

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

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## MONDAY, JULY 22, 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 opened public comment on matters within the Commissions' Jurisdiction, no one present to speak, Chairman Holmquist closed the public comment period.**

Chairman Holmquist led the Pledge of Allegiance.

### **BI-MONTHLY MEETING W/ JOE RUSSELL, HEALTH DEPT.**

#### **9:00:00 AM**

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

Russell met with the commission and reported pertussis is still ongoing in the valley. He spoke about recent Hepatitis A activity the Health Department was involved with. In other business, he reported there are concerns about a group in Whitefish who have decided they are going to take an active role in septic system regulations.

### **AUTHORIZATION TO PROCEED WITH CONTRACT NEGOTIATIONS: VETERINARY SERVICES/ ANIMAL SHELTER**

#### **9:16:54 AM**

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

Commissioner Krueger made a **motion** to authorize Joe Russell, Health Dept. Director to proceed with contract negotiations for veterinary services. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

### **BI-MONTHLY MEETING W/ MINDY COCHRAN, GIS DEPT.**

#### **9:30:00 AM**

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, I. T. Director Vicki Saxby, GIS Program Manager Mindy Cochran, Clerk Kile

Cochran presented the following bi-monthly report to the commission, and explained the workload in the GIS Department has increased significantly.

#### ***Ongoing Data Maintenance & Projects since our last meeting***

- 28 COS's & 14 subdivision plats have been filed / drafted.
- There have been 17 landowner requested addresses assigned, 5 addresses have been assigned via a survey, 2 have been field verified, 71 addresses have been entered via the addressing improvement program, and 42 addresses were entered per city request.
- Address Improvement Program
  - 4 road naming projects completed
  - 6 road naming projects in ballot stage
  - 9 road naming projects waiting for effective date

#### ***Map Orders & Special Projects since our last meeting***

- We have fulfilled requests for 1 digital data orders, 8 map books, 9 maps & 27 ownership lists, as well as 1 GIS service request since our last meeting. Ownership lists are still double our typical workload, map orders back to our typical workload.
- Requests for GIS services have come from a variety of entities including several surveying companies, Superintendent of Schools, Health Department, Road and Bridge, Commissioner's Office, Treasurer, County Attorney's, Kalispell Public Schools, Whitefish County Water District and South Kalispell Fire.
  - Plat Room – Printed 44 updated maps
- We held our quarterly Addressing Workgroup meeting June 6<sup>th</sup> and presented and discussed the draft agreement Peter Steele had drawn up in regard to the County GIS department maintaining GIS data within the city limits. I have attached the minutes from that meeting as well as the new draft contract that we would like your feedback on, please. Our next meeting is September 5<sup>th</sup>, 2013
- This July, I was able to attend a four day GIS conference which was extremely informative and educational. There were sessions on ways to better meet local governments mapping needs, and on how the thinking is shifting away from one online map to meet all the needs throughout the county, and moving toward simple mapping websites to meet single needs (i.e. one website with planning maps, one with election maps, one website for the school districts maps). There were other sessions on how to accommodate those needs and produce those simple website using new software. I'd like to see Flathead County move in this direction and am working on a plan to get there.
- We have been updating the GIS information for the Flathead Conservation District, and we are working to draft a new agreement with them for us to host their map website for another year – the draft agreement is currently at the county attorney's office for their review.
- We were asked to audit one additional district this year for correct taxation, which is the Evergreen Hydrant Rental District. We checked for properties that were in both the Evergreen Fire and the Evergreen Water District has this tax assessment, and then looked on the tax roll to see if those properties were receiving the Hydrant tax. We sent a list of any properties that were not to Paula Robinson.

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**(Continued)**

General discussion was held relative to GIS services provided to the cities, and the need to get a contract in place to cover liability issues related to the county maintaining addressing data for the cities and the 911 Center. Discussion was also held relative to recovering costs from the cities for maintaining their address data.

Commissioner Scott said he was in favor of pursuing an agreement with the cities with the proviso that they continue to gather data costs and revisit the issue.

The commission unanimously gave GIS Director Mindy Cochran direction to move forward with a liability agreement with the cities.

**AUTHORIZE MIKE PENCE AS SIGNATORY: FOY'S TO BLACKTAIL COMMUNITY FOREST LAND TRANSFER, PHASES 4 & 5**

**9:46:03 AM**

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Caitlin Overland, Public Works Director Dave Prunty, Tom Esch, Doug Peppmeier, Clerk Kile

Overland reported the agreement for transfer of Phases 4 & 5 is for 110 acres that Flathead County will purchase for the Conservation Fund.

Commissioner Scott made a **motion** to authorize Mike Pence as signatory for the Foy's to Blacktail Community Forest land transfer document. Commissioner Krueger **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

This is a recorded document recorded as document #201300019172.

**1<sup>ST</sup> READING SPEED LIMIT ORDINANCE NO. 7**

**9:47:09 AM**

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

Chairman Holmquist read the first reading of Speed Limit Ordinance No. 7.

Commissioner Krueger made a **motion** to approve the first reading of Speed Limit Ordinance No. 7. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

PROPOSED AMENDMENT TO ORDINANCE NO. 7  
Speed Limits

WHEREAS, the Board of Commissioners is authorized, pursuant to Sections 7-5-102 through 7-5-107, 7-14-2113, and 61-8-310, M.C.A., to adopt an ordinance and to impose speed limits on certain public roads and highways;

WHEREAS, the Board of Commissioners determined that all speed limits imposed by the Board since 1985 should be codified into a single ordinance, and, therefore, adopted Ordinance No. 7, Speed Limits, on July 5, 1995; and

WHEREAS, the amendment to Ordinance No. 7 set forth below for the following were requested by the Flathead County Road Department.

NOW, THEREFORE, BE IT RESOLVED that, effective 30 days after the second and final adoption of the following amendment, the following amendment to Ordinance No. 7, shall be in force and effect:

Section One: Speed Limits on Named Roadways,

**Twenty-five (25) miles per hour** is amended by adding the following portion:

adding the following portion:

Seville Lane for its entire length.

**Thirty-five (35) miles per hour** is amended by deleting the following portion that is lined through:

~~Seville Lane for its entire length.~~

BE IT FURTHER RESOLVED that following passage of the foregoing amendment on second reading, Ordinance No. 7 shall be updated to include that amendment.

DATED this 22<sup>nd</sup> day of July, 2013.

BOARD OF COUNTY COMMISSIONERS  
Flathead County, Montana

ATTEST:  
Paula Robinson, Clerk

By/s/Pamela J. Holmquist  
Pamela J. Holmquist, Chairman

By/s/Diana Kile  
Diana Kile, Deputy

**MONDAY, JULY 22, 2013**  
**(Continued)**

**DOCUMENT FOR SIGNATURE: CONSULTANT AGREEMENT/ BLACKTAIL ROAD PATH, LAKESIDE**

**9:48:23 AM**

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, Deputy County Attorney Caitlin Overland, Planner Alex Hogle, Public Works Director Dave Prunty, Doug Peppmeier, Dan Brien, Clerk Kile

Hogle reviewed history to date of the Blacktail Road Path. He reported preliminary engineering and construction engineering of the CTEP trail totals \$61,301.00.

Commissioner Krueger made a **motion** to approve for signature the consulting agreement for Blacktail Road Path/ Lakeside. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

**AUTHORIZATION TO PUBLISH RFP: ENGINEERING SERVICES FOR WELDING BAY ADDITION/ ROAD DEPT.**

**9:53:17 AM**

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

Commissioner Scott made a **motion** to authorize publication of an RFP for engineering services for addition of a welding bay at the Road Department. Commissioner Krueger **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

**AUTHORIZATION TO PUBLISH  
REQUEST FOR PROPOSALS (RFP)  
FOR ENGINEERING SERVICES**

The Flathead County Board of Commissioners is requesting statement of qualification proposals from firms interested in providing engineering services to Flathead County pursuant to the requirements of Section 18-8-201 *et seq.*, M.C.A. Services needed include design, construction plans, bid specifications, and construction management for the Welding Bay Addition Project at the Flathead County Road and Bridge Shop, located at 1249 Willow Glen Drive, Kalispell, Montana. Construction will be comprised of an addition on the south end of the current shop to house welding operations. Construction will ideally begin on or about February 3, 2014.

Copies of the detailed RFP, including a description of services to be provided by respondents, the minimum content of responses and the factors used to evaluate the responses can be found on the Flathead County webpage at: [http://flathead.mt.gov/roads\\_bridges/shop\\_bay\\_addition/](http://flathead.mt.gov/roads_bridges/shop_bay_addition/) or by contacting **David Prunty, Flathead County Public Works Director, 1249 Willow Glen Drive, Kalispell, MT 59901 (406) 758-5790 [dprunty@flathead.mt.gov](mailto:dprunty@flathead.mt.gov)**. All proposals must be submitted to the Flathead County Commissioners Office by **9:00 a.m. on September 3, 2013**.

Flathead County is an Equal Opportunity Employer.

Dated July 22, 2013

BOARD OF COUNTY COMMISSIONERS  
Flathead County, Montana

ATTEST:  
Paula Robinson, Clerk

By/s/Pamela J. Holmquist  
Pamela J. Holmquist, Chairman

By/s/Diana Kile  
Diana Kile, Deputy

Publish on July 25 and August 1, 2013.

**DOCUMENT FOR SIGNATURE: EMPG GRANT AWARD MODIFICATIONS/ OES**

**9:54:46 AM**

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

Commissioner Krueger made a **motion** to authorize for signature the EMPG grant award modifications. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

**CONSIDERATION OF H.R. TRANSMITTAL: INCREASE FTE, OAIII / FAIRGROUNDS**

**9:55:54 AM**

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

Commissioner Scott made a **motion** to approve the FTE increase for an OAIII/ Fairgrounds. Commissioner Krueger **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

**DOCUMENT FOR SIGNATURE: REQUEST FOR DECLARATION OF SURPLUS PROPERTY, I.T.**

**9:56:50 AM**

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

Chairman Holmquist noted the property to be surplused includes four broken printers and obsolete servers.

Commissioner Krueger made a **motion** to approve for signature the declaration of surplus property for I.T. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

**MONDAY, JULY 22, 2013**  
**(Continued)**

**CONSIDERATION OF ROAD NAME APPEAL: BOWDISH TRAIL**

**10:00:27 AM**

Present: Chairman Pamela J. Holmquist, Commissioner Calvin L. Scott, Commissioner Gary D. Krueger, Assistant Mike Pence, GIS Program Manager Mindy Cochran, I.T. Director Vicki Saxby, John Bowdish, John Trundle, Sylvia Trundle, Clerk Kile

Commissioner Krueger noted in the form of a **motion** that it is apparent they need to issue findings of fact if they do not intend to name the road as proposed. He said there was testimony at the public hearing held that the road was not in fact ¼ mile long and no evidence was given with that. Krueger said he obtained COS 11190 that shows the easement for that particular road being 1,288 feet long (less than ¼ mile). As a finding of fact to the discussion he asked that the COS be entered into record. Commissioner Scott **seconded** the motion adopting the information just stated. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

Commissioner Krueger noted the following in the form of a **motion**. The appellants gave a statement stating the property is fronted by Bowdish Road, which gives him concern in that the person owning the property could move down the road 100 feet at any time and request an approach permit, and probably ask for the exact same address that they have right now. The fact that they do use a common approach to the road....I say approach, because as soon as they turn off onto an approach, and as soon as they leave the county right of way they enter their own property. That would be access to their property in my opinion. The fact that they drive a little ways up a common road, I believe does not necessarily constitute their use. They could also like I said move down the road a little ways and establish a second approach, and ask for an address in my opinion. If they were to do that then that road would only have two users on it and not the three that are required in following the road naming resolution. He said in land use planning that Flathead County would consider Bowdish Road the frontage road and would require setbacks off of that. I think that sets up that Bowdish Road is the major access...we would most certainly not require them to have the largest setback on that side road. Therefore, I do think that we probably need to make changes to our policy to more accurately describe what we consider the frontage road on a parcel that sits against a road that is currently named, and a road that we are naming. I believe this does give us enough authority to state in a finding of fact that we believe Bowdish Road is the frontage road for the tract owned by Witheys. He said when they drive off the approach of Bowdish Road and onto their property, they have actually accessed their property and are not in fact accessing off the easement that is there, particularly to get people to the back of their property.

Commissioner Scott **seconded** the motion. **Aye** - Scott and Krueger. **Opposed** – Holmquist. Motion carried by quorum.

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on July 23, 2013.

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**TUESDAY, JULY 23, 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.

- 12:00 p.m. Commissioner Scott: Flathead Valley Chemical Dependency Board meeting @ Three Rivers Bank**
- 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 July 24, 2013.

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**WEDNESDAY, JULY 24, 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 opened public comment on matters within the Commissions' Jurisdiction, no one present to speak, Chairman Holmquist closed the public comment period.**

Chairman Holmquist led the Pledge of Allegiance.

**CONSIDERATION OF MAJOR LAND USE PERMIT: WEST GLACIER KOA CAMPGROUND EXPANSION/ CALURS**

**9:00:13 AM**

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

Hogle entered into record FCMU 13-01; a permit request for a major land use permit made in association with a major subdivision to be addressed next on the agenda. He noted the site is located approximately 1 ½ miles south of West Glacier on Half Moon Flats Road east of Highway 2. Hogle explained the applicant currently has an existing campground facility, and the proposal is to develop undeveloped property with a 56-unit expansion to the existing KOA Campground.

Commissioner Scott made a **motion** to approve the major land use permit for expansion of West Glacier KOA Campground. Commissioner Krueger **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

**WEDNESDAY, JULY 24, 2013**  
**(Continued)**

**PRELIMINARY PLAT: WEST GLACIER KOA CAMPGROUND EXPANSION**

**9:03:50 AM**

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

Hogle entered into record FPP 13-01; an application submitted by Greg McClure for a major subdivision component of McClure, LLC West Glacier KOA Campground expansion. The proposal is being reviewed as a major subdivision created by lease or rent. Hogle reviewed the roadway system and pointed out the applicant has requested a variance pertaining to paving the road. A sewage treatment system is proposed on site. A public water system is currently established for the campground, and a new proposed well would augment the current water system established. Hogle reviewed the following statement pertaining to the variance request.

The requested variance meets the criteria required for a variance to be granted because the variance would only pertain to the roads within the subject property which serve a private business, thus would not be detrimental to the public health, safety, or general welfare or injurious to other adjoining properties; the hardship is based on the particular type of land use, the rural setting of its location, and the premise that use of the facility is limited to a short operating season; granting of the variance would not increase in public costs, now or in the future as the private internal access road would be fully within the boundaries of the RV Park and be privately maintained; the RV park is not located near a community center and the applicable local CALURS zoning encourages paving of roadways only in close proximity to community centers, and; gravel internal roadways would not be inconsistent with the surrounding community character of the rural area and other area parks and campground roads are typically not paved.

Commissioner Krueger said in regards to the variance that it is justified being a part-time seasonal campground. He noted it should be stipulated that it is a seasonal campground, and if they decide they want to operate 12 months of the year that they then need to follow regulations that require paving the roads. He further said if the operation were running year around there would be no hardship.

Commissioner Scott pointed out typically paving is referenced to full subdivision occupancy and so many traffic counts per day; usage I do not know how you would gauge that.

General discussion was held relative to paving and gauging at what point occupancy becomes an issue.

Mulcahy pointed out when Glacier Park starts shutting down the campground essentially does as well.

Commissioner Krueger said he would consider the campground a seasonal operation; yet if they were to sell it and someone else came in and decided to make it a full time operation, they might need to pave the roads.

Greg McClure said he would not be opposed to that at all.

Discussion was held relative to the variance and changing language in Finding of Fact #20 to state:

Finding #20 – The requested variance meets the criteria required for a variance to be granted because the variance would only pertain to the roads within the subject property which serve a private business, thus would not be detrimental to the public health, safety, or general welfare or injurious to other adjoining properties, ~~the hardship is based on the particular type of land use and the rural setting of its location~~ the basis of the hardship is recognized as being valid because it is limited to typical seasonal use. Granting of the variance would not increase in public costs, now or in the future as the private internal access road would be fully within the boundaries of the RV Park and be privately maintained; the RV park is not located near a community center and the applicable local CALURS zoning encourages paving of roadways only in close proximity to community centers, and; gravel internal roadways would not be inconsistent with the surrounding community character of the rural area and other area parks and campground roads are typically not paved. The basis of the hardship is the premise of seasonal use of the facility.

Commissioner Krueger made a **motion** to approve the variance request that allows gravel roads as per the language based on the premise it is used for typical seasonal use. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

General discussion was then held relative to Condition #21 pertaining to wildlife attractants.

Commissioner Scott made a **motion** to approve preliminary plat for West Glacier KOA Campground expansion as presented by the Planning Board. Commissioner Krueger **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

Variance: (Granted) --- A Variance from FCSR Section 4.7.17(a) has been requested. The applicant seeks relief from the standard paving requirement and requests the proposal be approved with gravel surfaced internal roads. The basis of the hardship is the premise of seasonal use of the facility.

1. The applicant shall receive a physical address in accordance with Flathead County Resolution #1626B, as applicable. All road names shall appear on the Revised Preliminary Plat. Street addressing shall be approved by Flathead County. [Section 4.7.16(g)(iv), 4.7.26(c) Flathead County Subdivision Regulations (FCSR)]
2. The applicant shall show proof of a completed approach permit from the Flathead County Road and Bridge Department indicating the main West Glacier KOA Campground/RV Park approach onto Half Moon Flats Road has been built and received final inspection and final approval. [Section 4.7.16, FCSR]
3. All areas disturbed during development of the subdivision shall be re-vegetated in accordance with an approved Weed Control Plan and a letter from the County Weed Supervisor stating that the Weed Control Plan has been approved shall be submitted with the final plat. [Section 4.7.13(g) and 4.7.25, FCSR]
4. The internal access road shall be designed and constructed in accordance with the Flathead County Road and Bridge Department's "Minimum Standards for Design and Construction", as applicable to gravel roads. Construction plans and "As-Built" drawings for all roads shall be designed and certified by a licensed engineer and provided to the Road and Bridge Department prior to Revised Preliminary Plat. [Sections 4.7.16 and 4.7.17 FCSR]

**WEDNESDAY, JULY 24, 2013**  
**(Continued)**

5. The proposed water, wastewater treatment, and stormwater drainage systems for the subdivision shall be reviewed by the Flathead City-County Health Department and approved by the Montana Department of Environmental Quality. [Section 4.7.13, 4.7.20, 4.7.21 FCSR]
6. In order to assure the provisions for collection and disposal of solid waste, the developer shall submit a letter from the applicable solid waste contract hauler stating that the hauler is able to provide service to the facility and specifying bear-proof container locations have been established within the RV Park. [Section 4.7.22, FCSR]
7. The following statements shall be placed on the face of the Revised Preliminary Plat:
  - a. All utilities shall be placed underground. [Section 4.7.23, FCSR]
  - b. Solid waste removal shall be provided by a contracted solid waste hauler and shall use bear-proof containers. [Section 4.7.22, FCSR]
  - c. The RV Park owner is bound by the Weed Control Plan to which the developer and the Flathead County Weed Department agreed. [4.7.25, FCSR]
  - d. The RV Park owner shall abide by the guidelines set forth in the approved Dust and Air Pollution Control and Mitigation Plan during and after site construction and development activities. [Section 4.7.14, FCSR]
8. As applicable, all road names shall be approved by Flathead County and clearly identified and RV space numbers will be clearly visible from the internal road. RV space numbers shall be at least four inches in length per number. [Section 4.7.27(a)(ii)(D), FCSR]
9. All utilities shall be placed underground. [Section 4.7.23, FCSR]
10. The owners shall abide by the guidelines set forth in the approved Dust and Air Pollution Control and Mitigation Plan during and after site construction and development activities. [Section 4.7.14, FCSR]
11. Where the aggregate total disturbed area of any infrastructure construction in the proposed subdivision as defined in A.R.M. 17.30.1102(28) is equal to, or greater than one acre; or where when combined with subsequent construction of structures such disturbed area will be equal to, or greater than one acre, a Montana State Department of Environmental Quality General Permit for Stormwater Discharges Associated with Construction Activity (General Permit) shall be obtained and provided to the Flathead County Planning & Zoning office prior to any site disturbance or construction. [17.30.1115 Administrative Rules of Montana (A.R.M.)]
12. All required improvements shall be completed in place or a Subdivision Improvement Agreement shall be provided by the subdivider prior to final approval by the County Commissioners. [Section 4.0.16 FCSR]
13. The Revised Preliminary Plat shall be in substantial compliance with the plat and plans submitted for preliminary plat review, except as modified by these conditions. [Section 4.5.4(c) FCSR]
14. Preliminary plat approval is valid for three years. The Revised Preliminary Plat shall be filed prior to the expiration of the three years. Extension requests to the preliminary plat approval shall be made in accordance with the applicable regulations and following associated timeline(s). [Section 4.1.11 FCSR]
15. In order to comply with the applicable local zoning regulations the applicant shall obtain a 'major land use permit' for the West Glacier KOA Campground Expansion by the Board of Commissioners prior to Revised Preliminary Plat approval of the RV Park.
16. Prior to Revised Preliminary Plat approval of the RV Park, the applicant shall provide evidence that all applicable permit requirements of the Department of Natural Resources Water Resources Division for the public water supply have been met.
17. The following statements shall be placed on the face of the Revised Preliminary Plat:
  - e. A dust palliative shall be applied to the internal road system annually prior to the peak operation season.
18. The following statements shall be placed on the face of the Revised Preliminary Plat:
  - f. This RV Park is located in the Wildland Urban Interface area where wildfires can and do occur. [Section 4.7.27(a)(ii)(A), FCSR]
  - g. Only Class A and Class B fire-rated roofing materials are allowed. [Section 4.7.27(a)(ii)(B), FCSR]
  - h. Firewise defensible space standards shall be incorporated around all RV spaces, primary structures and improvements. [Section 4.7.27(a)(ii)(C), FCSR]
  - i. All road names are assigned by the Flathead County Address Coordinator. RV space numbers shall be clearly visible from the internal road. RV space numbers shall be at least four inches in height per number. [Section 4.7.27(a)(ii)(D), FCSR]
19. Actions called for in the 'Fire Prevention Control and Fuels Reduction Plan' shall be implemented prior to the approval of the Revised Preliminary Plat. The local/reviewing fire authority shall inspect the subdivision and provide written documentation that all thinning, clearing and other mitigation measures described in the plan have been completed as proposed for the RV Park. [Section 4.7.27(b)(iii) FCSR]
20. Appropriate signs shall be installed to ensure safe and efficient traffic flow to, from and within the one-way road network of the RV Park.
21. Wildlife attractants such as food, private grills and camp-stoves, and other materials should be able to be stored and secured within wildlife (bear) proof containers or other secure areas available to guests of all campsites and RV spaces.
22. Appropriate wildlife signage shall be installed at the entrance to the Campground and RV Park informing guests that grizzly bear, black bear, mountain lion, and a multitude of other wildlife species inhabit the area and identifying RV Park rules to minimize wildlife 'attractants' in order to limit potential conflicts with wildlife. [Section 4.7.22(c) FCSR]
23. The following statement shall be placed on the face of the Revised Preliminary Plat:
  - j. The RV Park owners and guests are alerted to the presence of potentially dangerous wildlife in the area and are reminded that **feeding big game is illegal**. RV Park owners 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 such things as bear proofing, pet control, wildlife friendly fencing, and minimizing wildlife 'attractants'.

**WEDNESDAY, JULY 24, 2013**  
**(Continued)**

**CONSIDERATION OF LAKESHORE PERMIT: MACLENNAN, FLP 13-10**

**9:31:33 AM**

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

Mack reported the applicant is proposing to construct a new concrete retaining wall and replace a floating dock within the Lake and Lakeshore Protection Zone at 1420 Spill Lake Road on Echo Lake due to high water that is eating away at their foundation.

Commissioner Krueger made a **motion** to approve Lakeshore Permit FLP 13-10. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

**CONSIDERATION OF LAKESHORE PERMIT: VAN DYKE, FLP 13-55**

**9:32:46 AM**

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

Minnich reported the applicant is proposing to remove one six-inch diameter lodge pole pine tree within the Lakeshore Protection Zone at 792 Ross Point Drive on Lake Five. The work is in conjunction with a previously approved permit (FLP 13-47) to install stairs and riprap walls.

Commissioner Krueger made a **motion** to approve Lakeshore Permit FLP 13-55. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

**MONTHLY MEETING W/ DAVE PRUNTY, SOLID WASTE DISTRICT**

**9:33:49 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, Kera Schlegel, Kim Schlegel, Clerk Kile

Prunty presented a map of a proposed new five-acre location for the Bigfork container site that the citizen work group has come up with in lieu of closure of the current site. In other business, he spoke about modifying hours of operation at the Columbia Falls container site next spring on an interim basis; reviewed discussions held at the Solid Waste Board meeting pertaining to the recycling program; presented a draft copy of the Solid Waste District Container Site Operating Policy for review.

Chilton reviewed construction progress with the new site in Olney.

General discussion was held relative to the idea of a bioreactor at the landfill.

**AWARD BID: GRAVEL CRUSHING, ROAD DEPT.**

**10:04:57 AM**

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

Commissioner Krueger made a **motion** to award the gravel-crushing bid to LHC: \$154,000 for grade 4 sanding material and \$594,000 for ½" chipped bentonite. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

**AUTHORIZATION TO PUBLISH NOTICE OF PUBLIC HEARING: BUILDINGS FOR LEASE OR RENT REGULATIONS**

**10:08:13 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 authorize publication of the Notice of Public Hearing/ Buildings for Lease or Rent Regulations. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

NOTICE OF PUBLIC HEARING

The Board of Commissioners of Flathead County, Montana, hereby gives notice pursuant to SB 324 and Section 7-1-2121, M.C.A., that it will hold a public hearing to consider the proposed regulations governing buildings for lease or rent.

The proposed regulations seek to clarify the existing subdivision laws and apply specifically to buildings for lease or rent. Buildings in zoned areas are exempt from review under the proposed regulations. The proposed regulations require review by the County Commissioners of 31 or more buildings for lease or rent on a tract of record that are not or will not be served by water or wastewater facilities, or six (6) or more buildings for lease or rent on a tract of record that are or will be served by water and wastewater facilities. Buildings in existence, or under construction, prior to the passage of these regulations are exempt.

The proposed review process requires the submission of an application to the Flathead County Planning and Zoning Office. Upon receipt of a complete application and applicable fees, the County Commissioners shall approve, conditionally approve, or deny the application within sixty (60) working days. Approval is contingent upon a finding that the proposed buildings for lease or rent comply with the regulations.

**WEDNESDAY, JULY 24, 2013**  
**(Continued)**

The proposed regulations are on file for public inspection at the Office of the Clerk and Recorder and the Flathead County Planning and Zoning Office, as well as on the Planning Office's website at [http://flathead.mt.gov/planning\\_zoning/Drafts.php](http://flathead.mt.gov/planning_zoning/Drafts.php).

The public hearing will be held on the 15<sup>th</sup> day of August, 2013 at 9:30 o'clock a.m. in the Office of the Board of Commissioners of Flathead County, Third Floor Old Courthouse, 800 South Main, Kalispell, Montana. At the public hearing, the Board of Commissioners will give the public an opportunity to be heard on the proposed regulations governing buildings for lease or rent. Written comments are encouraged and will be reviewed by the Commissioners prior to the hearing if received by the Flathead County Commissioners' Office at least three business days prior to the hearing.

DATED this 24<sup>th</sup> day of July, 2013.

ATTEST:  
Paula Robinson, Clerk

BOARD OF COUNTY COMMISSIONERS  
Flathead Count, Montana

By/s/Diana Kile  
Diana Kile, Deputy

By/s/Pamela J. Holmquist  
Pamela J. Holmquist, Chairman

Publish on July 28 and August 4, 2013.

**DOCUMENT FOR SIGNATURE: MDOT SECTION 5311 CONTRACT #107054/ AOA**

**10:08:45 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 approve for signature MDOT Section 5311 Contract #107054/ AOA. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

**DOCUMENT FOR SIGNATURE: MDOT MEMORANDUM AGREEMENT TRANSPORTATION ASSISTANCE FOR THE DISABLED & ELDERLY (TRANS ADE) AOA**

**10:09:43 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 approve for signature MDOT memorandum agreement transportation assistance for the disabled and elderly/ AOA. Commissioner Scott **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

**CONSIDERATION OF H.R. TRANSMITTAL: JOB VACANCY-RN MEDICAID CASE MANAGER/ HEALTH DEPT.**

**10:10:09 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 H.R. Transmittal for a R.N. Medicaid Case Manager for the Health Dept. Commissioner Krueger **seconded** the motion. **Aye** - Holmquist, Scott and Krueger. Motion carried unanimously.

- 10:30 a.m. Quarterly Jail Facility tour & meeting w/ Sheriff Curry**
- 11:00 a.m. County Attorney meeting @ County Attorney's Office**
- 1:00 p.m. Commissioner Krueger: RSVP Board meeting**

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on July 25, 2013.

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**THURSDAY, JULY 25, 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 July 26, 2013.

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**FRIDAY, JULY 26, 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 July 29, 2013.

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