

**PUBLIC MEETING  
OCTOBER 16, 2014  
MINUTES**

The Lewis and Clark County Commissioners Public Meeting was held on Thursday, October 16, 2014 at 10 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 10 a.m.

Commissioner Andy Hunthausen was present. Commissioner Mike Murray was not present, he is out of town on County business. Others attending all or a portion of the meeting included Michele Peterson-Cook, K. Paul Stahl, Kim Gardner, Joelle Johnson, Frank Rives, Misty Edwards, Al Knauber, Christal Ness, Greg McNally, Glenn Hayes, Jeffrey Christison and Nichole Nisbet, Recording Secretary.

Pledge of Allegiance. Everyone recited the pledge.

Consent Action Items.

Commissioner Geise reported there are no consent action items.

Intermountain FY15 County Plan Annual Update. (Kim Gardner)  
The Commissioners will hear the FY15 Intermountain Annual Plan.

Kim Gardner presented the Intermountain FY15 County Plan Annual Update. Intermountain has been providing outpatient services in the Helena community for over 10 years and is the state provider for children under 21 and serves 700 kids on a daily basis. Community partners include local group homes, the school district, public health department, law enforcement, therapists and health care providers.

No public comment was received.

Commissioner Hunthausen moved to approve the annual update.

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

Resolution 2014-103 A Resolution Levying An Assessment Upon Customers Of The Lincoln Solid Waste Management District Who Own Real Property In The District And Owe An Unpaid Overage Charge For FY 2014. (Misty Edwards)  
The Commissioners will consider the Resolution.

Misty Edwards presented the resolution levying an assessment upon customers of the Lincoln Solid Waste Management District who own real property in the District and owe an unpaid overage charge for FY2014. The resolution will place the unpaid solid waste charges on 2014 tax bills.

No public comment was received.

Commissioner Hunthausen moved to approve the resolution.

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



Resolution 2014-104 A Resolution Levying An Assessment Upon Customers Of The Lincoln Solid Waste Management District Who Own Personal Property In The District And Owe An Unpaid Overage Charge For FY 2014. (Misty Edwards)

The Commissioners will consider the Resolution.

Misty Edwards presented the resolution levying an assessment upon customers of the Lincoln Solid Waste Management District who own personal property in the District and owe an unpaid overage charge for FY2014. The resolution will place the unpaid balance on 2014 tax bills.

No public comment was received.

Commissioner Hunthausen moved to approve the resolution.

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

Decision. Contract and Encroachment Agreement between Lewis & Clark County and Jeffrey and Crystal Christison. (tabled from 10/2/14) (Christal Ness)

The Commissioners will consider the Contract and Encroachment Agreement to allow the applicants to gate Myles Alley to graze a horse. The property is located at 620 Myles Street.

Christal Ness presented the contract and encroachment agreement between Lewis & Clark County and Jeffrey and Crystal Christison. The alley and existing gate is currently being accessed by neighbors. The contract will be modified with new terms and circumstances and will be revised to include both gates.

DISCUSSION -

Jeffrey Christison, the applicant, stated that he has met with the neighbors and the owner of the gate has agreed to let him move the existing gate to his property line instead of installing a second gate. The land that is being used is directly behind his property and will be used to exercise the horse occasionally.

Commissioner Hunthausen stated that his concern was regarding limiting public access and reminded that the Commission has the ability to condition this agreement such as ensuring the gate not to be locked and with a 60 day notice that the agreement can be revoked.

Commissioner Hunthausen moved to approve the contract and encroachment agreement contingent on the contract changes including the following conditions: gate unlocked, proper stewardship, weed control and addressing of both gates.

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

Decision. Proposed Road Vacation of Segments of Grand Aerie Boulevard and Eight Avenue and Vacation of Alleys in Block 17 and 18 of Eagle Heights Addition to Leslieton. (tabled from 10/9/14). (Applicant: Julie Aageson, Planner: Frank Rives)

The Commissioners will consider the proposed road vacation of segments of Grand Aerie Boulevard and Eight Avenue and vacation of alleys in the Block 17 and 18 of the Eagle Heights Addition to Leslieton.

Frank Rives presented the proposed road vacation of segments of Grand Aerie Boulevard and Eight Avenue and vacation of alleys in Block 17 and 18 of Eagle Heights addition to Leslieton. Frank stated that an e-mail was received from the applicant requesting to postpone the decision for a week so easement issues can be worked out.

No public comment was received.

Commissioner Hunthausen moved to render a final decision at the regularly scheduled public meeting on Thursday, October 23<sup>rd</sup>.

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

Request for Extension and Amendment of the Subdivision Improvements Agreement and Addendum for the Timberworks Estates Subdivision, Phase II and III. (Applicant: Frontier Builders, Inc., (Glenn and Matthew Hayes)) (Planner: Greg McNally)

The Commission will consider an extension and amendment of the Subdivision Improvement Agreement and Addendum until October 14, 2015.

Greg McNally presented the request for extension and amendment of the subdivision improvements agreement and addendum for the Timberworks Estates Subdivision. The subdivision is located on the corner of Lincoln Road and Montana Ave. The applicant submitted an application on September 16, 2014 requesting a one year extension and amendment of the Subdivision Improvements Agreement (SIA). The completion and testing of a water supply system were completed and the financial guarantees were released to the Subdivider and Larry Kim Smith for completion of these improvements. The only requirement left is payment of the percentage of impacts. The applicant has requested the SIA extension to October 14, 2015 to complete the outstanding requirement.

#### DISCUSSION-

Glenn Hayes, developer, stated that the economy is picking up so they are starting to move into the next phases. He expects the request for extension to October 14, 2015 to be sufficient time.

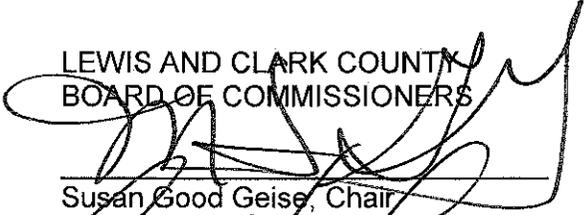
Commissioner Hunthausen moved to approve the request for extension and amendment of the SIA and addendum to October 14, 2015.

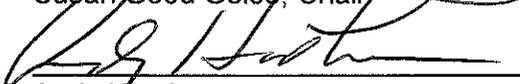
Commissioner Geise seconded the motion. The motion carried 2-0.

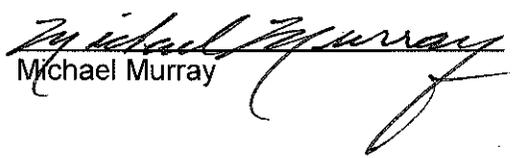
Public comment on any public matter within the jurisdiction of the Commission that is not on the agenda above.

There being no further business, the meeting adjourned at 10:41 am.

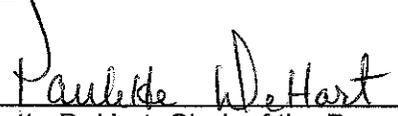
LEWIS AND CLARK COUNTY  
BOARD OF COMMISSIONERS

  
Susan Good Geise, Chair

  
Andy Hunthausen

  
Michael Murray

ATTEST:

  
Paulette DeHart, Clerk of the Board