

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

1. CALL TO ORDER

[1:30:38 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, Public Works Director Greg Robertson, Office of Planning & Grants Planner Tim Worley, Assistant Chief Deputy Clerk & Recorder Kim Cox, Chief Financial Officer Andrew Czorny, Seeley Lake Road Supervisor Dave Harrison, Environmental Health Director Jim Carlson, and Office of Planning and Grants Senior Planner Mary McCrea.

2. [1:30:46 PM](#) PLEDGE OF ALLEGIANCE

3. [1:31:06 PM](#) PUBLIC COMMENT

4. ROUTINE ADMINISTRATIVE ACTIONS AND PUBLIC ANNOUNCEMENTS

a. Weekly Claims List for Two Weeks - \$2,548,681.34

[1:31:20 PM](#) Commissioner Jean Curtiss made a motion that the Board of County Commissioners approve the weekly claims list in the amount of \$2,548,681.34. Commissioner Michele Landquist seconded the motion. The motion carried on a vote of 3-0.

b. [1:31:33 PM](#) Public Announcements

5. PROCLAMATION

a. Relationship Violence Awareness Month

[1:32:32 PM](#) Chair Bill Carey introduced the [proclamation](#). Commissioner Jean Curtiss read the proclamation.

[1:34:31 PM](#) Chair Bill Carey moved Item 7e up in the agenda order.

e. Sequoyah at Red Quill Ranch (14 lots on 164 acres - located adjacent to Ravalli County, NE of Florence on Morgans Run Trail) [staff report](#). ([Verbatim Transcription](#))

[1:34:41 PM](#) Chair Bill Carey opened the hearing.

[1:34:50 PM](#) Kirby Christian, request for extension

[1:35:46 PM](#) Staff comment, Tim Worley

[1:36:06 PM](#) Staff comment, Mary McCrea

[1:36:20 PM](#) Public Comment

Executive Session

[1:36:38 PM](#) Chair Bill Carey, hearing recessed to October 7

[1:37:12 PM](#) Kirby Christian

6. HEARING (Certificate of Survey)

a. Michael Rose Family Transfer

[1:37:30 PM](#) Chair Bill Carey opened the hearing.

[1:37:51 PM](#) James McCubbin presented the [staff report](#).

[1:40:58 PM](#) James McCubbin questioned the applicant, Michael Rose. [1:43:19 PM](#) The family transfer, if approved, would do away with the subdivision for lease or rent

[1:46:10 PM](#) Questions from Commission

[1:46:14 PM](#) Public Comment

[1:46:21 PM](#) Executive Session

[1:46:23 PM](#) Commissioner Jean Curtiss

[1:46:33 PM](#) James McCubbin, suggested notation for approval letter

[1:46:54 PM](#) Commissioner Jean Curtiss made a motion that the Board of County Commissioners approve the request by Michael Rose to create two additional parcels by use of the family transfer exemption based on the fact that there does not appear to be an attempt to evade subdivision review. In addition, the approval letter should reflect that by changing these boundaries, it would nullify the need for the lease or rent that was approved in 2005. Commissioner Michele Landquist seconded the motion. The motion carried on a vote of 3-0.

7. HEARINGS

a. Fire District Annexation into Missoula Rural Fire District (Mackintosh Manor - Lots 16A, 40A, 41A, 42, 43, Lot 40A-1)

[1:47:29 PM](#) Chair Bill Carey opened the hearing. ([staff report](#))

[1:47:43 PM](#) Kim Cox verified the petition.

[1:48:37 PM](#) Commissioner Jean Curtiss

[1:49:05 PM](#) Staff comment, Kim Cox

[1:49:43 PM](#) Staff comment, Greg Robertson

[1:50:02 PM](#) Public Comment

[1:50:09 PM](#) Executive Session

[1:50:17 PM](#) Commissioner Michele Landquist made a motion that the Board of County Commissioners approve the petition to annex the property described as SUID 3726309, SE ¼ Section 15, Township 11N, Range 20W AND SUID 3726203, SE ¼ and SW ¼ Section 15, Township 11N, Range 20W into the Missoula Rural Fire District as presented in the staff report. Commissioner Jean Curtiss seconded the motion. The motion carried on a vote of 3-0.

b. Resolution to Create RSID 8497 (Williams Addition) - located in the Wye area, nine miles NW of Missoula

[1:51:00 PM](#) Chair Bill Carey opened the hearing.

[1:51:07 PM](#) Greg Robertson presented the [staff report](#).

[1:52:54 PM](#) Jon Gass, WGM and Jim Carlson ([PowerPoint](#))

[2:11:38 PM](#) Questions from Commission

[2:20:02 PM](#) Public Comment

[2:20:08 PM](#) Executive Session

[2:20:12 PM](#) Commissioner Jean Curtiss made a motion that the Board of County Commissioners adopt the resolution to create the Rural Special Improvement District 8497 for Williams Addition area, connection to Wye Area Sanitary Sewer. Chair Bill Carey seconded the motion. The motion carried on a vote of 2-1, with Commissioner Michele Landquist abstaining.

- c. Resolution to Designate Missoula County as an Economic Recovery Zone
[2:20:42 PM](#) Chair Bill Carey opened the hearing.
[2:29:11 PM](#) Andrew Czorny presented the [staff report](#). ([PowerPoint](#))
[2:32:19 PM](#) Mae Nan Ellingson, Dorsey & Whitney
[2:37:43 PM](#) Commissioner Jean Curtiss and Mae Nan Ellingson
[2:45:32 PM](#) Ellen Buchanan, Missoula Redevelopment Agency
[2:49:29 PM](#) Commissioner Jean Curtiss and Ellen Buchanan
[2:51:33 PM](#) Mae Nan Ellingson
[2:53:29 PM](#) Staff comment, Andrew Czorny
[2:54:53 PM](#) Questions from Commission
[2:55:34 PM](#) Public Comment
[2:55:40 PM](#) Executive Session
[2:56:08 PM](#) Commissioner Jean Curtiss made a motion that the Board of County Commissioners adopt a resolution designating Missoula County as a Recovery Zone for purposes of the American Recovery and Reinvestment Act of 2009. Commissioner Michele Landquist seconded the motion. The motion carried on a vote of 3-0.

[2:56:22 PM](#) Commissioner Jean Curtiss made a motion that the Board of County Commissioners adopt the resolution reallocating a portion of the County's Bonding capacity under the American Recovery and Reinvestment Act to the City of Missoula as defined in the resolution. Commissioner Michele Landquist seconded the motion. The motion carried on a vote of 3-0.

[2:56:37 PM](#) Commissioner Jean Curtiss made a motion that the Board of County Commissioners approve the Bonding Authority Waiver-Reallocation form, reallocating a portion of the County's American Recovery and Reinvestment Act bonding capacity to the City of Missoula. Commissioner Michele Landquist seconded the motion. The motion carried on a vote of 3-0.

[2:56:56 PM](#) Commissioner Jean Curtiss, direct staff to do press release and policy for living wage et. al.
- d. Pine Street Parking Restrictions - Seeley Lake
[2:58:00 PM](#) Chair Bill Carey opened the hearing.
[2:58:09 PM](#) Greg Robertson presented the [staff report](#). (Correction Pine Drive, not Pine Street) [3:00:12 PM](#) Greg Robertson recommended to revise documents, taking into account public comment
[3:00:36 PM](#) Staff comment, James McCubbin and Greg Robertson
[3:01:36 PM](#) Public Comment
[3:01:43 PM](#) John Richards
[3:11:44 PM](#) Kevin Wetheral (read by Cathie Cichosz)
[3:13:21 PM](#) Walt Hill
[3:16:15 PM](#) Commissioner Jean Curtiss
[3:20:01 PM](#) Staff comment, Dave Harrison
[3:21:19 PM](#) Discussion
[3:22:29 PM](#) John Richards
[3:23:53 PM](#) Staff comment, James McCubbin and John Richards
[3:26:57 PM](#) Commissioner Michele Landquist and John Richards
[3:31:57 PM](#) Walt Hill
[3:33:02 PM](#) Chair Bill Carey
[3:33:09 PM](#) Greg Robertson, recommend two weeks for continuation
[3:33:15 PM](#) Commissioner Jean Curtiss comment
[3:37:06 PM](#) Commissioner Michele Landquist comment

[3:37:39 PM](#) Chair Bill Carey, recess hearing to October 14

[3:37:48 PM](#) John Richards, requested continuation after October 20

[3:38:14 PM](#) Chair Bill Carey, hearing continued to October 21.

8. **[3:38:22 PM](#) OTHER BUSINESS**

9. **[3:38:26 PM](#) RECESS**

There being no further business to come before the Board of County Commissioners, the meeting was recessed at 3:38 p.m.