

The Board of County Commissioners approved the format of their meeting minutes as summary minutes. While in the process of moving to audio/summary minutes with time stamps, the Commissioners' Office will provide summary minutes and a Windows Media Player audio file online. **The time stamps noted on the document will not work.** They can, however, serve as an approximate counter for the Windows Media Player file (convert the time stamp to a counter by subtraction). For example, the time stamp may read 1:29:38 PM, which would be 0 minutes on the Windows Media Player counter. The time stamp next to the item you want to listen to may read 2:53:56, which would be about 1:24 on the counter (2:53 minus 1:29). You can then pull the "seek" button on the Windows Media Player to the approximate time).

PUBLIC MEETING
MISSOULA BOARD OF COUNTY COMMISSIONERS
WEDNESDAY, FEBRUARY 18, 2009 – 1:30 P.M.
ROOM 201 – COURTHOUSE ANNEX
MINUTES

1. CALL TO ORDER

[1:31:13 PM](#) Chair Bill Carey called the meeting to order at 1:30 p.m.

Commissioners Present: Commissioner Jean Curtiss, Chair Bill Carey, and Commissioner Michele Landquist. Absent: None.

Staff Present: Deputy County Attorney James McCubbin, Office of Planning and Grants Planner Jamie Erbacher, Office of Planning and Grants Senior Planner David Loomis, County Parks Coordinator Lisa Moisey, and Health Department Environmental Supervisor Shannon Therriault.

2. [1:31:23 PM](#) PLEDGE OF ALLEGIANCE

3. [1:31:43 PM](#) PUBLIC COMMENT

[1:31:53 PM](#) John Turner

4. ROUTINE ADMINISTRATIVE ACTIONS

a. Weekly Claims List for Two Weeks - \$970,883.60

[1:33:21 PM](#) Commissioner Michele Landquist made a motion that the Board of County Commissioners approve the weekly claims list in the amount of \$970,883.60. Commissioner Jean Curtiss seconded the motion. The motion carried on a vote of 3-0.

5. HEARING (Certificate of Survey)

a. Wilson (Brian) Family Transfer

[1:33:38 PM](#) Chair Bill Carey opened the hearing.

[1:33:47 PM](#) James McCubbin presented the [staff report](#).

[1:35:31 PM](#) James McCubbin questioned the applicant, Brian Wilson

[1:35:42 PM](#) Staff comment, James McCubbin, conditional approval upon formation of trust

[1:37:46 PM](#) Questions from Commission

[1:38:29 PM](#) Staff comment, James McCubbin, has to be applicant's children by blood or adoption in order to transfer

[1:39:33 PM](#) Ken Jenkins, applicant's representative, requested recess

[1:40:59 PM](#) Chair Bill Carey resumed the hearing.

[1:41:01 PM](#) Ken Jenkins

[1:42:00 PM](#) Staff comment, James McCubbin and Ken Jenkins

[1:43:34 PM](#) Ken Jenkins, request for continuation

[1:43:45 PM](#) Staff comment, James McCubbin and Ken Jenkins

[1:44:33 PM](#) Continuation discussion

Executive Session

[1:45:37 PM](#) Commissioner Jean Curtiss made a motion that the Board of County Commissioners continue the Brian Wilson Family Transfer hearing to March 25, 2009. Commissioner Michele Landquist seconded the motion. The motion carried on a vote of 3-0.

6. HEARING

- a. Zoning District 25A Variance Request ([Verbatim Transcription](#))

[1:45:52 PM](#) Chair Bill Carey opened the hearing.

[1:46:02 PM](#) Jamie Erbacher presented the [staff report](#), [Zoning District Resolution](#), [Site Visit](#).

[1:58:25 PM](#) Staff comment, James McCubbin

[1:59:57 PM](#) Public Comment

[2:00:12 PM](#) David McCrane, applicant

[2:17:28 PM](#) Questions from Commission

[2:21:20 PM](#) Staff comment, Jamie Erbacher

[2:21:44 PM](#) Public Comment

[2:21:49 PM](#) Applicant's representative, Mike Myers

[2:28:08 PM](#) Questions from Commission

[2:30:22 PM](#) Clark Taylor, Lindbergh Lake Homeowners' Association

[2:34:01 PM](#) Questions from Commission

[2:37:31 PM](#) John Beal

[2:40:12 PM](#) Comment from Commission

[2:40:58 PM](#) Staff comment, James McCubbin and John Beal

[2:42:36 PM](#) Questions from Commission

[2:42:59 PM](#) Staff comment, Shannon Therriault

[2:48:20 PM](#) David McCrane

[2:49:32 PM](#) Commissioner Jean Curtiss, [photograph](#) presented

[2:51:04 PM](#) David McCrane

[2:51:53 PM](#) Commissioner Jean Curtiss

[2:52:39 PM](#) Commissioner Michele Landquist

[2:55:38 PM](#) Clark Taylor

[2:57:33 PM](#) David McCrane

[2:58:34 PM](#) Executive Session

[2:58:42 PM](#) Commissioner Jean Curtiss

[3:01:14 PM](#) Commissioner Jean Curtiss made a motion that the Board of County Commissioners deny the Zoning District #25 variance request for a 50-foot building setback from the high water line on Lindbergh lake from David and Cyndi McCrane for a new home located at 8140 Lindbergh Lake Road. Commissioner Michele Landquist seconded the motion. [3:01:55 PM](#) Chair Bill Carey. [3:02:27 PM](#) The motion carried on a vote of 3-0.

[3:02:30 PM](#) Commissioner Michele Landquist, Attachment E

[3:02:55 PM](#) Staff comment, James McCubbin

[3:03:04 PM](#) Discussion

7. CONSIDERATION

- a. Policy Implementation of Cash-in-Lieu of Parkland Payment Deferral

[3:03:20 PM](#) Chair Bill Carey opened the consideration.

James McCubbin excused himself briefly from meeting at 3:03 p.m.

[3:03:50 PM](#) Lisa Moisey presented the [staff report](#).

[James McCubbin returned 3:05 p.m.]

[3:06:35 PM](#) Questions from Commission

[3:06:56 PM](#) Staff comment, Lisa Moisey

[3:07:46 PM](#) Staff comment, James McCubbin

[3:08:28 PM](#) Commissioner Jean Curtiss, suggested additional language

[3:08:42 PM](#) Staff comment, James McCubbin language suggestion

[3:08:51 PM](#) Commissioner Michele Landquist

[3:09:49 PM](#) Staff comment, James McCubbin

[3:10:10 PM](#) Public Comment

[3:10:31 PM](#) Commissioner Jean Curtiss, language

[Policy to be signed at an upcoming Administrative Meeting]

8. [3:11:22 PM](#) OTHER BUSINESS

9. [3:11:25 PM](#) RECESS

There being no further business to come before the Board of County Commissioners, the meeting was recessed at 3:11 p.m.