

## NOTICE OF SUBDIVISION MEETING

June 24, 2004

Others attending all or part of the meeting: Becky Singer, Tyler Emmert, Byron Stahly, Van Hildreth, Mark Dowdy, Eric Griffin, Karl Yakawich, Alan Erickson, Marni Bentley, Dennis Berczyk and Harrington.

### Pledge of Allegiance.

Chair Murray: Good Morning and welcome. My name is Mike Murray, to my left is Commissioner Varone, in the empty seat to my right Commissioner Tinsley's getting an MRI and will be here later this morning, for those of you that are here for the Beartooth Rate Hearing, I'm going to move that to the last agenda item on the, last item on the agenda and the reason for that is I want a full commission and Ed has, Mr. Tinsley has asked to be present when we make the decision on that so I apologize for the inconvenience. Commissioner Tinsley will be here as soon as possible. To my far right is Ron Alles our Chief Administrative Officer, to his right is Sharon Haugen our Director of Planning and to her right is Paul Stahl our Deputy County Attorney to his right is Carole Byrnes our executive secretary. As I mentioned we're going to move the Beartooth Road Rate Hearing to later in the agenda when Commissioner Tinsley is present.

### Beartooth Road RID Rate Hearing. (Marni Bentley) (cont. from 6/22/04)

The Commissioners will consider rendering a decision levying and assessing a tax upon all Benefited Property within RID No. 91-3, Beartooth Road with an annual assessment of \$125/geo code for road maintenance.

(Moved to last item on agenda)

Chair Murray: Commissioners if I can refer you back on your agenda to item #2 which is a Beartooth Road Rate Hearing, we actually held the hearing last Tuesday and Commissioners if I can introduce in the hearing of just a little bit the Commission was made aware of the tragedy that we had in County Government prior to this particular hearing of a member of all or you are aware, a member of our county family perished in a tragic accident during that hearing Commissioners were called out of the room for reports on the accident, a public works staff was also called out of the hearing and we appeared a bit disjointed, we did take good notes and conducted an excellent hearing I believe Commissioners. If the hearing appeared a little different that is why our staff wanted to be with our road department and the Commissioners were updated throughout the hearing. In the testimony at the hearing because staff was called out of the hearing, one member of the public referred to a during the BLM campground renovation two bad spots in the road were to be upgraded and completed by Helena Sand and Gravel and we assured them that if a promise was made, the promise will be kept. In follow up work yesterday, staff was fully aware of the promise has worked with Helena Sand and Gravel and during the course of the construction season this summer, Helena Sand and Gravel has agreed and fully intended to complete the work they said they would complete last year so that the member of the public that pointed that out reminded us of that fact Tuesday and in checking on it our staff was well aware of it and intends to complete the promise in the course of construction season this summer so Helena Sand is living up to their word and I want people of the chambers to be aware of it, this always was intended to be completed. Commissioners, I believe we're ready for the motion and than we'll go to discussion if you wish discussion first.

Commissioner Varone: Mr. Chair, if I may, as much as I support this and I gave some testimony on Tuesday as a Commissioner I believe it would be a conflict of interest for me to vote in this as a private citizen I support it and so with all due respect I hope you'll allow me to recluse myself from the vote in this instance.

Chair Murray: Absolutely. Commissioner Tinsley?

Commissioner Tinsley: Yes Sir

Chair Murray: Commissioner Tinsley, the ball than is in your court.

Commissioner Tinsley: Mr. Chairman I make a motion that we approve the rate, assessed rate as recommended by staff for the Beartooth Road RID and authorize the chair to sign.

Chair Murray: Second. Discussion? Commissioner Tinsley?

Commissioner Tinsley: Mr. Chairman I believe this, it's always tough when we have to look at a community or a neighborhood and explain to them that the assessments are going to have to go up but in this particular instance it makes total sense that we have a piece of infrastructure, a paved road deteriorating rapidly and my best judgment, my best as being in a position I do share responsibility of this county it does not make sense to me to allow a piece of infrastructure to erode away when we have a chance to fix it. Unfortunately this is the only funding mechanism we have at the present time, we are in negotiations with the federal government through our representatives Senator Baucus, Burns, and Representative Rehberg to try to change the law to allow the BLM to pay their fair share which they should be paying, all the residents that were here that morning, last Tuesday, were almost to a person correct when they stated that the BLM is, the amount of traffic that is generated by the BLM campground is what is mainly responsible for this deterioration of the road, unfortunately at the present time we cannot collect revenue from them, there's no mechanism that enables us to do that, however we are going to continue working with our representatives in Washington to make this a more equitable situation for the residents out there and for the rest of this County that is my reason for supporting the increased assessment.

Chair Murray: Thank you. Commissioner Tinsley I too am going to vote in favor of the assessment, I believe to allow the road to return to gravel, the dust from the gravel creates a health issue, a gravel road is not as safe as a paved road so health and safety are one reason. I agree with the people that testified this is an unfair way to maintain the road to the extent that the primary user of this road, the average daily trips are generated by two campgrounds that the BLM unfortunately put or fortunately depending on your point of view put on a County Road. I spoke to both staff members from Senator Burns and Senator Baucus office, they're not optimistic that we will prevail in having BLM pay their fair share this year and the reason their giving is that with the highway bill that is tied up in all of congress they don't believe that other road bills will be considered or be impacted this year with the major emphasis for our congressional delegation will be the highway bill major highway bill that they have before them. So with a little bit of apology but we're maintaining property value, we're maintaining a safe road on the Beartooth I'm going to vote in favor of it. Any other comments.

Commissioner Varone: Mr. Chair, if I may, even though I'm not voting, last Tuesday when this room was full of folks that were out there, I gave a commitment to continue to work on whatever legislation we need to move to the state level and federal level as the other two Commissioners did to make sure that we were going to try and get that fourteen million dollars to \_\_\_\_, we're going to try and come up with a mechanism for maybe establishing that road, that's a state statute that needs to be established and to continue to work with the BLM and our federal delegation in maybe being able to allow them to collect fees to contribute to the road and that's something that we're all three committed to doing. Additionally, the National Association of County Commissioners has the information, they're very interested from an economic development and road stand point on what an impact, a negative impact it has on the citizens of our county and they're going to be working with us to help make that happen. It obviously won't happen this year but we're going to continue and try to move forward to do whatever we can. Thank you.

Chair Murray: Thank you Commissioner. Commissioners, we have before us a proposed resolution increasing the maintenance fee for all benefiting property within the Rural Improvement District #91-3 known as the Beartooth Road, all in favor of the motion signify by saying Aye.

Commissioner Tinsley: Aye

Chair Murray: Aye. Motion carries. If the record will reflect that Commissioner Varone abstained.

**Bid Opening.** (Eric Griffin)

The Commissioners will consider opening bids for Gates of the Mountain Road Improvements, Federal Aid

Project No. PLD 2003(1)

Chair Murray: Eric, I believe I only have one bid, is that correct?

Eric Griffin: Yes Sir.

Chair Murray: Thank you. Physically the Commissioner opens the bid and then we give it to an expert to see if everything is present.

Byron Stahly: We have a bidder of Helena Sand and Gravel Inc, contractor #53632 and acknowledgment of one bid addendum, addendum #1. Bidder #1 included, bid schedule we have a total bid amount of \$256,256,25 subsequently after this meeting we'll check numbers and verify that bid. Bid bond included in 10% of the amount of the bid as required. Thank you. That will do it for that one.

Chair Murray: Thank you, we appreciate Helena Sand and Gravel wanting construction, submitting a bid for \_\_\_\_ this project. Commissioner is there a motion to take the bid under advisement and make a recommendation at a public meeting?

Commissioner Varone: So moved

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

Commissioner Varone: Aye

Chair Murray: Aye. Motion carries.

**Bid Opening.** (Eric Griffin)

The Commissioners will consider opening bids for the Stemple Pass Road Bridge Replacement Project.

Chair Murray: Eric if I can get you over to the podium, you're actually going to read the bids for us, to explain the project please.

Eric Griffin: Mr. Chairman, Commissioner. The bids we're about to open are to two individual bridge projects. The first bridge will be a bridge that has been funded through the Treasure State Endowment Program, a grant program through the Department of Commerce, which is a program that is funded 50% to the grant program and the other 50% is funded through Lewis & Clark County. The second schedule of this bid that we're about to open is what we're calling the Triple Barrel Pipe, it's a pipe a little bit further up the road from the first project that I described and this project is a project that is a partnership that has been formed between the United States Forest Service, the \_\_\_\_ Trout Unlimited Chapter of the Trout's Unlimited and also through Lewis & Clark County and in both of these projects we build alternate type bridges of concrete bridges and or steel bridges so I'm sure that Alan will look at all of these as he reviews the bids.

Chair Murray: Thank you. Our consultant again is Entranco on this particular project, Entranco Engineering. Alan is our bridge expert.

Alan Erickson: \_\_\_\_ is passing out bid sheets if someone wants to jot down numbers. \_\_\_\_ is for the Stemple Pass Bridge Project we've got first bid is from Hall Construction Services out of Belgrade Montana. They acknowledge addendum and their registration number in the front. Addendum is acknowledged. Again as Eric alluded to we've given some options on these bridges, we've broke it into two bid schedules, one for each bridge and in those we've also included options for the steel and the concrete beam and than an added alternate so we'll be reading through all those as they were submitted. We've got multiple pages here so I'm making sure everything matches up. For schedule one on the lower Stemple pass Road Bridge, #ST3 we've got a base bid of \$49,975, we've got option 110 for the precast concrete tri-deck beam of \$50,000, for the option 111 for the

steel modular bridge system we've got, excuse me let me back up for the base bid plus the first option of the tri-deck we've got a total of \$99,975. For option 111 for the steel modular bridge we've got a bid of \$70,000 that leaves a total of schedule one on the base bid plus the steel bridge of \$119,975. Added alternate for the roadway exhibition embankment and the gravel course of \$6,000. For schedule two on the upper Stemple Pass Bridge we've got a base bid of \$48,000, we've got option 212 for the precast concrete tri deck beam of \$45,000 with a base bid plus option 212 of \$93,000. Option 213 for the steel modular bridge system we've got a bid of \$55,000 leaving a base bid plus the steel bridge option of \$103,000. They've included the registration number, it is signed, acknowledged addendum and bid bond is included. That's Hall Construction.

Chair Murray: The next bid is from Wadsworth Builders Inc, they're from Great Falls.

Alan Erickson: They've got their registration number and acknowledged addendum on the cover. Acknowledge the addendum inside. What we have for the base bid for schedule one for the Lower Stemple Pass Road is a base bid of \$45,552, for option 110 for the precast tri-deck beam we've got a price of \$38,000 they did not fill out the summary adding those together so I'll bypass that column right now and double check those later. Option 111 for the steel modular bridge, they've got a price of \$50,000 and for the added alternates on the roadway roadwork and the graveling they've got a bid price of \$6,379.10. For schedule two on the Upper Stemple Pass Road Bridge they've got a base bid of \$38,826, option 212 for the precast tri-deck beam price of \$35,800 and option 213 for the steel modular bridge they've got a bid of \$43,500. They didn't summarize those so we'll total those later in review. It's signed and registration number and bid bond is included. That's Wadsworth Builders.

Chair Murray: The third and final bid is from Diamond Construction Inc of Helena Montana.

Alan Erickson: Acknowledge addendum and the registration number on the cover. Acknowledge the addendum, they put a base bid on the Lower Stemple Pass Road a bid of \$51,925, for option 110 for precast tri-deck beam they've got a bid price of \$45,525. The base bid plus the option 110 of \$97,450. Option 111 for the steel modular bridge, base price of \$50,880, base bid plus option 111 of \$102,805. Added alternates for the roadway roadwork is \$11,017. Schedule two for the Upper Stemple Pass Road we've got a base bid of \$45,528.50. Option 212 for the tri-deck beams price of \$43,042. We've got the base bid plus option 212 of \$88,570.50. Option 213 the steel modular bridge, price of \$44,730 for base bid and option 213 of \$90,258.50. Registration number, it's signed and bid bond is included. I'm going to give the engineers estimate, I've got it right here, Engineers estimate for the base bid of \$45,950, option 110 estimate of \$40,000, that's the base bid plus option 110 of \$85,950. Option 111 engineers estimate of \$40,000 for that. Base bid plus 111 is \$85,950. Added alternates we had an estimate of \$8,550. Schedule two we had a base bid of \$43,850, option 212 for the concrete bridge estimate of \$40,000. Base bid plus that plus the option 212 of \$83, 850. Option 213 for \$40,000. Base bid plus option of \$83,850. We'll review these bids and recommend our wishes to the County.

Chair Murray: Thank you Alan. We need a motion.

Commissioner Varone: So moved to take the bids under advisement for staffs recommendation.

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

Commissioner Varone: Aye

Chair Murray: Aye. Motion carries.

**Bid Award and Signature of Contract.** (Dale Moore, Road Dept.)

The Commissioners will consider awarding the bid for 433 tons of Liquid Asphalt MC 3000 for chip seal projects.

Eric Griffin: Mr. Chairman, Commissioner, before you is a bid award recommendation for MC3000 for chip seal projects this year. Lewis & Clark County advertised for competitive bids and I believe that we only received

two bids; I believe they would be on your bid tab sheet on the other side. Cenex Harvest Cooperative was the low bidder based on the price per ton of MC3000 delivered. We would recommend that the Board of County Commissioners award the Liquid Asphalt MC3000 bid to Cenex Harvest States Cooperatives and authorize the chair to sign the attached contract.

Chair Murray: Questions of staff? Commissioner Varone?

Commissioner Varone: Mr. Chair I move approval of bid award and authorize chair to sign to award the bid for 433 tons of Liquid Asphalt MC3000 for chip seal projects to Cenex Harvest States Cooperatives in the amount of \$101,062.40

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

Commissioner Varone: Aye

Eric Griffin: Mr. Chairman, Commissioner, I don't mean to interrupt but that would be a total amount not to exceed, we might not get to that total \$101,000.00 it is a price per ton of \$233.40 per ton so that would be the very max of it, just a slight correction

Chair Murray: Correction will be noted in the motion. All in favor of the motion signify by saying Aye.

Commissioner Varone: Aye

Chair Murray: Aye. Motion carries.

Eric Griffin: Thank you.

**Request for Modification of Subdivision Approval for the T & T Subdivision.** (Applicant, Gary Lankford) (Sharon Haugen) The subdivision proposal is located in the NE1/4 of Section 9, T14N, R3W; generally located on the east shore of Holter Lake. The applicant has requested a modification of the public access easement at the southeastern edge of Lot 6. In order for the applicant to keep the approach where it is currently located and constructed, the plat would need to be modified.

**Commission Action:** To determine whether or not to consider the applicant's request and schedule a public hearing to consider the modification to allow the access easement.

Sharon Haugen: Mr. Chairman, Commissioner Varone. What you have before you is a request from Mr. Lankford to modify the T&T Subdivision. In July of '87 the Board of County Commissioners approved that subdivision and as part of that approval they established a 30-foot private access easement that would provide access to lot 6 & 7, one of which Mr. Lankford owns. The purpose of the road was to ensure that both lots would have adequate access and that they'd be less direct access on Beartooth Road. There was a similar access created for lots 8 & 14. The approach is off this access easement's will be the only access to points on Beartooth Road. Earlier this Spring Mr. Lankford began construction on the approach outside the designated easement, he met with our public works department to discuss the location and received verbal approval. Mr. Lankford also did apply for an encroach permit, a copy of which is attached. Upon further review with staff we recognized that that was outside the access easements that were originally drawn on the plat so we instructed and Mr. Lankford requested that he make a request for a modification of the plat so we can, the plat has to be modified in order if the commission wants to allow that access on Beartooth Road. The question before us is whether or not the commission is willing to consider it and to schedule a public hearing. Since it is an amendment of a plat we will need to have a public hearing because other people are party to that plat. I'd be happy to answer any questions that the commission may have.

Chair Murray: Questions of staff? Commissioner Varone?

Commissioner Varone: Mr. Chair, Eric and I went out and took a look at that piece of property and Eric would you mind coming back up to the podium and, I'm not an expert in this area I was just along with you for a meeting up at holter and would you give us what your thoughts are on that?

Eric Griffin: Commissioner Chairman, Commissioner Varone. It is how Mrs. Haugen describes what has happened, what was going on out there at the time that myself and Commissioner Varone went out, Mr. Lankford was basically doing some work on this lot and his neighbor had called in and wondering if he had an approach permit so one of my employees went up and met with him and at that time when our employee went up and met with Mr. Lankford he was not aware of the access restrictions that was based on this and it was, the gentlemen did get the, Mr. Lankford did get the cart in front of the horse, we were trying to I guess respond to what was actually going on on the ground but we went up, we walked through it and based on a recommendation that was given by my staff, the person that Mr. Lankford proceeded with that he would get an approach permit onto where this location was. This approach location is at the top of a hill, there will need to be if this is approved and this moves forward there will need to be modifications to, excuse me (cell phone ringing), back to where we were at I thought it would be a good idea to have Mr. \_\_\_\_\_ and our transportation coordinator and go up he is a professional engineer go up and look at it also to because if we, at this time we were aware of it that something was going to have to be modified because the access was down the hill where myself and you went out and Bryan did agree that it would be okay but there would be modifications to the approach that would basically be right in and right out only there would be no way to go off the road at this location so that's the story and that's where we're at with what's going on with this decision. And I would like to too for the Commission and everybody here that we will, there will be no approaches granted verbally, there will be, the paperwork we learned a lesson we had I think a very productive meeting this week with Sharon and her staff and Mr. Stahl about our approach process and we had some holes in it and we're plugging those holes and we learned from our mistakes and this is where we're at.

Chair Murray: The purpose of today's, the action we need to handle today is whether there is compelling evidence to consider the request to schedule a public hearing in the future for the modification of the plat approval.

Commissioner Varone: Mr. Chair, I recognize that but since Eric was here I wanted the benefit on record of our visit our there. I plan on making a motion; I'm making a motion to hold a public hearing for a request of modification of subdivision approval for the T&T subdivision.

Chair Murray: Second. Discussion?

Commissioner Varone: Thank you very much. One thing that was a concern of the neighbor and was addressed a little bit in our handout here was a concern about the water runoff because where this house is being built is kind of at a bottom of a wash area, whatever that's called, and there's concern about making sure that there's appropriate pipes running underneath and that it doesn't run on the road and that the pipes end up going underneath the road for that to happen because there is a considerable amount of \_\_\_\_\_ already and so if we could by the time this meeting is scheduled make sure that staff gets out there and takes a look and gives us a recommendation about whether what's been done is adequate and if not what needs to be done to make \_\_\_\_\_, if we can ask the staff to do that.

Chair Murray: All in favor of the motion to consider a request to schedule a public hearing for modification of the plat, signify by saying Aye

Commissioner Varone: Aye

Chair Murray: Aye. Motion carries. At this point do we want to set the time for the public hearing, Ms. Haugen, how long is required for advertising, a month?

Sharon Haugen: We'll need about a month, approximately a month, a certain amount of time for lead time and getting the notice out.

Chair Murray: So are you suggesting the hearing actually be in August then?

Sharon Haugen: Yes.

Chair Murray: Do you want to set the date or do you want to set the date

Sharon Haugen: I have to get with my staff because I don't know dates right off the top of my head.

Chair Murray: Thank you. So the hearing will be sometime in August when staff has the opportunity to set the date. Welcome Commissioner Tinsley.

Commissioner Tinsley: Thank you for letting me go on with my appointment.

Chair Murray: Do we want to move ahead with the Beartooth RID or continue with the agenda as we've doing?

Commissioner Varone: I'm comfortable with Beartooth. Ed are you?

Commissioner Tinsley: That's fine. Have we done 3, 4 and 5 already?

Chair Murray: Yes

Commissioner Tinsley: Okay.

Chair Murray: There was a member of the public present

Sharon Haugen: Carole is going to go see if she can locate her, she was here for that.

Chair Murray: While we're looking for that particular lady if we can go to item #7.

**Helena National Forest Collection Agreement (04-CO-11011200-004).** (Ron Alles)

The Commissioners will consider the agreement for the 2004 Youth Forest Monitoring Program effective through September 30, 2004.

Ron Alles: Mr. Chairman, Commissioners. As you recall we had a visit from Ms. Amy Teegarden three or four weeks ago and the discussion centered around the Counties role in the Helena or the Youth Forest Monitoring Program. What was discussed was the county using its title III monies, which are essentially timber receipts to sponsor this program. The Helena National Forest has requested that the county use these funds or \$23,500 of these funds to assist them in the development of that program. You have the agreement in front of you, there is a break down of the other counties that are contributing as well as the other organizations. They include the Helena Forest Foundation, The National Forest, University of Montana Helena and Jefferson County. Do you have any questions of me?

Chair Murray: Questions of staff? Is there a motion?

Commissioner Tinsley: Mr. Chair, I make a motion that we approve the Helena National Forest Collection Agreement with the Helena National Forest 2004 Youth Forest Monitoring Program effective through September 30, 2004 and authorize the chair to sign.

Commissioner Varone: Second

Chair Murray: We've got a motion and a second. All in favor of the motion signify by saying "Aye"

Commissioner Varone: Aye

Commissioner Tinsley: Aye

Chair Murray: Aye. Motion carries. Commissioners this seems like an appropriate time to ask Ron to talk a little bit about the resource advisory council also known as RAC and Ron if I could introduce your topic by applications are now available for the resource advisory council, the application deadline closes September 30<sup>th</sup>. Applications are available at the Helena National Forest, we also have applications available in the County Commission office. Ron if you'd explain what RAC does once we get one appointed.

Ron Alles: Mr. Chairman, Commissioners. Annually Lewis & Clark County receives about \$66,000 that go into our timber receipt program. The county has the ability to designate that money to either go into Title II or Title III. Title III monies are monies that the Commission just allocated towards the Youth Forest Monitoring Program. Those decisions are made by the County Commissioners, there are certain guidelines that they have to follow in using that money but it's essentially up to the County Commissioners to allocate that. The Title II money is another program and the county has designated some of that money to go into Title II. There are a broader range of projects that are eligible to be funded with Title II money but in order for the county to spend that money, we need a resource advisory council or RAC that consists of 15 members of the general public. They need to represent different organizations within that public but many of those are members at large or public members at large and the purpose of that committee is to review or determine projects that money would be best spent. The County and the Helena National Forest are accepting applications for members of the public to join that committee and we do as you stated have applications available in our office and the National Forest also has applications.

Chair Murray: Thank you. Questions of staff?

Commissioner Tinsley: Mr. Chairman, Ron do you have to be a resident of Lewis & Clark County?

Ron Alles: No. You don't have to. You may represent an organization within Lewis & Clark County but the specific, specifically you do not have to be a resident of the County to be on the RAC.

Commissioner Tinsley: Okay.

Chair Murray: Further questions? Thank you Ron for the update. Commissioners if we can go back to item one since we can't find the member of the public that was present or do you want to see if she'll return and just continue on.

Commissioner Varone: Mr. Chair since we said that we were going to move it to the last item on the agenda and she was here for that it we probably should just keep going and leave it for the last item on the agenda.

Chair Murray: Thank you, we'll do that.

**Noxious Weed Seed Free Forage Program Letter of Agreement and Professional Services Contract MDA #04-30-005.** (Larry Hoffman)

The Commissioners will consider the letter agreement and contract to promote the weed free program.

Ron Alles: Mr. Chairman, this is an agreement with the Department of Agriculture, Montana Department of Agriculture and essentially it outlines that this noxious weed seed free forage program as established by the state is also accepted by Lewis & Clark County. This letter of agreement ensures that the integrity of the program is safeguarded through the guidelines set forth in this agreement between the Lewis & Clark County Extension Agent and the Montana Department of Agriculture. If you'd like I can go through some of the guidelines that are here, but basically we're just certifying the timelines and that our extensions agents going to participate in that program.

Chair Murray: Commissioners you have the information in your packet. If you wish, I'll ask Mr. Alles to explain.

Commissioner Varone: Mr. Chair, Commissioner Tinsley. Ron, this is, as I recall this is the same letter agreement that was signed last year and it's, I read through it and I'm very comfortable with it.

Chair Murray: Is there a motion?

Commissioner Tinsley: Mr. Chairman I make a motion we approve the noxious weed seed free forage program letter of agreement and professional services contract and authorize the chair to sign.

Commissioner Varone: Second

Chair Murray: We've got a motion and a second. All in favor of the motion signify by saying "Aye"

Commissioner Tinsley: Aye

Commissioner Varone: Aye

Chair Murray: Aye. Motion carries.

**Resolution Increasing Jail Food Rates at the Cooney Home.** (Mark Dowdy)

The Commissioners will consider the resolution increasing the daily rate of \$11.05 to \$11.57.

Chair Murray: Mark, if you'd explain \_\_\_ the program where you prepare the food that inmates at our jail consume.

Mark Dowdy: Okay. Mr. Chairman, Commissioners. Good Morning. Cooney Convalescent Home prepares the meals each day for the jail inmates and we prepare them inside our kitchen at our facility and then they are delivered three meals a day, breakfast lunch and dinner, to the jail in our vehicle. We drop them off for the jail. Today I'd like to request from the commission to approve a rate increase for the meals provided to the jail due to our increase in operating costs and personnel increases. We haven't increased our rate that we charge them, we charge them \$11.05 a day for the past two years and there has not been a rate increase for two years. As rate increases \_\_\_ 4.73% this is the first increase in two years.

Chair Murray: The proposed rate is?

Mark Dowdy: \$11.57 a day.

Chair Murray: Questions of staff? Is there a motion?

Commissioner Varone: Mr. Chair I move approval of a resolution increasing the jail food rates at the Cooney Home from \$11.05 to \$11.57 and authorize the chair to sign.

Commissioner Tinsley: Second

Chair Murray: We have a motion and a second. All in favor of the motion signify by saying "Aye"

Commissioner Tinsley: Aye

Commissioner Varone: Aye

Chair Murray: Aye. Motion carries. The one rhetorical question that we're aware of the answer but I'd like to get it on the record is you have visited with the Sheriff and her staff on this proposal.

Mark Dowdy: Yes a couple months ago I visited with the Sheriff's staff, Dave Rau the administrator of the jail and Jacalyn Grenfell finance coordinator and they have put it on their next budget for this increase already for FY05.

Chair Murray: Thank you Mr. Dowdy.

**Montana Department of Environmental Quality - Renewal of Air Quality Contract.** (Joan Bowsher)

The Commissioners will consider renewal of the contract through June 30, 2005 not to exceed \$23,477.

Joan Bowsher: Good Morning, this is a renewal of our annual contract with DEQ to do air quality monitoring in Lewis & Clark County \_\_\_\_ up in Lincoln and we have two monitors here, one in the valley at Rossiter School and monitors at \_\_\_\_\_. If you have any questions, I will answer them.

Chair Murray: Questions of staff? Is there a motion?

Commissioner Tinsley: Mr. Chairman I move approval of the renewal of the Air Quality Contract with the Montana Department of Environmental Quality and authorize the chair to sign.

Commissioner Varone: Second

Chair Murray: We've got a motion and a second. All in favor of the motion signify by saying "Aye"

Commissioner Tinsley: Aye

Commissioner Varone: Aye

Chair Murray: Aye. Motion carries.

**Proclamations.**

- a. National "Family Day - A Day to Eat Dinner with your Children" sponsored by the National Center on Addiction and Substance Abuse (CASA)
- b. "Tiffany Reeves Day". Tiffany is representing the USA at the VIII FITA Junior Outdoor Target Archery World Championships in England.

Chair Murray: The first is National "Family Day - A day to eat dinner with your children". Do you wish the proclamation be read?

Commissioner Varone: Please

Chair Murray: *WHEREAS*, the use of illegal drugs and the abuse of alcohol and nicotine constitute the greatest threats to the well-being of America's children; and *WHEREAS*, surveys conducted by the National Center on Addiction and Substance Abuse (CASA) at Columbia University have consistently found that the more often children and teenagers eat dinner with their families the less likely they are to smoke, drink and use illegal drugs; and *WHEREAS*, teenagers who virtually never eat dinner with their families are 72 percent more likely than the average teenager to use illegal drugs, alcohol and cigarettes; and *WHEREAS*, teenagers who almost always eat dinner with their families are 31 percent less likely than the average teenager to use illegal drugs, alcohol and cigarettes; and *WHEREAS*, the correlation between family dinners and reduced risk for teenage substance abuse are well documented; and *WHEREAS*, parental influence is known to be one of the most crucial factors in determining the likelihood of substance abuse by teenagers; and *WHEREAS*, family dinners have long constituted a substantial pillar of family life in America. *NOW, THEREFORE, BE IT RESOLVED*, by the Lewis and Clark County Board of Commissioners, and hereby proclaims the fourth Monday in September as "**Family Day - A Day to Eat Dinner With Your Children**" and urge all citizens to recognize and participate in its observance. Commissioners, by consensus we will sign the agreement unless you want to, or the proclamation unless you want to do it by motion.

Commissioner Tinsley: Consensus is fine by me.

Commissioner Tinsley: Consensus is fine with me. There is a typo error that I just noticed when you were reading it, the word determine in the second \_\_\_\_ whereas should be determining.

Chair Murray: Thank you. So, we'll correct that before we bring it before the Commission for signature and for the

record Commissioner Tinsley it doesn't look like you miss many meals with your family.

Commissioner Tinsley: You ought to know.

Chair Murray: Yes I do.

Chair Murray: The next proclamation is a proclamation for 'Tiffany Reeves Day'. Tiffany is representing the United States at the VIII FITA Junior Outdoor Target Archery World Championships in England and it's nice that one of our staff member's daughters is so proficient with bow and arrow and Commissioner Tinsley I'm going to ask that you read the proclamation. I'm sharing the wealth.

Commissioner Tinsley: WHEREAS, Tiffany Reeves was selected to be on the Junior World Target Championship Team traveling to England in July to represent the USA at the VIII FITA Junior Outdoor Target Archery World Championships; and WHEREAS, Tiffany is 16 years old and has been shooting a bow since Christmas 1998. Upon graduating Capital High School next year she hopes to be on a college archery team; and WHEREAS, Tiffany also enjoys archery, hunting, camping, boating, and hanging out with her friends. She was a cheerleader as a freshman and in FCCLA her sophomore year; and WHEREAS, On June 5<sup>th</sup> and 6<sup>th</sup>, Tiffany competed in the Junior World trials near Salt Lake City and took first place the first day by 6 points and each division was narrowed down to only 8 people. The elimination round ended with a shoot out and Tiffany took home the gold. During the round robin competition, which was based on average score during the round robin, Tiffany again took first place. The top four girls in the division were selected to be on the Junior World Target Championship Team. NOW, THEREFORE, BE IT RESOLVED, that the Lewis and Clark County Board of Commissioners congratulates Tiffany on her recent achievement and wishes her lots of luck at the July Championships in England; and proclaim Friday, June 25, 2004 as TIFFANY REEVES' DAY in Lewis and Clark County.

Chair Murray: Thank you, well read Commissioner. By consensus we will sign the agreement.

Commissioner Tinsley: Absolutely.

Chair Murray: And I believe that there will be a garage sale on County Parking Lot this Saturday to raise money for Tiffany and her family and friends to pay for the trip to England so anyone looking for a garage sale, I'm lobbying for Tiffany's.

**Resolution Ordering a Refund of Taxes/Fees/Assessments Paid.** (Rocky Haralson, DOR/Cheryl Green)

The Commissioners will consider a refund of special mobile equipment fee to Adam Weimer, Jr. dba Son-Haul Inc. in the amount of \$2,969.54.

Rocky Haralson: Thank you Commissioner. My name is Rocky Haralson, I've just taken over as the manager of the Lewis & Clark, Granite and Powell Counties. This was an assessment on some asphalt compactors, grinders and skip loaders that came in to the state, when they come in they are taxed. The law provides that they can receive a refund upon exiting the state and showing that they have removed their equipment so they're only taxed on the time they're actually working with it in the state.

Chair Murray: Questions of Mr. Haralson? Commissioner Varone?

Commissioner Varone: Mr. Chair, Commissioner Tinsley, if I may. So I understand this correctly, because we never had any explanation with this, I read through this stuff trying to figure out what happened and because we didn't have an accompanying letter from the Department of Revenue we had to wait until today to get the explanation. First I request that in the future if you could have an explanation letter before hand because we might have more questions or might have no questions but if I'm understanding what you just said correctly than these folks moved out of town, or out of state and they were taxed but because they moved out and gave their verification to you that they moved out now you can refund this amount.

Rocky Haralson: Yes, that's correct and we will prepare a letter of explanation in similar situations.

Commissioner Varone: Thank you very much.

Chair Murray: If I may Commissioners, Mr. Haralson are any taxes retained for a period of time they were generating revenue in our county?

Rocky Haralson: Yes Commissioner, that's where you'll notice in the figures that they actually paid in a total of \$3959.58 so we do the County does retain that amount almost a thousand dollars for the amount of time \_\_\_\_ pro rated.

Chair Murray: Thank you. Further questions? Is there a motion?

Commissioner Varone: Mr. Chair I make a motion to approve a resolution ordering a refund of taxes fees and assessments paid to Adam Weimer dba Son-Haul Inc in the amount of \$2,969.54 and authorize the chair to sign.

Commissioner Tinsley: Second

Chair Murray: We have a motion and a second. All in favor of the motion signify by saying "Aye"

Commissioner Tinsley: Aye

Commissioner Varone: Aye

Chair Murray: Aye. Motion carries. Thank you Mr. Haralson we look forward to working with you.

**Public Hearing on County Proposed Budget.** (Ron Alles/Nancy Everson)

The Commissioners request public input regarding budgetary decisions. The proposed budget was adopted June 10, 2004. Another public hearing will be held this evening at 5:30 in this room, and June 28 at 7:00 p.m. at the Lincoln School Library in Lincoln.

Chair Murray: The next item on the agenda is, I've scheduled a presentation of the County Budget and if the public wishes to comment on the presentation or the County budget itself, we will accept comments. The budget will be presented by Nancy Everson our Chief Fiscal Officer for Lewis & Clark County.

Nancy Everson: Thank you Chairman Murray, Commissioners Tinsley and Varone. To do a quick overview of the budget process, what makes up the county budget and then the specific projects, changes and the fiscal year 2005 proposed budget. This budget started in March with the Departments preparing the budget. They then brought those budgets to the Commission in individual meetings, presented the budget and any new requests to the commission \_\_\_\_\_. Starting in early June the commission sat down in budget work sessions to review the request for new and existing programs, cut anything that needed to be cut to make sure we had a balanced budget \_\_\_\_\_ cash reserves going into next year. This budget, \$53 million dollars approximately is comprised of several different funding sources and programs. Governmental fund accounting allows for grouping of funds, there's the all purpose fund, which is the general operating fund of the County, a catch all for the county, departments such as the Commission, Administrative Staff, County Treasurer, Clerk and Recorder, Finance, Personnel, County Attorney, the Weed Department, the Coroner, Bridges, Animal Control, Human Services all of those make up this all purpose budget. Then there's one called special revenues funds, these are restricted for specific purposes. There's approximately 17 of these funds that we call 'levied' funds, this is the public safety fund, the library fund, the road fund, planning, extension, district court, special districts such as mosquito district, water quality, \_\_\_\_\_ these funds. There's also approximately 25 miscellaneous special revenue funds, \_\_\_\_\_ miscellaneous state grant funds, gas tax dollars go in here, \_\_\_\_\_ and then there's approximately 48 maintenance districts as well. Districts that are funded by benefiting homeowners that they pay on their taxes to pay for rural road maintenance, park maintenance, lighting districts things like that. The next group of funds is debt service funds. Currently Lewis & Clark County has not \_\_\_\_\_ geo bond issues. The debt service funds are primarily RID funds, which is the debt service portion of maintenance district basically, \_\_\_\_\_ the homeowner paying back on major improvements in their district. Then there's Capital Project Funds,

we have the main capital development fund we call it where all the departments funnel money into this fund and they are saving basically for their capital projects, replacing existing equipment any future needs having maintenance on buildings, remodeling the County Courthouse for example came out of this fund last year. We also have a capital fund for RID projects any major construction projects or recently created RID's goes into here for example Gable Estates RID and construction project to pave those roads in that district \_\_\_\_ approximately \$500,000 is budgeted in this fund for fiscal year 05. We also have one more miscellaneous federal capital grant projects and example of this would be the wastewater federal grant. We have a grant that is very large it gets its own separate fund, the public safety radio grant is its own separate capital project fund budgeted for fiscal year 2005. We also have the enterprise funds, these are business operations, they're funded by the users of these services, the Cooney nursing home, the fairgrounds and solid waste is what makes up these enterprise funds. Then we have finally, internal service funds. These are funds that are set up to provide services primarily to other county departments. Information Technology and Services, County Shop, Building Maintenance funds, Liability and Health Insurance. All of these various funds come together to make up the operating budget of \$53,735,588. This is an increase of approximately \$10,597,000 over last years operating budget. This increase is due almost entirely to \_\_\_\_ projects, the radio project this is a large integrated public safety radio project that's funded by \$4.5 million in federal grants, approximately \$900,000 in an intercap loan, \_\_\_\_\_ and the remainder is money that has been saved for this project since the inception of the public safety mill levy in fiscal year 2001. \_\_\_\_ refinance of some revenue bonds in our landfill bond. About \$3.1 million dollars, now this refinance is offset by corresponding revenue and what the public works department is proposing to do is refinance existing revenue bonds at approximately only 5 ½ % to 3% SRF revenue bonds over a period of twenty years. Also there was a ten year intercap loan for approximately \$\_\_\_\_\_ for refinancing as part of that and this is to stabilize those rates, it allowed the county to lower the landfill rates this year, the scratch gravel district rates and I believe the city also was able to lower their rates because of this refinancing of those bonds. Also we had a successful mill levy election at the fairgrounds in June, that increased this budget by approximately \$953,000. Excluding those one times loans, the fairgrounds is a one time increase but the other two are long time increases, the budget compared to last year increased approximately 2.3% overall. The funding sources for this budget come from various different sources. On about 28%, approximately \$14.5 million comes from taxes and special assessments which is the stuff you see on your tax bill and about 21% or \$10.7 million is from state and federal grants, contracts, \_\_\_\_\_ which is \_\_\_\_\_ from the state. 27% or approximately \$14 million is for charges for services, charges for services is charges for room at the nursing home, disposable garbage, charges for boarding the prisoners in the jail, septic permits, subdivision fees, there's a variety of charges for any services that are provided. The remaining 23% of the revenue budgeted comes from other sources, fines and forfeitures collected from district court, interest earnings, this budget includes of course a 3.1 million in loan fees for refinancing of the revenue logs. I'd like to break the budget into three major categories; personnel, operations and maintenance and capital. On the personnel is approximately \$19.5 million and that includes this year a 2.3% COLA which all employees will be at July 1. Also includes step increases based on the market based pay plan and in addition it includes approximately \$500,000 that is budgeted for an extra pay period in fiscal year 2006. The county pays every two weeks and because we pay every two weeks approximately every seven to ten years instead of 26 pay periods in a fiscal year you'll have 27 pay periods. The impact to that is in one fiscal year budget is approximately \$800,000. We have been saving for that and in the fiscal year 04 budget we set aside 1/3 of a payroll and this year we increased that to 2/3, next year we'll pay off the extra \$800,000 but we're saving for it to minimize the impact in one fiscal year of that budget. Excluding that \$500,000 the increase from the prior year is approximately 3.6%, if you add in the \$500,000 you're up to about 6% increase in personnel when comparing the two budgets together. This budget includes the addition of one civil attorney in the County Attorneys Office, it increases the Historic Preservation Officer from ¾ time to full time at which the City will pay \_\_\_\_ of that cost and there is also an increase in one public defender and an increase from ½ time to a full time administrative assistant in the Public Defenders Office. This cost is covered by a contract with the City to provide public defender services to the City. There is a decrease in the personnel due to some decreases in the health grants. The WIC program \_\_\_\_\_ by the health department has increased one full time person and they also have a decrease in their MCA, Maternal Child and Adult grant and they've decreased that by ¼ \_\_\_\_\_. The next major category is just the operations and maintenance, that's the general day-to-day operations. It includes paperclips, office supplies, computer charges, any rent charges, fixed \_\_\_\_ such as utilities, things like that. It also includes approximately \$1 million dollars in transfer to the capital project fund, this is for each department to cover your existing capital and meets the future needs they're saving for

the replacement of those. This budget is an operating tool for the next year for all the departments but it's also is a long term planning tool and that the capital portion goes out for ten years and beyond in some cases and that's the next major portion of this budget is the capital. As I said there's approximately a million dollars is being transferred just into the capital fund and probably an additional \$500,000 is being saved in those business type funds enterprise and internal services do keep all of their money right in their fund rather than transferring it. There's a million dollars budgeted for expenditures, capital expenditures in this budget as well. Specific issues to fiscal year 05 budget, probably the number one issue is the road fund. The commissioners will have to transfer approximately \$115,000 of \_\_\_ funding, that comes in once a year and is paying for any federal lands, it's a payment in lieu of taxes basically for any federal lands in the county. The commission can allocate that as they wish, they chose this year to allocate \$115,000 to the road fund, this is to help public works maintain and upgrade some of their equipment, it's a drop in the bucket those funds cannot maintain the roads, county roads currently and they're exploring public works and administrative staff and the commissioners are exploring other funding options or increases in services, something to re-prioritize and be able to maintain county roads \_\_\_\_\_. The Public Safety fund the major project of course is the radio project. \$6.1 million (?) that is scheduled to be completed by the end of September of 04 so it's rolling right along. In the health department as you heard earlier, some reductions in grant funding, \_\_\_ services decreased from the prior year, they're able to maintain so substantially all the current operations but they have had some decreases. The Cooney nursing home is proposing completion of the shell, that's the portion of the addition that was not completed in the original construction out there, that estimated cost is approximately (tape ended) (tape begins) every year. There's another \$200,000 for wastewater studies that's a continuation of the large federal grant from \_\_\_\_\_. Increases and mill levies. At this point the only increase is the voter approved fairgrounds mill levy, this is an increase of approximately 11.09 mills, \$953,000. We haven't received tax bill market evaluations from the State of Montana yet, \_\_\_ mill levies probably in September. At this point there is no proposed increases in those mill levies other than the \_\_\_ and \_\_\_ increases those \_\_\_ that's taxable valuation drop to keep us \_\_\_\_\_ from the year before. There was a decrease in solid waste assessment for the scratch gravel solid waste district from \$81 to \$73 this was due in part to refinancing of the revenue bonds and Lewis & Clark County landfill also is proposing a decrease in the \_\_\_ fee per ton from \$23.25 to \$21.50. Water Quality district is proposing an increase of 10% and water quality be assessed, this equates to an increase of approximately .50 cents per \_\_\_\_\_. In addition, there's been some RID's that have been established, created, some increases in those individual rural improvement districts. Is there any questions for me?

Chair Murray: Questions of staff? Commissioner Varone?

Commissioner Varone: Mr. Chair, Commissioner Tinsley, Nancy, really the only \_\_\_ presentation you talked about RID's and what an impact it had to the budget and most everyone in this room understands what that means, the watching audience may not understand how an RID works in conjunction with the county and what participation the county has and would you mind explaining that?

Nancy Everson: A rural improvement district is typically created to maintain roads. So, in the normal process a homeowner's association will come to the Lewis & Clark County public works and request additional services. Public Works tells them if they want additional services they need to maintain their roads then they need to establish a rural improvement district where each of the benefiting homeowners will pay in every year and that fee will provide for the maintenance, the road plowing and the chip seal every 7 years or whenever public works \_\_\_\_\_ things like that. Basically it's a mechanism so the homeowners can maintain their roads, have the money there to maintain their roads.

Commissioner Varone: If I can just help a little bit, if I understand correctly is what happens is once the RID is established the amount that it takes to maintain or build or snow plow or whatever they decide that they want to do with their roads is than added on to their taxes and automatically deducted isn't that correct?

Nancy Everson: Yes.

Chair Murray: Commissioner Tinsley questions?

Commissioner Tinsley: No question, I just want to make a comment. This is my second go around with the budget and it's a very interesting experience and I encourage anyone that's interested in budgeting to come up and watch us do this, this is the true part of government that's called making sausage, it's the analogy I guess, but I want to commend Nancy, her staff and Ron for providing us all the information that we needed to come up with this budget and I think we did the citizens of Lewis & Clark County a good turn with this budget as stated the only increase that we identified is the voter approved mill levy for the fairgrounds. There is an increase in a smaller district in the county which is the water quality protection district however, that's been in effect that same rate has been in effect for ten years and it's never been increased, essentially it's going to go up .50 cents per member household in that district so I think we've done a good turn for the citizens of Lewis & Clark County and I think you deserve a pat on the back as well as the rest of your staff.

Nancy Everson: Thank you.

Chair Murray: All of us seem to agree on that. Ms. Everson when people get their tax bill they may think it's a flood rather than a float, let's go back to the term that you used, the statute allows us to float bills a bit so we can explain the difference between a flood and a float.

Nancy Everson: That probably does warrant an explanation. Basically what the state statute allow when re-appraisal came in and they are phasing in the re-appraisal, it means that the market valuations taxable valuations are dropped in \_\_\_ counties. So the legislature allowed counties to remain whole so if your taxable valuation was \$80,000 in fiscal year 2004 and it decreased to \$75,000 in 2005 due to the phasing in and re-appraisal the counties could levy an increase in mills to generate the same amount of revenue that \$80,000 generated in the prior year. So that \$80,000 generated \$2 million dollars in '04 than you can levy the number of mills that you need so that \$75,000 value generates \$2 million dollars.

Chair Murray: Thank you.

Nancy Everson: So the overall affect is the same amount of revenue as the prior year.

Chair Murray: Thank you. Would you explain that for the upcoming budget, the commission is proposing to transfer some pilt funds into the road budget that was previously was budget through all-purpose funding and I'd like to explain just a little bit how we're replacing the pilt funds that formerly were the all purpose fund with monies that we'd appropriated to the road budget, so if you'll explain the lateral \_\_\_\_\_ that we made with the transfer of these funds and perhaps if you want to use Mr. Alles go ahead.

Nancy Everson: I think, well the conflict there was that the road fund cannot adequately fund their capital equipment the mill levy that the road fund raises barely covers the operations and maintenance and so the all purpose funds in the past years and this year again allocated monies for the purchase of capital equipment, snow plows, \_\_\_\_\_, dump trucks and this year the concept that Ron was trying to get is dealing with this transfer of pilt money is that the pilt money benefits the whole county and it's a legitimate use of pilt dollars to spend that on road equipment so it made more sense rather than funding road equipment out of the all purpose fund to transfer that revenue source to the road fund so they have a steady ongoing source of revenue and hopefully fund their capital needs rather than requesting from the all purpose fund every budget year. Was that adequate?

Chair Murray: The one item if I may that I want to add is the two incorporated communities in our county, the City of East Helena, the City of Helena normally do not contribute to the road department and rather than purchase equipment with tax dollars that are generated through the city, the two incorporated cities are using pilt money we're protecting the residents of those two incorporated communities, that we're using payment in lieu of taxes, federal dollars to purchase equipment that probably will never be used in either community and that was Mr. Alles argument and rationale when he presented it to the commission with you to make a small transfer of pilt dollars into the capital fund for the road department and I'm not sure I summarized properly. One last question, Commissioners, if you'll allow me, in the local newspaper it talks about 7% raises, I want to know if there are any 7% raises projected in our budget? The average raise as you stated in your presentation was 2.3% which is a cost of living raise along with these step increase on our employees anniversary date which occurs throughout the year and a step increase is 2.5% so the raises we have projected for employees are a

little less than 5% throughout the year and I want to make that clear that our budget projections 7% is not mentioned and for some reason we have been thrown in with the City of Helena and I don't know what their personnel increases are but I wanted to be very clear on what's projected for our employees.

Nancy Everson: I can only assume that the \$500,000 included in there for the extra pay period was picked up as part of that calculation of the increase in personnel. Which takes it to a little over 6.3% shows as that total increase which is not an increase at all.

Chair Murray: That makes sense. Thank you. I want to echo Commissioner Tinsley and Commissioner Varone accolades for the job that you and your staff have done putting together the county budget this year. I want to invite anyone that is interested the City of Helena budget hearing is this evening at 5:30 in this room. There will be another budget hearing on a county budget in Lincoln sometime after 8:00 next Monday night and the reason for the uncertainty of the exact time is we follow the community council, when they finish their meeting we will be having our July public meeting in Lincoln following the community council at the Lincoln residents request due to 4<sup>th</sup> of July holiday and also this budget was presented June 11<sup>th</sup> in Augusta at our public meeting, government day meeting in the community of Augusta. Other comments Commissioners?

Commissioner Tinsley: Mr. Chairman I think you misspoke, tonight is our budget hearing, not the cities.

Chair Murray: Thank you. The cities went on forever it was last Monday night for those of you that get channel 11. Commissioner Varone?

Commissioner Varone: I guess this is the time on Tuesday I \_\_\_\_ thank a lot of the county staff for helping me when I was sick, the one thing I want to say about Nancy and Ron is both of them came over to my house with information about the budget and went over it, I was unable to attend almost all the presentations and because of their willingness to take time out of their very busy schedules to come over and visit with me and keep me updated I truly do appreciate it and I have so much confidence in what you and your staff are doing Nancy and Ron what you're doing with your staff and I just wanted to personally thank you from me to you.

Chair Murray: Thank you Commissioner. I believe we've rubbed this horse as far as we can take it this morning. At the County public hearing we will ride it again tonight at 5:30 in this room.

#### **Public Comments.**

Chair Murray: This is the point in the meeting when anyone present they have an issue they wish to bring before the County Commissioners that we have authority over, now is your opportunity. For the second. For the third and final time. We are adjourned.

#### **Adjourn.**

#### **Other Public Hearing Announcements:**

Lewis and Clark County Compensation Board,  
Wednesday, June 30, 2004 at 2:30 p.m. Room 309, City-County Building

- **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.**