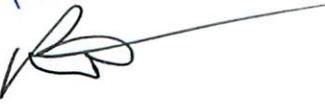


COMMISSIONERS APPROVAL

FOSS 

CHILCOTT 

IMAN 

STOLTZ 

BURROWS 

Members Present.....Commissioner Greg Chilcott, Commissioner J.R. Iman, Commissioner Ron Stoltz and Commissioner Jeff Burrows

Date.....September 4, 2012

► Minutes: Glenda Wiles

► The Board met at 8:35 a.m. with Road Supervisor Eric Anderson for an update. Present at this meeting was Deputy County Attorney Howard Recht. Items of discussion included the following:

- Agreement with Florence Park District for snow plowing the Highway 93 Bike/Pedestrian Path - Eric presented language for a proposed agreement with the District for discussion which included the standard of maintenance, weather event closure, value and mileage of plowing, and snow blow back from the Department of Transportation's snow removal on the highway. The Board agreed to have Attorney Recht work on a formal agreement for a snow plow agreement. It was also agreed to continue working on the Amenities Agreement with the State on the bike/pedestrian path way from Hamilton to Florence.
- Projects that were finished; Old Corvallis and Fairgrounds Road project that is beginning; millings to be utilized on Stevi-River Road; Blodgett Park and Meadow Vista re-graveling.
- Eric indicated he addressed the crews return hours to the shop which has improved since he has addressed that issue with staff which includes no more dogs at the shop or in equipment.
- Requirements for Commercial Drivers for mileage and mileage/time tracking for management purposes.

► The Board met at 9:10 a.m. with School Superintendent Mike Williams to address the annual approval of Transportation and Retirement District Levies. (See attached) Because this is a permissive levy the Commissioners must approve the county-wide levies for Elementary and High School General, Elementary and High School Retirement as well as transportation. For year ended June 30, 2013, the total levy is set at 95.71. **Commissioner Iman made a motion to approve the Transportation and Retirement Levies as presented this date. Commissioner Stoltz seconded the motion and all voted "aye". (4-0)**

► The Board met at 9:30 a.m. for various administrative matters as follows:

- Subdivision Extension Request for AP Sunnyside Orchards #3, Block 9, Lot 12-A - Planner Kevin Waller presented a Request for Commission Action (see attached). **Commissioner Stoltz made a motion to grant a three year extension for this Subdivision. Commissioner Burrows seconded the motion and all voted "aye". (4-0)**
- Re-appointment of two positions for Victor Fire Board of Trustees - Present was Larry Draper, Vice Chairman of Victor Fire Board of Trustees. Glenda noted Cliff Simonsen sent a letter to the Commissioners stating he is retiring from the Victor Fire Department and Board of Trustees. After researching the members on the Fire Trustees, Glenda noted Ken Crepea and Roy Perry's terms were also expired as they had failed to file for the Victor Fire election. Therefore, with Cliff's retirement as well as the expired terms of Ken and Roy, the Board of Trustees does not have a quorum (leaving only Larry Draper and JoAnn Candelaria). Larry stated both Ken and Roy are hard working members of the Board and they have continued to serve on the Board of Trustees after their terms expired. He presented a letter recommending the Commissioners reappoint them until them to 2013 at which time they will have to seek re-election. **Commissioner Iman made a motion to re-appoint Ken Crepea and Roy Perry through their term of 2013. Commissioner Burrows seconded the motion and all voted "aye". (4-0)** The Trustees will now bring forth a name to replace Cliff Simonsen. Discussion included the Fire District making sure they track the dates for term endings and the necessity to file for election.
- Amendment to DPHS Task Order Contract #12-07-5-11-0060-0 Title X monies - This amendment adds approximately \$3,000 to the original contract for Men and Women's Health. **Commissioner Iman made a motion to approve this Task Order Amendment as presented. Commissioner Burrows seconded the motion noting the amendment should be signed with Commissioner Iman's signature (due to the original Task Order signature of approval). Commissioner Burrows, Iman and Chilcott voted "aye". Commissioner Stoltz abstained from this vote. Motion carried. (3-0)**
- Memorandum of Understanding with Montana Predator Control - this is a yearly agreement for protection of sheep within Ravalli County allocating \$165.00 to the Predator Control Fund based upon the sheep numbers on the tax rolls at .10 per head. **Commissioner Iman made a motion to approve this Memorandum of Understanding. Commissioner Stoltz seconded the motion and all voted "aye". (4-0)**

► The Board met with Human Resource Director Robert Jenni at 9:55 a.m. for an update. Robert presented Employee Action Forms for signature, and discussion of the upcoming interviews for the Road & Bridge Department Operations Manager.

► The Board held an interview with Al Pernichele for the Right to Farm and Ranch Board at 11:00 a.m.

► The Board met at 1:30 p.m. with Deputy County Attorney Howard Recht to approve the Settlement for DV 11-602 (Bitterroot Star and Ravalli County Watchdog vs. Ravalli County

litigation). Commissioner Iman was not present for this meeting. Attorney Recht stated the Court agreed with the County that the lawsuit filed was not timely but there were other issues to be addressed so a settlement conference was set to arrive at an agreement with the plaintiffs. Participants in the settlement conference were Attorney Recht and Commission Chair Suzy Foss. Attorney John Greef was the settlement master.

Attorney Recht noted it was the Court's opinion that the public has the right to participate and policies do exist to protect that right. One additional policy should be to include the definition of a ministerial act by the Commissioners. It was agreed at the settlement conference that the County will pay the \$600.00 settlement master statement to Attorney Greef, as well as \$3,500 to the Bitterroot Star and Ravalli County Watchdog as partial payment of its attorney's fees and costs of suit. If the Board approves of this proposal they will sign the agreement and dismiss the suit with prejudice (forever resolved). Payment can be made during the regular claim run.

Public Comment: Michael Howell stated his understanding is that Judge Langton has ordered the Commissioners to perform a policy review and the Bitterroot Star looks forward to the county reviewing their policy in order to protect the public's constitutional right to participate.

Commissioner Stoltz made a motion to approve the Settlement Agreement as presented. Commissioner Burrows commented that it would be nice to have those Commissioners present who were involved in and negotiated this agreement. Commissioner Burrows seconded the motion and all voted "aye". (3-0)

► The Board met at 2:05 p.m. for a final review of the Surplus Property Policy amendment with Deputy County Attorney Dan Browder. Also present for this meeting was Deputy County Attorney Howard Recht. Commissioner Burrows felt the last re-write matches the text and flow chart agreed upon. Dan addressed the definition of appraisal noting this last clarification addresses categories and the requirement of appraisals. **Commissioner Stoltz made a motion to adopt Resolution No. 2911 which adopts the Surplus Property Policy and Procedure and withdraws Resolution No. 2900 that was adopted August 8, 2012. Commissioner Burrows seconded the motion and all voted "aye". (3-0)**

Public comment:

Chris Hockman commented it would be nice to have this resolution available for review prior to the meeting.

Michael Howell addressed the public correspondence capabilities on the web which is different than it used to be. It was noted that is because the web is now hosted through the State of Montana.

Victoria Howell invited the Commissioners to the Streetscape Ribbon Cutting on Friday night.

► The Board met at 2:35 p.m. with Members of the Forest Service for a fire update. Forest Supervisor Julie King introduced Incident Fire Managers for the Sawtooth Fire (on Downing Mountain 4 miles from Hamilton). Chuck Oliver presented maps of the Sawtooth Fire as well as other fires in the Bitterroot National Forest. Issues with the Sawtooth fire is the visibility due to the smoke, fire personnel safety in regard to the lack of safe routes or escape routes. In regard to the Mustang Complex fire they are working jointly with the Idaho Fire suppression officers. Concerns are

the Highway 93 corridor; Hughes Creek evacuation and staging. The Forest Service presented times for the daily briefings of which both Hamilton Fire Department and the Sheriff's Office will be present.

The Florence Park District will plow the 93 Highway Trail under the following conditions:

We will plow from north County Line to the end of the Highway Trail north of Hamilton. We will plow the trail within 72 hours of a natural snow event that drops 2 or more inches and will remove the snow that is reasonably expected to be removed with a snowplow on a pickup. We will not, nor do we have the ability to, remove frozen water from the trail. We will also not salt the trail.

We will not be responsible to plow the trail to remove snow or ice placed on the trail by others that plow roadways next to or crossing the trail after we have plowed. We do not except any liability for the condition of the trail before or after we plow. We expect the county to mitigate any problems that might arise due to plowing of the trail. Areas that cannot be plowed with our plow and pickup will be the responsibility of the County.

We will charge the County \$350.00 dollars each time for plowing the trail from north County Line to end of the Highway Trail north of Hamilton. If the entire trail does not need to be plowed, we will charge only \$175.00. We will use Bell Crossing as halfway.

For the use of figuring a budget, the most times the trail has ever been plowed in a single season has been ten (10) times.



**COUNTY TRANSPORTATION / RETIREMENT FUND
MILL LEVY CALCULATION WORKSHEET FY2013
FORM FP-10A**

Jul-12
pg 1 of 2

Due: On or before Sept 15th
20-9-501 (11) MCA

Part I: Net District Requirements

Co #	41
Co Name	Ravalli

District #	School District Name	LE #	*ANB	***Transportation Net Requirement	**Retirement Net Requirement
	Elementary				
	Bitterroot SPED Coop				227,449.00
	Lone Rock	0741	294	23,000.00	212,824.42
	Stevensville Elementary	0732	622	57,967.35	433,181.96
A: Elem. Net District Requirements	Total		916	\$80,967.35	\$873,455.38

High School					
District #	School District Name	LE #	*ANB	***Transportation Net Requirement	**Retirement Net Requirement
	Corvallis	0731	1,357	80,060.73	897,389.54
	Stevensville	0733	368	32,374.90	313,648.31
	Hamilton	0735	1,667	75,310.78	1,367,099.45
	Victor	0738	367	23,644.36	265,569.02
	Darby	0740	367	62,424.45	337,003.49
	Florence Carlton	0743	611	34,650.00	424,085.99
	.70 Ravalli .30 Missoula				
	ANB .70=.30				
A: H.S. Net District Requirements	Total		4737	\$308,465.22	\$3,604,795.80

*Use final FY2013 budget cover page & joint district FP-8a report for your county only. Total K-12 ANB (including elementary) is considered HS ANB for this line.

**Use final FY2013 retirement fund budget , line 2240 & joint district FP-8a report. Also include coops' net requirements prorated between elementary and high schools here. A coop may either be listed as a separate district, or coop net requirements may be included in the net requirements of districts served by the coop. Coops serving several counties should be included here only for the portion of the coops' budget prorated among counties served (20-9-501(7,8)).

***Use final FY2013 transportation fund budget, line 2220 & joint district FP-8a report.



Co # 41
 Co Name Ravalli

County Transportation (7820)	High School Retirement (7830)	Elementary Retirement (7840)
\$389,432.57	\$3,604,795.80	\$873,455.38

A. Net District Requirements

BARS	Anticipated Revenues - Countywide	Legal Reference
314200	County - Coal Gross Proceeds	15-23-703
333010	Federal Forest Reserve	17-3-213
333040	Federal Payments in lieu of Taxes	7-6-103
335065	Montana Gas & Oil Production Tax	15-36-304
335310	Countywide School Transportation Blockgrants	20-9-632
371000	County - Investment Earnings	20-9-212(12)
	Other	

	0.00	0.00
18,653.99	85,624.86	38,836.99
0.00	0.00	0.00
0.00	0.00	0.00
53,000.74		
149.19	995.16	320.04
0.00	0.00	0.00
\$71,803.92	\$86,620.02	\$39,157.03

B. DEDUCT: Total County Anticipated Non-Levy Revenues (sum of 314200 through 371000)

C1. Cash Balance as of June 30, 2012 (from FY12 FP-6b , line 250R, 250S, or 250T)

C2. Less: Cash obligated; otherwise not available (enter as a positive number:

C3: Reason for obligation - (ie: Undistributed Reimbursement to Schools)

D. DEDUCT: Cash available for Reappropriation (C1-C2=)

5,408.74	15,919.31	10,179.47
0.00	0.00	0.00
5,408.74	15,919.31	10,179.47

E. Net County Requirement (A-B-D=E)

\$312,219.91 \$3,502,256.47 \$824,118.88

Part II: County Guaranteed Tax Subsidy per Mill

F. Total Preliminary County Taxable Valuation

80,807,773

G. County Taxable Valuation per mill (Line F x .001)

H. Total Current Year County ANB (from page 1)

I. Statewide GTBA mill value per ANB-Refer to FY13 website report - *see link below

J. OPI Certified County Retirement mill value per ANB-Refer to FY13 website report - *see link below

K. State Retirement mill value per ANB (Line I - J)

L. County Retirement subsidy per mill (Line K x H)

80,807,773	80,807,773	80,807,773	80,807,773
80,807.773	80,807.773	80,807.773	80,807.773
	1,865	3,863	
	62.41	27.80	
	42.14	20.34	
	20.27	7.46	
	\$37,803.55	\$28,817.98	

Part III: Mill Levy Calculation

M. Adjusted County Taxable Valuation per mill (Line G+L)

N: Number of mills Required (E/M)

80,807.773 118,611.323 109,625.753
 3.86 29.53 7.52

Part IV: Revenue Calculation and Reconciliation

O. County Anticipated Non-Levy Revenues (Line B)

P. Cash Available for Reappropriation (Line D)

Q. State Retirement GTBA Entitlement (Line L x N)

R. County Mill Levy (Line G x N)

S. Total Revenues (Line O+P+Q+R+S should equal Line A*)

71,803.92	86,620.02	39,157.03
5,408.74	15,919.31	10,179.47
	1,116,338.83	216,711.21
311,918.00	2,386,253.54	607,674.45
\$389,130.66	\$3,605,131.70	\$873,722.16

*May vary slightly due to rounding.

OPI Mill Value report is located at the following link: <http://www.opi.mt.gov/pdf/SchoolFinance/County/FY13RetirementGTBSubsidy.pdf>

Denise Juneau, Superintendent • Montana Office of Public Instruction • www.opi.mt.gov

SCHOOL DISTRICTS - LEVIES FOR FISCAL YEAR ENDED JUNE 30, 2013

District	School	General	Transportation	Bus Depreciation	Tuition	Adult Education	Technology	Debt Service	Building Reserve	TOTAL
1	Corvallis	111.00	23.36	3.57	0.34	3.67	3.68	-	-	145.62
EL 2 HS 2	Stevensville	61.35	28.06	6.16	0.08	1.43	2.00	39.53	-	138.61
	Stevensville	35.39	14.56	4.22	0.09	1.19	1.48	-	-	56.93
	TOTAL	96.74	42.62	10.38	0.17	2.62	3.48	39.53	-	195.54
3	Hamilton	91.46	37.32	2.90	-	2.11	-	30.66	-	164.45
7	Victor	62.65	17.03	-	-	0.54	1.55	41.75	3.88	127.40
9	Darby	81.29	20.82	5.99	-	1.34	2.97	-	-	112.41
13 HS 2	Lone Rock	44.36	40.74	6.08	-	5.41	4.55	29.85	-	130.99
	Stevensville	35.39	14.56	4.22	0.09	1.19	1.48	-	-	56.93
	TOTAL	79.75	55.30	10.30	0.09	6.60	6.03	29.85	-	187.92
15	Florence	123.95	44.01	-	-	-	6.52	-	-	174.48

COUNTY-WIDE LEVIES:	Mills
Elementary General	33.00
High School General	22.00
Elementary Retirement	7.52
High School Retirement	29.33
Transportation	3.86
TOTAL LEVY	95.71

* approving 9/4/2012



REQUEST FOR COMMISSION ACTION

OG-12-09-188

BCC Meeting: Tuesday, September 4, 2012 – 9:30 AM
Subject: Preliminary Plat Approval Period Extension Request

I. Action Requested

This is a request from Craig and Linda McGraw, represented by Kammerer Environmental Consulting, to grant a three-year extension of the preliminary plat approval period for the Sunnyside Orchards #3, Block 9, Lot 12-A, AP, 2-lot minor subdivision.

II. Applicable Regulations

Ravalli County Subdivision Regulations Section 4-13(B) gives the Board of County Commissioners (BCC) the authority to grant an extension to the preliminary plat approval period. Additionally, passage of House Bill 522 gives the BCC authority, if mutually agreed upon with the subdivider, to grant an unlimited number and duration of preliminary plat approval period extensions. (76-3-610 MCA)

III. Background

- The Sunnyside Orchards #3, Block 9, Lot 12-A, AP Subdivision was conditionally approved by the BCC on March 2, 2010.
 - The Preliminary Plat Decision was mailed to the subdivider on April 7, 2010, initiating the 18-month preliminary plat approval period.
 - A one-year extension to the preliminary plat approval period was previously granted by the BCC on August 30, 2011, extending the approval period expiration to October 7, 2012.
 - Mr. and Mrs. McGraw cite personal and family issues, most notably Mr. McGraw's recent stroke, as the reason for the extension request.
 - If the BCC were to grant the extension request, the preliminary plat approval period would be extended to October 7, 2015.
-

IV. Planning Staff Recommendation

The Planning Department has reviewed the request, and recommends that the BCC grant a three-year extension to the preliminary plat approval period for the Sunnyside Orchards #3, Block 9, Lot 12-A, AP Subdivision.

Attachments: Extension Request, Reduced Preliminary Plat, Vicinity Map
Staff: *KW* Kevin Waller
Date: September 4, 2012
Cc: Craig and Linda McGraw, Kammerer Environmental Consulting (both parties w/out attachments), Subdivision File

We hereby **Approve** **Deny** a three (3) year extension of time for the Sunnyside Orchards #3, Block 9, Lot 12-A, AP, 2-lot minor subdivision.

BOARD OF COUNTY COMMISSIONERS

Suzy Foss, Chairman

Greg Chilcott, Member

J. R. Iman, Member

Jeff Burrows, Member

Ron Stoltz, Member

Craig & Linda McGraw
P.O. Box 521
Lolo, MT 59847

August 23, 2012

Board of County Commissioners
215 South 4th Street, Suite A
Hamilton, MT 59840

RECEIVED
AUG 24 2012
10-12-08-217
Ravalli County Planning Dept.

RE: Sunnyside Orchards #3, Block. 9, Lot 12-A, AP
Request for extension of preliminary plat approval period

Dear Board members:

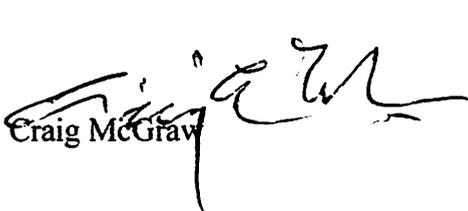
We are writing to request a three-year extension of the Preliminary Plat approval for our subdivision. Due to personal and family issues which require most of our time and energy we are unable to focus on completing all of the requirements of the approval at this time. While some of the issues have been resolved, we are still learning to cope with the aftermath of Craig's stroke.

We have already paid mitigating fees to the Ravalli County Treasurer, have applied for an address for the new parcel, made voluntary contributions, have an approved Weed Management Plan, and are slowly moving forward with our project.

We understand and certify that the findings of fact regarding the primary review criteria will still be valid if the extension is granted. No significant changes in the area of the subdivision have occurred or are expected to occur within the extension period prior to final plat review, that would change the evaluation of the proposal. Planning and provision for public facilities and services in the area of the subdivision will not be disrupted by the extension of the deadline.

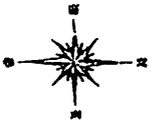
Thank you for your consideration of this extension request.

Sincerely,

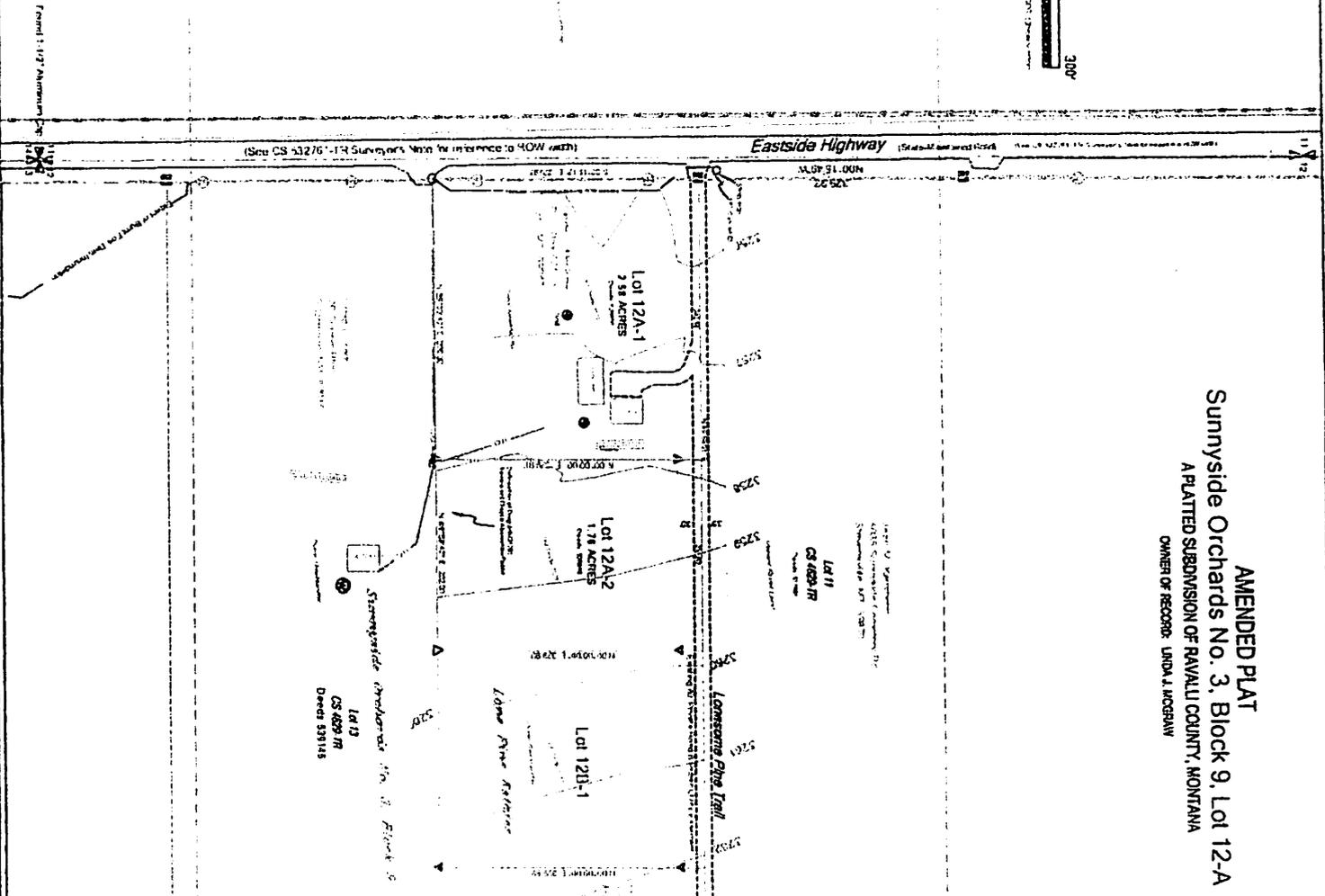

Craig McGraw


Linda McGraw

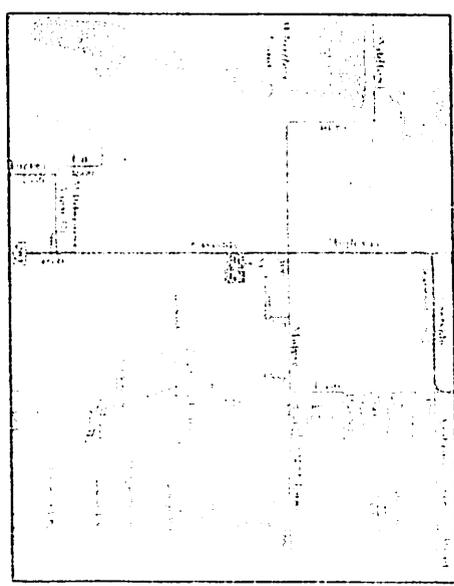
cc: KEC
PO Box 134
Stevensville, MT 59870



AMENDED PLAT
Sunnyside Orchards No. 3, Block 9, Lot 12-A
 A PLATTED SUBDIVISION OF RAVALLI COUNTY, MONTANA
 OWNER OF RECORD: LINDA J. JOHNSON



DENSITY TABLE	
Total Number of Lots:	2
Total Acreage:	4.33 Ac
Per Acre:	0
Road Dedication:	0
Other Dedications:	0
Minimum Lot Size:	1.25 Ac
Average Lot Size:	2.17 Ac
Maximum Lot Size:	3.58 Ac

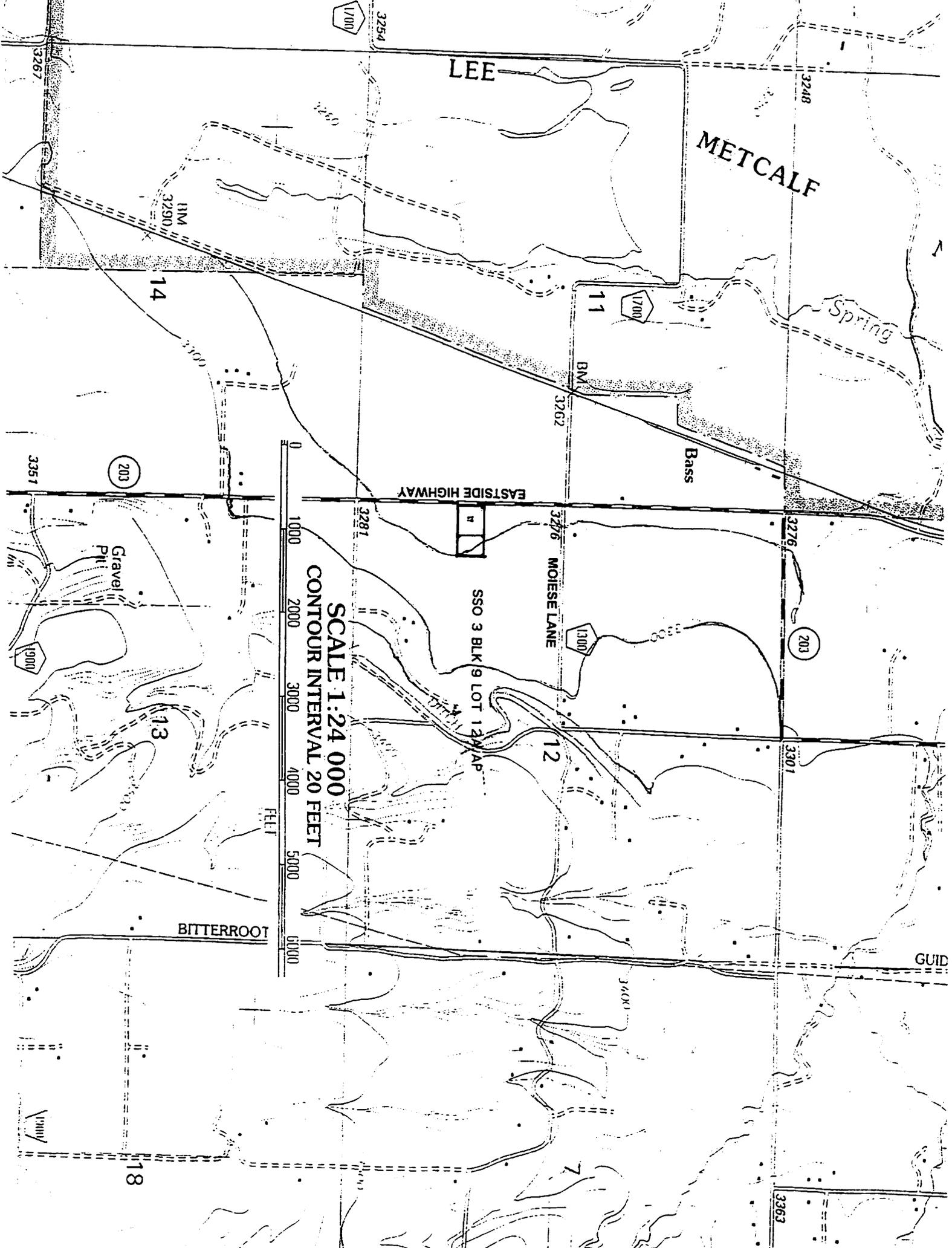


Vicinity Map
LEGEND

- Found 1-1/2" VWC (103015)
- ▼ Found 1-1/2" aluminum cap (103965)
- ▲ Found 1-3/4" plastic cap (1035618)
- ▲ 1-1/2" aluminum cap - see this survey (1035618)
- Magnetic direction of record monument
- ⊙ EXISTING WATER WELL
- ⊙ POWER POLE
- ⊙ ELECTRICAL TRANSFORMER OR D-BOX
- ⊙ EXISTING DRAINFIELD
- EXISTING PROPERTY BOUNDARY
- PROPOSED LOT LINE
- EXISTING ADJACENT PROPERTY BOUNDARY
- EXISTING PROPOSED EASEMENT LINE
- 300' OFFSET BOUNDARY
- SURFACE ON RURIER IRRIGATION PIPELINE
- OVERHEAD ELECTRICAL LINE
- EDGE OF PAVED SURFACE
- RURIER TELEPHONE LINE (Assumed & Approx)
- RURIER ELECTRIC LINE (Assumed & Approx)
- EDGE OF GRAVEL SURFACE
- NON-IMPRESS-EGRESS ZONE

SUNNYSIDE ORCHARDS NO. 3, BLOCK 9, LOT 12-A			
DRAWN	DATE	PRELIMINARY	
JNE	5.4.08	PLAT	
APPROVED	DATE		
LWS			
SCALE	SHEET	Sunnyside Surveying	
1" = 100'	1	Sunnyside Surveying	

Form 1-197 Aluminum Cap



LEE

METCALF

Spring

Bass

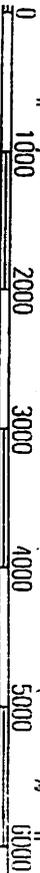
EASTSIDE HIGHWAY

MOIESE LANE

BITTERROOT

GUID

SCALE 1:24 000
CONTOUR INTERVAL 20 FEET



SSO 3 BLK 9 LOT 12 MAP

14

11

13

12

18

7

1700

1700

BM

3262

3254

3248

BM
3290

3267

3357

203

3291

3276

3276

203

1300

3301

FEET

5000

4000

3000

2000

1000

0

Gravel Pit

1900

3400

3363

Deer sir

8-15-2012

This letter is to inform you that I am retiring from the Victor
volunteer fire department board of directors as of 8-15-2012.

Thanks
Cliff simonsen Jr



RECEIVED

AUG 20 2012

Ravalli County Commissioners

--	--	--	--	--

to Elections
Adm.

**Victor Volunteer Rural
Fire Department**

P.O. Box 243

Victor, MT 59875

Phone: 406-642-3180

Fax: 406-642-3448

Email: victorfd@cybernet1.com

September 4, 2012

Ravalli County Commissioners

Dear Commissioners,

I am recommending that you appoint Roy Perry and Ken Crepea to the Board of Trustees of the Victor Fire Department. They are presently filling two past vacancies. Both are very active on the Board of Trustees.

I hope that you will act favorably on this recommendation.

Sincerely,



Larry Draper

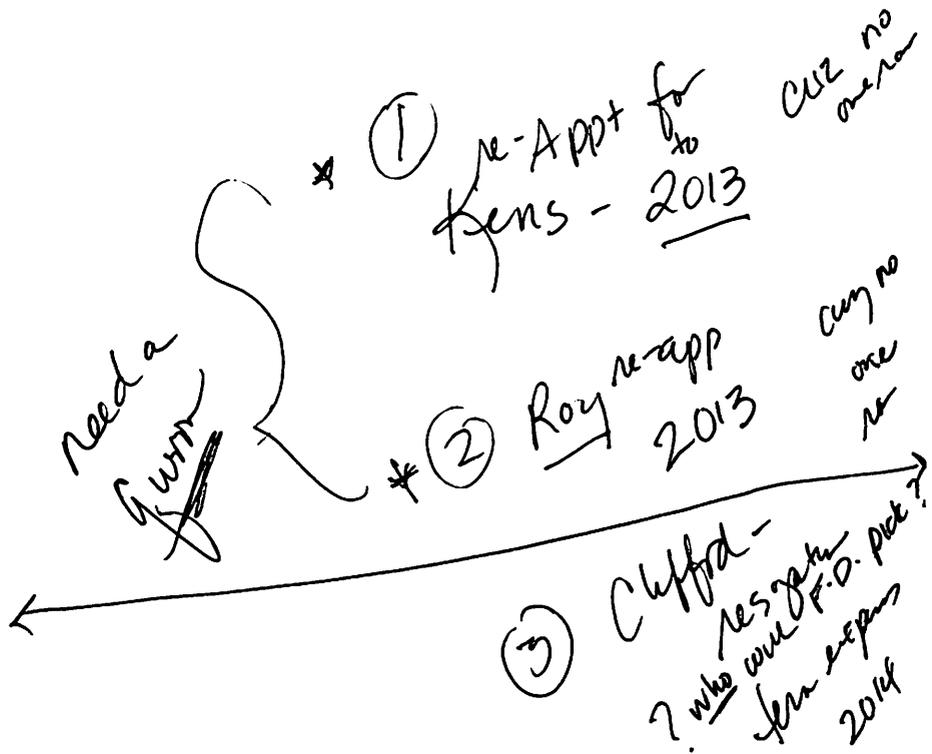
Vice-Chairman

Victor Fire Department, Board of Trustees

VICTOR FIRE DISTRICT

- 2009 Bruce Gaul
- 2010 Jack Barber (resigned 2/2010) - (Ken Crepea appt. 3/2010) [need to run unexpired in 2011]
Earl Gray (resigned 12/2011) - (Roy Perry appt. 1/2012) [need to run unexpired in 2012]
- 2011 Lawrence Draper
Clifford Simonsen Jr. (resigned 8/2012) [need to appt. for unexpired term]
[no one ran -- 1 unexpired term to be appointed] {expires in 2013}
- 2012 JoAnn Candelaria
[no one ran--1 unexpired term to be appointed] {expires in 2013}

4/4th @ 09:30



Glenda Wiles

From: Sandy Tatsuhara
Sent: Monday, August 20, 2012 5:11 PM
To: Glenda Wiles
Subject: RE: Emailing: 8-20 Cliff Simonsen Retire Victor Fire.pdf

Cliff's term doesn't expire until 2014. So, yes, an appointment will need to be made.

So that we are on the same page, what fire trustees do you show currently on the board?

-----Original Message-----

From: Glenda Wiles
Sent: Monday, August 20, 2012 4:49 PM
To: Sandy Tatsuhara
Subject: Emailing: 8-20 Cliff Simonsen Retire Victor Fire.pdf

Let me know if the Commissioners need to appoint one until the next election and when would his term be up?

Your message is ready to be sent with the following file or link attachments:

8-20 Cliff Simonsen Retire Victor Fire.pdf

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.

*Jamy Drayson to meet w/ Sandy
901-5580*

*Earl
Gray
642-3774*

*m/c 8/29
m/c 8/27*

*Victor F.D.
642-3180 mll
642-3448 fax*

SETTLEMENT AGREEMENT

This Settlement Agreement is entered into this 23rd day of August, 2012 between the Board of Commissioners for Ravalli County, Montana, hereinafter County, and the Bitterroot Star and RC Watchdog, hereinafter Star and Watchdog.

RECITALS

- A. Litigation is pending between the parties in Cause No. DV-11-602, Twenty-First Judicial District Court, Ravalli County, State of Montana.
- B. A settlement conference was held before John D. Greef, acting as settlement master on today's date.
- C. The parties have entered into a Settlement Agreement conditioned upon approval by the Board of Commissioners.

NOW, THEREFORE, it is agreed as follows:

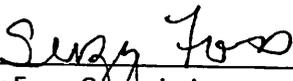
1. The County will timely review its existing policies for providing public notice and assuring the public's rights to participate and create, adopt, and publish guidelines for determining whether an issue is of significant interest to the public and for how it will notify the public of issues of significant interest. The policies will also take into consideration Judge Hayne's analysis in his Opinion and Order dated February 9, 2012.
2. The County and Star and Watchdog agree that an issue of fact remains in the foregoing litigation regarding whether or not the public's constitutional and statutory protected rights to know and to participate in Board of Commissioner proceedings have been violated.

PO Box 8
Stn

3. The County shall pay the sum of \$3,500 to Star and Watchdog as partial payment of its attorney's fees and costs of suit and will pay John D. Greef's settlement master fees not to exceed \$600. These sums shall come before the commissioners for approval within 10 days from the date hereof and be paid by the next billing cycle from approval. ✓
4. This Settlement Agreement is contingent upon approval by the Commissioners which approval shall be recommended by Suzy Foss and Howard F. Recht. If the agreement is not approved by the Commissioners, it shall be null and void for all purposes and the settlement conference shall be reconvened.
5. This agreement is the entire understanding of the parties concerning the subject thereof.
6. The parties agree that this shall resolve all issues existing between the parties in the foregoing litigation and that it shall be dismissed with prejudice. The stipulation and proposed order shall be prepared by the county, approved by the attorney for Star and Watchdog, and submitted to the court for approval and filing as soon as possible.

Board of Ravalli County Commissioners

Bitterroot Star, Inc.



 Suzy Foss, Commissioner



 Michael Howell, President

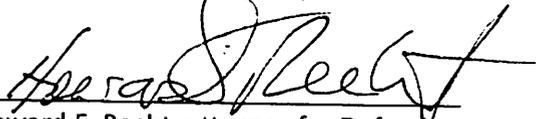


 RC Watchdog, Inc. by Lee Tickell
 President

Approved by:



 Dustin L. Gahagan, attorney for Plaintiffs



 Howard F. Recht, attorney for Defendant

Settlement Master Statement

John D. Greef
Attorney at Law
PO Box 212
Hamilton, MT 59840
406-363-9060

8/23
~~March 29~~, 2012

To: Ravalli County Board of Commissioner
215 S 4th Street
Ste. A
Hamilton, MT 59840

Re: Bitterroot Star V. Ravalli County, Case No. DV-11-602

Conduct Settlement on 8/23/12
Preparation
Review Judge Langton and Judge Haynes Order

Total Billed Time:

Total Bill \$ 600.00