

**CASCADE COUNTY COMMISSION MEETING
JANUARY 13, 2009
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 Joe Briggs, Commissioners Peggy Beltrone, and Bill Salina. **Staff seated with Commission** –Jess Anderson, Brian Hopkins, Susan Conell, Brian Clifton, Rina Ft. Moore, Lisa McGilvra and Marie Sickels.

Many members of the public, media and other departments did not sign in. The list below reflects the entries on the sign in sheet (see attached sheet of sign ins). Ken Eklund, Alan Frohberg, Bill Lewis, Jackie Buskirk, Steve Erwin, Stacey Bird, Kathleen Gessaman, Ronald Gessaman, Earl Salley, Elva Pilling, Denny Pilling, Alex Gavrisheff, Dave Sutton, Joseph N Murphy, Jeff and Pam Poncelet.

CALL TO ORDER: Commissioner Beltrone called the meeting to order .

PLEDGE OF ALLEGIANCE: The pledge of allegiance was recited.

MOTION TO ELECT NEW CHAIRMAN OF THE BOARD OF CASCADE COUNTY COMMISSIONERS

Commissioner Beltrone made a **MOTION** to appoint Commissioner Briggs to Chairman of the Board of Cascade County Commissioners.

Motion carries 3-0

Chairman Briggs announced that the EPA public hearing will be held after this commission meeting.

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

PURCHASE ORDERS AND ACCOUNTS PAYABLE WARRANTS:

Commissioner Beltrone made a **MOTION** to approve purchase orders and accounts payable warrants # 175136 through #175393 totaling \$852,223.37 dated 12/09/08 through 12/31/08. In addition, payroll checks #56152 through #56310 were issued totaling \$109,616.95 and direct deposits were made totaling \$752,511.25 during the month of December.

Motion carries 3-0

CONSENT AGENDA:

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

- ❖ Resolution 09-01 establishing a regular Cascade County Commissioner Meeting Schedule
- ❖ Resolution 09-02 setting County classification
- ❖ Resolution 09-03 approving the dedication for public use of a portion of 2nd Street in Vaughn
- ❖ Resolution 09-05 declaring a County snow emergency
- ❖ Resolution 09-07 extending the hours of the Clerk and Records Office
- ❖ Resolution 09-08 extending the hours of the Elections Office
- ❖ DPHHS Contract #09-027-21005-0 with Aging Services to establish and operate a commodity supplemental food program
- ❖ Contracts for the Montana State Fair with Romeo Entertainment Group, Theatrical Media Services, Sankey Rodeo Co. New West Rodeo Productions, and Thomas Carnival Incorporated

City County Health Department

- ✓ Cooperative Agreement with United States Department of Agriculture providing Women Infants and Children voucher recipients access to Farmers Market Goods
 - ✓ DPHHS Contract #09-07-51-004-0 HIV Prevention Services Contract
- Chairman Briggs stated that the contracts above are housekeeping items that reflect the change in management at the Fair Grounds. He also announced that this should be a smooth transaction with no disruptions.

Commissioner Beltrone stated many of the Resolutions listed above are housekeeping items, and the declaration of County Snow Emergency is in place in case we have continued snow fall this winter, and need additional funding.

Commissioner Beltrone also requested that Rina Ft. Moore elaborated on the extended hours for her offices. Ms. Moore stated her offices would be open at 7:30 a.m. to provide services to the public.

John Watts requested more information on the Commission meeting schedule. Chairman Briggs stated he would get a copy of the revised schedule due to the MACO meetings. He also confirmed that meeting schedules will remain the same and with some changes in dates.

Motion carries 3-0 to approve consent agenda.

AGENDA ITEM #1
**PUBLIC HEARING WITH A THE PRELIMINARY PLAT OF
NORTHPOINT INDUSTRIAL COMPLEX MAJOR SUBDIVISION**

Chairman Briggs opened the public hearing at 9:40 a.m.
The reading of the public notice was waived with no objections.
Susan Conell read action agenda report, and mentioned the attached letters found in this agenda packet concerning this subdivision.

Alan Frohberg from Glacier Engineering stated he was representing the Dickinson Broadcast Corporation and they are working closely with they are working closely with the fire department and Montana Department of Transportation.

Chairman Briggs called for Proponents: Dave Campbell realtor, stated there was a demand for this subdivision with two lots presold. He said this was a necessary project in which he is favor of.

Chairman Briggs called for Opponents: three times in which no one came forward.

Chairman Briggs called for Informational speakers which are neither pro nor con in which there were none.

Chairman Briggs closed the public hearing at 9:53 a.m.

Commissioner Salina made a **MOTION** to approve the Staff Report and Findings of Fact and conditionally approve the Preliminary Major Plat of the Northpoint Industrial Complex Major Subdivision subject to 16 conditions.
Motion carries 3-0

AGENDA ITEM #2
**MOTION TO APPROVE/DISAPPROVE THE PRELIMINARY PLAT
OF THE EDGEWATER ESTATES MAJOR SUBDIVISION**

Chairman Briggs opened the public hearing at 9:50 a.m.
The reading of the public notice was waived with no objections.

Joe LaForest presented this subdivision and mentioned the related letters and emails found in the agenda packet. He informed the Commission that condition #16 states that a mutual agreement with Cherry Creek Radio is required.

Joe Murphy speaking on behalf of the developers made himself available for questions and stated the conditions are being addressed.

Chairman Briggs called for proponents three times in which no one came forward.

Chairman Briggs called for opponents three times in which no one came forward.

Chairman Briggs called for informational speakers in which no one came forward.

Alex Gavrishoff came forward as an opponent to state he owns property adjacent and had concerns about the septic system with nine new residents. He also asked the Commission to consider the rural setting and possible habitat loss. He stated he was clearly opposed to this subdivision.

Commissioner Briggs closed the public hearing at 9:58 a.m.

Commissioner Beltrone made a **MOTION** to adopt the findings of fact and the staff report and conditionally approve the Preliminary Plat of Edgewater Estates Major Subdivision located in the SE ¼ of Section 1 North, Township 19 North, Range 3 East, P.M.M. Cascade County, Montana subject to 16 conditions.

There was some discussion concerning the final approval of this subdivision and conditions that will be met.

Motion carries 3-0

AGENDA ITEM #3

MOTION TO APPROVE/DISAPPROVE THE FIRST READING OF ORDINANCE 09-01 ESTABLISHING THE PROCEDURE FOR ELECTING THE PRESIDING OFFICER FOR COMMISSION BOARD MEETINGS

Commissioner Beltrone made a **MOTION** to approve the first reading of Ordinance 09-01 establishing the procedure for electing the presiding officer for Commission board meetings.

Brian Hopkins presented this item stating it was just a formality of something that has been done in the past.

Motion carries 3-0

AGENDA ITEM #4

PUBLIC HEARING WITH A MOTION TO APPROVE/DISAPPROVE RESOLUTION 09-04 AUTHORIZING APPLICATION TO THE COMMUNITY NEIGHBORHOOD STABILIZATION PROGRAM FUNDS

Chairman Briggs opened the public hearing at 10:04.

The reading of the Public Notice was waived with no objections.

Sheila Rice of Neighborworks presented this program stating it would help them to buy foreclosed or abandoned properties and help lower income family replace their older mobile homes with more modern energy efficient ones. She thanked the Commission for the good working relationship with Neighborworks.

Chairman Briggs called for proponents three times in which no one came forward.

Chairman Briggs called for opponents three times in which no one came forward.

Chairman Briggs called for informational speakers in which no one came forward.

Chairman Briggs closed the public hearing at 10:07 a.m.

Commissioner Beltrone stated what a great program this is and how rural America is in need of upgrades on older housing to allow greater energy efficiency. She also stated this is the right type of investment with a lifetime of savings.

Commissioner Salina made a **MOTION** to approve Resolution 09-04 to authorize submission of an application to the Montana Department of Commerce for Community Neighborhood Stabilization Program Funds.
Motion carries 3-0

AGENDA ITEM #5

PRESENTATION OF THE SAND COULEE WATER DISTRICT

Gary Shick of NCI Engineering presented this water district stating that there is a great need for improvement to this system. He stated the petition would allow the Sand Coulee residents to seek monies and grants to develop their own waters resources. There was further discussion on this water district.

AGENDA ITEM #6

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 Briggs opened the meeting to public comment.

In which there was none.

ADJOURNMENT:

The meeting was adjourned at 10:18 a.m.