



PUBLIC MEETING

August 18, 2015
MINUTES

The Lewis and Clark County Commissioners Public Meeting was held on Tuesday, August 18, 2015, at 9:00 AM in Commission Chambers Room 330.

Roll Call

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

Commissioner Susan Good Geise and Commissioner Mike Murray were present. Others attending all or a portion of the meeting included Eric Bryson, Michele Peterson-Cook, K. Paul Stahl, Audra Zacherl, Matt Heimel, Trapper Badovinac, Tom Rippingale, Kevin Demaray, Margaret Godolpher, John Palmquist, and Nichole Nisbet, Recording Secretary.

Pledge of Allegiance

Everyone recited the pledge.

Consent Action Items

There are no Consent Action items.

Bid Opening - New Monumental Entry for Forestvale Cemetery. (Audra Zacherl)

Audra Zacherl, Finance Coordinator, presented the bid openings for the new monumental entry for Forestvale Cemetery. The first bid is from Diamond Construction, Inc. of Helena, MT. The total bid amount is \$132,260.00. The next bid is from Golden Eagle Construction, Inc. of Helena, MT. The total bid amount is \$141,700.00. The final bid is from Wadsworth Builders, Inc. of Great Falls, MT. The total bid amount is \$146,000.00.

No public comment was received.

A motion was made by Commissioner Murray to take the bids under advisement and have the staff proceed as presented and take up the item at the regularly scheduled meeting on August 25, 2015 and seconded by Commissioner Geise. The Motion Passed on a 3-0 vote.

Resolution 2015-117 Levying and Assessing a Tax Upon All Benefited Property Within The Silver Creek Rural Improvement District No. 1997-5. (Matt Heimel)

Matt Heimel, Special Districts Planner, presented the resolution levying and assessing a tax upon all benefited property within the Silver Creek Rural Improvement District No. 1997-5. This resolution to levy and assess the district was processed after property owners requested an increase in the developed/undeveloped assessments. The details of road maintenance will remain the same. The assessments shall be an annual flat rate of \$225 per undeveloped lot and \$450 per developed lot.

PUBLIC COMMENT-

Patrick Badovinac, 5585 Silvercreek, stated his support of the RID and the increase to continue ongoing maintenance of the road.

Tom Rippingale, resident of the RID, stated his opposition of the increase and stated he believes the the road should be a County road.

Commissioner Geise asked for clarification on the road use.

Matt Heimel stated that the roads in the RID all lead to residents and that the residents are the overwhelming users of this road.

Commissioner Hunthausen asked Mr. Badovinach about existing maintenance.

Patrick Badovinac stated that the County maintains the main road however there is access to BLM land through their subdivision.

Commissioner Geise asked Mr. Badovinach if the request came from the Home Owner's Association and if they act on behalf of the residents.

Patrick Badovinac stated that is correct.

Tom Rippingale, stated that he has a family subdivision in the area and represents six lots and this is the first time he has heard about the increase and never had an opportunity to vote on the issue from the Home Owner's Association.

Commissioner Hunthausen stated all of the lots whether they are undeveloped or developed are benefiting properties and are a part of the RID. It was noted that this RID was created in 1997.

Matt Heimel stated that there are multiple phases of public comment and protest periods along with public notice. The resolution being considered today was noticed.

Commissioner Murray stated there are 61 properties in this RID.

Commissioner Geise asked for clarification on the access to the trail head in the RID.

Matt Heimel stated he is not aware of a trail head in the RID.

Patrick Badovinac pointed out on the map where the trail head is located.

Commissioner Geise asked the legal staff to research access to BLM land through an RID.

A motion was made by Commissioner Geise to table the item until the regularly scheduled meeting on Tuesday August 25, 2015 and seconded by Commissioner Murray. The motion Passed on a 3-0 vote.

Resolution 2015-118 Levying and Assessing a Tax Upon All Benefited Property Within The Southridge Rural Improvement District No. 2014-3 (Matt Heimel)

Matt Heimel, Special Districts Planner, presented the resolution levying and assessing a tax upon all benefited property within the Southridge Rural Improvement District No. 2014-3.

The resolution creating the district was adopted on July 29, 2014, under Resolution 2014-101. The ongoing maintenance assessment is to be levied and assessed at \$213.70 per parcel per year.

PUBLIC COMMENT-

Kevin Demaray, owner of lots within the RID, asked if the assessment would be on undeveloped lots versus developed lots and if the assessment could be held off until the lots are developed. He also asked if the road would be chip sealed or paved one day.

Eric Bryson stated that the internal roads are gravel and that it was not intended for the developer to chip seal or pave the road.

Matt Heimel stated the method of assessment was adopted by the Commission and it was determined that an equal amount would be assessed per parcel.

Eric Bryson addressed the need to do the RID now as the intent was to make this a requirement of final plat and the timing of the assessment relates to the build out of the subdivision. The development of the lots have an impact on the road and those roads could degrade when residents do take over it would be more expensive to get the roads to standard at that point rather than maintaining them now.

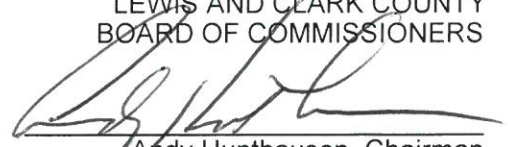
A motion to Approve was made by Commissioner Good Geise and seconded by Commissioner Murray. The motion Passed on a 3-0 vote.

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.

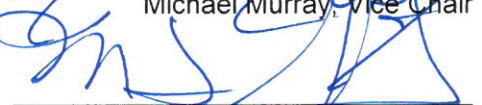
LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS



Andy Hunthausen, Chairman




Michael Murray, Vice Chair



Susan Good Geise, Member

ATTEST:



Paulette DeHart, Clerk of the Board