

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
MONDAY, JANUARY 7, 2009 – 1:30 P.M.
ROOM 201 – COURTHOUSE ANNEX
MINUTES

1. CALL TO ORDER

[1:31:17 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: Acting Chief Civil Deputy County Attorney Marnie McClain, Deputy County Attorney James McCubbin, Public Works Director Greg Robertson, Office of Planning and Grants Floodplain Administrator Todd Kliez, Public Works Surveyor Steve Smith, County Parks Coordinator Lisa Moisey, and Assistant Chief Deputy Clerk & Recorder Kim Cox.

2. [1:31:25 PM](#) PLEDGE OF ALLEGIANCE

3. [1:31:53 PM](#) PUBLIC COMMENT

4. ROUTINE ADMINISTRATIVE ACTIONS

a. Weekly Claims List for Two Weeks: 2008 - \$1,350,028.36; 2009 - \$159,612.17

[1:32:03 PM](#) Commissioner Jean Curtiss made a motion that the Board of County Commissioners approve the weekly claims list in the amounts of \$1,350,028.36 for 2008 and \$159,612.17 for 2009. Commissioner Michele Landquist seconded the motion. The motion carried on a vote of 3-0.

5. HEARING (cont'd from December 22, 2008)

a. Appeal of Floodplain Permit Denial (Weinmann) ([Verbatim Transcription](#))

[1:32:21 PM](#) Chair Bill Carey opened the hearing.

[1:32:31 PM](#) Todd Kliez reviewed the [staff report](#) from [December 22, 2008](#) and presented the [DNRC letter](#)

Public Comment

[1:38:17 PM](#) John Zelazny

[1:42:54 PM](#) Questions from Commission

[1:44:36 PM](#) Owner's Representative, Russ Anderson

[1:51:19 PM](#) Questions from Commission

[1:55:45 PM](#) Roger Weinmann

[1:57:22 PM](#) Commission Comments

[1:58:01 PM](#) Questions from Commission

[1:58:27 PM](#) Todd Kliez

[1:59:28 PM](#) Roger Weinmann

[2:00:36 PM](#) Executive Session

[2:02:19 PM](#) Commissioner Jean Curtiss made a motion that the Board of County Commissioners approve a variance for County Floodplain Permit #09-09 to riprap a portion of Lolo Creek at 12244 Pleasant Meadows Lane as presented in the staff report and in the letter from the Department of Natural Resources and Conservation. [2:02:46 PM](#) Staff comment, Marnie McLain [2:03:00 PM](#) Discussion. [2:06:00 PM](#) Commissioner Michele Landquist seconded the motion. [2:06:05 PM](#) Discussion. [2:07:25 PM](#) The motion carried on a vote of 3-0.

6. HEARINGS

- a. Petition to Abandon a Portion of a County Road (Old Highway 12) located North of Highway 12

[2:07:31 PM](#) Chair Bill Carey opened the hearing.

[2:07:52 PM](#) Steve Smith presented the [staff report](#).

[2:08:27 PM](#) Public Comment

[2:08:43 PM](#) Staff comment, [Lisa Moisey](#)

[2:12:09 PM](#) Questions from Commission

[2:12:43 PM](#) Staff comment, James McCubbin

[2:14:58 PM](#) Public Comment

[2:15:04 PM](#) Lance Nelson, Petitioner

[2:15:45 PM](#) Staff comment, Kim Cox

[2:16:00 PM](#) Executive Session

[2:16:01 PM](#) Schedule Site Visit, Commissioner Michele Landquist with Public Works Director, Greg Robertson on Thursday, January 8 at 1:00 p.m.

[2:17:09 PM](#) Hearing recessed until January 14.

- b. Petition to Abandon Road Rights-of-Way dedicated with Gleneagle at Grantlands Subdivision Plat

[2:17:47 PM](#) Chair Bill Carey opened the hearing.

[2:18:43 PM](#) Donald Smith on speaker phone

[2:20:09 PM](#) Staff comment, Kim Cox

[2:20:23 PM](#) Steve Smith presented the [staff report](#).

[2:20:55 PM](#) Public Comment

[2:21:00 PM](#) Staff comment, James McCubbin

[2:21:21 PM](#) List of [written comments](#) received

[2:22:12 PM](#) Public Comment

[2:22:22 PM](#) Ken Knie

[2:31:06 PM](#) Thomas Bulman

[2:34:01 PM](#) Amy Webbink

[2:40:28 PM](#) Staff comment, James McCubbin

[2:41:12 PM](#) Steve Johnson

[2:43:47 PM](#) Bert Lindler

[2:48:33 PM](#) Eric Smart

[2:49:40 PM](#) Brian Welter

[2:53:07 PM](#) Donald Smith, by speakerphone

[2:55:54 PM](#) Doug Stewart

[3:00:54 PM](#) Kent Ferguson

[3:05:26 PM](#) Staff comment, James McCubbin, change of support from documentation received

[3:07:24 PM](#) Ken Knie

[3:11:43 PM](#) Doug Stewart

[3:12:55 PM](#) Staff comment, Greg Robertson

[3:13:42 PM](#) Ken Knie

[3:14:40 PM](#) Executive Session

[3:14:42 PM](#) Staff comment, James McCubbin

[3:16:20 PM](#) Commissioner Jean Curtiss made a motion that the Board of County Commissioners **deny** the petition to abandon road rights-of-way dedicated with Gleneagle at Grantlands Subdivision Plat. [3:16:29 PM](#) Discussion. [3:16:55 PM](#) Commissioner Michele Landquist seconded the motion. The motion carried on a vote of 3-0.

7. [3:17:01 PM](#) **OTHER BUSINESS**

[3:17:10 PM](#) Ken Knie

8. [3:17:37 PM](#) **RECESS**

There being no further business to come before the Board of County Commissioners, the meeting was recessed at 3:17 p.m.