



PUBLIC MEETING

July 14, 2016

MINUTES

The Lewis and Clark County Commissioners Public Meeting was held on Thursday, July 14, 2016, at 9:00 AM in Commission Chambers Room 330.

Roll Call

Chairman Mike Murray called the meeting to order at 9 a.m.

Commissioner Susan Good Geise and Commissioner Andy Hunthausen were present. Others attending all or a portion of the meeting included Nancy Everson, Michele Peterson-Cook, K. Paul Stahl, Greg McNally, Matt Heimel, Dan Karlin, Sheriff Dutton, Luci Dutton, Ryan Casne, Drenda Niemann, Audra Zacherl, Kevin Hamilton, David Knoepke, Don Hinman, Jim McCormick, Ryan Werner, Austin Stenhjem, Tanner Cahill, Dave Gates, Geoff Streeter, Susan Baranch, Steve Burch, Kris Anderson, Tony Prothero, and Nichole Nisbet, Recording Secretary.

Pledge of Allegiance

Everyone recited the pledge.

Announcement

Commissioner Murray recognized Sheriff Leo Dutton for his 20 years of service.

Consent Action Items

- a. Vendor Claims Report for Week Ending July 15, 2016. (Marni Bentley)
- b. Resolution 2016-60 Ordering a Refund of Taxes/Fees/Assessments Paid by Ronald & Christa Wolfe in the Amount of \$1,305.68. (Karie Frydenlund)
- c. Acceptance of the Lewis and Clark County Privacy Policy and Procedures. (Eric Bryson)
- d. Independent Contractor Agreement Between Lewis and Clark County and CompuNet, Inc. (Art Pembroke)

Nancy Everson reported on the consent action items 2 a-d and recommended approval.

No public comment was received.

A motion to Approve was made by Commissioner Good Geise and seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

Bid Opening for Construction of the Marysville Road Corridor Completion Project. (Audra Zacherl)

Audra Zacherl, Assistant Public Works Director, presented the bids for the Marysville Road Corridor Completion Project. Two bids were received. The first bid is from Helena Sand & Gravel, Inc. of Helena, MT for a total bid amount is \$1,171,202.90. The last bid is from Missouri River Contractors, LLC of Helena, MT for a total bid amount is \$1,678,678.00.

No public comment was received.

A motion was made by Commissioner Hunthausen for staff to take the bids under advisement and make a recommendation to the Commission on July 21, 2016. The motion was seconded by Commissioner Geise. The motion Passed on a 3-0 vote.

Resolution 2016-62 Adopting the Final Operating Budget and Setting Appropriation Authority for the Fiscal Year Beginning July 1, 2016 and Ending June 30, 2017. (Nancy Everson)

Nancy Everson, Chief Finance Officer, presented the resolution adopting the final operating budget and setting appropriation authority for the fiscal year beginning July 1, 2016 and ending June 30, 2017. The resolution authorizes appropriations to defray expenses or liabilities for the fiscal year and establishes legal limits.

No public comment was received.

A motion to Approve was made by Commissioner Hunthausen and seconded by Commissioner Good Geise. The motion Passed on a 3-0 vote.

Amendment No. 1 Task Order 16-07-5-01-075-0 to Lewis and Clark County from Montana Department of Health and Human Services. (Drenda Niemann)

Drenda Niemann, Community Health Promotion Division Administrator, presented the amendment to the task order from Montana Department of Health and Human Services to provide Nurse Family Partnership home visiting in the amount of \$100,204.50 and extending the contract through September 30, 2016. The program serves 25 high risk, low income pregnant women at a time, with over 60 patients served over the program lifetime.

No public comment was received.

A motion to Approve was made by Commissioner Good Geise and seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

Amendment No. 1 Task Order 16-07-5-01-104-0 to Lewis and Clark County from Montana Department of Health and Human Services. (Drenda Niemann)

Drenda Niemann, Community Health Promotion Division Administrator, presented the amendment to the task order from Montana Department of Health and Human Services to provide SafeCare evidence-based home visiting services in the amount of \$115,143.80 and extending the contract through September 30, 2016. The program reduces child abuse and maltreatment in the County and serves an average of 18 families at a time, with a total of 30 families over the program lifetime.

No public comment was received.

A motion to Approve was made by Commissioner Hunthausen and seconded by Commissioner Good Geise. The motion Passed on a 3-0 vote.

Amendment No. 1 Task Order 16-07-5-01-092-0 Amendment 1 to Lewis and Clark County from Montana Department of Health and Human Services. (Drenda Niemann)

Drenda Niemann, Community Health Promotion Division Administrator, presented the amendment to the task order from Montana Department of Health and Human Services to provide Parents as Teachers evidence-based home visiting in the amount of \$192,829.70 and extending the contract through September 30, 2016. The program serves 33 families at a time, up to 50 parents per month for classes with a total of 87 clients being enrolled and 1,038 home visits over the program lifetime.

No public comment was received.

A motion to Approve was made by Commissioner Good Geise and seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

Resolution 2016-61 to Create the Stallion Ridge Rural Improvement District 2016-1. (Matt Heime)

Matt Heime, Special Districts Planner, presented the resolution to create Stallion Ridge Rural Improvement District. Staff has received a petition to create a rural improvement district for the purpose of maintaining gravel roadways within the Stallion Ridge Ranch Subdivision. The resolution of intention to create the district was adopted on June 7, 2016. Based on the maintenance estimate prepared by County Public Works, an annual maintenance assessment of \$325.58 per parcel would fund the estimated \$28,325.41 total annual maintenance cost for snow plowing, grading, culvert cleaning, dust control, weed spraying and miscellaneous work as needed for roadways within the subdivision. If the district is created, the maintenance assessment to be adopted will be considered as a part of the subsequent resolution levying and assessing the RID. The property owners did request a petition for the RID to be structured with a maintenance fee of \$200 per parcel per year. All persons that own or have interest in property within the district boundaries have been notified of the public hearing date and purpose. No letters of protest or comments have been received.

No public comment was received.

A motion to Approve was made by Commissioner Hunthausen and seconded by Commissioner Good Geise. The motion Passed on a 3-0 vote.

Petition to Discontinue a Portion of Alley in the Ames Addition of Helena. (Applicant: Donald A. Hinman) (Planner: Matt Heime)

Matt Heime, Special Districts Planner, presented the petition to discontinue a portion of alley in the Ames Addition of Helena. A petition has been received by the Planning Department to discontinue a portion of alley located in Block 206 of the Ames Addition of Helena. The specific portion of the alley proposed to be discontinued is south of Lots 14, 15, and 16, and is approximately 52 feet in length, and 14 feet in width. The portion of alley is generally located south of and adjacent to 2401 Cannon Street, and east of and adjacent to Kessler Elementary School. A utility easement will be needed to be retained due to overhead power lines along with an encroachment agreement. The deed was not valid at the time of execution in 1967 so the applicant will be required to file a new deed reflecting the ownership.

No public comment was received.

Matt Heime reviewed the findings of fact.

Commissioner Geise noted that finding of fact number three addresses the deed being inaccurate and the placement of the garage in the alley.

A motion was made by Commissioner Geise to adopt a conclusion of law that the discontinuance would not adversely affect public interest. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

A motion was made by Commissioner Geise to approve the findings of fact as presented. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

A motion was made by Commissioner Geise that the proposed discontinuation of a portion of alley, located south of Lots 14, 15, and 16 of Block 206 within the Ames Addition of Helena in Section 23, T10N, R04W, P.M.M. Lewis and Clark County, Montana be preliminarily conditionally approved. She noted that this approval is in accordance with the criteria set forth in Title 7, Chapter 14, Part 26, MCA, and based on the findings of fact in the staff report. The motion was seconded by Commissioner Hunthausen.

Matt Heimel reviewed the conditions of approval.

The motion Passed on a 3-0 vote.

Break/Reconvene.

Proposed First Minor Subdivision for the Great Escape Minor Subdivision. (tabled 7/12/16)
(Applicant: Michael Hummert) (Planner: Greg McNally)

Greg McNally, Planner II, presented the proposed First Minor Subdivision to be known as the Great Escape Subdivision. The additional findings of fact in regards to water quality and availability were reviewed.

Commissioner Murray stated that the Commission has reviewed the staff report, the presentations by staff and the applicant, and the draft findings of fact and conclusions of law and approval conditions and asked if anyone is prepared to make a motion to approve, conditionally approve, or deny the request for subdivision approval.

A motion was made by Commissioner Geise that after reviewing the staff report, the presentations by staff and the applicant, and the draft findings of fact and conclusions of law and approval conditions, public comment at the meeting, staff memos dated June 30, 2016 to approve the subdivision request with conditions of approval needed to mitigate adverse impacts or bring the project into compliance with regulations. The motion was seconded by Commissioner Hunthausen.

Commissioner Murray stated that the Commission has a motion on the floor for action on the subdivision application. He asked to first consider whether or not to approve the draft findings of fact for each of the subdivision review criteria.

A motion was made by Commission Geise that after reviewing the draft findings of fact on Impacts on Agricultural and Agricultural Water User Facilities, and public comment at the meeting, to approve the findings as submitted. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

Commissioner Geise stated that she has reviewed the draft findings of fact for the impacts of the proposed subdivision on Local Services, including comments from James Swierc of the WQPD in the memo dated June 30, 2016.

A motion was made by Commission Geise that after reviewing the draft findings of fact on Impacts on Local Services, and public comment at the meeting, to approve the findings as submitted. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

A motion was made by Commission Geise that after reviewing the adopted findings of fact, and public comment at the meeting, to adopt a conclusion of law that the proposed subdivision will have adverse

impacts on Local Services but those impacts can be mitigated through conditions of approval. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

A motion was made by Commission Geise that after reviewing the draft findings of fact on Impacts on the Natural Environment, and public comment at the meeting, to approve the findings as submitted. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

A motion was made by Commission Geise that after reviewing the adopted findings of fact, and public comment at the meeting, to adopt a conclusion of law that the proposed subdivision will have adverse impacts on Natural Environment but the impacts can be mitigated through conditions of approval. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

A motion was made by Commission Geise that after reviewing the draft findings of fact on Impacts on Wildlife, and public comment at the meeting, to approve the findings as submitted. The motion was seconded by Commissioner HunthausenMurray. The motion Passed on a 3-0 vote.

A motion was made by Commission Geise that after reviewing the adopted findings of fact, and public comment at the meeting, to adopt a conclusion of law that the proposed subdivision will have adverse impacts on Wildlife and those impacts can be mitigated through the conditions of approval. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

A motion was made by Commission Geise that after reviewing the draft findings of fact on Impacts on Wildlife Habitat, staff memos and public comment at the meeting, to approve the findings as submitted. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

A motion was made by Commission Geise that after reviewing the adopted findings of fact and public comment at the meeting, to adopt a conclusion of law that the proposed subdivision will have adverse impacts on Wildlife Habitat and those impacts can be mitigated through the conditions of approval. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

A motion was made by Commission Geise that after reviewing the draft findings of fact on Impacts on Public Health and Safety, and public comment at the meeting, to approve the findings as submitted. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

A motion was made by Commission Geise that after reviewing the adopted findings of fact, and public comment at the meeting, to adopt a conclusion of law that the proposed subdivision will have adverse impacts on Public Health and Safety and those impacts can be mitigated by the conditions of approval. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

Commissioner Geise noted that the findings touch on the following information: that the applicant's original proposal is sufficient in terms of fire protection.

A motion was made by Commission Geise that after reviewing the draft findings of fact on Impacts on Cultural Resources, and public comment at the meeting, to approve the findings as submitted. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

A motion was made by Commission Geise that after reviewing the adopted findings of fact, and public comment at the meeting, to adopt a conclusion of law that the proposed subdivision will have adverse impacts on Cultural Resources and those impacts can be mitigated through the conditions of approval. The motion was seconded by Commissioner Hunthausen.

Commissioner Geise noted the cultural resources that may be historic in the proposal.

The motion Passed on a 3-0 vote.

A motion was made by Commissioner Geise that after reviewing the draft findings of fact regarding compliance with the Subdivision Regulations, and public comment at the meeting, to approve the findings as submitted. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

A motion was made by Commissioner Geise that after reviewing the adopted findings of fact, and public comment at the meeting, to adopt a conclusion of law that the proposed Subdivision will not be in full compliance with the Subdivision Regulations but the compliance can be achieved through conditions of approval. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote. A motion was made by Commissioner Geise that after reviewing the draft findings of fact regarding compliance with Survey Requirements, and public comment at the meeting, to approve the findings as submitted. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

A motion was made by Commissioner Geise that after reviewing the draft findings of fact regarding compliance with Utility Provisions, and public comment at the meeting, to approve the findings as submitted. The motion was seconded by Commissioner Hunthausen.

Commissioner Hunthausen noted the findings in regards to the easements and well locations that will be addressed through the conditions of approval.

Commissioner Geise noted that the wells are built into the easements.

The motion Passed on a 3-0 vote.

A motion was made by Commissioner Geise that after reviewing the adopted findings of fact, and public comment at the meeting, to adopt a conclusion of law that the proposed Subdivision will not be in full compliance with Utility Provisions but compliance can be achieved through conditions of approval. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

A motion was made by Commissioner Geise that after reviewing the draft findings of fact regarding compliance with Access Requirements, and public comment at the meeting, to approve the findings as submitted. The motion was and seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

A motion was made by Commissioner Geise that after reviewing the adopted findings of fact, and public comment at the meeting, to adopt a conclusion of law that the proposed Subdivision will not be in full compliance with Access Requirements but compliance can be achieved through conditions of approval. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

A motion was made by Commissioner Geise that after reviewing the draft findings of fact regarding compliance with Zoning and Other Regulations, and public comment at the meeting, to approve the findings as submitted. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

A motion was made by Commissioner Geise that after reviewing the adopted findings of fact, and public comment at the meeting, to adopt a conclusion of law that the proposed Subdivision will not be in full compliance with Zoning and Other Regulations but compliance can be achieved through conditions of approval. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

Commissioner Murray stated that the findings of fact and conclusions of law have now been adopted for the proposed subdivision and asked if anyone has reviewed the draft conditions of approval and if they are prepared to act on them.

A motion was made by Commissioner Geise that after reviewing the adopted findings of fact and conclusions of law and the adopted conditions of approval as noted in the June 30, 2016 memo, and public comment at our meeting, to approve the subdivision request subject to the adopted conditions of approval. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

Greg McNally summarized the conditions of approval to mitigate the findings of fact as adopted.

Commissioner Murray stated that they have now acted on the adopted findings of fact and conclusions of law for the proposed subdivision. We have also adopted conditions of approval that must be met prior to final plat. He asked if anyone is prepared to act on the subdivision application as a whole.

A motion was made by Commissioner Geise that after reviewing the adopted findings of fact and conclusions of law and the adopted conditions of approval, and after considering public testimony at the Planning Board public hearing, the Planning Board recommendation, and accepting their recommendation and public comment at the meeting, to grant conditional approval of the subdivision request subject to the adopted conditions of approval. The motion was seconded by Commissioner Hunthausen.

Commissioner Geise noted that not all land is suitable for a subdivision. She noted this subdivision is not ideal but meets the criteria as adopted.

The motion Passed on a 3-0 vote.

Proposed Bald Eagle Mini Storage Facility Buildings for Lease or Rent. (tabled 6/30/16)
(Applicant: Bald Eagle Land, LLC) (Planner: Matt Heimel)

Matt Heimel, Special Districts Planner, presented the proposed buildings for lease or rent east of and adjacent to Green Meadow Drive/State Highway 231 and south of Horseshoe Bend Road. The Applicant proposes to construct four new storage unit structures on the existing 2 acre tract of land. Mr. Heimel addressed the issues of access for an adjacent property owner and they found there is an approved approach permit for the subject property however there is no record of an easement or agreements that grant access through the subject property. The City of Helena Fire Department provided no additional comments in regards to fire protection.

Ryan Casne, the applicant's representative, stated he met with the City Attorney in regards to fire protection and noted there would be a reconfiguration of the pipe at a significant cost. The City would require annexation if a fire hydrant is deemed necessary and it is not the applicant's wish to be annexed into the City. A request was made to strike condition of approval no. 6. He further noted this is a not a requirement for Buildings, Lease or Rent (BLR) and does not feel it should be required for this project.

Commissioner Hunthausen clarified with Mr. Casne that the request is to strike condition of approval no. 6.

Ryan Casne stated that would be correct, the request is to have no requirement for fire protection.

Commissioner Hunthausen asked legal if the Commission can require a condition such as fire protection as listed in condition no. 6. He further asked if that condition is part of BLR.

Michele Peterson-Cook, Deputy County Attorney, stated the BLR statute does require the Commission to review for public, health and safety. Furthermore, the Commission would need to determine whether or not the BLR addresses adequate fire and emergency services.

Matt Heimel provided a summary of the review criteria for BLR and noted that the Commission may review the criteria set forth to ensure the BLR has adequate fire and emergency services.

Commissioner Murray stated the applicant can request the deadline to be extended until next Tuesday or we can act today.

Ryan Casne stated the applicant does not have a choice to extend and would like a decision today. He stated to address adequate fire protection in the past they provide details in regards to distance to a fire hydrant and response times. He did note that the structures will be made out of metal and not out of wood as the West Side Storage units were that recently experienced a fire.

Michele Peterson-Cook clarified that there is no authority from the City of Helena to access their fire hydrants as required in the BLR adequate fire and emergency services criteria.

Commissioner Hunthausen asked what impacts this decision may have in regards to the recent adoption of the growth policy.

Michele Peterson-Cook stated the law states that regulations must comply with the growth policy and noted she does not foresee any conflicts.

A motion was made by Commissioner Geise to table the item until 1:00 pm today. The motion was seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

The Commission adjourned at 10:53 am.

Break. The Commission reconvened at 1:00 pm.

Michele Peterson-Cook stated both statute and the County regulations require that adequate fire protection is provided for buildings for lease or rent. She noted that the BLR's have all had findings or conclusion of law regarding adequate fire protection. In every decision there has been a determination and conclusion of law that adequate fire protection does exist. She noted that the Commission must ensure that there is adequate and sufficient fire protection for all BLR projects. Upon review of the Helena Fire Department comments, it was stated that it would be operationally beneficial to have an onsite fire hydrant. It was discovered from the City Engineering Department that there is a water line that runs along Green Meadow, on the east side of the road, however there is an option to hook up by connecting under the road and installing a hydrant. The other option is to provide .2 mile of hose from the hydrant to the property, which would cross Green Meadow Drive. The Commission has to determine whether or not providing .2 mile of hose is adequate fire protection. The Commission may also alter condition no. 6 to remove the installation of a fire hydrant as a requirement by adding in that prior to any development the applicant would have to provide adequate fire protection as approved by the Commission.

Commissioner Geise clarified the options before the Commission were to alter condition no. 6 by adding option c to strike the installation of a fire hydrant, and to insert that there is adequate fire protection as determined by the Commission.

Ryan Casne, the applicant's representative, asked for further clarification in regards to the new proposed condition and asked if it would require annexation to the City if they were to hook up to the water line to provide a hydrant.

Michele Peterson-Cook stated she cannot determine what the City would require however noted it is highly likely upon hooking up to the City services it would require a waiver of annexation. She further clarified that the proposed condition of approval does not state annexation would be required but would leave other options open in order to meet the condition of providing adequate fire protection. The condition of approval does not dictate how it is provided.

Ryan Casne stated this is not a clear recipe for success and could jeopardize the closing of the property leaving an open ended or subjective condition. He asked if personal possessions constitute public, health and safety. He stated that these structures are not being lived in.

Commissioner Geise stated that public health and safety is job one and further noted that depending on the contents of the storage units it could cause poor air quality and become a public health threat.

Commissioner Hunthausen addressed the recent fire at the West Side Storage units where the hydrant was located across the street. He stated it is the Commission's responsibility to provide public health and safety.

Commissioner Geise stated it is her understanding that the City of Helena does not have any tenders and asked how far away the project is from a Fire Department.

Ryan Casne stated the closest would be Jerry Shepard's Fire Department which is over a mile.

Commissioner Geise stated she would like to see a mutual agreement between West Valley Fire Department and the City of Helena.

Ryan Casne stated they did speak with Jerry Sheppard and he said it was the City of Helena's responsibility.

Commissioner Hunthausen stated the fact that the property abuts the City and at some point in the future it may be a part of the City.

Ryan Casne stated he does not feel the City will allow a hook up to their water with just a waiver of right protest annexation.

Commissioner Geise stated that this standard has been applied to other BLR properties.

Ryan Casne stated a conclusion in a staff report is different than a condition of approval. He noted that the comments from the Helena Fire Department stated operationally beneficial but did not state necessary.

Michele Peterson-Cook stated if the Commission removed condition of approval no. 6 the Commission would need to make a finding of fact to determine that there is adequate fire protection for the project.

Commissioner Geise asked legal about the terms operationally beneficial, as it does not mean it would not work or that it is not adequate.

Michele Peterson-Cook stated one of the options would be for the Commission to determine if running .2 miles of hose is adequate compared to the option of having an onsite hydrant.

Commissioner Hunthausen asked if they have a mutual aid agreement between City of Helena and Helena Valley Fire Department.

Michele Peterson-Cook stated there is one and noted it does not mean they have to show up but can show up if resources allow it.

Commissioner Hunthausen stated he would like to eliminate condition of approval no. 6 and deem there is adequate fire protection.

Commissioner Murray stated he does not believe there is adequate fire protection. He noted that the closest fire hydrant assisted in saving the storage unit on the West side. With the City's comment recommending a hydrant and relying on mutual aid in his opinion is not adequate protection. He noted he would support adding a condition c. but not removing the condition as a whole.

Commissioner Geise stated the property may be annexed into the City soon than later. She believes it barely makes the adequate benchmark but she believes it does as a practical matter.

A motion was made by Commissioner Geise to strike condition of approval no. 6 in its entirety. The motion was seconded by Commissioner Hunthausen.

Commissioner Hunthausen stated he believes this will be part of the City of Helena in the near future and believes the existing sources will provide adequate fire protection.

The motion Passed on a 2-1 vote with Commissioner Murray voting against.

A motion was made by Commissioner Geise to amend the findings of fact and conclusions of law that affect the stricken condition no. 6 with the conclusion of law that adequate fire protection exists. The motion was seconded by Commissioner Hunthausen. The motion was Passed on a 2-1 with Commissioner Murray voting against.

A motion was made by Commissioner Geise to conditionally approve the proposed Bald Eagle Mini Storage Facility Buildings for Lease or Rent project as conditioned including the proposed findings of fact and conclusion of law as amended. The motion was seconded by Commissioner Hunthausen.

Commissioner Hunthausen noted that he would have liked to have seen the applicant apply to the City of Helena.

Commissioner Murray stated he will vote against the motion as he feels there is not adequate fire protection for the proposal.

The motion Passed on a 2-1 vote with Commissioner Murray voting against.

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

Adjourn

There being no further business, the meeting adjourned at 1:37 p.m.

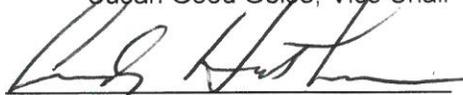
LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS



Michael Murray, Chairman

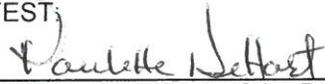


Susan Good Geise, Vice Chair



Andy Hunthausen, Member

ATTEST:



Paulette DeHart, Clerk of the Board