

**PUBLIC MEETING
APRIL 25, 2013
MINUTES**

The Lewis and Clark County Commissioners Public Meeting was held on Thursday, April 25, 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 Hunthausen was present. Others attending all or a portion of the meeting were Eric Bryson, Eric Griffin, Laura Erikson, George Theborge, Lindsay Morgan, Michael McHugh, Greg McNally, Debra Crider, Dave Depew, Paul Montgomery, Sharlene LaRance, Skeeter Baertsch, Les Harris, Jeannene Maas, Roger LaVoie, Susan Moran and Rita Cortright, Recording Secretary.

Pledge of Allegiance. Everyone recited the Pledge.

Consent Action Items. (Eric Bryson)

- a. Vendor Claims Report for the Week of April 22, 2013. (Marni Bentley)
- b. Resolution No. 2013-37 Declaring Certain County Property Surplus Property (Amy Reeves)
- c. Resolution No. 2013-38 Declaring Certain County Property Surplus Property (Amy Reeves)
- d. Agreement for Extraordinary Snow Removal – Malmstrom Air Force Base, Montana Minuteman Missile Base for October 1, 2013 to September 30, 2018. (Eric Bryson)

Eric Bryson reported on the Consent Action Items and recommended approval.

No public comment was received.

Commissioner Hunthausen moved approval of Consent Action Items 2.a. - d. and authorized the Chair to sign. Commissioner Murray seconded the motion. The motion carried 2-0.

Bid Award – Warren School Trail Construction. (Laura Erikson) The project consists of construction of an asphalt trail and concrete sidewalk connecting Warren School to the Leisure Village Subdivision along Tizer Road and York Road. Work includes, but is not limited to: excavation and embankment, asphalt concrete pavement, concrete sidewalks, new drainage culverts, new signage, and other miscellaneous items. (Tabled from 4/16/13)

Laura Erikson reported on the selection committee's recommendation and MDT's concurrence to award the bid to Helena Sand & Gravel, Inc. in the amount of \$166,547.00.

No public comment was received.

Commissioner Hunthausen moved to award the Warren School Trail Project to Helena Sand and Gravel for \$166,547.00, as presented. Commissioner Murray seconded the motion. The motion carried 2-0.

Independent Contractor Contract Between Lewis & Clark County and Strategies 360. (Laura Erikson) The Commissioners will consider the contract for outreach services for the May 2013 Commuter Challenge in an amount not to exceed \$5,800 for the period April 25–June 30, 2013.

Laura Erikson, Grants Coordinator, presented the CTEP-funded contract designed to increase the safety of pedestrians and bicyclists in the Helena area through the BikeWalkHelena.org

website. Participants were directed to the website through the May Commuter Challenge where 69 employer teams had signed up to participate. Strategies 360 would also place the May Challenge on Facebook and develop radio and television promotional materials.

No public comment was received.

Commissioner Hunthausen moved approval of the Independent Contractor Contract with Strategies 360, as presented. Commissioner Murray seconded the motion. The motion carried 2-0.

Notice of Intent for L&C Co. Sheriff's Office to Apply for Homeland Security Grant in the Amount of \$250,000 for Microwave Systems Manager. (Eric Bryson). The Commissioners will consider the notice of intent to apply for a grant allowing for the SIGB and Technical Working Group to plan the ongoing system build out, sustainability and maintenance of the statewide system.

Eric Bryson presented the Notice of Intent for the Sheriff's Office application for a grant in the amount of \$250,000 and recommended approval. Funding of \$187,142 would cover the salary for a microwave systems manager for two years and operating costs (mileage, travel, supplies) in the amount of \$62,258.00.

Public comment –

Sharlene LaRance, 5502 Kerr Drive, Helena, asked if the \$250,000 was salary for one person.

Eric Bryson explained the funding covered the salary and benefits for the Systems Manager for two years.

No other public comment was received.

Commissioner Hunthausen moved approval of the Notice of Intent for the Lewis & Clark County Sheriff's Office to apply for a Homeland Security Grant in the Amount of \$250,000 for Microwave Systems Manger, as presented. Commissioner Murray seconded the motion. The motion carried 2-0.

Change Order No. 1 to Contract Dated July 18, 2012 Between Lewis & Clark County and Bullock Contracting LLC. (~~Jesse Whitford~~) (Eric Griffin) The Commissioners will consider the Change Order in the amount of \$25,517 for additional crushed top surfacing on the Sun River Road Graveling Phase II Project.

Eric Griffin, Public Works Director, reported on the Change Order in the amount of \$25,517.00 to allow for additional crushed top surfacing on the Sun River Road Graveling Phase II project and recommended approval. The item had previously been contracted through Helena Sand and Gravel; however, due to difficulty with another contractor's schedule, the item was change ordered now to Bullock Contracting LLC for the same amount.

No public comment was received.

Commissioner Hunthausen moved approval of Change Order No. 1 to the Contract Dated July 18, 2012, between Lewis and Clark County and Bullock Construction LLC, as presented. Commissioner Murray seconded the motion. The motion carried 2-0.

Independent Contractor Contract Between Lewis & Clark County and Bierke Construction, Inc.

(Eric Griffin). The Commissioners will consider the contract for labor and materials for asbestos removal from the L&C Co. Courthouse, 228 Broadway, Helena, in the amount of \$29,144 for the period April 25 – June 30, 2013.

Eric Griffin, Public Works Director, reported on the contract for a remodel project in the Courthouse that included removing some vermiculite asbestos in the wall, tearing out two walls, reconfiguring the space for the City Jury Room and the Law Clerks in District Court on the first floor of the Courthouse. The contract covered asbestos removal, wall demo, new wall, furnishings, carpet, paint, tape, fixtures and new doors. The County would pay for the remodeling costs; once completed the City would pay rent on the additional space.

No public comment was received.

Commissioner Hunthausen moved approval of the Independent Contractor Contract between Lewis & Clark County and Bjerke Construction Inc. as presented. Commissioner Murray seconded the motion. The motion carried 2-0.

Acceptance of L&C County Flood Mitigation Master Plan for the Helena Valley. (Eric Griffin)

Eric Griffin, Public Works Director, presented for consideration and acceptance, the Lewis & Clark County Flood Mitigation Master Plan prepared by County Staff and Paul Montgomery of Anderson-Montgomery Consulting Engineers.

Paul Montgomery, principal with Anderson-Montgomery Consulting Engineers, Helena, presented a 15-slide PowerPoint presentation on the Flood Mitigation Master Plan that included Findings & Recommendations; Estimated Costs, Summary; and Ongoing Activities.

Eric Bryson noted today's action was "acceptance" and not "approval" of the Plan, that would allow for a 30-day public comment period. It was noted that Mr. Montgomery's report was absent jurisdictional lines or property ownership and designed a system that identified the best way to quickly move flood waters out of the valley.

Eric Griffin presented and reviewed the 2011-12 Flood Remediation Report from Public Works, updated as of April, 2013, listing all flood related repair projects and their status.

Public comment –

Dave Depew, 1704 E. 6th Avenue, Forestvale Cemetery trustee, expressed concerns related to impacts of flood improvements on the new Cemetery Entrance and potential impacts to unmarked burials in the area. The Cemetery Board requested involvement as the process moved forward.

Roger LaVoie, 512 Stadler Road in Big Sky Subdivision, Helena, spoke in support of the Commission's acceptance of the Flood Mitigation Master Plan and 30-day comment period. He encouraged people to attend tonight's Valley Flood Committee meeting to gain insight and provide input into the process.

Jeannene Maas, 770 Sewell Road, Helena, requested a 60-comment period.

Susan Moran, Forestvale Cemetery trustee, expressed concern that the Cemetery Board hadn't been fully involved in the process and that action would be taken prior to their June meeting with Eric Griffin. She requested that meeting notifications be provided to Supervisor Debra Crider.

Commissioner Murray announced the Commissioners and Eric Bryson planned to tour the Forestvale Cemetery very soon with Debra Crider.

Commissioner Hunthausen moved to accept the L&C County Flood Mitigation Master Plan for the Helena Valley and open a 60-day comment period. Commissioner Murray seconded the motion. The motion carried 2-0.

Board Appointments: (Eric Bryson)

Craig Mosquito District Board – Dean South resigned his position due to expire May 31, 2013. Susan Bratlien completed her third term that expired Dec. 31, 2012; however, she would like to remain on the board. After advertising, Debbie Carlson and Jim Dusenberry submitted applications to fill the positions.

Commissioner Hunthausen moved to appoint Debbie Carlson and Jim Dusenberry to 3-year terms on the Craig Mosquito District Board to expire December 31, 2015. Commissioner Murray seconded the motion. The motion carried 2-0.

Helena Valley Mosquito District Board – Raina Blackman was appointed to serve at the pleasure of the commission for a one-year term that expired Dec. 31, 2012. After advertising, no applications were received.

Commissioner Hunthausen moved to extend Raina Blackman's term for one more year, through December 31, 2013. 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 other business and the meeting adjourned at 10:07 a.m.

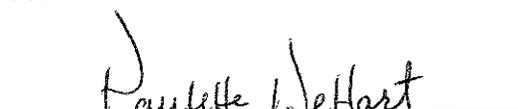
LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS


Michael A. Murray, Chairman


Andy Hunthausen

(Vacant)

ATTEST:



Paulette DeHart, Clerk of the Board