

**CASCADE COUNTY COMMISSION MEETING**  
**September 9, 2008**  
**COMMISSION CHAMBERS**  
**COURTHOUSE ANNEX, ROOM 111**  
**9:30 p.m.**

**Notice: These minutes are paraphrased and reflect the proceedings of the Board of Commissioners. MCA 7-4-2611 (2) (b)**

**PRESENT:**

**Commission-** Chairman Lance Olson, Commissioner Joe Briggs and Peggy Beltrone.

**Staff-** Brian Hopkins, Susan Conell, Brian Clifton, Steve Bolstad, Dave Sutton, Luella Vogel, Lisa McGilvra, and Marie Sickels.

**Public** – Clayton M. Braden, Dona Stebbins, Steve Erwin, Kim Theil-Schaff, Joe Stanek, Linda Stanek, Lyle Meeks, Kathleen Gessaman, Ron Gessaman, and Media.

**CALL TO ORDER:** Chairman Olson called the meeting to order.

**PLEDGE OF ALLEGIANCE:** The pledge of allegiance was recited.

**READING OF THE WEEKLY CALENDAR:** Lisa McGilvra read the calendar.

**PROCLAMATION: SEPTEMBER IS DECLARED AS ALCOHOL AND DRUG ADDICTION RECOVERY MONTH** Collette Mayers read the proclamation.

**APPROVAL OF PURCHASE ORDERS AND ACCOUNTS PAYABLE WARRANTS:**

Commissioner Briggs made a **MOTION** to approve purchase orders and accounts payable warrants # 171306 through #171574 totaling \$1,354,650.21 dated 8/22/08 through 8/27/08. Purchase orders and accounts payable warrants #171575 through #171708 totaling \$256,488.44 dated 8/29/08 through 9/03/08.

**Motion carries 3-0**

**CONSENT AGENDA:**

Commissioner Briggs made a **MOTION** to approve the consent agenda and minute and minute entries, and routine contracts as follows;

- ◆Resolution 08-78 Establishing an altered Commission Meeting on September 19, 2008.
- ◆Resolution 08-79 Establishing Public Internet Access Rates to the Data Stored in Clerk and Recorder's Office in the amount of \$150 per applicant per year.
- ◆Addendum to the Agreement with Spectrum Medical Services to Provide Medical Services for the Cascade County Adult Detention Center in the amount of \$16,200.

◆*Renewal of Memorandum of Agreement with the Montana Air National Guard for Fire Protection Services* **This item was stricken from the consent agenda awaiting signatures from other parties.**

◆2008 Byrene Justice Assistance Grant (JAG) Program in the amount of \$11,488.

◆Board Appointments: Jason McAllister to the Black Eagle Fire District to a three year term. Appointment of Patricia Brady to a three year term to the Dearborn Rural Fire Service Area. Appointment of Louise Watson to replace Mary Flora with a term expiring in 2009 to the Dearborn Rural Fire Service Area. Reappointment of Larry Murphy to the Belt Rural Fire District for a three year term. Reappointment of Ed Wheeler and Dennis Andersen to the Simms Rural Fire Service Area for three year terms. Appointment of Howard Largent to replace Alan Gagne with a term expiring in 2009 to the Simms Rural Fire Service Area. Reappointment of Warren Harding to the Preservation Board for a two year term.

**CITY-COUNTY HEALTH DEPARTMENT:**

◆WIC Program Contract #09-07-5-21-003-0 w/Department of Health and Human Services to provide program services in the amount of \$314,567.

◆ Public Health Emergency Preparedness and Training contract # 09-07-6-11-008-0 w/Department of Health and Human Services in the amount of \$117,521.

Chairman Olson opened the consent agenda to public comment in which Clayton M. Braden questioned the *Resolution 08-79 Establishing Public Internet Access Rates to the Data Stored in Clerk and Recorder's Office in the amount of \$150 per applicant per year*. He asked if this service to get records was only available to internet users only. I, Marie Sickels responded stating all records are available in our office and this service is to view images for a yearly fee on the internet.

**Motion carries 3-0 to approve consent agenda.**

**AGENDA ITEM #1**

**PUBLIC HEARING WITH A MOTION TO APPROVE/ DISAPPROVE RESOLUTION TO INTENT 08-80 TO REZONE PARCELS #2700300 AND #2700500 IN SECTION 29 AND PARCEL #2699200 IN SECTION 28 AND Parcel #2698100 IN SECTION 27 FROM A-2 AGRICULTURAL TO I-2 HEAVY INDUSTRIAL**

Chairman Olson opened the Public Hearing at 9:41 a.m.

The reading of the public notice was waived with no objections.

Susan Conell gave a synopsis of this zone change.

Ms. Conell thoroughly read pages (2-12 in the action agenda report) notifying the Commission that there was additional comment from Montana Fish Wildlife and Parks in form of a letter (included in the action agenda report).

She stated they had some concerns and were working with the applicant. Their

office also received another letter of support from Montana Specialty Mills. Also noted was the amount of acreage reflected in the action agenda report was incorrect 668.394 and not stated verbally, the acreage presented was correct as 988.54 acres.

Chairman Olson called for **proponents:**

Developer Joe Stanek approached the Commission and presented his Great Bear Innovation Park outline (attached) he also presented several exhibits for the record which are available for preview at the Clerk and Records Office. In closing he requested the Commissions affirmative vote for this zone change.

City of Great Falls Mayor Dona Stebbins announced she was here to speak in favor of this rezone.

She said a view shed is a nice thing to have but it doesn't feed families or create jobs and this industrial park would do exactly that. She said we can preserve but finally we are going to find ourselves like a flying amber perfectly preserved and dead as a doornail.

In closing she stated she would appreciate the Commissions affirmative vote on the matter.

Kim Theil-Schaff from the Great Falls Development Authority speaking on behalf of the Board, she stated they have worked closely with Mr. Stanek for some time and are in full support of his plan. She ended stating she felt that Mr. Stanek has the best interest of the community at heart.

Chairman Olson requested proponents three times with no more responses.

Chairman Olson requested **opponents:**

Kathleen Gessaman stated she was not opposing the project but opposing the heavy industrial zone change. She stated with heavy industrial they could come in and any business could be located there. She had concerns about not being able to speak and disappointed she missed the Planning Board meeting due to the Planning Board didn't quite publicize, or that she didn't quite hear about it which was her problem. She also had concerns about the amount of water available due to the water right figures she gave and stated this needs to be addressed. She voiced her concerns with heavy industrial zoning and being a cancer survivor emphasized the need for a clean environment for families and the future. She stated that this should be zoned light industrial and that is a designation she could agree with.

Brian Hopkins Chief Deputy Civil Attorney spoke for the Planning Department stating that they have taken offense to Ms. Gessaman comment about not properly noticing the public meeting. He stated that it was properly noticed on July 30, 2008, August 3, 2008 and August 10, 2008 in the Great Falls Tribune.

Ron Gessaman stated his wife was the previous speaker and commended the City Mayor for attending a County meeting. He stated their family lives just down the street with this situation of having a cancer survivor that heavy industrial will force them to leave this area, in which he has spent half his life in, with the other half of his life being an engineer starting up heavy industrial plants. He gave an example of a plant in South Africa that has destroyed much of the area; he encouraged the Commission to not let that happen here. He also raised his concerns with a possible nuclear missile processing center if zoning is premade prior to knowing what is going to be there. He requested the Commission lower the zoning designation prior then higher it if needed. In closing he stated he appreciated Mr. Hopkins comments and that his wife was not criticizing the Planning Department and that there has been so much going on that they overlooked the meeting times, he hoped they would accept their apology.

Chairman Olson called for opponents three more times and there were no more opponents.

Chairman Olson closed the public hearing at 10:40 a.m.

Commissioner Briggs thanked that Planning Board staff for the concise report stating many of his questions were answered ahead of time. He also thanked Mr. Stanek for all his information he supplied for the record.

Commissioner Beltrone stated she was in full support but due to an issue she will need to abstain from voting.

Commissioner Briggs made a **MOTION** to **ADOPT** the Staff Report and **APPROVE** the Resolution to rezone parcels #2700300 and #2700500 in Section 29, Parcel #2699200 in Section 28, and Parcel #2698100 in Section 27, all within Township 21, all within Township 21 North, Range 4 East from “A-2” Agricultural to “I-2” Heavy Industrial.

**Motion carries 2-0 Chairman Olson for, Commissioner Briggs for, and Commissioner Beltrone abstained.**

**AGENDA ITEM #2**

**MOTION TO APPROVE/DISAPPROVE CONTRACT WITH UNITED MATERIALS TO COMPLETE THE BOB MARSHALL PLACE (RSID) RURAL SPECIAL IMPROVEMENT DISTRICT IN THE AMOUNT OF \$97,145.**

Commissioner Beltrone made a **MOTION** to approve the contract with United Materials for the Bob Marshall Place Rural Special Improvement District in the amount of \$101,270.00.

Chairman Olson announced that the figure previously announced as \$97,145 has been increased to reflect certain wages and conditions. Mr. Hopkins mentioned that this was well below the cost of \$129,000 quoted prior.

**Motion carries 3-0**

**AGENDA ITEM #3**

**PUBLIC PARTICIPATION IN DECISIONS OF BOARD AND ALLOWANCE OF PUBLIC COMMENT ON MATTERS THE COMMISSION HAS JURISDICTION, ON ITEMS NOT COVERED BY TODAY'S AGENDA.**

Chairman Olson opened the meeting to public comment, which there was none.

**ANNOUNCEMENTS:**

Chairman Olson announced an open house for the new County Shop/Road Department on September 20, 2008 from 11 a.m. to 3 p.m. which is located at 279 Vaughn South Frontage Road. He stated a special speaker (to be announced) and ribbon cutting event will be held at 1:00 p.m.

He continued by stating how this building has gone far above his expectations and is a post card of energy efficiency, work efficiency and room for expandability. He thanked Brian Clifton and Dave Sutton for all their hard work.

Commissioner Beltrone welcomed the public to this open house mentioning that several extension agencies with the Health Department will be there to answer questions and share ideas on use of energy in homes and business.

Commissioner Briggs announced that on September 16, 2008 there will be a kickoff for the OEA grant and the public is encouraged to attend.

**ADJOURNMENT:**

The meeting was adjourned at 10:50 a.m.

**NEXT MEETING DATE:**

**All meetings are held in the Commission Chambers at the Courthouse Annex.**

Work Session meeting will be Monday, September 15, 2008 at 2:00 a.m.

Regular Commission meeting will be Friday, September 19, 2008 at 9:00 a.m.

These changes in meeting dates are due to the Commission attending MACO meetings this month.