

**PUBLIC MEETING
FEBRUARY 26, 2013
MINUTES**

The Lewis and Clark County Commissioners Public Meeting was held on Tuesday, February 26, 2013, at 9 a.m. in Commission Chambers Room 330 of the City-County Building, 316 North Park Avenue, Helena, Montana.

Chairman Mike Murray called the meeting to order at 9 a.m. Commissioner Andy Hunthausen was present. Others attending all or a portion of the meeting included Eric Bryson, Katie Jerstad, Carrie Severson, Tammy Potter, Cheryl Green, Emily Post, Drenda Niemann, Art Pembroke, Daniel Wickens, Gilda Clancy, Patrick Faber, Dean Retz, Mark Simonich, Larry Hoffman, Fee Lamping, Laura Erikson, Paulette DeHart, Misty Edwards, Robin Brown, Debbie Havens, Al Knauber, Bill Snoddy, Bob Fusie and Rita Cortright, Recording Secretary.

Pledge of Allegiance. Everyone recited the Pledge.

Consent Action Items. (Eric Bryson)

- a. Memorandum of Understanding Between Lewis & Clark DUI Task Force and the Montana Highway Patrol for the Task Force to Obtain the Product of Expertise in Reducing DUI Incidents in Accordance with Sec. 61-2-106, MCA. (Tammy Potter)
- b. Resolution 2013-14 Ordering a Refund of Taxes/Fees/Assessments Paid by William Cobb and John Cobb in the Amount of \$26.33. (Cheryl Green)

Eric Bryson reported on the consent action items and recommended approval.

No public comment was received.

Commissioner Hunthausen moved approval of the consent action items and authorized the Chair to sign. Commissioner Murray seconded the motion. The motion carried 2-0.

Independent Contractor Contract Between Nate Condron and Lewis & Clark County. (Emily Post)

Emily Post, Sustainability Coordinator, reported on the contract for website data development for the Tri-County Green Business program in the amount of \$875.00. In 2011, the County was granted funding to distribute to small businesses in Lewis & Clark, Broadwater and Jefferson counties for efficiency upgrades for water and energy efficiency. Nate Condron had previously developed the website, "Greenbusinessmt.com," and this contract would allow for expansion of the website to demonstrate the potential for savings of both funds and energy by businesses as a result of energy improvements. The website will also reflect EPA's assistance with the process. Energy grants were available up to \$1,500 per small business, including churches and non-profits, in Lewis & Clark, Jefferson or Broadwater counties. Energy improvement projects included lighting, HVAC, appliances, any upgrade to help with energy costs and efficiencies.

Commissioner Hunthausen moved approval of the Independent Contractor Contract Between Nate Condron and Lewis & Clark County, as presented. Commissioner Murray seconded the motion. The motion carried 2-0.

Amendment to Independent Contractor Contract Between Karen Filipovich and Lewis & Clark County. (Drenda Niemann)

Drenda Niemann presented the contract in the amount of \$11,200, explaining the County Health Department received a grant through the State of Montana called the MIECHV-ID Grant, the purpose of which was to help build infrastructure for the HOME Visiting Program in the County. The Department was currently under contract with Ms. Filipovich for strategic planning with the Early Childhood Coalition and saw an opportunity to expand the scope of work to also include some strategic planning with the HOME Visiting Program. The contract would allow for greater sustainability of their program and better position them for potential grant opportunities in the near future. Staff recommended signing the contract.

No public comment was received.

Commissioner Hunthausen moved approval of the Amendment to the Independent Contractor Contract Between Karen Filipovich and Lewis & Clark County, as presented. Commissioner Murray seconded the motion. The motion carried 2-0.

Resolution 2013-13 Establishing the 2013 Fire Season and Related Burn Permits and Fees for Lewis and Clark County. (Art Pembroke)

Art Pembroke, IT&S Director, reported on the Resolution for the 2013 Burn Season, noting a couple of changes from past years, the most significant being that Lewis & Clark County was now running a year-round burning season based on the calendar year. The fees remained unchanged from last year. Burning could be shut down county-wide or in specific areas, depending on weather patterns. The self-activating system was created in an effort to inform public safety and fire personnel of legal, authorized burning activity within the county borders, thus reducing the number of false fire alarm.

No public comment was received.

Commissioner Hunthausen moved approval of Resolution 2013-13 Establishing the 2013 Fire Season and Related Burn Permits and Fees for Lewis and Clark County, as presented.

Commissioner Murray seconded the motion. The motion carried 2-0.

East Helena Valley Rural Fire District Presentation of Petition to Annex. (Carrie Severson)

Carrie Severson, Special Districts Coordinator, presented the petition to annex adjacent lands into the East Helena Valley Rural Fire District. Two property owners located off of Reservoir Lane submitted a petition to remove their property from the Tri-Lakes Fire Service Area and annex into the East Helena Valley Fire District based on proximity, which had implications for the landowner's ISO rating. The board of trustees for the East Helena Fire District had approved the annexation. Ms. Severson requested the Commission set a hearing date no sooner than April 4.

No public comment was received.

Commissioner Hunthausen moved to set the hearing date for Tuesday, April 16, 2013, at the regularly scheduled meeting. Commissioner Murray seconded the motion. The motion carried 2-0.

Canyon Creek Rural Fire District Presentation of Petition to Annex. (Carrie Severson)

Carrie Severson, Special Districts Coordinator, presented the petition to annex properties located in the Canyon Creek Area into the Canyon Creek Rural Fire District. Property owners submitted a petition to remove their properties from the Lewis & Clark Fire Service Area and annex them into the Canyon Creek Rural Fire District. The board of trustees for the Canyon Creek Fire District had approved the annexation. Ms. Severson requested the Commission set a hearing date. .

No public comment was received.

Commissioner Hunthausen moved to set the hearing date for Tuesday, April 16, 2013, at the regularly scheduled meeting. Commissioner Murray seconded the motion. The motion carried 2-0.

Applicant Interviews for County Commissioner Position. (Eric Bryson)

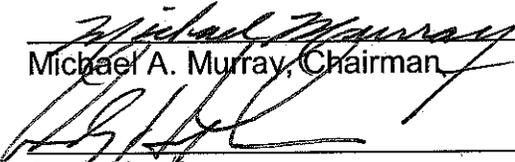
Commissioner Murray outlined the process for conducting applicant interviews to fill the vacant Commissioner position for District 2. Gilda Clancy, Patrick Faber and Daniel Wickens were introduced and interviewed by Commissioner Murray and Commissioner Hunthausen. The public was invited to pose questions to the candidates and Bob Fusie and Bill Snoddy asked questions of the candidates. All three candidates delivered closing remarks. Both Commissioner Murray and Commissioner Hunthausen thanked the candidates for their willingness to participate in the public interview process.

Commissioner Hunthausen moved to allow for public comment on the interview through next Wednesday, March 6, and render a decision on March 7, 2013, at the regularly scheduled meeting. Commissioner Murray seconded the motion. The motion carried 2-0.

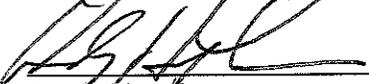
Public comment on any public matter within the jurisdiction of the Commission that is not on the agenda above. None.

There was no further business and the meeting adjourned at 10:24 a.m.

LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS



Michael A. Murray, Chairman



Andy Hunthausen

(Vacant)

ATTEST:



Paulette DeHart, Clerk of the Board