

**SUBDIVISION MEETING**  
**April 3, 2003**

Vice-Chairman Murray called the meeting to order at 9:00 a.m. Commissioner Tinsley was present. Commissioner Varone was absent attending a meeting in Missoula. Others attending all or a portion of the meeting included Sharon Haugen, Cheryl Green, Wayne Effertz, Frank Rives, Mike Noble, Vic Anderson, Marvin Howeth, Sr., David Nielsen, Paul Putz, and Carole Byrnes.

Pledge of Allegiance. Everyone recited the pledge.

Public Hearing. Request from DEQ to Cancel and Suspend Collection of Property Taxes on the former Basin Creek Mine Property. Commissioner Murray stated the county attorney indicated the state is able to proceed without county action. The county has no legal authority to do this, however, Jefferson County proceeded on faith. Commissioner Murray suggested the county follow Jefferson County.

Vic Anderson, DEQ Mine Waste Cleanup Bureau Chief reported DEQ received documents from the Pegasus bankruptcy trustee to acquire the Basin Creek property.

Cheryl Green reported an individual has taken assignment on two of the mining claims and should receive a refund.

Commissioner Tinsley moved to table action and continue the public hearing to April 8. Commissioner Murray seconded the motion and it carried 2-0.

Resolution Ordering a Refund of Taxes/Fees/Assessments Paid. Mike Noble reported that Robert Barrett, Jean Barrett, and William F. Barrett request a refund in the amount of \$2,111.12. William Barrett is exempt from taxation due to his 100% disabled veteran status. Commissioner Tinsley moved to grant the resolution to refund taxes paid by Mr. Barrett and authorize the chair to sign. Commissioner Murray seconded the motion and it carried 2-0.

Resolution Ordering a Refund of Taxes/Fees/Assessments Paid. Mike Noble reported Robert and Mary Rogers are requesting a refund in the amount of \$3,092.46 for commercial property and storage sheds. Department of Revenue staff was denied access to the property and mailed out an estimated value of additional commercial storage units on the property. The time period for the Rogers to have the record corrected has past. Based on DOR evaluation, Commissioner Tinsley moved to disapprove the resolution. Commissioner Murray seconded the motion and it carried 2-0.

Resolution Ordering a Refund of Taxes/Fees/Assessments Paid. Cheryl Green reported that Dean Yonkovich, dba Chalet Market Sausage Co., has been erroneously assessed for a garage and mobile home. The landfill fee should be on the mobile home and the tax bill has been revised. Staff recommends a refund in the amount of \$315.00.

Commissioner Tinsley moved to approve the resolution ordering a refund and authorize the chair to sign. Commissioner Murray seconded the motion and it carried 2-0.

Resolution to Adopt a Portion of a Private Road South of Colonial Drive as a County Road. (cont. from 4/01/03). Commissioner Tinsley moved to approve the resolution and authorize the chair to sign. Commissioner Murray seconded the motion. Commissioner Murray stated Commissioner Varone is in favor of positive action. The motion carried unanimously.

Resolution to Abandon a Portion of a County Road South of Colonial Drive as a County Road. (cont. from 4/01/03) Commissioner Tinsley moved to approve the resolution and authorize the chair to sign. Commissioner Murray seconded the motion and it carried unanimously.

Amendment to Applegate Crushing Bid. Wayne Effertz requests an amendment to the crushing contract with Valley Excavating Sand and Gravel to extend the original agreement to July 1, 2003 and increase the quantity of material to 20,000 cubic yards of crushed gravel from the Applegate pit. The original bid price of \$3.19 will remain the same. Commissioner Tinsley moved to approve the amendment and authorize the chair to sign. Commissioner Murray seconded the motion and it carried 2-0.

Historic Preservation Grant Application (FY04). Paul Putz reported this is the annual application for the State of Montana to the State Historic Preservation Office for support of the certified local government program. This part of the program sets aside 10% of funding for local historic preservation offices. Commissioner Tinsley moved to approve the application and authorize the chair to sign. Commissioner Murray seconded the motion and it carried 2-0.

There was no other business and the meeting adjourned at 9:35 a.m.