

**PUBLIC MEETING
OCTOBER 21, 2014
MINUTES**

The Lewis and Clark County Commissioners Public Meeting was held on Tuesday, October 21, 2014, at 9 a.m. in Commission Chambers Room 330 of the City-County Building, 316 North Park Avenue, Helena, Montana.

Chair Susan Good Geise called the meeting to order at 9 a.m.

Commissioner Andy Hunthausen and Commissioner Mike Murray were present. Others attending all or a portion of the meeting included Eric Bryson, Michele Peterson-Cook, Katie Jerstad, Kyle Thomas, Cheryl Green, Greg McNally, Glenn Hayes, and Nichole Nisbet, Recording Secretary.

Pledge of Allegiance. Everyone recited the pledge.

Consent Action Items. (Eric Bryson)

- a. Resolution 2014-110 Ordering a Refund of Taxes/Fees/Assessments Paid by Cody & Kara Sutton in the Amount of \$322.93. (Cheryl Green)
- b. Resolution 2014-111 Ordering a Refund of Taxes/Fees/Assessments Paid by Fechter Farms, LLC in the amount of \$779.22. (Cheryl Green)
- c. Resolution 2014-112 Ordering a Refund of Taxes/Fees/Assessments Paid by James & Rebecca Tate in the Amount of \$6,477.36. (Cheryl Green)

Eric Bryson reported on consent action items 2a-c and recommended approval.

No public comment was received.

Commissioner Murray moved approval of consent action items 2a-c.

Commissioner Hunthausen seconded the motion. The motion carried 3-0.

Resolution 2014-113 Establishing a Lewis and Clark County Public Works Manual. (Kyle Thomas)

The Commissioners will consider the draft resolution.

Kyle Thomas presented Resolution 2014-113 establishing a Lewis and Clark County Public Works Manual developed by County Public Works, County Planning, County Legal Staff and several engineering firms. The manual is compiled of County policies and procedures relating to roads, infrastructure and other functions of the Public Works Department. A 45 day comment period has been completed and the necessary changes have been incorporated into the manual. Staff recommends that the BoCC accept and adopt the Public Works Manual as presented and adopt all necessary resolutions as presented by staff.

Eric Bryson recommended holding the item open for an additional 30 day public comment period.

No public comment was received.

Commissioner Hunthausen moved to leave the item open for a 30 day public comment period and render a final decision at the regularly scheduled meeting on November 25, 2014.

Commissioner Murray seconded the motion. The motion carried 3-0.

Resolution 2014-114 Schedule of Administrative Fees for Lewis and Clark County Public Works Department. (Kyle Thomas)

The Commissioners will consider the draft resolution.

Kyle Thomas presented Resolution 2014-114 schedule of administrative fees for Lewis and Clark County Public Works Department . The resolution is to establish the fees associated with the public works manual as it mirrors the administrative fees as associated with the planning department and is in place so that the manual will not need to be readopted in the event fees change in the future.

Eric Bryson stated that the resolution does not include new fees or an increase in fees but taking the existing fees and putting them into one place.

Katie Jerstad stated that the reasons the fees are in their own resolution and not an appendix to the manual is so that manual will not need to be readopted if fees were to change in the future.

No public comment was received.

Commissioner Hunthausen moved to leave the item open for a 30 day public comment period and render a final decision at the regularly scheduled meeting on November 25, 2014.

Commissioner Murray seconded the motion. The motion carried 3-0.

Request for Modifications to the Conditions of Approval for the Preliminarily Approved Timberworks Estates Subdivision. (Applicant: Frontier Builders, Inc.) (Planner: Greg McNally)

The applicants have submitted a request to modify the conditions of approval for Timberworks Estates Subdivision, Phases 4-8. The subdivision was granted preliminary approval on March 1, 2011. Phase 1 was given approval and was platted on October 18, 2011; Phases 2 and 3 were given final approval and platted on March 14, 2013.

The Commissioners will consider the request.

Greg McNally presented the request for modifications to the conditions of approval for the preliminarily approved Timberworks Estates Subdivision which includes the remaining phases 4-8. The subdivision was granted preliminary approval on March 1, 2011 and the applicant has submitted a letter requesting modifications to reduce the number of remaining phases from five to three, aggregate four lots into one lot, remove the requirements for the installation and maintenance of a sidewalk along the internal road within the remaining phases and would like to utilize the County's Building for Lease or Rent Regulations to start home construction prior to the platting of the lots in the remaining places. If the Commission decides to consider the modifications request the applicant will pay the requisite fees for a modification of conditions of approval application and necessary variance application. The staff would proceed to schedule and notice a public hearing, request agency comments, post a notice sign on the property, send letters of notice to adjacent property owner and prepare a staff report that would provide further analysis on the proposed modifications. Staff would then present the staff report to the Commission to consider at a public hearing.

No public comment was received.

Commissioner Hunthausen moved to approve the request for modifications to the conditions of approval for the preliminary approved subdivision.

Commissioner Murray seconded the motion. The motion carried 3-0.

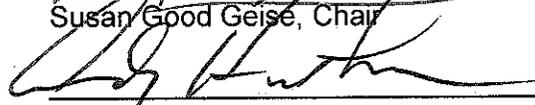
Public comment on any public matter within the jurisdiction of the Commission that is not on the agenda above.

There being no further business, the meeting adjourned at 9:24 am.

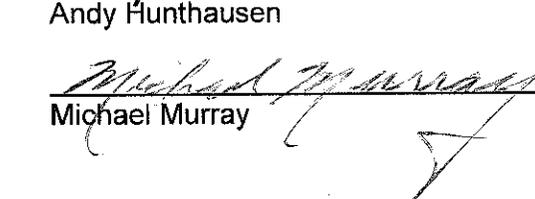
LEWIS AND CLARK COUNTY
 BOARD OF COMMISSIONERS



 Susan Good Geise, Chair



 Andy Hunthausen



 Michael Murray

ATTEST:



 Paulette DeHart, Clerk of the Board