

COMMISSIONERS APPROVAL

IMAN 

CHILCOTT 

FOSS 

STOLTZ 

KANENWISHER 

PLETTENBERG (Clerk & Recorder)

Members Present.....Commissioner Greg Chilcott, Commissioner Suzy Foss, Commissioner Ron Stoltz and Commissioner Matt Kanenwisher

Date.....August 18, 2011

► Minutes: Glenda Wiles

► The Board convened at 9:00 a.m. for budget deliberation with the Road & Bridge Department.

► The Board met at 3:05 p.m. with County Attorney Bill Fulbright, Road Supervisor David Ohnstad and Aldo & Niki Sardot in regard to the Sardot's complaints on the Upper Woodchuck Road paving project. Bill gave some background on the letter he received on April 14, 2011 from the Sardot's as well as David's response of June 17, 2011. Bill indicated he has a court case that starts in 15 minutes and he is unable to stay for this meeting but felt it was important for the Commissioners to decide how they will deal with these complaints so they do not end up in litigation. It was noted the paving was done as the result of a litigation by the Sardot's which resulted in a settlement. It was agreed to start a dialogue today with Mr. & Mrs. Sardot stating their concerns.

Mr. Sardot stated he has three main concerns:

1. There were three culverts which were taken out but not replaced. Now the water is washing out the road. The Road Department workers placed some rocks in certain locations in order to divert the water. When the construction was occurring, Mr. Sardot visited with Road Foreman Meisner as well as Road Supervisor Ohnstad to address the need to replace the culverts. Mr. Sardot also noted one of the removed culverts is even being stored on his property by the road department personnel.
2. The drainage is now 2' lower than were the culverts were, so now the water now just sits there until it is high enough to begin to flow. See what they have done, he questions if there was even a drainage plan before they started paving.
3. About one month before the first snow, some sections of the asphalt began to crack and it looks like it is going to break off. This paving is only 6 months old and this is not a good paving job. The settlement agreement for the road paving, should be to do it within the proper standards, i.e., replacing culverts, proper drainage and good asphalt.

Commissioner Kanenwisher asked if these are the only complaints. Mr. Sardot stated yes these are his complaints. Commissioner Kanenwisher asked him if there was a concern over the width. Mr. Sardot stated the county required the width at 18' , and while he would have liked 20' because it would be safer, he understands the width will not be changed now, and it will stay at 18'. Commissioner Kanenwisher also asked Mr. Sardot if he had any concern over his fence. Mr. Sardot stated he spent money to replace the fence and while he did not want to do it, he did, and at this point there is no concern over the fence issue.

Commissioner Kanenwisher stated he would like to make an onsite visit to actually see the Sardot's concerns.

David stated he can save them a site visit. If the Commissioners review the letter he sent on June 17<sup>th</sup>, which was sent with the concurrence of the Commissioners, it was agreed they will replace one culvert as well as the drainage issues and the poor asphalt will be replaced. The alignments and engineering was paid for by the county because they could not obtain them from the Sardot's engineer. The culvert location is: 900 feet south of Missoula/Ravalli County Line (culvert will be placed there), and the south side of the hill will be re-graded and stabilized (they have started but not finished this stabilization as of yet).

Commissioner Kanenwisher reiterated the need for a site visit in order for them to decide how to fix this problem. Previous conversations do not matter at this point, as it is important for them to be fixed.

Commissioner Foss asked who was responsible to repair this road in the future. David stated it is a county road. Commissioner Foss stated all the more reason to make sure this road has been done correctly.

The site visit is set for noon on Friday, August 26<sup>th</sup>.

► The Board met at 4:05 p.m. to open bids for the West Fork Pavement Markings and West Fork Sign Replacement.

- One bid was received for the Pavement Markings from Pro Mark of Lolo. The bid bond was present with a total of \$133,370.00. There are no addendums for this bid and the bid is properly signed. **Commissioner Kanenwisher motion to refer this bid to the Road Department for their review and recommendation for award. Commissioner Foss seconded the motion and all voted "aye".**
- Three bids were received for the Sign Replacement. It was noted there is one addendum with a different bid sheet number.  
Mountain West Holding Co., Billings. Bid Bond was present with a total of \$92,087.60.  
Highway Technology Inc, Missoula. Bid Bond was present with a total of \$99,360.00  
Poteet Construction with a Bid Bond at a total of \$168,-92.10  
**Commissioner Kanenwisher made a motion to refer this bid to the Road Department for their review and recommendation for award. Commissioner Foss seconded the motion and all voted "aye". (4-0)**