

SUBDIVISION MEETING
January 22, 2004

Chairman Mike Murray called the meeting to order at 9:00 a.m. Commissioners Tinsley and Varone were present. Others attending all or a portion of the meeting included Ron Alles, Sharon Haugen, Art Pembroke, Paul Spengler, Roger Stone, Jim Taylor, Mary Kenison, Frank Rives, Chelsea Neil, Cyndi Stenhjem, Doyle Davis, Jon Schiff and Byron Schiff, and Carole Byrnes.

Pledge of Allegiance. Everyone recited the pledge.

Farewell to VISTA Volunteer. Paul Spengler reported VISTA Volunteer, Jon Schiff, is leaving Lewis and Clark County. Jon has been with the Lewis and Clark County Citizen Corps for the past year. The Commissioners wished Jon well with his future plans.

Request for a One-Year Extension of Preliminary Plat Approval for the Fieldstone Estates Major Subdivision. Sharon Haugen reported the applicants have requested a one-year extension to January 9, 2005. The applicants have shown due diligence; wells have been drilled and pumped, and an application has been submitted to DNRC for water rights. The preliminary layout for access from Lincoln Road to Glass Drive has been completed. Staff recommends approval of a one-year extension.

Jim Taylor, Tech-Net. Some work has been completed on the wells and has started the process of obtaining approvals for water rights. In the process of looking at some different sites for water treatment systems and may be drilling another well on site. Cannot do any further work until DEQ approval.

Commissioner Varone moved to grant applicants a one-year extension. Commissioner Murray seconded the motion. The motion carried 2-1. Commissioner Tinsley opposed the motion.

Commissioner Tinsley excused himself for the remainder of the meeting to attend a Homeland Security Task Force meeting.

Proposed Road Abandonment of a Segment of Missoula Avenue in the Boyce Addition. (cont. from 1/13/04) Frank Rives reported the petitioner, D&D RV Center proposes to abandoning a segment of the Missoula Avenue right-of-way. The right-of-way is approximately 350 feet long and 70 feet wide and is located between Block 18 and 19 of the Boyce Addition, and Block 117 and 118 of the Northern Pacific Second Addition. The purpose of the abandonment is to secure the entire RV lot. The segment to be abandoned has never been developed for a right of way and would not affect access for any parcels in the area. Northwest Energy has requested preservation of any existing easements; no such easements are identified on the parcel. Emergency services would not be affected. Staff recommends approval of the abandonment subject to 3 conditions as outlined in the staff report. Commissioner Varone moved to approve the abandonment and authorize the chair to sign. Commissioner Murray seconded the

motion and it carried 2-0.

MDT Maintenance Agreement. Ron Alles reported the maintenance agreement with MDT is to provide traffic control during the replacement of the Missouri River Bridge in Craig. Commissioner Varone moved to approve the agreement and authorize all three commissioners to sign. Commissioner Murray seconded the motion and it carried 2-0.

Application for SRF Bond Refinance. (tabled from 1/20/04) Nancy Everson reported the application is to refinance the 1994 revenue bonds for the purchase and construction of the county landfill site and refinance the Inter-cap loan for the opening of Cell 2. The closure of Cell 1 will be financed with cash later in the spring. The Inter-cap loan is for ten years with a variable interest rate. The interest rate on the 20-year original revenue bond ranges from 5-6% with a 4% fixed rate SRF loan. The amount of bond refinance is \$3,125,522. Commissioner Varone moved to approve the refinance application and authorize the chair to sign. Commissioner Murray seconded the motion and it carried 2-0.

Resolution Authorizing Approval of the Loan from the RID Revolving Fund to the Sunny Vista Road Maintenance Fund of Lewis and Clark County. Nancy Everson reported this is a chipseal project. The resolution is to loan internally at 2% above the Inter-cap loan rate. The principal amount is \$5,736.84 and will be repaid over a period of three years. Commissioner Varone moved to approve the resolution and authorize the chair to sign. Commissioner Murray seconded the motion and it carried 2-0.

Resolution Declaring County Property Surplus Property. Ron Alles reported the county attorney has expressed a concern whether the computer equipment can be granted to other non-profit agencies once they have been declared surplus. Commissioner Murray stated the Commissioners were notified by Deputy County Paul Stahl that the county charge at least \$1.00 to non-profit agencies and request a written opinion from the county attorney. Commissioner Varone moved to approve the resolution, authorize Commissioner Murray to move on a decision regarding loans or donated equipment to non-profit organizations, add the Red Cross to the list to receive a surplus laptop, and authorize the chair to sign. Commissioner Murray seconded the motion and it carried 2-0.

State of Montana Information Technology Managers' Council. The Commissioners presented Art Pembroke with a Certificate of Appreciation for his participation in the State's November Strategic Planning Retreat.

Lincoln Refuse District Renewal Lease Agreement. Commissioner Murray reported on the renewal lease agreement with Department of Natural Resources & Conservation. The appraised value for the lease site is \$31,800. The annual lease fee is \$1,733.10 for a period of five years. Commissioner Varone moved to approve the agreement and authorize the chair to sign. Commissioner Murray seconded the motion and it carried 2-0.

Other business.

Proclamation. The Commissioners agreed to sign a Proclamation for Jim Greene who is retiring as Administrator of State Disaster and Emergency Services.

Transfer of Funds. Sharon Haugen reported the Department of Commerce approves moving funds from Sewell to the Dunbar/Fairgrounds pending a letter expressing the Commission's wish to move the funds amounting to \$15,000 as part of addressing the concerns that were identified in the report regarding failing septic systems. This is an area that would benefit low-moderate income and still be a part of the county's continuing process to help solve the sewer problems in certain areas. Commissioner Varone moved to approve the letter and authorize the chair to sign. Commissioner Murray seconded the motion and it carried 2-0.

Public Comments. None.

There was no other business and the meeting adjourned at 10:00 a.m.