

**PUBLIC MEETING  
OCTOBER 7, 2014  
MINUTES**

The Lewis and Clark County Commissioners Public Meeting was held on Tuesday, October 7, 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 Mike Murray and Commissioner Andy Hunthausen were present. Others attending all or a portion of the meeting included Eric Bryson, Michele Peterson-Cook, Katie Jerstad, Frank Rives, Brett Friede, Al Knauber, Julie Aageson and Nichole Nisbet, Recording Secretary.

Pledge of Allegiance. Everyone recited the pledge.

Consent Action Items. (Eric Bryson)

- a. Resolution 2014-105 Ordering a Refund of Taxes/Fees/Assessments Paid by Gogo, LLC in the amount of \$152.72. (Cheryl Green)
- b. Resolution 2014-106 Ordering a Refund of Taxes/Fees/Assessments Paid by Loretta Smalley in the amount of \$17.14. (Cheryl Green)

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

No public comment was received.

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

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

Independent Contract Agreement between Lewis & Clark County Sheriff's Office and Warren Sears (~~Dave Rau~~) Brett Friede

The Commissioners will consider an Independent Contractor Agreement between Lewis & Clark County and Warren Sears for the remodeling of the Lincoln and August Montana Law Enforcement Centers in the amount of \$12,655. Work is to be completed by January 1, 2015.

Brett Friede presented the independent contract agreement between Lewis and Clark County Sheriff's Office and Warren Sears to perform and complete remodeling work at the law enforcement centers in Lincoln and Augusta as the Sheriff's office has taken over the maintenance responsibility of these offices. The repairs needed are long overdue and need to be taken care of before winter hits. The contractor is able to complete the work in a timely manner and within the budget.

No public comment was received.

Commissioner Hunthausen moved to approve the independent contractor agreement.

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

Contract with Montana Department of Transportation FFY15 Highway Traffic Safety (Brett Friede)

The Commissioners will consider the Montana Department of Transportation Highway Traffic Safety Contract for STEP program funding in the amount of \$12,000. Contract period is October 1, 2014 through September 30, 2015.

Brett Friede presented the contract with the Montana Department of Transportation FFY15 Highway Traffic Safety for funding of the STEP program (selective traffic enforcement program). The main goal of the STEP program is DUI's and seat belt enforcement. The grant covers the overtime for officers that work shifts that target holiday weekends and special events such as Memorial Day, Labor Day, 4<sup>th</sup> of July, as well as rodeos and recreation around the lakes.

No public comment was received.

Commissioner Murray moved to approve the contract.

Commission Hunthausen seconded the motion. Motion carried 3-0.

Contract between the State of Montana, Department of Administration, State Information Technology Services Division, Public Safety Service Bureau and Lewis & Clark County. (Charlie Gilmore) Brett Friede

The Commissioners will consider a contract with the State of Montana, Department of Administration, State Information Technology Services Division, Public Safety Service Bureau and Lewis & Clark Count for a Statewide Land Mobile Radio System Contract to purchase and install Over-The-Air-Rekeying associated with the statewide Motorola ASTRO25 trunked land mobile radio system for the amount of \$137,000. The contract is effective September 1, 2014 and will terminate December 31, 2015.

Brett Friede presented the contract between the State of Montana, Department of Administration, State Information Technology Services Division, Public Safety Service Bureau and Lewis and Clark County in the amount of \$137,000 to purchase and install a statewide Motorola radio system.

No public comment was received.

Commissioner Hunthausen moved to approve the contract.

Commission Murray seconded the motion. Motion carried 3-0.

Public Hearing. Proposed Road Vacation of Segements of Grand Aerie Boulevard and Eight Avenue and Vacation of Alleys in Block 17 and 18 of Eagle Heights Addition to Lesieton. (Applicant: Julie Aageson, Planner: Frank Rives)

The Commissioners will open a public hearing on the petition from adjacent landowners to close and vacate the alleyways of Block 17 and 18, close and vacate the Eight Avenue right-of-way, and close and vacate a portion of Grand Aerie Boulevard right-of-way in the Eagle Heights Addition.

Frank Rives presented the proposed road vacation of two road right-of-ways segments of Grand Aerie Boulevard and Eight Avenue along with vacation of alleys in Block 17 and 18 of Eagle Heights to allow for proposed development and to allow a drain field to be placed within the current alley of Block 17. The roads and alleys requested for vacation provide no access for other land owners and have never been developed. The applicant wishes to vacate these road segments and alleys to facilitate a boundary line relocation. This would not affect the property access to their property or of the adjacent properties. There are no utilities located in these areas and these utilities are available and accessible through Castles Road. The closure will not affect emergency services either as access is also available by way of Castles Road.

Commissioner Geise and Mr. Rives will be doing a site inspection this afternoon at 1 pm. The inspection is required in order to vacate or close a road or alley. The intent is to only abandon part of Grand Aerie Boulevard and the right-of-way of Castles Road would remain so it would still provide access for other property owners.

PUBLIC COMMENT-

Julie Aageson, 24884 Road 165, N. Gilford, MT 59525, The soils has been tested and is the reason why they are building down below as the soil is expandable clay and is not conducive to structures or road beds without considerable expensive. Engineers have designed a septic and drain field system based upon their soil. The property is erodible and a plan is in place to grow grass that will be suitable to hold the soils. Castle's Road provides access to two other properties on each side of the applicant's property as well as other neighbors past that.

Commissioner Hunthausen asked if Castles Road passes through and past the applicant's property and if it provides access for several properties beyond them. Commissioner Hunthausen wanted to ensure that people will have access long term.

No public comment was received.

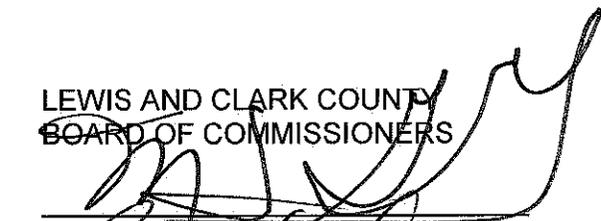
Commissioner Murray moved to render a final decision at the regularly scheduled public meeting Thursday, October 9<sup>th</sup>.

Commission Hunthausen seconded the motion. 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 9:30 am.

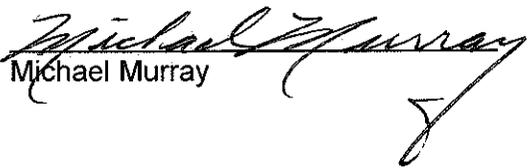
LEWIS AND CLARK COUNTY  
BOARD OF COMMISSIONERS



Susan Good Geise, Chair

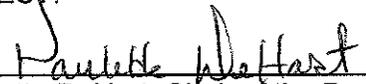


Andy Hunthausen



Michael Murray

ATTEST:



Paulette DeHart, Clerk of the Board