



PUBLIC MEETING

August 31, 2023
MINUTES

The Lewis and Clark County Commissioners Public Meeting was held on Thursday, August 31, 2023, at 9:00 AM in Commission Chambers, Room 330.

Roll Call

Chair Tom Rolfe called the meeting to order at 9 a.m.

Commissioner Andy Hunthausen and Commissioner Candace Payne were present. Others attending all or a portion of the meeting included Pam Attardo, Roger Baltz, Marni Bentley, Jenny Chambers, Nicho Hash, Jessica Makus, Greg McNally, Keegan Shea, Rachel Ward, Howard Skjervem, Alton Williams, Kathie Williams, Mark Roberson, Quinn Noel, and Nadine McCarty, Recording Secretary.

Pledge of Allegiance

Everyone recited the pledge.

Consent Action Items

- a. Vendor Claims Report for Week Ending September 1, 2023. (Marni Bentley)
- b. Traffic Evaluation and Traffic Calming Study Request on Highway 287 in Augusta, MT. (Jenny Chambers)

[01:47] Roger Baltz, Chief Administrative Officer, reported on consent action items 2a-b and recommended approval.

No public comment was received.

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

Resolution 2023-82 of Intent to Dissolve the Tilly Court Rural Improvement District No. 2011-2. (Jessica Makus)

[03:22] Jessica Makus, Special Districts Program Coordinator, presented the resolution to dissolve the Tilly Court Rural Improvement District (RID). The request to dissolve the RID was received by 100% of the property owners. There are three benefiting properties within the RID that was created in 2011, levied and assessed in 2018 for \$83.63 per property for an annual total of \$250.88. The RID balance is \$1,184 and if the RID were dissolved, pursuant to Section 7-12-2124(8) (a), MCA, the funds would be deposited into the County's general fund. The property owners have all acknowledged this information. If approved, the public hearing for the resolution

to dissolve the district would be on October 10, 2023. Staff recommends approval of the resolution.

Ms. Makus explained the reason for the request to dissolve; she added the three property owners have been doing maintenance on their own and wish to continue to do so.

No public comment was received.

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

Contract Between Lewis and Clark County and Scott Fitzpatrick Asbestos Abatement, LLC. (Pam Attardo)

[07:46] Pam Attardo, Historic Preservation Officer, presented the contract with Scott Fitzpatrick Asbestos Abatement, LLC. for asbestos abatement services in the Unionville School project. The contract is for \$2,700 and begins upon signature by both parties through October 31, 2023. Ms. Attardo gave an overview of the project, the structural issues and the presence of asbestos. Staff recommends approval of the contract.

No public comment was received.

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

Resolution 2023-75. To Levy and Assess a Tax upon Benefited Property Within the Grass-Land Subdivision Phase IV Park Rural Improvement District No. 2022-02. (Rachel Ward)

[16:06] Rachel Ward, Planner I, presented the resolution to levy and assess the 51 benefited properties within the Grass-Land Subdivision Phase IV Park Rural Improvement District (RID). The RID was created February 24, 2022 for maintaining the 2.21-acre park property by mowing 10 times per year. The property has native grasses and there are no plans for any improvements at this time. The assessment would be \$136 per property annually for a total of \$6,936. Legal notice was mailed to all property owners and published in the Helena Independent Record on August 19 and 26, 2023. On August 17, 2023, this resolution was put before the Commission with not action taken at that time due to an error on the legal notice. Public comment was taken and three comments were received. Based on those comments, a site visit and discussions amongst the Planning and Public Works Departments, as well as discussion with the Grass-Land Subdivision Homeowners Association (HOA) staff recommends denial of the resolution. The intent is to work with the HOA to develop a plan for the property, potential improvements.

Commissioner Hunthausen noted discussions with the Homeowners Association need to continue at some level, as the property needs to be maintained.

PUBLIC COMMENT -

Howard Skjervem, stated he is thankful for the staff's responsiveness. He added if the park is developed it would appear that all of the subdivision would be using the park and that should be considered in the HOA discussion.

Alton Williams, asked if the 2.21 acres is in a non-sellable area and the reason for looking at making it a park.

Greg McNally, Community Development and Planning Director, stated the property was dedicated and deeded to the County as parkland for Grass-Land Subdivision Phase IV.

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

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

Adjourn

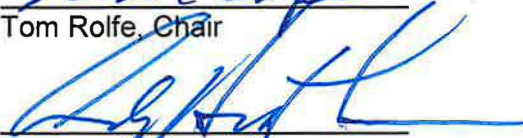
There being no further, the meeting adjourned at 9:33 am.

Meeting minutes approved on 9/19/2023


LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS



Tom Rolfe, Chair



Andy Hunthausen, Vice Chair



Candace Payne, Member

ATTEST:



Amy Reeves, Clerk of the Board