

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.** However, the time stamps can serve as an approximate counter for the Windows Media Player file.

PUBLIC MEETING
MISSOULA BOARD OF COUNTY COMMISSIONERS
WEDNESDAY, JANUARY 13, 2010 – 1:30 P.M.
ROOM 201 – COURTHOUSE ANNEX
MINUTES

1. 1:30:01 PM CALL TO ORDER

Chair Michele Landquist called the meeting to order at 1:30 p.m.

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

Staff Present: Deputy County Attorney James McCubbin, Clerk & Recorder Vickie Zeier, Assistant Chief Deputy Clerk & Recorder Kim Cox, Administrative Analyst Anne Hughes, and Senior Attorney Dori Brownlow

2. 1:30:19 PM PLEDGE OF ALLEGIANCE

3. 1:30:44 PM PUBLIC COMMENT

4. ROUTINE ADMINISTRATIVE ACTIONS AND PUBLIC ANNOUNCEMENTS

a. Weekly Claims List - \$572,818.81

1:31:12 PM Commissioner Jean Curtiss made a motion that the Board of County Commissioners approve the weekly claims list in the amount of \$572,818.81. Commissioner Bill Carey seconded the motion. The motion carried on a vote of 3-0.

b. 1:31:26 PM Public Announcements

5. HEARING (Certificate of Survey)

a. Forbes (Elgin & Virginia) Family Transfer

1:31:37 PM Chair Michele Landquist opened the hearing.

1:31:53 PM James McCubbin presented the staff report.

1:33:51 PM Questions from Commission

1:33:57 PM Public Comment

1:34:08 PM James McCubbin questioned the applicant, Elgin Forbes

1:39:21 PM Questions from Commission

1:39:26 PM Public Comment

1:39:31 PM Executive Session

1:39:45 PM Commissioner Bill Carey made a motion that the Board of County Commissioners approve the request by Elgin and Virginia Forbes to create one additional parcel by use of the family transfer exemption based on the fact that there does not appear to be an attempt to evade subdivision review. Commissioner Jean Curtiss seconded the motion. The motion carried on a vote of 3-0.

6. **HEARING (continued from [December 2, 2009](#))**

- a. Petition to Vacate a Plat or Portion of a Plat: Kahle Lots Subdivision, Lot 2C (Mullan Road, West of Primrose)
- [1:40:16 PM](#) Chair Michele Landquist opened the hearing.
 - [1:40:56 PM](#) James McCubbin reviewed the hearing from December 2, 2009 ([staff report](#), [James McCubbin letter](#)).
 - [1:43:44 PM](#) Questions from Commission
 - [1:44:57 PM](#) Applicant's representative presentation, Ken Jenkins ([handout](#))
 - [1:47:08 PM](#) Kim Kahle, applicant
 - [1:55:32 PM](#) Colleen Dowdall, attorney for applicant
 - [2:10:51 PM](#) Questions from Commission
 - [2:21:44 PM](#) Chair Michele Landquist comment
 - [2:22:08 PM](#) Public Comment
 - [2:22:12 PM](#) Commissioner Jean Curtiss comment
 - [2:22:54 PM](#) Commissioner Bill Carey comment
 - [2:23:06 PM](#) Staff comment, James McCubbin
 - [2:36:33 PM](#) Questions from Commission and Staff comment, James McCubbin
 - [2:37:54 PM](#) Colleen Dowdall and Commissioner Jean Curtiss
 - [2:41:41 PM](#) Staff comment, James McCubbin and Colleen Dowdall
 - [2:42:24 PM](#) Commissioner Jean Curtiss and Colleen Dowdall
 - [2:43:39 PM](#) Chair Michele Landquist comment and Colleen Dowdall
 - [2:45:35 PM](#) Staff comment, James McCubbin and Colleen Dowdall
 - [2:45:45 PM](#) Commissioner Jean Curtiss comment
 - [2:46:18 PM](#) Commissioner Bill Carey comment
 - [2:46:25 PM](#) Public Comment
 - [2:46:29 PM](#) Executive Session
 - [2:46:35 PM](#) Commissioner Bill Carey comment
 - [2:46:41 PM](#) Commissioner Jean Curtiss comment
 - [2:47:10 PM](#) Staff comment, James McCubbin and Commissioner Jean Curtiss
 - [2:48:26 PM](#) Chair Michele Landquist comment
 - [2:49:56 PM](#) Commissioner Jean Curtiss comment
 - [2:50:37 PM](#) Commissioner Bill Carey comment
 - [2:50:56 PM](#) Commissioner Bill Carey made a motion that the Board of County Commissioners **deny** the petition to vacate a portion of the Kahle Lot Subdivision for lack of jurisdiction to consider the request. Commissioner Jean Curtiss seconded the motion. The motion carried on a vote of 2-1, with Chair Michele Landquist opposed.

7. **HEARING (continued from [December 16, 2009](#))**

- a. Proposed Precinct & Polling Place Consolidation
- [2:51:29 PM](#) Chair Michele Landquist opened the hearing.
 - [2:52:02 PM](#) Vickie Zeier reviewed the staff report and presented the new precinct and polling places proposal. ([PowerPoint](#))
 - [3:14:49 PM](#) Public Comment
 - [3:15:19 PM](#) Gladys Hardin
 - [3:16:44 PM](#) John Bacino
 - [3:19:18 PM](#) Aaron Klahn ([written comment](#))
 - [3:19:57 PM](#) Marty Onashock [phonetic]
 - [3:21:37 PM](#) Renee Mitchell
 - [3:24:43 PM](#) Dick Haines
 - [3:28:24 PM](#) Jason Wiener
 - [3:33:18 PM](#) Cathie Cichosz
 - [3:34:22 PM](#) Duane Peterson

[3:38:50 PM](#) Dale Mahlum
[3:42:03 PM](#) Questions from Commission
[3:47:46 PM](#) John Bacino
[3:48:24 PM](#) Staff comment, Vickie Zeier
[3:48:44 PM](#) Commissioner Jean Curtiss comment and Staff comment, Vickie Zeier
[3:49:24 PM](#) Questions from Commission
[3:52:16 PM](#) Public Comment
[3:52:27 PM](#) Executive Session
[3:52:31 PM](#) Staff comment, Vickie Zeier
[3:53:04 PM](#) Commissioner Jean Curtiss clarification
[3:53:58 PM](#) John Bacino
[3:54:32 PM](#) Commissioner Bill Carey made a motion that the Board of County Commissioners approve Proposal #2 from Vickie Zeier with the provision that there be a relocation of Precincts 94 and 95 to the library. [3:55:00 PM](#) Commissioner Jean Curtiss comment. [3:55:19 PM](#) Commissioner Jean Curtiss seconded the motion. [3:55:25 PM](#) Chair Michele Landquist comment. [4:04:57 PM](#) The motion carried on a vote of 3-0.

8. [4:05:20 PM](#) **OTHER BUSINESS**

9. [4:05:21 PM](#) **RECESS**

There being no further business to come before the Board of County Commissioners, the meeting was recessed at 4:05 p.m.