[10:30:10 AM](#)

Members present:

Chairman Joseph D. Brenneman  
Commissioner Dale W. Lauman

Members absent:

Commissioner Gary D. Hall

Others present:

County Attorney Jonathan Smith, Planning & Zoning Director Jeff Harris, Clerk Kile

County Attorney Jonathan Smith reported that the Planning Department unanimously recommended this zone change.

Commissioner Lauman made a **motion** to authorize the publication of the Notice of Public Hearing for the Johnson Zone Change/ Bigfork Zoning District and authorized the Chairman to sign. Chairman Brenneman **seconded** the motion. **Aye** – Brenneman and Lauman. Motion carried by quorum.

#### NOTICE OF PUBLIC HEARING

The Board of Commissioners of Flathead County, Montana, hereby gives notice pursuant to Section 76-2-205(1), M.C.A., that it will hold a public hearing to consider a request by Johnson's Ranch LP, to change the zoning designation in a portion of the Bigfork Area Zoning District from AG-40 (Agricultural) to SAG-5 (Suburban Agricultural).

The boundaries of the area proposed to be amended from AG-40 to SAG-5 are the boundaries of Tract 6B in Section 14, Township 27 North, Range 20 West, P.M.M., Flathead County, Montana located off of Mt Hwy 35 along Ramsfield Drive in Bigfork.

The proposed change would generally change the character of the zoning regulations applicable to the property from those intended to protect and preserve agricultural land for the performance of a wide range of agricultural functions, intended to control the scattered intrusion of uses not compatible with an agricultural environment, including, but not limited to, residential development, to regulations intended to protect and preserve smaller agricultural functions and to provide a buffer between urban and unlimited agricultural uses, encouraging concentration of such uses in areas where potential conflict of uses will be minimized, and to provide areas of estate-type residential development. The AG-40 classification has a minimum lot size of 40 acres; a change to SAG-5 would result in a minimum lot size of 5 acres.

The regulations defining the AG-40 and SAG-5 Zones are contained in the Flathead County Zoning Regulations, on file for public inspection at the Office of the County Clerk and Recorder, Courthouse, Kalispell, Montana, in Permanent File No. 93270 13500.

The public hearing will be held on the **31<sup>st</sup> day of October, 2007, at 10:00 o'clock a.m.**, in the Office of the Board of Commissioners of Flathead County, Courthouse, West Annex, Kalispell, Montana. At the public hearing, the Board of Commissioners will give the public an opportunity to be heard regarding the proposed change in the regulations for the described portion of the Bigfork Area Zoning District.

DATED this 15<sup>th</sup> day of October, 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 October 18 and October 25, 2007.

#### **DOCUMENT FOR SIGNATURE: E911 SERVICES AGREEMENT/ FLATHEAD COUNTY & CENTURY TEL**

[10:33:09 AM](#)

Members present:

Chairman Joseph D. Brenneman  
Commissioner Dale W. Lauman

Members absent:

Commissioner Gary D. Hall

Others present:

County Attorney Jonathan Smith, Clerk Kile

Commissioner Lauman made a **motion** to approve the E911 service agreement document. Chairman Brenneman **seconded** the motion. **Aye** – Brenneman and Lauman. Motion carried by quorum.

**11:00 a.m. Commissioner Lauman to canvas Whitefish Special Election @ Election Dept.**

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on October 16, 2007.

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#### **TUESDAY, OCTOBER 16, 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.**

Whitey Boughton, 1150 Lupfer Road, questioned the exchange of 560 acres on Lupfer Road for 440 acres northwest of Skyles Lake. He then said that a resident that is willing to donate 3 million dollars to the bike trail in Whitefish said that he would be interested in paving the road if the land swap went through. Boughton then said that he would like to see the Commission make him pave the road.

Commissioner Brenneman stated that the land swap is not in their jurisdiction; that all they can do is express an opinion in a public hearing one way or another.

Whitey Boughton then said that he spoke to Joe Russell again in regards to tarped loads and was told that the law doesn't apply to gravel trucks. Also discussed was a right of way problem with power poles being on the edge of the road.

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

#### **MEETING W/ KIM CROWLEY, LIBRARY**

[9:28:58 AM](#)

Members present:

Chairman Joseph D. Brenneman  
Commissioner Dale W. Lauman

Members absent:

Commissioner Gary D. Hall

Others present:

Assistant Michael Pence, Library Director Kim Crowley, Clerk Kile

Crowley reported that Library Board member Laura Long that recently moved from Columbia Falls to Bigfork will remain on the board; that it is the opinion of the County Attorney that there currently is not an opening on the board. She then asked if it would be possible for the Commission to send a letter to the Library Board with their opinion as to where the new library should be located. She then added that they have received over 200 responses that all wish to keep the library downtown.

Chairman Brenneman stated that when they have boards; they want them to take action without the Commission saying this is the action we want you to take.

#### **MONTHLY MEETING W/ DEBBIE PIERSON, GRANT WRITER**

[9:45:51 AM](#)

Members present:

Chairman Joseph D. Brenneman  
Commissioner Dale W. Lauman

Members absent:

Commissioner Gary D. Hall

Others present:

Assistant Michael Pence, Grant Writer Debbie Pierson, Clerk Kile

Pierson reported that the 319 DEQ rough draft for the storm water project in Bigfork was completed. She then spoke of the great support she has received from the Conservation District. Discussion was also held relative to hiring a Project Coordinator for the Bigfork storm water project, a grant for a wildlife crossing on Hwy 206 south of Yoeman Hall Road, Charlotte Martin Foundation Grant for the Stillwater Christian School Gym Project and the AFG grant for a CAD System. Also discussed was a possible grant for renovation of the Courthouse.

#### **QUARTERLY MEETING W/ MIKE MEEHAN, SHERIFF**

[10:05:28 AM](#)

Members present:

Chairman Joseph D. Brenneman  
Commissioner Dale W. Lauman

Members absent:

Commissioner Gary D. Hall

Others present:

Assistant Michael Pence, Sheriff Mike Meehan, Clerk Kile

Meehan reported that he had a meeting with Liberty Northwest in regards to work comp claims within the Sheriff's Department; with their claims being higher than they would like them to be. He then stated that they will be setting up in service training within the Sheriff's department on safety issues. Also discussed were contract negotiations that are coming up, Animal Warden positions and their extra duties of serving civil papers, traffic enforcement during the summer months on county gravel roads and educating the public on the proposed Work Release Center. Meehan then said that the COPS grant was approved for 1.8 million that is to buy radios for the fire departments.

#### **PUBLIC HEARING: ANNEXATION TO BLANKENSHIP FIRE DISTRICT/ ALBERTONI**

[10:37:42 AM](#)

Members present:

Chairman Joseph D. Brenneman  
Commissioner Dale W. Lauman

Members absent:

Commissioner Gary D. Hall

Others present:

Assistant Michael Pence, County Attorney Jonathan Smith, Clerk Kile

**Chairman Brenneman opened the public hearing to anyone wishing to speak in favor or opposition. No one rising to speak, Chairman Brenneman closed the public hearing.**

Commissioner Lauman made a **motion** to approve annexation of the Albertoni property into the Blankenship Rural Fire District. Chairman Brenneman **seconded** the motion. Aye - Brenneman and Lauman. Motion carried by quorum.

#### **AUTHORIZATION TO PUBLISH REQUEST FOR PROPOSALS: ACCOUNTING SOFTWARE**

[10:39:37 AM](#)

Members present:

Chairman Joseph D. Brenneman  
Commissioner Dale W. Lauman

Members absent:

Commissioner Gary D. Hall

Others present:

Assistant Michael Pence, Clerk Kile

Commissioner Lauman made a **motion** to authorize the publication of the request for proposals for accounting software and authorized the Chairman to sign. Chairman Brenneman **seconded** the motion. Aye - Brenneman and Lauman. Motion carried by quorum.

#### REQUEST FOR PROPOSALS ACCOUNTING SYSTEM

Notice is hereby given that Flathead County is requesting proposals from firms or individuals for the purchase of an Accounting System. Flathead County seeks a system that will provide the following functions: General Accounting, Budget Preparation, Payroll, Human Resources and the Taxation Assessment and Collection System.

The detailed Request for Proposals with instructions for proposers is available from, and any questions should be submitted to Mike Pence, Flathead County Commissioners' Office, 800 South Main, Kalispell, Montana 59901, e-mail, [mpence@co.flathead.mt.us](mailto:mpence@co.flathead.mt.us), fax 406-758-5861. Questions must be submitted in writing at one of the foregoing addresses – no phone calls will be accepted.

Flathead County intends to negotiate an agreement for purchase, training and maintenance of the accounting system. Proposals should include a draft contract for provision of the product and services proposed and comply with all other requirements of the Request for Proposals.

Flathead County also reserves the right to reject any and all responses deemed unqualified, unsatisfactory or inappropriate.

All Proposers interested in responding to this RFP are required to submit a letter of intent by November 1, 2007. The letter should contain the following information: company name; RFP contact for company; address for company contact; phone number/fax number for company contact; and E-mail address for company contact. All proposals must be in the hands of the Flathead County Commissioners' Office, Attn: Mike Pence, 800 South Main, Kalispell, Montana 59901, at or before 4:00 o'clock p.m., on November 19, 2007.

Dated this 16<sup>th</sup> day of October, 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 October 20 and October 27, 2007.

#### **DOCUMENT FOR SIGNATURE: QUIT CLAIM DEED/ CADY**

[10:46:24 AM](#)

Members present:

Chairman Joseph D. Brenneman  
Commissioner Dale W. Lauman

Members absent:

Commissioner Gary D. Hall

Others present:

Assistant Michael Pence, County Attorney Peter Steele, Rick Cady, Clerk Kile

County Attorney Peter Steele reported that a five foot buffer section was left going into Silver Shadow Estates subdivision. Mr. Cady now wants to access his lot through the five foot strip and the county is doing a QCD to Mr. Cady. Mr. Cady also has a QCD from Jack Barrett deeding the property to him and is waiting on a QCD from the developer.

Rick Cady stated that the county never claimed any interest in the five foot of property.

Commissioner Lauman made a **motion** to approve the Quit Claim Deed for Cady. Chairman Brenneman **seconded** the motion. Aye - Brenneman and Lauman. Motion carried by quorum.

#### **DOCUMENT FOR SIGNATURE: MOTOR VEHICLE RECYCLING & DISPOSAL PROGRAM BUDGET FORM/ SOLID WASTE DISTRICT**

[10:50:29 AM](#)

Members present:

Chairman Joseph D. Brenneman  
Commissioner Dale W. Lauman

Members absent:

Commissioner Gary D. Hall

Others present:  
Assistant Michael Pence, Clerk Kile

Commissioner Lauman made a **motion** to approve the Motor Vehicle Recycling & Disposal Program for Solid Waste. Chairman Brenneman **seconded** the motion. Aye - Brenneman and Lauman. Motion carried by quorum.

**MEETING W/ LIBERTY NORTHWEST**

This meeting was postponed.

- 7:00 a.m.** Commissioner Lauman to Missoula Correction Services meeting @ The Bulldog (till 9)
- 12:00 p.m.** Commissioner Lauman to Kalispell Chamber of Commerce meeting @ Red Lion
- 5:30 p.m.** Commissioner Lauman to Mt. Dept of Transportation meeting @ United Way Conference Rm.

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on October 17, 2007.

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**WEDNESDAY, OCTOBER 17, 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.

- 9:15 a.m.** Commissioner Lauman to RSVP Board meeting @ Heritage Place
- 11:00 a.m.** County Attorney meeting @ Co. Atty's Office
- 12:00 p.m.** DUI Task Force meeting @ The Summit
- 5:00 p.m.** Commissioner Lauman to Kalispell Chamber of Commerce "Unwind: @ AAA Mt. Office

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on October 18, 2007.

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**THURSDAY, OCTOBER 18, 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.

- 2:00 p.m.** Commissioner Brenneman and Lauman to Large Lake's Conference @ Kwa-Taq-Nuk Resort
- 2:00 p.m.** Commissioner Brenneman to Health Board meeting @ Earl Bennett Bldg.
- 2:00 p.m.** Commissioner Lauman to meeting w/ Brad Johnson, SOS @ Commissioners Meeting Room

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on October 19, 2007.

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**FRIDAY, OCTOBER 19, 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.

- 9:30 a.m.** Commissioner Lauman to Mental Health Council & CDC meetings in Polson

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

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