



PUBLIC MEETING

June 15, 2017

MINUTES

The Lewis and Clark County Commissioners Public Meeting was held on Thursday, June 15, 2017, at 9:00 AM in Commission Chambers Room 330.

Roll Call

Chairman Susan Good Geise called the meeting to order at 9 a.m.

Commissioner Jim McCormick and Commissioner Andy Hunthausen were present. Others attending all or a portion of the meeting included Roger Baltz, Charles Lane, Marni Bentley, Audra Zacherl, Audrey McCue, Greg McNally, and Nadine McCarty, Recording Secretary.

Pledge of Allegiance

Everyone recited the pledge.

Consent Action Items

- a. Vendor Claims Report for Week Ending June 16, 2017. (Marni Bentley)

Roger Baltz reported on the consent action item 2 a and recommended approval.

No public comment was received.

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

Bid Award for 2017 Chip Seal Surfacing. (Audra Zacherl)

Audra Zacherl, Assistant Director of Public Works, presented the bid award for the 2017 Chip Seal Surfacing. On June 8, 2017 a bid opening was held for the 2017 Chip Seal Surfacing Project and two bids were received. The project generally consists of chip seal surfacing various county roads and within several RID's, including Panoramic Meadows, Autumn Wind, Broadwater Estates, Glacier Point, Hayfield, Vandenberg, and North Valley Downs, as well as paint striping the chipped roads. After review of both bids by the selection committee, staff recommends awarding the contract to the low bidder, Helena Sand & Gravel, Inc. of Helena for a total bid amount of \$339,364.47.

No public comment was received.

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

Resolution 2017- 46 Establishing the Lewis and Clark County Landfill Fee Rates Beginning July 1, 2017. (Audra Zacherl)

Audra Zacherl, Assistant Director of Public Works, presented the resolution establishing the Lewis and Clark County landfill fee rates as recommended by the Scratchgravel Solid Waste District, effective July 1, 2017. On May 25, 2017 a resolution of intent was passed to change landfill fees. Legal ads appeared in the Helena Independent Record on May 28th and June 4th with public comments due by June 14th. No public comments were received.

On April 12th, the Scratchgravel Solid Waste Board met and approved several changes to landfill fees. One of the changes includes a decrease of \$1.25 in the Class II, Municipal Solid Waste tipping fee; from \$31.25 to \$30. The landfill is also adding a couple of items to the rate structure including a fee for contaminated soils.

Ms. Zacherl stated that prior to the fiscal year 2017 rate changes; there hadn't been a rate change since fiscal year 2012.

No public comment was received.

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

Resolution 2017-54 Authorizing the Submission of the TSEP Planning Grant Application. (Audra Zacherl)

Audra Zacherl, Assistant Director Public Works, presented the resolution authorizing the submission of the TSEP Planning grant application to the Montana Department of Commerce for the Treasure State Endowment Program Infrastructure Planning in the amount of \$15,000 with a match amount of \$15,000 for a total amount of \$30,000. This project will include an evaluation and inspection of up to twenty bridges; the preparation of load ratings and sufficiency ratings for each bridge as needed; a prioritization of the County's bridge needs; and provide estimated costs associated with any needed repairs and/or replacements. The County bridge inventory was last completed in 2012 and the new inventory will reflect changes due to bridge replacements, repair projects and any deterioration since that time. Staff recommends approval of the grant application.

Ms. Zacherl explained this project does rank the bridges and at this time they are expecting the replacement of one bridge.

No public comment was received.

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

Board Appointment. (Audrey McCue)

Audrey McCue, Elections Supervisor, presented the board appointment for the York Fire Service Area Board of Trustees and recommended Debra Cargile as a trustee for the York Fire Service Area until the next regular election in May, 2018. At that election, a qualified candidate may be elected to the remainder of the term. Ms. Cargile has submitted an oath of her eligibility and the elections office has confirmed that she is a registered voter in the York Fire Service Area. Julie Ouzts resigned from the Board of Trustees on June 6, 2017 and state statute states that an appointment to fill a vacancy during the term of office of a trustee must be made by the county governing body and the appointee shall hold office until the next trustee election.

No public comment was received.

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

Request for Extension of Subdivision Improvements Agreement for the Amended Plat of Bridge Creek Estates Subdivision. (Applicant: Philip R. Wirth) (Planner: Greg McNally)

Greg McNally, Planner II, presented the request for extension of the subdivision improvement agreement (SIA) for the amended plat of Bridge Creek Estates Subdivision until May 7, 2018. This subdivision is located east of and adjacent to N. Montana Avenue and north of Lincoln Road. The amended plat of Bridge Creek Estates was platted on September 18, 2013. At the time of final plat approval, Mr. Wirth (applicant) entered into two SIAs for the Amended Plat of Bridge Creek Estates Subdivision. One of the SIAs was for fire protection improvements and was good for one year without renewal. The County Commission accepted the completed fire protection improvements on July 17, 2014.

The second SIA is for the remaining uncompleted and financially guaranteed subdivision improvements. Mr. Wirth has not yet completed the following improvements as required by the SIA: application of an asphalt seal coat for Powder River Court; completion of clearing, grubbing and storm water grading; completion of re-vegetation of disturbed areas in the Powder Court easement; installation of irrigation canal fencing; and, completion of the walking path.

The applicant requests that the County Commission extend the current SIA to financially guarantee an as-yet uncompleted improvements and indicates that all improvements are expected to be complete by November 2017. The applicant has provided an irrevocable letter of credit from Valley Bank in the amount of \$49,233, which will expire on June 7, 2018.

According to the extension request, the storm water drainage pond is complete, the application of an asphalt seal coat for Powder River Court is scheduled from summer 2017 and the required walking path is under construction. The applicant is proceeding with the completion of all aspects of the remaining improvements.

Mr. McNally stated there is sufficient progress towards the completion of the conditions. All the improvements must be completed by May 7, 2018. Failure to complete would give the County 30 days to take action on the Letter of Credit.

PUBLIC COMMENT

Tony Prothero, Shedhorn Engineering, representing the applicant. He stated originally there was a condition of approval for a walking path. The majority of the path was in the Helen Valley Irrigation District (HVID) easement and they were not in agreement of allowing this path. A meeting was held between HVID, Mr. Prothero and others and it was agreed that a section of the ditch channels through a pipe, which is currently in the process. He understands a change of approval will be required, hence the request for the extension.

A motion was made by Commissioner Hunthausen to approve the applicants request to extend the Subdivision Improvements Agreement for the Amended Plat of Bridge Creek Estates, and establish a completion date of May 7, 2018. The motion was seconded by Commissioner McCormick. 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 9:37 am.

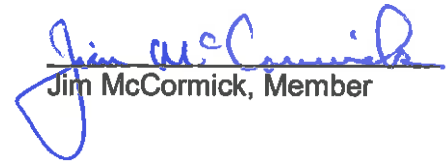
LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS



Susan Good Geise, Chair



Andy Hunthausen, Vice Chair



Jim McCormick, Member

ATTEST:



Paulette DeHart, Clerk of the Board