



PUBLIC MEETING

July 16, 2019
MINUTES

The Lewis and Clark County Commissioners Public Meeting was held on Tuesday, July 16, 2019, at 9:00 AM in Commission Chambers Room 330.

Roll Call

Chairman Jim McCormick 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 Roger Baltz, Misty Edwards, Eric Griffin, Nicho Hash, Jacqueline Isaly, Peter Italiano, Dan Karlin, Greg McNally, Sam Neill, Audra Zacherl, Ann Debra Crider, Kevin Wright, Damon VanDiest, Wallace Wilburn, Kraig Pester, Ann McCauley, Linda Grady, and Nadine McCarty, Recording Secretary.

Pledge of Allegiance

Everyone recited the pledge.

Consent Action Items

There were no consent action items.

Bid Opening. Forestvale One New Backhoe. (Audra Zacherl)

Audra Zacherl, Public Works Assistant Director, presented the bid opening. Two bids were received. The first bid is from RDO Equipment Co. of Great Falls, Montana for a 2019 John Deere 310SL for a base bid amount of \$93,000 with a delivery date within 90 days after bid award, and additive alternate of \$9,145. The last bid is from Tractor & Equipment Co. of Great Falls, Montana for a 2019 or 2020, depending on the award date, Caterpillar 416F2 for a base bid amount of \$94,667 with a delivery date up to 150 days from receipt of order, and additive alternate of \$5,900.

A motion was made by Commissioner Hunthausen for staff to take the bids under advisement and make a recommendation to the Commission on July 23, 2019. The motion was seconded by Commissioner Good Geise. The motion Passed on a 3-0 vote.

Bid Award. FLAP Resurfacing Project. (Audra Zacherl)

Audra Zacherl, Public Works Assistant Director, presented the bid award for the Federal Lands Access Program (FLAP) Resurfacing Project. On July 9, 2019 a bid opening was held and one bid was received. The project generally consists of resurfacing and fog seal application on Rimini Road, Gates of the Mountains Road, York Road and Trout Creek Road. Funding is through the Western Federal Lands Highway Division Federal Lands Access Program for the purpose and

need of preserving driving surfaces and enhancing safety along forest highways. The total project budget was estimated at \$1,071,780 with a Lewis and Clark County match contribution of 13.42% or \$143,833. After review of the bid by the selection committee and concurrence from Western Federal Lands, staff recommends awarding the base bid and additive alternate to the low bidder, Helena Sand and Gravel, Inc. of Helena, Montana for \$606,946.

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.

Lease Agreement Between Lewis and Clark County and Birdseye Rural Fire District. (Eric Griffin)

Eric Griffin, Public Works Director, presented the lease agreement with Birdseye Rural Fire District for water supply access from an overhead fill site on Birdseye Road. Birdseye purchased the property with the existing well and approached the County with the possibility of splitting the cost of the purchase of the property. The County desires to use the overhead fill site and access road to access the water supply. Both parties believe the safety and the security of the public would be improved by the County's ability to access the water supply. Mr. Griffin noted this would be the water supply used when grading and maintenance are done on the County roads rather than traveling back to Helena when necessary. The lease agreement will be in the amount of \$7,000 to begin upon signature for 99 years with expiration on June 30, 2118. The County also agrees to pay one half of improvements, maintenance issues, and weed suppression. Staff recommends approval of the lease agreement with Birdseye Rural Fire District.

Linda Grady, Birdseye Rural Fire District Trustee, stated they are in support of this agreement. With this agreement the water issues can be addressed and this is a benefit for everyone.

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.

Change Order No. 1 to the Contract Between Lewis and Clark County and Bullock Contracting, LLC. (Dan Karlin)

Dan Karlin, County Engineer, gave an update on the Lake Helena Drive and Lewis Street intersection project to include closure of Lake Helena Drive in the project area and installation of the siphon. Mr. Karlin presented the change order with Bullock Contracting, LLC in the amount of \$14,836 and noted if approved the Change Order No. 1 will bring the total project to \$246,691.

It is typical in a project that deals with underground infrastructure and excavation that unforeseen circumstances could occur and is the reason for the change order. Five items were discovered that had to be addressed prior to excavation, three of which came from Montana Department of Transportation now that Lake Helena Drive has been added to the Urban System, the items are: two design clarifications, add an ADA landing to a stretch of sidewalk, add a siphon to the irrigation pipe; move one of the drop inlets approximately ten feet to avoid a utility conflict. Staff recommends approval of Change Order No. 1 with Bullock Contracting, LLC.

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.

Contract # PIF18-0009 Between Lewis and Clark Public Health and 1st Judicial District Youth Court Services. (Jacqueline Isaly)

Jacqueline Isaly, Community Health Promotion Division Administrator, presented the contract with 1st Judicial District Youth Court Services in the amount of \$15,300 to fund the referral coordinator that is responsible for recruiting and training local service delivery agencies to support youth case management through use of the CONNECT Referral System. The contract begins May 1, 2019 through June 30, 2020. Ms. Isaly gave an overview of the referral system and noted when youth receive necessary services they are less likely to be in the judicial system later on. Current data shows a connection rate of about 80%. Since 2014 about 3,500 referrals have occurred through the system with about 400 annually under the age of 18. Staff recommends approval of the contract with 1st Judicial District Youth Court Services.

Ms. Isaly stated there are about 70 programs on the CONNECT Referral System in Lewis and Clark County and the system is expected to go statewide in September. Ms. Isaly noted any kind of service provider on the system could refer individuals. The schools are on the system and Public Health is working with them to get them to use the system more than in the past.

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.

Contract Amendment No. 1 Between Lewis and Clark County and JGA Architects, Engineers, Planners, PC. (Misty Edwards)

Misty Edwards, Finance Coordinator, presented contract amendment number 1 in the amount of \$11,245 with JGA Architects Engineers Planners, PC. The amendment is for additional architectural and engineering services as a result of the re-bid process for the Forestvale Maintenance Building project. JGA will do new architectural drawings for a smaller addition as well as re-bid the project. The project will now consist of a reduced scope floor plan, approximately 1,020 square feet in size. The additional work has been approved by the Forestvale Board of Directors. Staff recommends approval of contract amendment number 1 with JGA Architects.

Ms. Edwards explained that to utilize a different architect at this time would require starting the procurement process from the beginning, which will further delay the project. It is staff's recommendation to continue with JGA to keep the project moving forward.

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.

Agreement to Extend Preliminary Approval for the Great Escape Subdivision. (Applicant: Michael Hummert) (Planner: Greg McNally)

Greg McNally, Planner III, presented the request to extend the preliminary plat approval for the Great Escape Minor Subdivision. The property is located north of and adjacent to Deal Lane a, east of and adjacent to Lake Helena Drive with one lot located west of and adjacent to Lake Helena Drive. On July 19, 2016 the Board of County Commissioners granted preliminary plat approval for 5 lots, each for one single-family dwelling. The preliminary approval was not to exceed three calendar years and the Applicant is hoping to complete the project within the next year. The Applicant has not been able to complete all of the required conditions of approval for the Subdivision in a timely manner. Several conditions of approval are complete or near completion and the following have been received or completed: DEQ approval; encroachment agreements as required; an active five year weed management plan; and preliminary engineering report approval.

Staff recommends approval for a three year extension and has prepared the extension agreement, it has been signed by the Applicant, and would expire on July 19, 2022.

Commissioner Good Geise asked what remains outstanding and Mr. McNally gave an overview of the some of the 17 conditions related to: provisions of utilities; getting required covenants in place as well as final plat reviewed and approved; location of mailboxes; verifying fire protection improvements are in place. The Applicant is looking to utilize an offsite source for fire protection located in Fox Trot Estates and it was tested with the preliminary approval but will ensure it is operation efficiently.

Commissioner Hunthausen asked if a three year extension is necessary with the few items that remain and Mr. McNally noted the Applicant indicated he expects all conditions to be completed by July of 2020 and County Planning explained to the Applicant the process for an extension is to typically grant extensions for three years to allow for any unforeseen circumstances.

Commissioner McCormick asked, since the road bisects the subdivision, if there are any right-of-way or easement issues and Mr. McNally stated the easement of established for Lake Helena Drive and this project did identify an encroachment into the right-of-way and one of the conditions requires an encroachment agreement.

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.

Resolution 2019-64 to Adopt the Lewis and Clark County Parks and Recreation Comprehensive Plan, Phase 2, Master Plan. (Planner: Sam Neill)

Sam Neill, Planner I, presented the acknowledgement and recognition of the Lewis and Clark County Parks and Recreation Plan. The document is the result of work with the consulting firm GreenPlay, the City-County Parks Board, and the public.

After this agenda item was submitted, staff realized that a resolution is not necessary and instead staff desires for the Commission to acknowledge the effort of the Parks Board and the public with the creation of the Parks Plan. Staff recommends the resolution be tabled to no certain date. As with the Joint Land Use Study (JLUS) and the Community Planning Assistance for Wildfire (CPAW), the first step is to acknowledge the plan created. If desired, the Commission can direct staff to continue to assess the recommendations presented in the plan as staff moves forward with part 2 zoning and future updates to the growth policy. This would give staff ample time to ensure the best place for the components of the plan whether it be part 2 zoning or the growth policy.

Peter Italiano, Community Development and Planning Director, noted as Ms. Neill stated the process should mirror what was done with the JLUS. The main focus is part 2 zoning in the valley and once it is closer to completion the growth policy will be reevaluated for any necessary updates and then could mirror the two documents.

Commissioner Good Geise stated the project was jointly funded by the City of Helena and Lewis and Clark County at \$25,000 each per phase. The plan that came forward was very complex with valuable demographic information and there are significant changes that bare significant thought, input, time, and it will involve a policy discussion.

No public comment was received.

A motion was made by Commissioner Hunthausen to table the resolution indefinitely and accept the Parks and Recreation Comprehensive Plan, Phase 2, Master Plan and instruct staff to


consider the contents of the plan in future planning efforts. The motion was seconded by Commissioner Good Geise. 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.

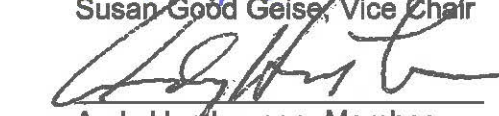
Adjourn

There being no further business, the meeting adjourned at 10:11 am.

LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS


Jim McCormick, Chair


Susan Good Geise, Vice Chair


Andy Hurthausen, Member

ATTEST:



Paulette DeHart, Clerk of the Board

