

PUBLIC MEETING
June 27, 2000

Chairman Mike Griffith called the meeting to order at 9:00 a.m. Commissioners Loendorf and Murray were present. Others attending all or a portion of the meeting included Ron Alles, Sharon Haugen, Sheila Cozzie, Anita Varone, Jerry Grebenc, Robert Rasmussen, Michael McHugh, Gina Weist, Gary Spaeth, Bill Hines, Dennis Iverson, Sharon Whitfield, John Whitfield, and Carole Byrnes.

Minutes. There were no minutes to approve.

Proposed Minor Subdivision, Preliminary Plat, Whitfield No. 2 Minor. (cont from 5/30/00). The applicants propose to create a lot for commercial storage and a lot for one single-family dwelling and a multi-family dwelling. The proposal is generally located north of and adjacent to Mill Road, approximately 1/4 mile east of Green Meadow Drive. Jerry Grebenc reported that the applicant and the fire department were to negotiate an equitable solution for the provision of fees or water supplies from West Valley Volunteer Fire Department pertaining to condition #5. The applicant and the West Valley Volunteer Fire Department have reached an agreement on a fire protection plan. If the Commission approved this proposal, condition #5 would need to be modified to state that applicant shall meet a fire protection plan as stated by the West Valley Fire Department. Commissioner Loendorf moved to approve the proposal subject to 11 conditions. Commissioner Murray seconded the motion. Commissioner Murray moved to amend condition #5 to read that the applicant must submit a fire protection plan to be approved by the West Valley Volunteer Fire Department. Commissioner Loendorf seconded the motion and it carried unanimously. The motion carried unanimously to approve the subdivision proposal.

Hillview Acres Subdivision Road Change. The Commissioners received a petition to change the location of Roma Road, between Lots 21 and 34 of the Hillview Acres Subdivision. Petitioners, Joseph and Janet Capaldi were present. Robert Rasmussen reported that Roma Road was physically constructed outside of its legally established right-of-way. The purpose of Roma Road is to provide direct access to adjacent properties. The proposed relocation of the platted right-of-way for Roma Road would not adversely affect access, transportation in the vicinity, utilities, or emergency services. Staff recommended approval with 4 standard conditions of approval. Hearing no public comments, the Chairman closed this portion of the hearing. Commissioner Murray moved that the Commission approve the location change in Roma Road in Hillview Acres Subdivision subject to 4 conditions as recommended by staff. Commissioner Loendorf seconded the motion and it carried unanimously.

Elected Officials Salaries Resolutions for FY2001. Sheila Cozzie reported that in accordance with state statutes, the salaries are based on the population of the county and the cost of living of 2.2% as determined by the University of Montana. The first resolution establishes the salaries for the Auditor, Clerk of Court, Treasurer/Clerk and

Recorder, Commissioners, Sheriff, Superintendent of Schools. The second resolution establishes the salaries for the consolidated office of the Coroner/Public Administrator; and the third resolution establishes the salary for the Justice of the Peace which includes establishing their office hours. Hearing no public comments, the Chairman closed this portion of the hearing. Commissioner Murray moved that the Commission approve three resolutions establishing elected official salaries for FY2001 and setting the office hours for Justice of the Peace and authorized the Chairman to sign. Commissioner Loendorf seconded the motion and it carried unanimously.

Humane Society Request for Funds. (cont from 6/15/00). Ron Alles reported that the Commission received a request from the Humane Society for \$8,822.93 for the period 10/7/98 through 12/29/98 for costs incurred by the Humane Society for the care of the Musil dogs. The dogs were required to be cared for by Lewis and Clark County during the cruelty trial.

Gina Weist stated the general expenses include veterinarian costs, fencing, and kennels. Commissioner Murray moved that the bill be paid in the amount of \$8,822.93 from the contingency fund. Commissioner Loendorf seconded the motion and it carried unanimously.

Amendments to 2000 Mobile Home and Real Estate Bills:

Lakeside FSA tax code 3011.

Wolf Creek Craig FSA tax code 3016.

Dearborn Fire District tax code 3014.

Ron Alles recommended that the properties listed be added to the tax bills for the various districts. Commissioner Murray moved that the three memorandums relating to amendments to mobile home and real estate bills be signed by the Chairman and sent to the Department of Revenue. Commissioner Loendorf seconded the motion and it carried unanimously.

Delete Parcels from Wolf Creek/Craig FSA tax code 3016.

Ron Alles recommended that the memorandum removes parcels from the Wolf Creek/Craig Fire Service Area. Commissioner Murray moved that the memorandum be signed by the Chairman and sent to the Department of Revenue. Commissioner Loendorf seconded the motion and it carried unanimously.

Request for Modification of Conditions of Preliminary Plat Approval for Holmberg Village Estates Major Subdivision.

Michael McHugh reported that applicants have requested modification of condition of approval #6 allowing an additional approach onto Canyon Ferry Drive and not requiring a connection to Danny K Drive for the second approach. The applicants have requested an additional approach onto Canyon Ferry Drive. Staff had previously recommended denial of this proposal and to go with a connection to Danny K Drive. The applicants received an approach permit from MDT permitting an additional access onto Canyon Ferry Road.

Bill Hines reported that MDT made a visual inspection of the road approach and determined that the proposed approach was the safest of the Holmberg approaches. Applicants received MDT approval of the approach on June 19, 2000.

Hearing no public comments, the Chairman closed this portion of the hearing. Commissioner Murray moved that the County amend condition #6 allowing direct access onto Canyon Ferry Road. Commissioner Loendorf seconded the motion and it carried unanimously.

Request to Rescind Resolution Ordering a Refund of Taxes Paid/M&L Cleaning Service. Cheryl Green reported that the Commission granted a resolution on June 15, 2000 refunding \$107.42 to M & L Cleaning Service. This was in error. The county is receiving offset money from the Department of Revenue; therefore a resolution was not necessary. The tax bill has been revised and the value has been lowered. Upon the county receiving the money from DOR, Ms. Green will do a plus exchange and refund M&L Cleaning Service the difference between the \$700 and \$7,000. Commissioner Murray moved to rescind the motion previously granted. Commissioner Loendorf seconded the motion and it carried unanimously.

Request for Extension of Preliminary Plat Approval for the Lowe Tracts, Lot 12 Major Subdivision. Michael McHugh reported that applicant Doug Sparrow has submitted a written request for extension. Applicant has just received approval from state DEQ for on-site wastewater treatment systems. He has also begun road construction. Staff recommended a one-year extension of preliminary plat approval. Commissioner Loendorf moved to approve the extension request for one year. Commissioner Murray seconded the motion and it carried unanimously.

Resolution Directing the County Treasurer/Clerk and Recorder to Give Notice to all Parties who may have an interest in real properties located in Lewis and Clark County for which Real Property Taxes are Delinquent for Tax Year 1996. Cheryl Green reported that the resolution contains a list of delinquent tax payers and to begin the tax deed process. Commissioner Murray moved that the Commission grant the resolution and authorized the Chairman to sign. Commissioner Loendorf seconded the motion and it carried unanimously.

There being no other business, the meeting adjourned at 9:44 a.m.