

NOTICE OF SUBDIVISION MEETING

May 20, 2004

Others attending all or part of the meeting: Jeff Wadekamper

Pledge of Allegiance.

Chair Murray: Good Morning and Welcome. My name is Mike Murray, to my left is Commissioner Varone, to my right missing Commissioner Tinsley has finally gotten himself into deep water, hopefully he's floating the Smith river and excused from today's meeting. To my further right is Sharon Haugen our Director of Planning to her right is Tammy Smith is our administrative secretary who's taking our minutes. Thanks Tammy.

Bid Opening. (Eric Griffin & Stahly Engineering)

The Commissioners will consider opening bids for Federal Aid Project No. PLD 2003(2), Marysville Road Gravel Improvements, Lewis and Clark County. Postponed until Thursday 05/27/04.

Chair Murray: The first item on the agenda this morning is a bid opening with Stahly Engineering. Commissioners will consider opening bids for Federal Aid Project No. PLD2003-2 Marysville gravel road improvements and Darryl Folkvord our bid guru I believe has the bids

Darryl Folkvord: Just for the compactor

Sharon Haugen: My agenda indicates it's postponed Commissioner.

Chair Murray: Oh, excuse me. Thanks Sharon. I appreciate you reading. The gravel bid opening has been postponed until May 27<sup>th</sup> and at the May 27<sup>th</sup> opening Commissioner Tinsley will be the only Commissioner present but under Montana statutes he can open the bids and forward them to staff for review and recommendation at a future meeting.

Bid Award. (Darrel Folkvord) (cont. from 5/18/04)

The Commissioners will consider awarding the bid for one landfill compactor. The bids were opened 5/13/04.

Chair Murray: Item number 3 is a bid award. Mr. Folkvord if you'll give us your report on the bid award for the landfill compactor.

Darryl Folkvord: Good Morning. On behalf of the Public Works Department we'd like to thank Tractor & Equipment Company, Al-Jon Incorporated and Western Plains Machinery for their participation in submitting bids for the purpose of the new landfill compactor. Staff has met and reviewed the bid packets and based on bid criteria, warranties, \_\_\_ date and guarantee of purchase, it is our recommendation that the bid be award to Al-Jon Incorporated in the amount of \$409,637.00 and with the sale of our current compactor that price would be \$309,637.00.

Chair Murray: Questions of staff? My understanding is this isn't necessarily the lowest bid?

Darryl Folkvord: That's correct.

Chair Murray: Would you explain the recommendation then?

Darryl Folkvord: We took into account our bid criteria, which listed all the different specifications that we

require for the machine. Both vendors had some exceptions, most of them were minimal and didn't really impact the operation of the machine, however, Tractor & Equipment took the exception on the compacter cleats, they only offered 6½ inch cleats, our specification was a 8 inch cleat and we need that specification for a reason so that we could achieve the compaction rate that we needed at the landfill site. That was the, our decision as far as that part of the bid packet.

Chair Murray: Thank you. Further questions?

Commissioner Varone: Just one if I can, Darryl. It's my understanding that you're expecting to get about \$100,000.00 out of the old one by selling it outright and the budget is short roughly about \$18,000.00 so you're asking us to increase the budget approximately \$18,000.00 to be able to get the equipment.

Darryl Folkvord: Yes, we are and I believe that staff has worked with Nancy and they have the cash to do that.

Commissioner Varone: Thank you.

Chair Murray: Are you prepared to make a motion to increase the budget and award the bids?

Commissioner Varone: I am, I move to approve the purchase of a landfill compactor in an amount not to exceed \$409,637.00 including approximately \$18,408 and that's \_\_\_\_ in addition to Al-Jon Incorporated and authorize the chair to sign.

Chair Murray: Second. All in favor of the motion, signify by saying Aye

Commissioner Varone: Aye

Chair Murray: Aye, motion carries. Thank you for working this bid through Darryl I know it was unpleasantly complicated.

Darryl Folkvord: Thank you.

#### Budget Transfers - Extension Service. (Larry Hoffman)

The Commissioners will consider the budget transfer information.

Chair Murray: Mr. Hoffman, you have a request for a budget transfer? Mrs. Everson.

Nancy Everson: Thank you Chairman Murray, Commissioner Varone. I have before you a request for a transfer of monies to purchase an office chair for the 4-H Agent out of this years budget for \$350.00 and this comes before the commission because it's a change in minor equipment that the commission requires to be specified in the budget. There's a change in priority \_\_\_\_ for commission. At this point if we could table the purchase of the laptop probably until Tuesday, we need a little more discussion there's some confusion on the exact specifications for the laptop.

Chair Murray: Questions of Mrs. Everson? Commissioner Varone.

Commissioner Varone: Mr. Chair, if I may, I had questions when I read the information it was difficult for me to understand wanting to transfer \$800 or approximately \$830.00. But you only need \$410 I was just confused on how these figures melted out so I thought well I'll take the \$410 and add it to the \$350 figuring that what your saying is going to be coming out of that budget but even that was \$70 short so I was, I am

confused.

Nancy Everson: I can clarify that a little bit, what Mr. Hoffman is requesting is a transfer from the weed department budget which is in a separate fund to the extension service fund just to have the money all in one place to purchase the laptop and I believe the total cost of the laptop was \$1,200?

Commissioner Varone: Mr. Chair, I move approval of a purchase of a chair for \$350.00 authorize chair to sign.

Chair Murray: Second. Discussion. All in favor of the motion signify by saying Aye

Commissioner Varone: Aye

Chair Murray: Aye, Motion carries.

Resolution Ordering a Refund of Taxes/Fees/Assessments Paid. (Ron Alles)

The Commissioners will consider the resolution to new Applegate RID property owners.

Chair Murray: Next item on the agenda is a proposed resolution ordering a refund of taxes/fees and assessments paid. Mr. Alles was scheduled to present that, Mr. Alles has the editorial board for the Independent Record at the fairgrounds is anyone else prepared to speak to it? I believe I can, this is the continuing saga of the Applegate area where we are refunding money to the original payers of the Applegate RID.

Commissioner Varone: Mr. Chair, I move approval of the resolution ordering a refund of taxes/fees/assessments paid in the amount of \$470.17 that will be paid to \_\_\_ the property owners in that area and authorize chair to sign.

Chair Murray: Second. All in favor of the motion signify by saying Aye

Commissioner Varone: Aye

Chair Murray: Aye, Motion carries.

Resolution Establishing a Fee for the Examination of Certificate Surveys.

The Commissioners will consider the resolution to give Counties the authority to establish reasonable fees for the examination of certificate of surveys.

Chair Murray: The next item is a resolution establishing a fee for the examination of certificate surveys.

Sharon Haugen: Mr. Chairman I know a little bit about this, I was at the, I think this is something that as I understand it you have discussed it with the County Attorney, it's my understanding, I'm not sure but it is under the law was changed in this recent session to allow the County the opportunity to collect fees to do the surveys they do for survey review committee. This resolution talks about up to \$200 and that is for the examination and review of the surveys. That is about all I know about this particular thing. Mr. Stahl or Ms. DeHart could probably answer any additional questions you may have.

Chair Murray: Madam Chair the County contracts, the Clerk & Records office contracts were reviewing these surveys since we don't have an engineer on staff and we have not been able until the change in the statute, able to recoup the fees that we pay for contracting reviews out and I believe this takes care of it. I'm willing to table it if that's your desire.

Commissioner Varone: Mr. Chair, we had discussions about this for quite a while and it's been obvious the time that is was on that the costs were becoming more and more, I had a question and that's my only concern and I wanted to know where they came up with the \$200 figure and it's my understanding in past conversations \$200 still doesn't cover it but it's about the average of what other Counties are charging, if I recall and that's why I'm a little hazey, Sharon do you remember hearing those conversations?

Sharon Haugen: Commissioner Varone, the state, the law that was passed by the legislature only allows the County to charge up to \$200, it does probably cost more than \$200 to review those fees, review those surveys, but state law only allows us to charge up to \$200 for the review of these and just as little point of clarification this is, we do right now have the ability to collect the review time that Mr. Lay, Dennis Lay who's our land surveyor does to review the surveys, this is all the other work that goes with review of the surveys that this fee will actually cover, but \$200 probably does not for the actual cost of that \_\_\_\_\_ that is all that state law allows.

Commissioner Varone: Mr. Chair, I move to approve a resolution establishing a fee for the examination of certificate of surveys and authorize chair to sign.

Chair Murray: Second. All in favor of the motion, signify by saying Aye

Commissioner Varone: Aye

Chair Murray: Aye. Motion carries.

Commissioner Varone: Thank you Sharon.

#### Food Stamp Nutrition Education Program Support Agreement (Extension)

Chair Murray: The next item on our agenda is a Food Stamp Nutrition Education Program Support Agreement. Mr. Hoffman was here, it says extension will be doing it.

Commissioner Varone: Mr. Chair, I move to table until Mr. Hoffman is available.

Chair Murray: Second. All in favor of the motion signify by saying Aye

Commissioner Varone: Aye

Chair Murray: Aye, Motion carries.

#### JHS Inc. Final Plat Approval. Co-Part Minor. Helena Regional Airport.

Chair Murray: The next item on the agenda is the Co-Part Minor Subdivision. Mr. Rives

Frank Rives: Chairman Murray, Commissioner Varone. The applicants, the Helena Regional Airport Authority, has the work done on the subdivision, they've come up to just about the point where they're ready to go, there's still essentially three items that are still needing to be done. One is to satisfy the weed management plan they contracted to have the area sprayed for weeds as extensive weed infestation up on the property, I mean we're talking acres of weeds and because of the seasonal weather with all the rain they have not been able to spray effectively so that is still remaining and they expect to spray later this week. Also \_\_\_\_\_ the last moment I've not been able to receive, I've got the signature of the County Attorney nor of the Treasurer to

sign off on this, so those three items essentially remain to be completed.

Chair Murray: But you can get the Deputy County Attorneys signature this morning.

Frank Rives: Certainly.

Commissioner Varone: Mr. Chair, I'm comfortable with the three items that need to be received yet and the getting of those two signatures and there is a check attached from Helena Regional Airport for the full cost of the weed spraying so those are in and paid for so it's just a matter of getting it done when weather is alright so I'm fine with consensus of the planning department signing the final plat.

Chair Murray: So by agreement than, the record will reflect that we've agreed to sign the final plat for Co-Part Minor subdivision upon receipt of signature by the County Attorney or his designee and the County Treasurer.

#### Public Comments.

Chair Murray: This is the point in our meeting when any member of the public that has a comment they wish to make, this is your opportunity to come before us and since no one's coming forward, we're adjourned.

#### Adjourn.

- Due to a remodeling project in the Commission Chambers, beginning Thursday, April 22, 2004 all regular County Commission meetings will be held in Room 326 of the City-County Building until further notice. Thank you for your patience during this time.
- All public meetings are now videotaped by HCTV and will air on Ch. 11 later in the day.