

NOTICE OF SUBDIVISION MEETING

August 28, 2003

Chair Varone: Today is Thursday, August 28th, it's a little past 9:00 in the morning. To my left is Commissioner Murray, his left is Ron Alles, our Chief Administrative Officer, to my right is Commissioner Tinsley, to his right is Carole Byrnes our executive secretary, to her right is Sharon Haugen, our director of planning. Other folks in the audience are either staff or here for particular items on the agenda.

Others attending all or a portion of the meeting: Tim Gunderson, Barry Damschen, Jason Mohr, and Paul Spengler.

Pledge of Allegiance. Everyone recited the pledge

Cave Gulch Flood Mitigation Project: Contract Amendment No. 1 w/Barry Damschen Consulting. (cont. from 8/21/03)

The Commissioners will consider the change orders and amendment for an additional \$3,510 for increase in inspection and coordination services due to construction contractor's time for completion increasing from 30 to 45 days.

Chair Varone: Barry we just had some questions about it when Paul gave a report, but we appreciate you coming here today to fill us in on what's happened.

Barry Damschen: Well, I put together a little handout on these items, let me pass them out. Basically while we pass these out I'll give you a little background. Just to bring everybody up to speed if you don't remember or haven't heard the whole story, basically what happened is the Forest Service paid for the design of the Cave Gulch Improvements and they also did a big master plan study of the entire Gulch and they included in that scope of work with Portage(?) Engineering actually do the design work and get this thing close to being ready to bid and so basically then the County was to take the project over and you entered into an agreement to prepare the final bid documents which basically take the plans that Portage put together and put the bid documents and specifications to those and that was my first task and as you see their on that handout the scope of work for that included a lump sum fee of \$3,000.00. And then my second task, I had to do, was actually go through the bidding process and that was for a lump sum fee of \$2,000.00 and nothing was changed on that. Then the Task 3 was to do an inspection on the contract administration of the project and that was based on 30 calendar days, I actually put this agreement together before this project was finally designed and we really didn't know the magnitude of what the project was going to be so I just guessed it was going to take 30 days to build it. As it turned out, this project got to be way more mammal as they designed it than any of us were thinking of way back when I did this in February. As it turned out, the contract time once the plan and design was all done, that we wrote in the specs was for 45 days not 30 just because the amount of work that had to be done. So, right off the bat I knew I was probably going to over-run the thing, but we didn't know how much. And then also during the process of the project we had some change orders which extended the time another 7 days, so actually the time period at the contract we had for 30 days to 52 days so my contract had as you can see there 70 hours of inspection and as it turned out I ended up with about 124 hours, so my amendment is to get compensated for those additional 54 hours for the time between the 30 days and actually the 52 days and so that's what the deal is there. On the third page of the handout is the contract amendment that Janet Pallister and I put together for the \$3510.00 and then the final page there is my invoice. I didn't invoice the county until the very end, so this is invoice for everything. So I'd be more than happy to answer any questions on that.

Chair Varone: Thanks Barry. Commission, do you have any questions of Barry?

Commissioner Murray: Madam Chair, Commissioner Tinsley. Barry did you notify any county people that you were going to over-run this contract? It came to us as a surprise and not a pleasant surprise.

Barry Damschen: So I guess I'll continue to answer you're question, Mike. Basically what I did here, this was kind of an interesting and tough project in the sense that my contract was with you, and first of all I apologize

for not involving you in this earlier on because I did know about it earlier and I did not contact Eric or any of you folks, so I apologize for that and so the answer to the question, but to get a little more detail there, basically, this project is being funded not by the county, but by the residents and the BLM and by the NRCS, so in a round about way I guess I forgot about informing the County about things like that because I knew you guys weren't ultimately going to pay any of this so, I did keep the residents informed because they were going to pay 25% and I did keep the NRCS informed because they were going to pay 75% and so when the project got started and we put together the preliminary budget once the bids came in, I actually added some additional money in there for the engineering in the budget back in March and that was just about the amount of money that this \$3500.00 accounted for. It was a lucky guess more than anything, so I did talk to Dan McGowan and did tell the residents and I did tell NRCS and they were all on board with it and I do have the documentation that we did have it in the budget where I messed up was not going through you guys as well.

Chair Varone: That's why you're here today.

Barry Damschen: That's why, to take my legs.

Commissioner Murray: Well, Madam Chair, Commissioner Tinsley, Not necessarily to take your legs but we believe that we represent the people that are going to pay this, our part of the RID on Cave Gulch and rather than have them smoking in on us, the part of your presentation that makes sense is that you did work with them. Because when we go to them every board the price is up and we don't want to walk into a firestorm because they're caught flatfooted and that's why you're here today.

Barry Damschen: Right, basically you'll see when I show you another hand out that I've done here real quickly that this was in the budget so they won't do that to you.

Chair Varone: You know because we have, at least I have received personal phone calls and I'm assuming that other commissioners have received personal phone calls when we got this it was just mindless

Barry Damschen: In fact I've been working with Sharon and Marni on the district and the numbers that I've given, Sharon did calculate these and does have these.

Sharon Haugen: Madam Chair, Commissioners, for the record we did note that was an increase from your original contracts, so by sending us the information doesn't mean you informed the County.

Barry Damschen: That's correct.

Chair Varone: Any other questions?

Commissioner Murray: Madam Chair, I move we approve the increase in the consultants contract and authorize the chair to sign.

Commissioner Tinsley: Second.

Chair Varone: All those in favor, signify by saying 'I'

Commissioners: 'I'

Chair Varone: Motion carries. Thanks Barry.

Barry Damschen: Thank you. I promise it won't happen again. Oh, do you want me to talk a little bit about the change orders too?

Chair Varone: That's a good idea.

Barry Damschen: I've got another handout, I think you, but I'm not sure what exactly he handed out. This first

page on the handout is the summary of the change orders and how the project ended up and then the actual five change orders that were processed are behind them and what I want to do is just take a second, open up a map here that I doodled on last night here with my magic markers and it will be really easy using this to explain to you what these mean. Otherwise it's kind of tough. Basically, here's Canyon Ferry Road that's the start of the project is Canyon Ferry Road and goes up the gulch and it's on two plan sheets here but the majority of the work is on this sheet. In the green, I guess you'd call it, this is the main part of the project which is our new line ditch, 50-feet wide, that will carry the 600 CFS, here's O'Malley's bar, here's a house, another rental, here's Butch's marina, his rental, here's a house, here's a house, and basically what we're doing is we built a new line channel and then there was some burns in here and there's also a concrete flood wall next to this guys house. Here's the road that goes up the gulch and then once you get to this place here, this house here than there is no more line channel that we built it's just some miscellaneous improvements. Now to go through the change orders, the first thing in the specs that we wrote is that the contractor would have to put in a bypass pumping system because we have the creek running down here and we had to build this and we couldn't have any

water running through there so we told the contractor that he had to include it in his bid, to put a 12" pipe in there to capture the water that comes down the creek right here and then put a bypass line in and then dump it out here so that we could build this thing. As we went through this project it become very evident that it would make a lot of sense to keep that pipe in because once this thing is done, for two reasons, one is once this thing is done we need to get grass growing in the bottom of this thing so it doesn't erode. Well if we have this creek channel running through there we're never going to get the grass growing in the bottom of this thing so we wanted to get the grass established before we turned the water back loose. So, then we said why don't we make this a permanent installation and I got together with all the residents and I got together with the NRCS again and said what do you guys think of that and everybody said yeah it's a great idea. The second reason we thought it was a good idea because in the winter time when this creek is running, you can see these little dashes, to get to this house and to get to Butch's place and to get to this place, we actually built a road in the bottom of this channel that represents a gravel road. The rest of its all grass, but in these areas this actually have gravel road and it's an access to their houses and we started thinking, once this water is running down there and then it freezes and snows and whatever, this is just going to be an ice skating pond for these people to drive through. So in the wintertime we were thinking that we would want to then channel the water back to the pipe to keep this thing dry so it wasn't an ice skating pond and there wasn't any thought to this when Portage designed this thing, Portage designed this thing and said oh this is great and nobody really thought about after the fact and so that's, when I took the project over and started working with the residents all this, you know we started talking about all these things so the residents came to me and said, Barry, what do we got to do to make this a permanent installation, and then I went with the NRCS and we said the first thing we got to do is bury the pipe, and so that was change order #1, and that was for \$350.00, rather than just leave that pipe lying on the ground we just told the contractor at the beginning to just bury this, because we actually decided this right before the contractor started. Than the second thing we did

Commissioner Murray: Barry, on the first is there enough flow that that pipe isn't going to break when it freezes in the winter?

Barry Damschen: Yeah, it's a free draining pipe, the water will just run through, there's So much slope out there that it just runs right on through, it's never going to freeze in the pipe.

Chair Varone: How big is it?

Barry Damschen: It's 12-inch, 12-inch PVC. It goes shooting through there. So that's change order #1. The second thing we needed was some sort of a structure up here to divert it back and forth from the channel and into the pipe, so we put up a concrete headwall in there, kind of like an irrigation ditch, and that with a slap gate on it and so that was change order #2 for that concrete structure so change orders 1 & 2 basically were the same to do that purpose. So that would amount to \$2850.00 and again that's one of those deals that while I was working with the NRCS and I was working with the residents cause the NRCS is paying 75%, the residents are paying 25% so they all bought into this and that's where I screwed up again, I didn't keep you guys in the loop. Then the 3rd part of this change order is install a culvert on the roadway to prevent the road from washing out. This is the second half of the project, this is where that other plan sheet stops and then

the rest of the project, here's the creek and we're just going to leave the creek as it is and then we've got a couple of crossings and the whole idea on this part of the project was rather than put a line channel in, the could handle this real easily, all we did was put a couple of permanent crossings in for these two people, and that's what this pink is, and then the other part of the project was to build the forest service road up about five feet, back to the burn so when the water got real deep we would keep it in the channel and it wouldn't jump the channel and start running down the road and run down the road all the way to O'Malley's and then we wouldn't, once it started running down the road we'd never be able to get it back into our \$200,000.00 line channel down toward the bottom. So that was the way they mitigated and solved that problem was building that road up. Well when they designed this thing, they put a culvert in down at the end to get the water that runs off the hillside, but once we built this thing there was another major drainage right here, that drains this area right up here where the water coming down would have washed out our new road, so we just had to add a culvert. It's kind of an oversight on Portages part when they designed it for \$325.00 bucks, basically we got a good deal there they just, we just paid for the price of the culvert and the contractor put it in for free basically. So that's change order #3. Then change order #4 and change order #5 again are for the same thing, you can kind of add the thing together. What happened is when Portage designed this, they did everything right and everything and than they built, then they designed this, but once we started installing the ditch, we found that there was no provisions made to have a good transition to get the water that trickles down the ditch into our new line channel, it was just kind of like here's the channel, here's the ditch and we couldn't get the water into the ditch and so we had to put in a big, we dug this all out, we put a bunch of rip rap in and then on change order #5 is to actually top soil it so we could put some grass over it so it's looks decent because it's kind of in this guys back yard. So I went to the NRCS again and went to the residents and said you know without this transition this thing is absolutely not going to work. So, that was the other \$2800.00 and so basically all \$6,000.00 of change orders were owner initiated change orders, it was the change orders that we all decided we wanted and they all made sense. There wasn't anything where the contractor, sometimes contractors will try to get in our pockets they think they've got a leg up that wasn't the case on any of these, every one of these we went to the contractor and the prices were more than fair and then we also gave him a few extra days to do these, what we talked about before, so we ended up adding \$6,000.00, again I got that approval from everybody except you people who count and I apologize for that.

Chair Varone: We were out there a couple of weeks ago and it really does look nice. They did a great job.

Commissioner Tinsley: and it's starting to green up now.

Chair Varone: Yeah

Barry Damschen: The grass has started to grow, the people have watered it. We had a little bit of a flood here a couple of weeks ago, we actually had a little bit of water running down, so I think it's going to work great. Everybody is just tickled that I've talked to. You know we had a few bumps along the road, trying to get everybody to work together and to be able to use the houses and use the bar and use the Butch's marine while we're building this but everybody came together and were pretty good about it.

Chair Varone: and we're glad to hear that.

Commissioner Murray: Barry who's going to run the slot gate?

Barry Damschen: The residents. The residents have formed an informal association and they all work together and basically there's three residents from there on down stream and the individual who lives right here, I think he is going to be the guard of the slot gate.

Commissioner Murray: and you've trained him when to pull?

Barry Damschen: Yeah. I've talked to him several times and I think we're pretty much on the same page. Mike the other day we had some stuff come down and blocked it off and he went out there and cleaned the branches and stuff out of it, he knows he's going to have to do that and keep an eye on it. As a matter of fact what he's doing, he set up a pump up there and they have set up an irrigation system that runs down the thing

to get the water to get the grass to grow and so he's actually set up a pump behind this thing and so he's watching it real close, he's got a vested interest in this thing because he's using the water to water the grass and get it growing.

Ron Alles: Let me just add that the arrangement is that the residents will maintain this as part of that agreement, and their agreement with the county should the county staff or should we need to hire a contractor to actually go out and maintain that, then we attach that on to the RID to pay for it.

Barry Damschen: That's right. That's something that we all need to work together with Sharon on is when we form this RID there's going to be this maintenance part of the RID and so we still have that to work out like how we're going to do it and how much it's going to be.

Commissioner Murray: Madam Chair, Commissioner Tinsley, Barry, I appreciate that you bring your common sense approach to complicated engineering problems and make things work.

Barry Damschen: Thank you. I apologize for not keeping you guys in the loop. This is kind of a project, thirty years I've never been involved in anything like this where there is so many people involved and I mean you've got the BLM, their chipping in \$40,000.00 because we loaded their property on this and basically what I did was there was just too many agencies for me to deal with so I dealt with the two people who were paying the bill, the NRCS and the residents and that's who I spent all my time dealing with because that took all my time, more time than I, I mean if I was to charge for every hour that I would have worked on this thing it would have been double this fee I think, you know, but I had to draw the line some place on when and where I inform people on what we were doing and I never informed the BLM on anything just like I didn't inform you guys like I should have. Forest service I did, but I mean it goes on and on and on.

Chair Varone: It's difficult when you reach so many agencies together, but we appreciate you being here today.

Barry Damschen: I appreciate being here.

Chair Varone: Anything else before we move on? Thanks Barry.

Barry Damschen: I've got one last thing here, I've got a final budget and I apologize for not getting this typed up, but I just wanted to take a quick second and kind of summary how this thing ended up. This'll just take a second.

Chair Varone: This finalizes the project so

Barry Damschen: These numbers I've given to Marni and Sharon and I'm not sure they go to the exact same number, but pretty close.

Sharon Haugen: No there not, Barry excuse me, does this also include the share calculated in this budget and where is that.

Barry Damschen: Yeah, I'll go through that.

Sharon Haugen: Good.

Barry Damschen: Okay, basically here we go on the top of the construction bid of \$275,990.00 that was our bid. The change orders added \$6,000.00 for a total of \$281,990.00. The BLM share is approximately \$40,000.00, the NRCS is working with the BLM, I think it's going to be a little bit more than that, but so we're waiting to find out what that final figure is, that \$40,000.00 is conservative. So just assume that we're at about \$241,990.00 we subtract the 75% out of from the NRCS that they're gonna contribute that means the local share is 25%, than the NRCS is also has contributed up to \$30,000.00 into this project to pay for all of the engineering and any in-kind services and basically what we need to do is we need to document it, that's where we are at right now is we're going back to the resident and trying to get the residents to document

their in-kind services when they moved building, when they did this and did that and then also the \$15,000.00 for the utility relocates and my fees can be used as a part of that \$30,000.00. We just need to document, we know that all of the in-kind services and everything is going to be well over the \$30,000.00 but we need that documentation. NRCS says that's all we're going to give you, that number goes over the \$30,000.00 we're only going to get \$30,000.00 so that's where that's at Sharon. The conservation district contributed \$5,000.00 towards this part of it and they also contributed another \$5,000.00 towards the design that forest service paid. So the local share than is \$25,500.00 then we had the engineering and then we had to move a power pole out there that was another \$1,500.00 for that and then US West had to do a bunch of stuff out there and they did all their work for free, they really came to the plate very well. I appreciate that. Then they had a fundraiser last year and I believe they written a check for \$12,000.00 and given that to the county a month or two ago. So that means we have a local share remaining of \$28,500.00 more or less and then the RID has an administrative fee and all those things aren't included in this. But basically when you look at the seven households over there, there's still a question on how we're going to divide this out, but if you were going to divide it by seven households, there would be about \$4,000.00 each. So, a couple of those people own more than one parcel so those people are either going to pay more than their share because it could be at 11, 12, or 13 parcels that Sharon explained to them in a meeting that we're giving them an option to combine all of them, like the one person that has 3 or parcels, we're giving them the opportunity to come to the court house and consolidate all of that into one parcel and then they'll pay just one. But if they have 3 or 4 parcels, they're going to pay 3 or 4 times the money. And I'm not sure where that process is right now.

Sharon Haugen: Madam Chair, Commissioners, is that actually Department of Revenue processes we just provided the forms, Department of Revenue decides if they can combine properties into one parcel. So there are thirteen properties right there. The other remaining question is, that we left out a parcel that was originally part of the project design and we need a letter or some verification from an engineer to verify that they are not a benefiting property so as soon as we get that and as soon as we get the final numbers we can start moving forward with the RID.

Barry Damschen: and that parcel was on the other side of Canyon, right on the other side of Canyon Ferry, the cabinet shop if you know where that's at. So, I'll work with Sharon to get the last bits of information and then I believe Paul is working with somebody to try and get these benefited.

Paul Spengler: Claire O'Malley, I'm working, she's my point of contact at Cave Gulch to get all the soft and hard match from residents (unknown)

Barry Damschen: Have we given her a deadline Paul?

Paul Spengler: I have been contacting her a couple weeks ago and continue to call. I need to give her a deadline correct.

Barry Damschen: Then the only other thing I have left is the second page of that last handout, when we started this project the cost estimate was up in the \$350,000.00 range, is what Portage put together for a final engineers estimate so when we went through the math we, when the residents signed the agreement with the county to pay for this and to maintain and all that, which is a copy of that agreement, they actually agreed in that agreement to pay up to \$100,000.00 towards their share of this project and so you can see, the \$28,500.00 is a pittance compared to what they actually were looking at as a maximum, so they're tickled that this thing came in this far under budget.

Chair Varone: This is truly an amazing project and I know the last couple of meetings we had with everyone that was involved, again and again there was discussion about the huge number of agencies and private people that came together and made this happen is incredible and I don't know if there is any other place in this state that this has ever happened. Are you aware of any place else, Paul?

Paul Spengler: Madam Chair, Commissioners, Jim the NRCS engineer from Bozeman that was the head engineer of this project visits frequently with the emergency watershed program monies and has been doing it for four or five years in this state and he's told us through the whole project that he has never been involved in such a

complicated comprehensive project and just amazed everyone that's involved in it that we were able to pull it off. I'd like to thank Mr. Damschen.

Barry Damschen: Thanks Paul.

Commissioner Murray: Barry, when will you have the final numbers? More or less governments have a reputation or more or less a county this county has a

Barry Damschen: The only two numbers here that are not the final numbers are the BLM share and that number should be forthcoming and then just to verify the \$30,000.00 by the residents given us their documentation and so this number is, this \$28,500.00 I would say is within a thousand bucks. Those are the only two things hanging out there. To verify the \$30,000.00 and I'm going to give a call to Jim Sue with NRCS when I get back home here and ask them to get me that \$40,000.00 real number because they've had enough time now.

Commissioner Murray: Thank you.

Chair Varone: Thank you Barry. Anything else? Thank you very much Paul.

Proposed Minor Subdivision, Preliminary Plat to be Known as the Griffin Davis Lots 51 and 52 Amended Minor. (Applicant, Tim Gunderson) (Jerry Grebenc)

The Commissioners will consider creating two additional lots, each for one single-family dwelling. The proposed subdivision is located in the NE $\frac{1}{4}$ of Section 24, T11N, R4W; located south of and adjacent to Hope Road and west of Applegate Road.

Chair Varone: Commissioners, what is your pleasure?

Commissioner Murray: Madam Chair, I move approval of the proposed Griffin Davis Lots 51 and 52 amended minor subject to eleven conditions as approved by the staff.

Commissioner Tinsley: Second

Chair Varone: Commissioners, if you would please turn to page 8 see if you want to do anything with the language under condition of approval 8f, what I'm wondering is if you'd support the raising, keeping or confinement of livestock including large animals on Lots 51A, 51B rather than 'or other large animals'.

Commissioner Tinsley: Can I ask, would you mind explaining?

Chair Varone: Well, my point was kind of the discussion about the chickens, we might want to add language that talks about you know for livestock animals that aren't large maybe 10 or 15 depending, putting a number on there so neighbors there's a comfort that there will never be people Raising ducks (unknown) or whatever and when we talk about other large animals is what that's doing is excluding smaller livestock animals and since we don't have a definition that's why I was thinking it might be important to say including large animals. Jerry does that make sense to you?

Jerry Grebenc: Madam Chair, Commissioners that makes sense. Either that or keep raising, keeping or confinement livestock and delete the whole reference to large animals.

Chair Varone: It adds an option to.

Jerry Grebenc: Our understanding right now is poultry is not classified as livestock, so you'll have to be pretty specific about

Commissioner Tinsley: I'm just wondering what other large animals that aren't livestock you'd want to keep, like a llama

Jerry Grebenc: Llamas, Emu's, Ostrich, Mink, Chinchillas

Chair Varone: I used to live right down the road from a Mink farm, they kept them in a room about this big and you could smell it for miles, so I mean that's just my point, to protect the neighbors from having something like that from happening.

Jerry Grebenc: Madam Chair, Commissioners, I would just recommend approving that (unknown) language or other large animals

Chair Varone: Commissioners are you okay with that

Commissioner Tinsley: That's fine with me

Commissioner Murray: Second

Chair Varone: So it would just say raising, keeping or confinement of livestock. Michael

Michael: I hate to interrupt but you need to include livestock because it's defined by Department of Agriculture or you might add a thing to commercial raising of animals, which would

Chair Varone: For commercial

Michael: Yeah, breeding kennels, cats, something like that

Chair Varone: So, if we said something like the raising, keeping or confinement of livestock or other commercial

Michael: breeding or raising of animals or something like that

Chair Varone: How does the commission feel about that? So than maybe you could spiff up the language so it reads something, raising, keeping or confinement of livestock or other commercial breeding and raising of animals, to that effect. Thank you very much. It's been moved and seconded, All those in favor, signify by saying 'I'

Commissioners: 'I'

Chair Varone: Motion carries. And then Jerry we talked a little on 9b whether fire protection requirements or fire protection fees would be appropriately used

Jerry Grebenc: Madam Chair, Commissioners that is really up to you. Just because the commissions more specific (unknown) at your discretion.

Chair Varone: Commissioners, what do you think?

Commissioner Murray: I'm comfortable with that

Commissioner Tinsley: I'm comfortable with that

Chair Varone: Okay. It's been Moved and seconded to approve. Proposed Minor Subdivision, Preliminary Plat to be known as the Griffin Davis Lots 51 and 52 Amended Minor including the conditions of approval and one modification, All those in favor, signify by saying 'I'

Commissioners: 'I'

Chair Varone: Motion carries. You work with staff, if you have any questions. They're a great staff to work

with.

Tim Gunderson(?): Yeah, I'll work with Jerry, I appreciate it, Thank you much.

Commissioner Tinsley: Hey, did you work at the Mitchell building.

Tim Gunderson (?): Yep

Commissioner Tinsley: That's what I thought

Tim Gunderson (?): Yep, I am the (unknown) for the State of Montana

Commissioner Tinsley: Okay, that's where I saw you.

Chair Varone: That's where we met. I knew you looked familiar.

Tim Gunderson (?): I, we're contractors and we have a contract with the whole State and we've worked at all

Commissioner Tinsley: That's what I though 'cause I used to work there too.

Tim Gunderson: Yeah, I recognized you

Commissioner Tinsley: See ya

Request for a One-Year Extension of Preliminary Plat Approval for the Krause Acres Minor Subdivision.

(Applicant, Jeff Krause) (Jerry Grebenc)

The Commissioners will consider a one-year extension to September 6, 2004.

Jerry Grebenc: Madam Chair, Commissioners, this is a four lot minor subdivision that's located close to the end of where Le Grande Cannon Blvd comes out onto Highway 12 adjacent to Park Ave. The applicant has exhibited due diligence, this is the final year that he's eligible for final plat approval and staff does recommend extension approval.

Commissioner Murray: I'm going to (unknown) for one-year extension.

Commissioner Tinsley: Second

Madam Chair: All those in favor, signify by saying 'I'

Commissioners: 'I'

Chair Varone: Motion carries

Request for a One-Year Extension of Amended Plat for the Seven-Up Minor Subdivision, Lot C and E-1.

(Applicants, Jennifer & Ralph Taylor) (Michael McHugh)

The Commissioners will consider a one-year extension to June 13, 2004.

Michael McHugh: Commissioners, this was the two lot minor subdivision located up in Lincoln. This was given preliminary approval on June 13th of last year. Technically, the preliminary approval expired June 13th of this year. There were eight conditions attached to the preliminary approval, all of the conditions except the final of the final plat have been met. All taxes have been paid, etc. have been met. If the Board of County Commissioners wish to grant the extension it would only be to June 13th of 2004.

Chair Varone: Any questions.

Commissioner Tinsley: Madam Chair, I move we approve the request for one-year extension of amended plat

minor for the seven-up subdivision lot C and E1, applicants Ralph and Jennifer Taylor and authorize the chair to sign, to June 13th of 2004 and authorize the chair to sign.

Commissioner Murray: Second

Chair Varone: has been moved and seconded, All those in favor, signify by saying 'I'

Commissioners: 'I'

Chair Varone: Motion carries

Resolutions Declaring County Property Surplus Property.

- a. Sheriff's vehicles with an individual value less than \$2,500.
- b. Sheriff's vehicles with an individual value more than \$2,500.

Ron Alles: These need to be declared surplus in order to go to state auction which I believe is in a couple weeks, September something. And just as an FYI, the County DES vehicle is going to be part of that package.

Commissioner Murray: Madam Chair, Commissioner Tinsley, Ron Alles, would you notify Spengler that surplus is no longer his and he needs to get the radio's removed

Ron Alles: I spoke with Paul yesterday and he's doing that, in fact I think he took the final county ride vehicle yesterday to Lincoln for that

Commissioner Murray: to Augusta?

Ron Alles: Augusta

Chair Varone: Can we do these together?

Commissioner Murray: Madam Chair, I move two resolutions declaring certain county property surplus and authorize the chair to sign each resolution.

Commissioner Tinsley: Second.

Chair Varone: All those in favor, signify by saying 'I'

Commissioners: 'I'

Chair Varone: Motion carries

Cooney Convalescent Home Contract. (Marlene Lauretta)

The Commissioners will consider the contract with a physical therapist.

Marlene Lauretta: Madam Chair, Commissioners, I am requesting that Barbara Penner who was once a contracted out physical therapist, we renew her contract because the present physical therapist is going full time back to the school district so will only be available for vacations and holidays.

Chair Varone: Any questions of Marlene?

Commissioner Murray: Madam Chair, I move we approve the contract and authorize the chair to sign.

Commissioner Tinsley: Second

Chair Varone: It's been moved and seconded, all those in favor, signify by saying 'I'

Commissioners: 'I'

Chair Varone: Motion carries

Public Comments on Matters Within the Commission's Jurisdiction.

Adjourn.