

**PUBLIC MEETING
DECEMBER 31, 2013
MINUTES**

The Lewis and Clark County Commissioners Public Meeting was held on Tuesday, December 31, 2013, at 9 a.m. in Commission Chambers Room 330 of the City-County Building, 316 North Park Avenue, Helena, Montana.

Chairman Mike Murray called the meeting to order at 9 a.m. Commissioner Andy Hunthausen and Commissioner Susan Good Geise were present. Others attending all or a portion of the meeting included Eric Bryson, K. Paul Stahl, Frank Rives, Larry Kim Smith, Tammy Potter, Pam Ponich Hunthausen and Misty Edwards, Recording Secretary.

Pledge of Allegiance. Everyone recited the Pledge.

Consent Action Items. (Eric Bryson)

- a. Resolution 2013-119 Ordering a Refund of Taxes/Fees/Assessments Paid by Roger F. and Carole A. Novotne in the Amount of \$982.58. (Cheryl Green)
- b. Resolution 2013-120 Ordering a Refund of Taxes/Fees/Assessments Paid by James T. Murray & Sheila M. Mondloch in the Amount of \$375.10. (Cheryl Green)
- c. Resolution 2013-121 Ordering a Refund of Taxes/Fees/Assessments Paid by Richard H. & Darlene J. Smith in the Amount of \$1035.72. (Cheryl Green)

Eric Bryson reported on the consent action items and recommended approval.

No public comment was received.

Commissioner Murray noted the property tax exemption for disabled vets, and questioned exempting them from the other listed fees. He suggested working with MACo on a resolution to correct the exemption. Mr. Bryson agreed to follow up.

No public comment was received.

Commissioner Hunthausen moved approval of Consent Action Items 2.a. - c. as presented.

Commissioner Good Geise seconded the motion. The motion carried 3-0.

Montana Board of Crime Control Grant Award to Lewis & Clark County Sheriff's Office. (Tammy Potter) The Commissioners will consider the Underage Drinking Grant Award in the amount of \$3,622.00 for the period Jan. 1, 2014 – Sept. 30, 2014.

Tammy Potter, Finance Coordinator, reported on the Montana Board of Crime Control Underage Drinking Grant Award to the Sheriff's Office in the amount of \$3,622 to fund overtime pay for deputies to conduct patrols for under-age parties.

No public comment was received.

Commissioner Hunthausen moved approval of the Board of Crime Control Grant Award to Lewis & Clark County Sheriff's Office, as presented.

Commissioner Good Geise seconded the motion. The motion carried 3-0.



Montana Cultural Trust Grant Final Report – Helena Presents/Myrna Loy Center for the Period July 1, 2012 – June 30, 2013. (Ed Noonan) The Commissioners will consider the final report.

Eric Bryson, in Ed Noonan's absence, presented the Montana Cultural Trust Grant Final Report for Helena Presents/Myrna Loy Center for the grant period July 1, 2012 – June 30, 2013. The lateness of the report was noted; the deadline was July 30, 2013. It was the responsibility of the grant recipient to first submit the report to the Commission for approval prior to submittal to the Cultural Trust. Following discussion, it was noted this would be the last year Commission approval would be required for Cultural Trust grants.

No public comment was received.

Commissioner Hunthausen moved approval of the Cultural Grant Trust Final Report – Helena Presents/Myrna Loy Center for the Period of July 1, 2012 – June 30, 2013.

Commissioner Good Geise seconded the motion. The motion carried 3-0.

Request for Extension of the Subdivision Improvements Agreement for Lincoln Heights Minor Subdivision. (Applicant: Larry Kim Smith) (Planner: Frank W. Rives) The Applicant is requesting an extension of the completion date for the Lincoln Heights Minor Subdivision. The property is located in the SE ¼ of Sec. 14 and the NE ¼ of Sec. 23, T11N, R4W, P.M.M. Lewis & Clark County, Montana.

Frank Rives, Planner, presented the applicant's Request for Extension of the Subdivision Improvements Agreement for Lincoln Heights Minor Subdivision, a 4-lot subdivision located off of Lincoln Road. Final Plat was granted December 2012, subject to 18 Conditions of Approval. A Subdivision Improvements Agreement signed at the time of Final Plat financially guaranteed completion of internal access roads, signs, address plaques, fire protection improvements, mail delivery and stormwater drainage. The internal access road had been completed and certified by the applicant's engineer; however, Public Works had yet to review the certification. Photos taken Dec. 13, 2013, were viewed. The new Subdivision Improvements Agreement would expire October 1, 2014; the Irrevocable Letter of Credit No. 510 in the amount of \$54,848.00, would expire Nov. 2, 2014.

Commissioner Murray inquired as to review and approval by the County Attorney's Office, as no signature was present. Mr. Rives confirmed Katie Jerstad's review of the document; Paul Stahl agreed to sign the document at the close of the meeting.

Kim Smith, 7510 Applegate Drive, Helena, the applicant, provided a status report, noting the roads, utilities and signs were completed. Unfinished items included dirt work and seeding, mailboxes and fire protection. In addition, a culvert crossing Silver Creek would be installed to access the back two lots, but was not part of the subdivision.

No public comment was received.

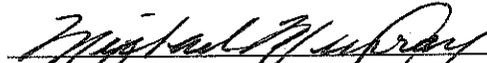
Commissioner Hunthausen moved approval of the Request for Extension of the Subdivision Improvements Agreement for Lincoln Heights Minor Subdivision, as presented.

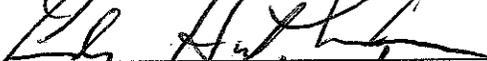
Commissioner Good Geise seconded the motion. The motion carried 3-0.

Public comment on any public matter within the jurisdiction of the Commission that is not on the agenda above. None.

There was no other business and the meeting adjourned at 9:20 a.m.

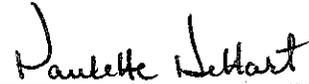
LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS


Michael A. Murray, Chairman


Andy Hunthausen


Susan Good Geise

ATTEST:


Paulette DeHart, Clerk of the Board