



PUBLIC MEETING

May 25, 2021
MINUTES

The Lewis and Clark County Commissioners Public Meeting was held on Tuesday, May 25, 2021, at 9:00 AM in Commission Chambers, Room 330.

Roll Call

Chair Andy Hunthausen called the meeting to order at 9 a.m.

Commissioner Jim McCormick and Commissioner Tom Rolfe were present. Others attending all or a portion of the meeting included Roger Baltz, Nicho Hash, Peter Italiano, Christal Ness, Tracie Kiesel, Maureen Ward, Jayson Zander, Ron Bartsch, Brian Coplin, Derek Davis, and Nadine McCarty, Recording Secretary.

Pledge of Allegiance

Everyone recited the pledge.

Consent Action Items

- a. Resolution 2021-36 Declaring County Property Surplus Property. (Amy Reeves)
- b. Resolution 2021-37 Request for Prosecutorial Assistance. (Nicho Hash)

Roger Baltz reported on the consent action items 2 a-b and recommended approval.

No public comment was received.

A motion to Approve was made by Commissioner Rolfe and seconded by Commissioner McCormick. The motion Passed on a 3-0 vote.

The Lewis and Clark County DUI Task Force Annual Plan and Budget. (Jayson Zander)

Jayson Zander, Helena Police Department Lieutenant and DUI Task Force member, presented the Lewis and Clark County DUI Task Force Fiscal Year 2022 (FY22) annual plan and budget. He reviewed some of the stats focusing on the blood alcohol content, noting this is a continual problem nationwide. Montana DUI Task Forces were formed in 1987 with the purpose of reducing the number of alcohol and drug-related traffic crashes, injuries, and fatalities through public education, awareness, community involvement, and enforcement strategies.

Lieutenant Zander explained how enforcement officers are trained as drug-related enforcement officers to help distinguish between alcohol and drug-related incidents. He also reviewed the budget noting there is a projected carryover from 2020. The Task Force will pay for continuing education and training

for officers. They also purchase supplies needed for traffic stops including breathalyzer mouthpieces. Lieutenant Zander noted this year's fundraiser concert will be held at the fairgrounds.

Tracie Kiesel, Tri-County Buckle-up Montana Coordinator, explained Responsible Alcohol Sales and Service Training (RASST). Anyone who sells or serves alcohol in the state of Montana is required to take the course. Lewis and Clark County offers the training every other month at the Knights of Columbus Hall.

No public comment was received.

A motion to Approve was made by Commissioner McCormick and seconded by Commissioner Rolfe. The motion Passed on a 3-0 vote.

Resolution 2021-30 to Declare Circle Place a County Road. (Christal Ness)

Christal Ness, Development Services Supervisor, presented the resolution to declare Circle Place a county road. The right-of-way is generally located over 1/4 mile south of Euclid Avenue, south on Granite Avenue, west on Hauser Boulevard, to the intersection of Hauser Boulevard and Park Drive. The original right-of-way was platted with the Bellevue Addition to Helena, Montana in 1889, which created the rights-of-ways and the individual blocks. The Circle Place right-of-way was created with the dedication: "granted and donated to the public use and benefit forever". The road was never constructed and has been left in its natural state, consistent with the surrounding area. The County received a petition to abandon the right-of-way for Circle Drive and pursuant to 7-14-2615, the Commissioners may abandon a County Road. The applicant intends to abandon the right-of-way in order to reconfigure their property by submitting a subdivision application in the City of Helena. In order to do abandon a right-of-way, the road must first be declared a county road. This hearing is just the first step to declare the road a county road. The hearing to consider the abandonment will be held at a later date.

Ms. Ness noted the roads that are being considered will likely become part of a larger subdivision that will be annexed into the City limits.

No public comment was received.

A motion to Approve was made by Commissioner Rolfe and seconded by Commissioner McCormick. The motion Passed on a 3-0 vote.

Resolution 2021-31 to Declare Highland a County Road. (Christal Ness)

Christal Ness, Development Services Supervisor, presented the resolution to declare Highland a County Road. The property owner seeks to have Highland declared a County Road by the Board of County Commissioners pursuant to 7-14-2101(4)(b)(ii), MCA.

The right-of-way is generally located south of Highway 12, west of Park Drive, and north of the closed portion of Le Grande Cannon Boulevard. The original Highland right-of-way was platted in Highland Park, Helena, Montana in 1889, which created the rights-of-ways and the individual blocks. The Highland right-of-way was created with the dedication: "granted and donated to the public use and benefit forever". The road was never constructed and has been left in its natural state, consistent with the surrounding area. The County received a petition to abandon the right-of-way for Highland and pursuant to 7-14-2615, the Commissioners may abandon a County Road. The applicant intends to abandon the right-of-way in order to reconfigure their property by submitting a subdivision application in the City of Helena. In order to do so, the applicant requested the County Commission declare the road a County Road. Once that process occurs, the applicant will ask to have the road abandoned.

No public comment was received.

A motion to Approve was made by Commissioner McCormick and seconded by Commissioner Rolfe. The motion Passed on a 3-0 vote.

Resolution 2021-32 to Declare Toboggan Avenue a County Road. (Christal Ness)

Christal Ness, Development Services Supervisor, presented the resolution to declare Toboggan Avenue a County Road. The property owner seeks to have Highland declared a County Road by the Board of County Commissioners pursuant to 7-14-2101(4)(b)(ii), MCA.

The rights-of-ways are generally located south of Highway 12, west of Park Drive, and east of the closed portion of Le Grande Cannon Boulevard. The original Toboggan Avenue right-of-way was platted within Highland Park, Helena, Montana in 1889, which created the rights-of-ways and the individual blocks. The Toboggan Avenue right-of-way was created with the dedication: "granted and donated to the public use and benefit forever". The road was never constructed and has been left in its natural state, consistent with the surrounding area. The County received a petition to abandon the right-of-way for Toboggan Avenue and pursuant to 7-14-2615, the Commissioners may abandon a County Road. The applicant intends to abandon the right-of-way in order to reconfigure their property by submitting a subdivision application in the City of Helena. In order to do so, the applicant requested the County Commission declare the road a County Road.

No public comment was received.

A motion to Approve was made by Commissioner McCormick and seconded by Commissioner Rolfe. The motion Passed on a 3-0 vote.

Resolution 2021-33 to Declare East View Avenue a County Road. (Christal Ness)

Christal Ness, Development Services Supervisor, presented the resolution to declare East View Avenue a County Road. The property owner seeks to have East View Avenue declared a County Road by the Board of County Commissioners pursuant to 7-14-2101(4)(b)(ii), MCA.

The right-of-way is generally located south of Highway 12, west of Park Drive, and north of the closed portion of Le Grande Cannon Boulevard. The original East View Avenue right-of-way was platted in Highland Park, Helena, Montana in 1889, which created the rights-of-ways and the individual blocks. The East View right-of-way was created with the dedication: "granted and donated to the public use and benefit forever". The road was never constructed and has been left in its natural state, consistent with the surrounding area. The County received a petition to abandon the right-of-way for East View Avenue and pursuant to 7-14-2615, the Commissioners may abandon a County Road. The applicant intends to abandon the right-of-way in order to reconfigure their property by submitting a subdivision application in the City of Helena. In order to do so, the applicant requested the County Commission declare the road a County Road.

No public comment was received.

A motion to Approve was made by Commissioner Rolfe and seconded by Commissioner McCormick. The motion Passed on a 3-0 vote.

Resolution 2021-34 to Declare West View Avenue a County Road. (Christal Ness)

Christal Ness, Development Services Supervisor, presented the resolution to declare West View Avenue a County Road. The property owner seeks to have West View Avenue declared a County Road by the Board of County Commissioners pursuant to 7-14-2101(4)(b)(ii), MCA.

The right-of-way is generally located south of Highway 12, west of Park Drive, and north of the closed portion of Le Grande Cannon Boulevard. The original West View Avenue right-of-way was platted in Highland Park, Helena, Montana in 1889, which created the rights-of-ways and the individual blocks.

The West View right-of-way was created with the dedication: "granted and donated to the public use and benefit forever". The road was never constructed and has been left in its natural state, consistent with the surrounding area. The County received a petition to abandon the right-of-way for West View Avenue and pursuant to 7-14-2615, the Commissioners may abandon a County Road. The applicant intends to abandon the right-of-way in order to reconfigure their property by submitting a subdivision application in the City of Helena. In order to do so, the applicant requested the County Commission declare the road a County Road.

No public comment was received.

A motion to Approve was made by Commissioner McCormick and seconded by Commissioner Rolfe. The motion Passed on a 3-0 vote.

Resolution 2021-35 to Declare an Alley in Block 13 of Seymer Park a County Road. (Christal Ness)

Christal Ness, Development Services Supervisor, presented the resolution to declare an alley in Block 13 of Seymer Park a County Road. The property owner seeks to have the alley right-of-way declared a County Road by the Board of County Commissioners pursuant to 7-14-2101(4) (b)(ii), MCA.

This portion of Block 13 of Seymer Park is generally located north of Highway 12 West, north of and abuts Ten Mile Creek, 1/2 block west of Williams Street, and south of Central Street.

The original right-of-way was platted in Helena, Montana in 1889, which created the rights-of-ways and the individual blocks. The West View right-of-way was created with the dedication: "granted and donated to the public use and benefit forever". The road was never constructed and has been left in its natural state, consistent with the surrounding area. The County received a petition to abandon the right-of-way for West View Avenue and pursuant to 7-14-2615, the Commissioners may abandon a County Road. The applicant intends to abandon the right-of-way in order to reconfigure their property by submitting a subdivision application in the City of Helena. In order to do so, the applicant requested the County Commission declare the road a County Road.

No public comment was received.

A motion to Approve was made by Commissioner Rolfe and seconded by Commissioner McCormick. The motion Passed on a 3-0 vote.

Board Appointments. (Roger Baltz)

Roger Baltz, Chief Administrative Officer, presented the board appointments for the Compensation Board, Consolidated City and County Planning Board, and the Helena Valley Mosquito District Board. Staff recommendation is to reappoint Marie McAlear to a term that expires June 30, 2024; appoint Adrienne Cotton to the Consolidated City-County Planning Board to a term that expires September 1, 2024; and, to appoint Jackie Laverdiere to the Helena Valley Mosquito District Board to a term that expires December 31, 2024.

No public comment was received.

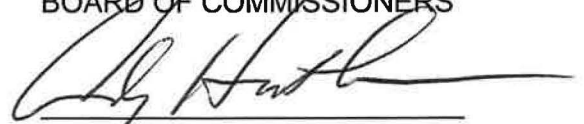
A motion to Approve was made by Commissioner McCormick and seconded by Commissioner Rolfe. The motion Passed on a 3-0 vote.

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 9:50 am.

LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS



Andy Hunthausen, Chair

Jim McCormick, Vice Chair



Tom Rolfe, Member

ATTEST:



Amy Reeves, Clerk of the Board