

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.

**PUBLIC MEETING**  
**MISSOULA BOARD OF COUNTY COMMISSIONERS**  
**WEDNESDAY, SEPTEMBER 2, 2009 – 1:30 P.M.**  
**ROOM 201 – COURTHOUSE ANNEX**  
**MINUTES**

**1. CALL TO ORDER**

[1:30:35 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: Public Works Director Greg Robertson, Office of Planning & Grants Planner Tim Worley, and Assistant Chief Deputy Clerk & Recorder Kim Cox.

**2. [1:30:43 PM](#) PLEDGE OF ALLEGIANCE**

**3. [1:31:01 PM](#) PUBLIC COMMENT**

**4. ROUTINE ADMINISTRATIVE ACTIONS AND PUBLIC ANNOUNCEMENTS**

a. Weekly Claims List - \$439,790.80

[1:31:15 PM](#) Commissioner Michele Landquist made a motion that the Board of County Commissioners approve the weekly claims list in the amount of \$439,790.80. Commissioner Jean Curtiss seconded the motion. The motion carried on a vote of 3-0.

b. [1:31:27 PM](#) Public Announcements

**5. HEARING**

a. Fire District Annexation - 1221 Rankin Road

[1:31:49 PM](#) Chair Bill Carey opened the hearing. ([staff report](#))

[1:31:59 PM](#) Kim Cox verified the petition.

[1:32:20 PM](#) Public Comment

[1:32:25 PM](#) Commissioner Jean Curtiss, Missoula Rural Fire District approved this annexation

[1:33:07 PM](#) Greg Robertson

[1:33:17 PM](#) Public Comment

[1:33:19 PM](#) Executive Session

[1:33:22 PM](#) Commissioner Jean Curtiss made a motion that the Board of County Commissioners approve the annexation into Missoula Rural Fire District of the property at 1221 Rankin Road as requested. Commissioner Michele Landquist seconded the motion. The motion carried on a vote of 3-0.

**6. EXCAVATION PERMITS**

a. Sewer Main Extension Request for Gleneagle Subdivision

[1:33:46 PM](#) Chair Bill Carey opened the hearing.

[1:33:51 PM](#) Greg Robertson presented the [staff report](#).  
[1:37:53 PM](#) Questions from Commission  
[1:38:55 PM](#) Public Comment  
[1:39:00 PM](#) Ryan Phelan  
[1:40:51 PM](#) Commissioner Michele Landquist and Ryan Phelan  
[1:41:22 PM](#) Staff comment, James McCubbin and Ryan Phelan  
[1:42:08 PM](#) Commissioner Jean Curtiss and Ryan Phelan  
[1:42:52 PM](#) Staff comment, James McCubbin and Ryan Phelan  
[1:43:56 PM](#) Commissioner Jean Curtiss, Greg Robertson, and James McCubbin (recommended condition)  
[1:46:22 PM](#) Ken Knie  
[1:48:19 PM](#) Chair Bill Carey and Ken Knie  
[1:49:11 PM](#) Staff comment, Greg Robertson  
[1:49:36 PM](#) Staff comment, James McCubbin  
[1:49:48 PM](#) Commissioner Jean Curtiss and James McCubbin  
[1:50:23 PM](#) Ryan Phelan and Commissioner Jean Curtiss  
[1:51:08 PM](#) Commissioner Michele Landquist, Greg Robertson, and James McCubbin (recommendation)  
[1:52:18 PM](#) Staff comment, Greg Robertson  
[1:53:00 PM](#) Staff comment, James McCubbin and Commissioner Michele Landquist  
[1:53:31 PM](#) Discussion  
[2:10:42 PM](#) Public Comment  
[2:10:46 PM](#) Executive Session  
[2:10:57 PM](#) Commissioner Jean Curtiss made a motion that the Board of County Commissioners grant the request for excavation with the condition that a public road and utility easement be placed across the common area that was described today to connect the lower portion of Gleneagle Road to the subdivision. [2:11:28 PM](#) James McCubbin, clarification. [2:11:46 PM](#) Greg Robertson, recommendation. [2:12:03 PM](#) Commissioner Jean Curtiss revised the motion to add that the location of the configuration be acceptable with Missoula County Public Works. [2:12:05 PM](#) Commissioner Michele Landquist seconded the motion. The motion carried on a vote of 3-0.

- b. Water Main Extension for Mountain Water on Miller Creek Road  
[2:12:14 PM](#) Chair Bill Carey opened the hearing.  
[2:12:21 PM](#) Greg Robertson presented the [staff report](#).  
[2:13:26 PM](#) Public Comment  
[2:13:28 PM](#) Questions from Commission  
[2:13:45 PM](#) Executive Session  
[2:13:57 PM](#) Commissioner Michele Landquist  
[2:14:22 PM](#) Commissioner Michele Landquist made a motion that the Board of County Commissioners grant permission to Mountain Water Company to occupy the Miller Creek Road Right-of-Way as requested. Commissioner Jean Curtiss seconded the motion. The motion carried on a vote of 3-0.

## 7. CONSIDERATION

- a. Mt. Henry Estates (3 lots on 15 acres - North of Seeley Lake on Boy Scout Road) ([verbatim transcription](#))  
[2:15:01 PM](#) Chair Bill Carey opened the hearing.  
[2:15:27 PM](#) Tim Worley presented the [staff report](#). ([PowerPoint](#), [additional information](#))

**AUDIO MALFUNCTIONED FROM 2:32:00 TO 2:36:51--SEE VERBATIM TRANSCRIPTION ABOVE.**

[2:36:53 PM](#) Developer's representative presentation, Larry Popp ([handout](#))  
[2:54:07 PM](#) Staff comment, James McCubbin  
[2:55:09 PM](#) Greg Robertson, Larry Popp, and James McCubbin  
[2:58:29 PM](#) Questions from Commission  
[3:05:44 PM](#) Comments from Commission  
[3:09:05 PM](#) Larry Popp  
[3:10:37 PM](#) Staff comment, Tim Worley  
[3:11:29 PM](#) Chair Bill Carey and Greg Robertson  
[3:15:04 PM](#) Discussion  
[3:16:17 PM](#) Commissioner Jean Curtiss and Larry Popp  
[3:18:35 PM](#) Greg Robertson, recommendation to continue hearing next week  
[3:19:37 PM](#) James McCubbin  
[3:20:20 PM](#) Discussion  
[3:22:25 PM](#) Staff comment, Greg Robertson and Larry Popp  
[3:23:17 PM](#) Commissioner Jean Curtiss and James McCubbin  
[3:25:38 PM](#) Discussion and comments  
[3:32:34 PM](#) Commissioner Michele Landquist and Larry Popp  
[3:38:45 PM](#) Commissioner Jean Curtiss, James McCubbin, and Greg Robertson  
[3:40:01 PM](#) Discussion on continuance  
[3:42:36 PM](#) Continued to September 16

8. [3:42:46 PM](#) **OTHER BUSINESS**

9. [3:42:48 PM](#) **RECESS**

There being no further business to come before the Board of County Commissioners, the meeting was recessed at 3:42 p.m.