

Notice: These minutes are paraphrased and reflect the proceedings of the Board of Commissioners. MCA 7-4-2611(2) (b).

MONDAY, APRIL 1, 2013

Audiofile

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

Chairman Holmquist led the Pledge of Allegiance.

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

Clarice Ryan spoke to the commission about concerns regarding the CSKT Compact. She presented maps to the commission of the Columbia River Basin and explained Verdell Jackson's bill that is asking for a two-year extension on the compact. She stated Dan Solomon a representative out of Polson also introduced a bill that comes with a proposal incorporated into it. Ryan said her concern is that the federal government who is represented on the Compact Commission is influencing it very strongly. The federal government she stated is the one doing the financing and in the bill, they are asking for \$12 million dollars for the two-year extension. Ryan asked that the commission weight in on the compact that once established would be in perpetuity forever.

Pat Arnone, 595 Lauman Road explained her concerns regarding the CSKT Compact and the lawsuit in the courts now. She noted the compact has been on hold for the past 20 years, and all of a sudden it is being brought back in a hurry up fashion. Arnone said questions are not being answered in a truthful manner regarding the compact. She said this needs to be pulled back and extended the way Verdell Jackson has proposed.

Nadine Eckert asked the commission how close the county is in going ahead with an AOA building.

Chairman Holmquist said they are waiting for a PAR review, and are going through the process.

Nadine Eckert asked what the timeframe on that is.

Chairman Holmquist said she has not heard and does not know where they are.

Commissioner Krueger said we do not have a grant application yet.

Nadine Eckert said this has been in the mix for quite some time, and asked why we have not had an application already in process.

Commissioner Krueger said we would have an application ready when the date is given to us for the application to be submitted. He stated they have not given us an application deadline yet, and there is no use handing it in when no date has been set.

Nadine Eckert said it seems there are delays after delays on this.

Commissioner Kruger said the grant comes out of the federal government who has not given us a timeframe yet to hand in the grant.

Nadine Eckert said the need is so important there. She explained she is a volunteer and they are cramped for space and have handicapped people coming in there that they cannot accommodate. She said she is getting more and more frustrated working there as she sees what they put up with.

Nola Rice a volunteer with the Meals on Wheels program said she echoed what Nadine just said. She said she does not understand why they have to have a decision on the grant to move ahead, because it is her understanding money is available.

Chairman Holmquist explained the grant is part of the process and they have to follow deadlines. She said don't believe the money is there; we are still looking at where the money is going to come from, and we are addressing that through the process. She said I don't know that the money is there. I have looked at several things through finance, and I don't know why people are saying that because I don't believe it is true; that we have the money. I think anytime we can go out for a grant to try to help us with that..... I get e-mails everyday about sequestration, about PILT and SRS funds being reduced if not eliminated down the road. If you look at the federal government the way they are spending that is a real concern for me; that we will continue to get the money we get now just to pay the bills. She stated it all comes down to dollars and cents; I don't believe it is true that we have the money now, and it is not true that we can turn dirt now.

Nola Rice said but in the meantime, you are exploring avenues of where the building will be and how big it will be so we are not waiting until the last minute.

Chairman Holmquist said we are looking at everything and we will make a wise decision when it comes time to do so.

Nola Rice asked if she felt, it were possible to start the first of June or when.

Chairman Holmquist said we have no idea; for one thing, the federal government has said that they will be cutting CDBG and have extended the application process out to May, because even they do not know what they are doing.

Nola Rice said I just want you to know how important it is to have this new facility for many obvious reasons; reasons that we don't have enough space, and I would like to see the senior citizen center included into a new facility along with 4-H and a couple of others that would be real asset.

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(Continued)

Chairman Holmquist said I believe all three commissioners are doing their due diligence; it is not that we are dragging our feet or stalling anything. We are just doing what needs done in a manner that we should do it, very professionally and thoughtfully. We all care about AOA and believe in the program.

Nola Rice said it is unfortunate that it has been a temporary location for such a long time; it is time to make it a permanent solution.

Nadine Eckert said the seniors in this town are important; if you were to go to another county their senior center is awesome. She said look at what we are putting up with here in Kalispell. Eckert stated you could go to Columbia Falls Senior Center and have a nicer center than what we have here. We just have to do all we possibly can she added to get this done.

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

QUARTERLY MEETING W/ MARCIA SHEFFELS, SUPERINTENDENT OF SCHOOLS

10:15:55 AM

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, Marcia Sheffels Superintendent of Schools, Clerk Kile

Sheffels reviewed the following office performance workload with the commission.

Office Performance/Workload for January, February, March

- Called rural schools meeting to discuss safety; Sheriff Curry and T. Bruyer attending
- Brought all school district administrators together for the annual calendar-planning meeting (schools' vacation times will be mostly in sync for 2013-2014 academic year)
- Dismissed two appeals for hearings (Kalispell/expulsion; Kila/harassment)
- Did teacher evaluations for Deer Park according to their collective bargaining agreement (3 on-site days per semester)
- Sent "warning" letters to two teachers
- Placed a tenure teacher on Plan of Improvement –held meetings with teacher and Union
- Conducted the annual county-wide spelling bee (28 participants; top 3 sent to state)
- Reviewed educator licensure (reconciling each district's fall *Annual Data Collection Report* of faculty with our registered certificates) – notified all 23 districts of faculty members whose license expires June 30, 2013 (Teachers must be currently licensed in the area they are teaching for the school district to stay fully accredited and receive entitlement money for "highly qualified".)
- Sent updated list of home school students (598) to resident district schools who must notify the families of federally-funded programs available for next year (2013-2014)
- Sent paper order forms to rural schools, cooperatives, private schools, county offices, city offices (December); put order out to bid (February); awarded bids
- Sent forms out to all schools for second enrollment count required by state in February for budgeting process—figuring the ANB—forms returned and entered in Office of Public Instruction data base (Maefairs) –reconciled with a second, teacher-entered, state data base (AIM)
- Tracked bus inspections for 2nd semester and entered on OPI site
- Collected, submitted electronically, and filed bus driver certificates-ongoing
- Approved first semester transportation payments for busing districts—county pays half; state pays half (Schools' claims for transportation funds must reconcile with the routes they had approved by the County Transportation Committee in July and with forms submitted to the state.)
- Calculated first semester individual transportation contracts (county pays half; state half)
- Called a special meeting of the County Transportation Committee to approve Bigfork bus route changes
- Provided rural school accounting co-op services on Black Mountain
- Provided back-up accounting for rural school district whose clerk passed away
- Ran background checks for schools —paperwork, fingerprint, send print cards and paperwork to state, notify applicant of results, update substitute list
- Worked with OPI on CRTs (Criterion Referenced Tests) administered every March
- Reviewed preliminary plat applications, responded with school impact and bus transportation information
- Recorded findings from schools' audit reports as they come in for FY ending June 30, 2012
- Did E-Grant work for Pleasant Valley
- Began process of Hawkins Scholarship applications (sent letters, criteria, applications)
- Hosted monthly finance meetings for two cooperatives (CS of S is fiscal host)
- Submitted the necessary paperwork for the recent bond election in Columbia Falls (school history, school boundaries, acreage of district, population of district, land transfers, current board members and dates of commencement and termination, the statewide facility guaranteed mill value per ANB, the district's debt service mill value per ANB, market value, taxable value, limit of indebtedness, nature and amount of indebtedness existing, etc.)
- Attended monthly meetings of Northwest Montana Association of School Superintendents, Flathead County Special Education Cooperative, Northwest Montana Educational Cooperative, Crossroads School (elem. ED youngsters)
- Attended occasional school board meetings, county committee meetings, and state conference of Montana Association of County School Superintendents in Helena
 - Students in grades 4-8 and in grade 10 in the public schools are tested in reading and math. Grades 4, 8, 10 are also tested in science.
 - The questions are aligned to the Montana Content and Performance Standards.
 - The tests basically require three types of responses—Multiple Choice, Short Answer, and Constructed Response.
 - A **Montana Report Card** website is available through the Office of Public Instruction in the late summer showing test results.
 - The current education buzz word/phrase is "**the Common Core**".
 - The **Common Core Standards** are a set of clearly-defined skills for language arts and mathematics that are to provide the best education, no matter the residence of students. Montana joins 45 other states in adopting these academic expectations. 4-year phase in
 - NEW ONLINE TESTING will replace the pencil and paper method.
 - IMMEDIATE RESULTS→INDIVIDUAL NEEDS
 - ONLINE TESTING means expanded technology-hardware, security, bandwidth, software and input devices.
 - Flathead Schools' tech-readiness?

**MONDAY, APRIL 1, 2013
(Continued)**

OPEN BIDS: LAPTOPS & ACCESSORIES/ OES

10:40:20 AM & 11:24:19 AM

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, Clerk Kile

A single bid was received from Dell Marketing LP without a bid bond enclosed with the following quote:

- 40 - Mobile ruggedized laptops and accessory equipment \$95,560.00
- 40 - Mobile semi-ruggedized laptops and accessory equipment \$53,200.00
- 14 - Non-ruggedized laptops and accessory equipment \$10,710.00

Commissioner Krueger made a **motion** to take the bid under consideration and to pass it on to legal to determine if it is adequate. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

Chairman Holmquist noted for the record a bid from Shi International was received late and will be forwarded to legal for an opinion.

DOCUMENT FOR SIGNATURE: TRANSPORTATION DEVELOPMENT PLAN/ EAGLE TRANSIT

10:30:20 AM

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, Eagle Transit Director Dave Polansky, Clerk Kile

Commissioner Krueger made a **motion** to authorize signature of the Transportation Development Plan for Eagle Transit. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

CONSIDERATION OF LAKESHORE PERMIT EXTENSION: MENEGAZZI , FLP 10-43

10:32:20 AM

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, Planner Eric Mack, Clerk Kile

Mack reported the request is for an additional extension for lakeshore permit FLP 10-43, which is set to expire on June 22, 2013. He noted this is the third extension request received from the applicant. Mack explained according to Lake and Lakeshore Protection Regulations Section 3.7 the commission may grant a renewal of a permit if the applicant requests the extension before the original permit expires and may grant more than one such extension.

General discussion was held relative to prior extension requests.

Commissioner Krueger made a **motion** to approve as the final extension. Commissioner Scott **seconded** the motion for discussion.

General discussion was held relative to establishing a policy to limit the amount of extensions granted, due to the fact no fee is charged for processing extension requests.

Aye - Holmquist, Scott and Krueger. Motion carried unanimously.

CONSIDERATION OF LAKESHORE PERMIT: TUDAHL, FLP 13-16

10:21:00 AM

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, Planner Eric Mack, Clerk Kile

Mack entered into record Lake and Lakeshore Construction Permit FLP 13-16; an application to build a new retaining wall by removing existing old bottom piers and ties, and replacing them with machine stacked rocks and pilings at 20 Rivers End Drive, Bigfork.

Commissioner Krueger made a **motion** to approve FLP 13-16. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

BOARD APPOINTMENTS: KALISPELL CITY-COUNTY PLANNING BOARD & TECHNICAL ADVISORY COMMITTEE

10:22:00 AM

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, Clerk Kile

Commissioner Krueger made a **motion** to re-appoint Rory Young to Kalispell City-County Planning Board. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

Commissioner Scott made a **motion** to appoint Marc Liechti to the Technical Advisory Committee. Commissioner Krueger **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

**MONDAY, APRIL 1, 2013
(Continued)**

CONSIDERATION OF FLOODPLAIN PERMIT FEE WAIVER: CHURCH SLOUGH/ WEED & PARKS

10:23:00 AM

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, Weed & Parks Director Jed Fisher, Planner Erick Mack, Planner Alex Hogle, Clerk Kile

Commissioner Scott made a **motion** to approve waiving the floodplain permit fee for Weed & Parks. Commissioner Krueger **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

MONTHLY MEETING W/ DAVE PRUNTY, ROAD DEPT.

11:00:20 AM

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, Public Works Director Dave Prunty, Clerk Kile

Prunty reviewed the following monthly report with the commission.

Operations

- Winter operations have slowed tremendously and gravel road grading has started.
- Weight limits are in place. A few roads have some significant "blow outs" so far but frost is still present. Hopeful limits on the valley floor can be removed mid-April.
- Significant ROW clearing has continued in March with the mild end to winter.
- Sweeping work has started in some areas. Hopeful to have valley floor done by the end of April.

Dust Cost Share Program

- The applications were due on March 15, 2013.
- We received applications for 55 miles this year, up from 44 miles completed last year. We will likely have some folks drop out after the expense is determined.
- Funding from the RAC may be in jeopardy due to sequestration. These roads include the North Fork, Blankenship and West Ashley Lake Road with a total of around 15 miles.
- Bidding documents have been modified and are ready.
- The work will occur in June with the goal of project completion on July 1, 2013, weather dependent.

Ashley Lake Road Milling Project

- Planning for the millings project on Ashley Lake Road has continued.
- E-mail received from Resource Advisory Council (RAC) that funding for all RAC projects may be in jeopardy due to sequestration. They were down to providing \$16,455 as compared to the \$50,479 they had previously committed. Ashley Lake HOA verbal commitment of \$10,000 is still occurring, but this latest RAC issue has not been forwarded to them yet.
- Presentation at MACRS from Gallatin and Yellowstone counties on their use of millings. They have been very successful and it was beneficial for us to hear and talk with them at the conference.
- Total project 2.6 miles for \$220,000 (includes chipping). Estimate \$100,000 total project cost to get 1.2 miles to the crest of Batavia Hill.

General discussion was held relative to Ashley Lake Road work RAC funding possibly disappearing due to sequestration. The commission unanimously agreed the citizens will have to come up with funds for improvements.

Speed Reduction System on Highway 93 at Somers

- A citizen group called Saving Lives on the Westshore (SLOW) has desires to install radar controlled speed indicators on each end of Highway 93 in Somers.
- MDT requires local governments to apply for, install and maintain the signs unless MDT determines there is crash history and then they would perform the work and pay for the improvements.
- Currently the group says they have enough money for ONE radar improvement.
- MDT requires maintenance and financial assurance from the local government prior to installation. Unsure at this point what that entails.

General discussion was held relative to potential responsibilities of maintaining a speed indicator (VSFS) vehicle speed feedback sign located within the state highway ROW. Prunty noted the county would be responsible for ongoing electrical costs and all maintenance. The commission unanimously directed Dave to prepare a letter on their behalf notifying the citizen group that the county would not commit taxpayer's dollars to maintain the VSFS.

Commissioner Krueger questioned dust abatement work done on the North Fork Road.

Prunty explained the only section they have dust abated has been Camus Creek to Polebridge that had 600 plus vehicles a day over the 4th of July a couple years ago.

General discussion was held relative to dust abatement.

8:30 a.m. Weed & Parks Board meeting @ Weed & Parks Office

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on April 2, 2013.

TUESDAY, APRIL 2, 2013

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

3:00 p.m. Commissioner Krueger: Refuse Board meeting @ Solid Waste District Conference Room

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on April 3, 2013.

WEDNESDAY, APRIL 3, 2013

Audiofile

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

Chairman Holmquist led the Pledge of Allegiance.

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

CONSIDERATION OF PRELIMINARY PLAT EXTENSION REQUEST: HASKILL MOUNTAIN

9:45:20 AM

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, Planner Alex Hogle, Clerk Kile

Hogle reported preliminary plat for Haskill Mountain was originally approved on April 9, 2009; their first extension was granted on January 30, 2012. A two-year extension would re-establish preliminary plat approval to April 9, 2015.

Commissioner Scott made a **motion** to extend preliminary plat for Haskill Mountain to April 9, 2015. Commissioner Krueger **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

CONSIDERATION OF PRELIMINARY PLAT EXTENSION REQUEST: HARNER SUBDIVISION

9:47:13 AM

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, Planner Alex Hogle, Clerk Kile

Hogle reported preliminary plat for Harner Subdivision was originally approved on April 12, 2010, and a two-year extension would re-establish preliminary plat approval to April 12, 2015.

Commissioner Krueger made a **motion** to extend preliminary plat of Harner Subdivision to April 12, 2015. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

CONSIDERATION OF BID REJECTION: LAPTOPS & ACCESSORIES/ OES

9:47:38 AM

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, Clerk Kile

Pence noted the bid received did not meet the requirements of including a bid bond; another bid was received after the deadline, which was not opened.

Commissioner Krueger made a **motion** to reject the laptop and accessory bids as received for OES. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

DOCUMENT FOR SIGNATURE: SERVICE PROVIDER DESIGNATION FORM/ CHEMICAL DEPENDENCY SERVICES

9:48:11 AM

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, Clerk Kile

Commissioner Scott made a **motion** to approve the document for signature/ Service Provider Designation form. Commissioner Krueger **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

AWARD BID: CONSTRUCTION/ RSID #154 (LITTLE MOUNTAIN PROPERTIES)

9:49:44 AM

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Public Works Director Dave Prunty, Clerk Kile

Fugina noted a few changes were made to the standard Notice of Award due to the fact, this is a private project and award of the bid is contingent upon the county obtaining financing for the project.

Commissioner Scott made a **motion** to approve the Notice of Award. Commissioner Krueger **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

**WEDNESDAY, APRIL 3, 2013
(Continued)**

MONTHLY MEETING W/ DAVE PRUNTY, SOLID WASTE DISTRICT

10:02:39 AM

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, Public Works Director Dave Prunty, Solid Waste Operations Manager Jim Chilton, Kim Schwegel, Jera Schwegel, Clerk Kile

Prunty reviewed Solid Waste activities with the commission. He spoke about renewal of their engineering services contract; reviewed landfill expansion discussions held with the Solid Waste Board; spoke about concerns regarding the current location of the Olney container site and reviewed the location of the new container site to be built; reviewed changes to their RFP recycling contract; spoke about an alternative daily cover project at the landfill that is being monitored; reported the "secure your load" billboard contract is coming due, and explained a new billboard location is being considered; reported the cleanup cost of the 4 gallon pail of chromic acid at the Lakeside container site cost the county over \$11,000.

Chilton reviewed gate revenue and landfill statistics, which appear to be increasing.

CONSIDERATION OF RECYCLING CONTRACT: CHANGE 5 YEAR CONTRACT TO 7 YEARS, SOLID WASTE DISTRICT

10:00:27 AM

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Tara Fugina, Public Works Director Dave Prunty, Solid Waste Operations Manager Jim Chilton, Clerk Kile

Prunty explained whoever is chosen when they get through the RFP process for the recycling contract will potentially be purchasing equipment, and with their amortization schedule, having a seven-year contract would help the contractor that will in turn hopefully help the county to get a lower cost for the project.

Fugina noted statute allows for up to seven years so the change is fine.

Commissioner Krueger made a **motion** to allow Solid Waste to use seven years on their recycling contract. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

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 April 4, 2013.

THURSDAY, APRIL 4, 2013

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Holmquist, Commissioner Scott and Krueger, 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 April 5, 2013.

FRIDAY, APRIL 5, 2013

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Holmquist, Commissioner Scott and Krueger, 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 April 8, 2013.
