

COMMISSIONERS APPROVAL

FOSS *SF*

CHILCOTT *G*

IMAN *JR*

STOLTZ *R*

Members Present.....Commissioner Suzy Foss, Commissioner J.R. Iman and Commissioner Ron Stoltz

Date.....July 17, 2012

► Minutes: Glenda Wiles

► Commissioner Greg Chilcott was in Pittsburg, PA. for a NACo Public Lands Steering Committee meeting.

► The Board met with Road Administrator Eric Anderson at 8:40 a.m. for a road update and to make an approval of the following items. Also present was Deputy County Attorney Howard Recht to briefly discuss the potential meeting on Thursday regarding a reclamation of the Camas Pit, as well as the continual theft of copper wire from parked road department equipment.

- **Commissioner Iman made a motion to allow the Veterans Fun Run on Tammany Lane with proof of insurance (Event to occur in August). Commissioner Stoltz seconded the motion and all voted "aye". (3-0).**
- **Commissioner Iman made a motion to have the chair execute the contract manual for the Lake Como Pavement Preservation Chip Seal Project (with Western Federal Lands (federal dollars) under the WGM Engineering supervision. Commissioner Stoltz seconded the motion. Public Comment: Chris Hockman suggested a lower speed limit so the chip seal does not get peeled away. All voted "aye". (3-0)**

► The Board met with Adelle Dicken and Marie Christopher, Board of Directors for the Tourism Business Improvement District (TBID) at 9:00 a.m. to discuss approval extending the date for adoption of their bylaws due to their legal status of being a nonprofit. Marie indicated since this TBID does not collect any mill levies, Civil Council Dan Browder has addressed the TBID as a political subdivision rather than a 501c (3). **Commissioner Iman made a motion to extend the date for the adoption of their bylaws for another three months (October 19, 2012) until the County Attorney makes a proper review. Commissioner Stoltz seconded the motion and all voted "aye". (3-0) It was also agreed that Trish Hatfield could remain on the board as an interim member (her term expired 6/30/12) until this legal status is researched and the bylaws are in place.**

► The Board met 9:15 a.m. for various administrative matters which included the following:

- **Commissioner Reports: Commissioner Foss gave a report on the Chrandal Fire as presented to her yesterday by the Bitterroot National Forest Service. Commissioner Iman**

and Stoltz gave a report on the work to be done by Mr. Arduini's property on the West Fork Road. Commissioner Iman addressed the bicycle paths along Highway 93 for maintenance responsibilities.

- RCEDA Staff John Schneeberger met with the Board for a summary of ADA compliance plan for the Ravalli County Public Buildings. (See attached). This plan complies with the Community Block Grant Programs requirements and the Compliance Officer is Human Resource Director Robert Jenni.

▶ The Board met at 9:50 a.m. with Human Resource Director Robert Jenni for an update. **Commissioner Iman made a motion to sign the collective bargaining agreement with the Sheriff Deputies for Fiscal Year 2013, noting there were no changes from last year's contract. Commissioner Stoltz seconded the motion and all voted "aye". (3-0)**

▶ The Board met with Treasurer Marie Keeton at 10:20 a.m. for an update. (See attachment).

▶ The Board met at 1:30 p.m. to act upon a Request for Commission Action on the Final Plat approval for Victor Mercantile 2-lot subdivision. Present at this meeting was Planner Kevin Waller. (See attached). **Commissioner Stoltz made a motion grant final plat approval to the Victor Mercantile 2-lot subdivision. Commissioner Iman seconded the motion and all voted "aye". (3-0)**



## REQUEST FOR COMMISSION ACTION

OG-12-07-141

BCC Meeting: July 17, 2012 @ 1:30 p.m.  
Subject: Subdivision Final Plat Approval

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### I. Action Requested

This is a request from Ray Daguerre, represented by Steve Powell of Powell Surveying, Inc., to approve the final plat submission for the Victor Mercantile Subdivision.

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### II. Applicable Regulations

Ravalli County Subdivision Regulations (RCSR) Section 10-3(A) gives the Board of County Commissioners (BCC) the authority to approve final plat submissions, if they conform to the conditions of preliminary plat approval, the terms of the MSPA, and the RCSR.

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### III. Background

- The Victor Mercantile Subdivision was conditionally approved, as amended, by the Board of County Commissioners (BCC) in a public hearing on May 3, 2012.
- The Preliminary Plat Decision was mailed to the subdivider on June 13, 2012, beginning the 18-month preliminary plat approval period.
- The Planning Department has reviewed the final plat submission for the Victor Mercantile Subdivision, and has determined that the Board of County Commissioners' conditions of approval and requirements of final plat submission have been met.

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### IV. Planning Staff Recommendation

The Planning Department has reviewed the final plat submission for the Victor Mercantile Subdivision, and recommends that the BCC approve the final plat.

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Attachments: Final Plat Materials  
Staff: *KW* Kevin Waller  
Date: July 13, 2012  
Cc: Steve Powell (Powell Surveying, Inc.), Ray Daguerre

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Summary of ADA Compliance Plan for Ravalli County Public Buildings  
Ravalli County Commission  
July 17, 2012

- Applicable U.S. Law
  - Rehabilitation Act of 1973, Section 504
    - prohibits discrimination on the basis of handicap in federally assisted programs
  - Americans with Disabilities Act of 1990
  - ADA, Title II, subtitle A, 1991, Department of Justice regulations
    - Nondiscrimination on the Basis of Disability in State and Local Government Services
  - Revised ADA Standards for Accessible Design, 2012 (in effect since March 2011)
- Title II requires its buildings to be "accessible in all cases, except where to do so would result in a fundamental alteration in the nature of the program or in undue financial and administrative burdens."
  - Despite the above exception the agency " must take any other steps necessary to ensure that individuals with disabilities receive the benefits or services provided by the public entity."
  - The burden of proof for whether compliance would be an "undue financial or administrative burden" rests with the public entity, i.e. the County
- Time period for compliance: "Where structural changes in facilities are undertaken to comply with the obligations established under this section, such changes shall be made within three years of the effective date of this part, but in any event as expeditiously as possible."
- Transition plan for compliance: The plan shall, at a minimum:
  - Identify physical obstacles in the public entity's facilities that limit the accessibility of its programs or activities to individuals with disabilities;
  - Describe in detail the methods that will be used to make the facilities accessible;
  - Specify the schedule for taking the steps necessary to achieve compliance with this section and, if the time period of the transition plan is longer than

- one year, identify steps that will be taken during each year of the transition period; and
  - Indicate the official responsible for implementation of the plan.
- Facility Inventory, Possible Solutions, Implementation Schedule, Grievance Procedure and Public Notice of Non-discrimination on the basis of disability
  - Completed May 2007
  - Reviewed:
    - Fair Grounds
    - Road Department
    - Administration Building
    - Courthouse
    - Museum
    - Airport
      - No review was done because it is leased to a private contractor. The County is required to make sure that the private contractor is compliant with ADA Title II standards.
  - Updated every 5 years in accordance with Montana State Department of Commerce Standards
- July 2012 Review and Update
  - New Compliance Officer: Robert Jenni
  - Report on progress on areas identified in 2007
  - Timeline for improvements to existing facilities
- RCEDA developed this plan for the County because it was necessary for the Community Development Block Grant Program
- RCEDA does not have the expertise nor is offering a legal opinion that the County is in compliance with ADA standards for existing County buildings.

1. Tax collection

2011 Real: 97.56 %

2010 Real: 99.29 %

2009 Real: 99.52%

*\$958,000 +  
(832,32)*

*- 958,000 short  
- "in collection"*

2. Tax Lien Sale today for 2011 delinquencies. We printed 1046 Tax Certificates. We originally mailed out 2691 delinquent letters in June, and we do mail to all years delinquent.

We also printed an Uncollected Taxes list for real estate with all years delinquent in it to keep at our front counter for viewing. Last year that list was 105 pages, this year it is only 80 pages.

3. We have processed 16 Assignments so far in calendar 2012, 9 of which have been redeemed as of 07/16. There have been 4 properties go to Tax Deed this year.

4. We lost one of our employees to another county office. We will be interviewing next week to fill the position. The replacement will start out in Motor Vehicles, and later be cross-trained in the Tax Department. We are in the peak of the high volume for the Motor Vehicle Department right now.

5. Cash balances for end of fiscal year. We have \$ 25,885,443.65 invested, \$16,401,041.98 of that in STIP for short term. At the close of last month STIP was at .3032357 %.

**CASH BALANCE FOR THE MONTH OF:**

Jun-12

<b>BANK</b>	<b>BEG BALANCE</b>	<b>DEPOSIT</b>	<b>DISBURSE</b>	<b>BALANCE</b>
1ST INTERSTATE	\$12,468,378.38	\$16,885,898.08	-\$25,411,966.92	\$3,942,309.54
RAVALLI CO BK	\$112,654.22	\$415,623.21	-\$500,474.96	\$27,802.47
FARMERS STATE	\$199,800.64	\$417,509.93	-\$506,569.00	\$110,741.57
ROCKY MNTN	\$40,415.97	\$986.66	\$0.00	\$41,402.63
<b>SUB TOTAL</b>	<b>\$12,821,249.21</b>	<b>\$17,720,017.88</b>	<b>-\$26,419,010.88</b>	<b>\$4,122,256.21</b>
ROCKY MNTN MARKET MAX	\$0.00	\$0.00	\$0.00	\$0.00
RAVALLI CO BANK IIA	\$427,128.87	\$33.93	-\$400,000.00	\$27,162.80
FARMERS STATE	\$424,656.08	\$87.02	-\$400,000.00	\$24,743.10
ROCKY MNTN SAVINGS	\$159,436.69	\$47.26	\$0.00	\$159,483.95
<b>SUB TOTAL</b>	<b>\$1,011,221.64</b>	<b>\$168.21</b>	<b>-\$800,000.00</b>	<b>\$211,389.85</b>
<b>TOTAL ALL BANKS:</b>	<b>\$13,832,470.85</b>	<b>\$17,720,186.09</b>	<b>-\$27,219,010.88</b>	<b>\$4,333,646.06</b>
<b>INVESTMENTS</b>				
STERLING	\$0.00	\$0.00	\$0.00	\$0.00
RBC	\$3,718,133.33	\$0.00	\$0.00	\$3,718,133.33
STIP	\$11,601,041.98	\$7,800,000.00	-\$3,000,000.00	\$16,401,041.98
RAVALLI CO BANK SAVINGS	\$0.00	\$0.00	\$0.00	\$0.00
LPLGWK	\$5,766,268.34	\$0.00	\$0.00	\$5,766,268.34
<b>TOTAL INVESTMENTS:</b>	<b>\$21,085,443.65</b>	<b>\$7,800,000.00</b>	<b>-\$3,000,000.00</b>	<b>\$25,885,443.65</b>
STEVI ELEMENTARY BOND	\$361,576.34	\$92.13	\$0.00	\$361,668.47
<b>TOTAL OTHERS:</b>	<b>\$361,576.34</b>	<b>\$92.13</b>	<b>\$0.00</b>	<b>\$0.00</b>
CASH ON HAND	\$508,059.21			
BANKS	\$4,333,646.06			
INVESTMENTS	\$25,885,443.65			
OTHER INVESTMENTS	\$361,668.47			
MISC OTHER	\$2.19			
<b>TOTAL:</b>	<b>\$31,088,819.58</b>	<b>\$0.00</b>		
CASH FORWARD	\$36,976,996.12			
RECEIPTS	\$11,724,497.08			
DISBURSE	-\$17,612,673.62			
<b>TOTAL:</b>	<b>\$31,088,819.58</b>			