

**Big Sky Resort Area District
Minutes from February 13, 2002
Board of Directors Meeting**

Attending: Carol Collins, Chair
Jim Muscat, Vice Chair
Renae Schumacher, Director
Mona Jamison, Attorney
Sarah Ouellette, Temporary Administrator

Walter Ainsworth, Director
Heidi Peacock, Director
Pat Dillon, Big Sky Search & Rescue

- 1) Carol Collins called the meeting to order at 3:07 p.m.
- 2) Public comment-Pat Dillon was in attendance and presented an invoice for \$10,000.00 for purchase of truck for BSSAR, board said we would allocate funds.
- 3) Heidi Peacock moved to approve the minutes of the January 2, 2002 board meeting. Walter seconded the motion. Unanimous vote of approval. These motions were then withdrawn, as Carol Collins discussed changes to be made in Section #7, #10 & #12. Walter then moved to approve minutes with changes to be made.
- 4) The Board discussed schedule for allocations and are as follows:
 - .Applications to be submitted no later than April 8, 2002 by 5:00 p.m. to BSRAD office.
 - .Presentation and Question/Answer scheduled for May 8, 2002 at 1:00 p.m. at Firehall
 - .Allocations schedule for June 12, 2002 at 1:00 p.m. at Firehall.

With regard to the above, Jim Muscat inquired as to why the board does not discuss applications together, prior to allocations. He thought that perhaps there should be a public forum for this. It was mentioned that the board had not done this in the past and majority seemed to agree that it would be the status quo. All stated their concern that at the allocation meeting the approval of funds seemed to move rather quickly. Mona suggested that board might want to consider taking a short break before making its final approvals.

- 5) Things board asked Sarah Ouellette to do: Supply Mona with copy of last year's Officer Liability Ins. application. Have Dick Wambsgans change locks and look into getting "2 signatures required" on STIP and post public notices. Priorities for Sarah until a permanent Admin. is hired was discussed. Main objective: To take care of mail/correspondence/notices and make deposits. Carol Collins said not to worry about collections at this time. Mona said that in future she would like to review and "Enforcement" letters prior to mailing.

- 6) Lodging taxability issue discussed and the following changes were made to 98-01 ORD: Section 10-O, should now read as follows: "all rental agreements for lodging facilities when contracted for a period longer than thirty (30) consecutive days (or the lessor is not in the primary business of renting lodging facilities.);" Jim Muscat made motion to make change, Heidi Peacock Seconded. Regarding the above and just changes in general, Mr. Ainsworth suggested the board have some continuity in tax laws. Carol Collins stated that it's the nature of job of the board and that it is a "changing document." Mona stated that as "a matter of law," the board could change it as much as they wanted, but, as a "matter of fairness" is where the board needs to use discretion. After this discussion the changes were unanimously approved. Also in 98-01 ORD Section 14Bii Carol Collins made a motion to change language on "late fees" to read "A one time late fee of \$30 shall be assessed for each reporting month that is delinquent. Walter Ainsworth made motion to approve changes, Jim Muscat seconded, passed unanimously.
- 7) Public Facilitator: Walter motioned that the board accept the Community Mediation Center proposal subject to their references "checking out." Jim Muscat seconded, Passed unanimously. Carol Collins to call them to come to board meeting.
- 8) Walter Ainsworth motioned to remove Carol McCann from all banking accounts, Heidi Peacock seconded, all was in favor- passed.
- 9) Walter Ainsworth motioned to add the signatures of Jim, Heidi and Renae to STIP, Renae Schumacher seconded, all was in favor-passed.
- 10) Audit-in-house performed by Bill Hebron: Walter handed a copy of this out to everyone and said the auditor did not find any glaring error, just a few small errors of no major concern. Carol Collins said that Sarah Ouellette could call Mr. Hebron to "clean" things up if she felt it necessary.
- 11) No Public Comment.
- 12) Meeting adjourned at 5:00. Next meeting scheduled for March 6, 2002 at 3:00 p.m.

Heidi Peacock

**Big Sky Resort Area District
Minutes from March 6, 2002
Board of Directors Meeting**

Attending:	Carol Collins, Chair	Walter Ainsworth, Director
	Jim Muscat, Vice Chair	Heidi Peacock, Secretary-Treasurer
	Rena Schumacher, Director	Mary Beth Goodman, Facilitator
	Mona Jamison, Attorney	Kathryn Strickland, Facilitator
	Sarah Ouellette, Temporary Administrator	

- 1) Carol Collins called the meeting to order at 3:15 p.m

- 2) Walter Ainsworth moved to approve minutes of February 13, 2002 meeting, Jim Muscat seconded. Unanimous approval.

- 3) Public Comment: Before the facilitators spoke, Carol Collins mentioned to board that the facilitators needed unanimous support from the board if they were to provide their services. The above public facilitators from *Community Mediation Center* described their mission statement, experience, as well as ideas for our forthcoming meeting on March 28, 2002. They are a non-profit organization that was established in 1995. They are dedicated to providing “quality and affordable conflict resolution services and education about peaceful conflict resolution methods.” Also explained that all their volunteers were professionally trained as facilitators. Board discussed with them what they were looking for in the upcoming meeting. Carol Collins asked if everyone was interested in using their services. All thought it was a good idea. Heidi Peacock made motion to use their services. Walter seconded, passed unanimously.

- 4) Proposed Amendment to 98-01 ORD: Mona summarized changes that were made, Jim Muscat made motion to approve, Heidi Peacock seconded, passed unanimously. Carol Collins signed the first reading of Ordinance 98-01

- 5) Financial Reports: Walter made note that the “collection report” doesn’t match on “collection by county” reports, Sarah Ouellette stated she didn’t think they were suppose to match, because of the way the payments were applied, but would look into.

- 6) Retirement Policy: Mona Jamison explained policy from Jurgen Weil and stated that Carol McCann's policy was never executed. Mona recommended to board that the eligibility should be after the "6 month probation period" with five year staggered vesting. Motion was made by Walter Ainsworth for Mona Jamison to continue to investigate and follow through on new policy, Heidi Peacock seconded. Passed unanimously

- 7) Request for Proposal on Auditors-Mona suggested that in our ad that we do not list documents that we want auditors to review, stated they are experts and this might limit them. She stated that duties should be as follows: first, they will be an independent contractor, they will have the responsibility for performing detailed tax audits and they will independently conduct the audit subject to the law and ordinances. The education required may vary, it's usually a BA, and it may be helpful, but not required to get a CPA, need to be well informed for decision making and have people skills as they will be working independently. Board wants an ad in paper around May 1st with submission on May 31 or June 1st. Mona to prepare letter, Sarah to prepare ads.

- 8) Design Associates-Mona handed two letters out for board to decide which one she should mail back to Design Associates as board's response to Design Assoc. letter stating they did not fit the criteria for having to remit tax money. She suggested letter "B" with one provision. Heidi Peacock made motion for Mona to send letter "B", Jim Muscat seconded, passed unanimously.

- 8) Open meeting adjourned at 5:12.

Heidi Peacock 6/10/02

**MINUTES OF THE BIG SKY RESORT AREA DISTRICT OPEN BOARD MEETING
MAY 8, 2002**

Present: Carol Collins, Chair
Jim Muscat, Vice-Chair
Heidi Peacock-Secretary-Treasurer
Walter Ainsworth, Director
Rena Schumacher, Director

Mona Jamison, Attorney
Sarah Ouellette, Admin. Officer

Meeting Called to order by Carol Collins at 1:00

Public Comment: The following people voiced their support to the BSRAD board to fund the request for the Big Sky Assn. for the Arts – Sondra Stober, Marjie Toepffer, & Marilyn Hill

The following people voiced their support for the Transportation District: Devon White, Brian Wadsworth, & Bob Sumpter

David O' Connor from Bucks T4 voiced his support for the Chamber of Commerce.

Mary Lou Cook voiced her support for the Friends of the Library.

Dee Rothschiller voiced her support for the following applicants: Governance, BSCWS, and the BSOA Trail program.

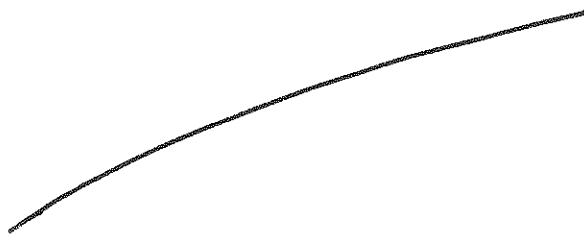
Kate Wilson voiced her support for the Volunteer Fire Dept. Fireworks application.

Randall Johnson voiced his support on behalf of the Gallatin County Planning Department's application.

Mike Jasper and Jim Hill were in support of the BS Tennis Courts application.

Brian Wheeler thanked the board for their past support of the Big Sky Park and mentioned how the softball league was about to begin and how great that was and he hoped to have the next phase of the park completed in the next 45 days. JC Knaub concurred with this.

The BSRAD board suggested to the public that we let the Sheriff's Dept. speak first regarding their application; though Sheriff Cashell didn't think that was necessary and waited for his turn on the agenda.



BSRAD 5/8/02 Continued

Applicant: BSSEF
Representative: JC Knaub
Amount: \$7760.00

The purpose for the request is to put in safety fencing. They are required to upgrade their safety equipment. BSSEF will be hosting many more home races which will bring in money to the resort. JC Mentioned that they put on races such as: The Jimmy Huega, and intramurals. Renae Schumacher stated that according to their budget it appeared they had a surplus of about \$9000 and JC replied that they still had some outstanding accounts payable to take care of. Carol Collins wanted a more current/complete as well as a comparison budget; JC would get. Jim Muscat questioned why the tourists should pay for this versus membership fees; JC replied that the entry fees go directly to the workers that put on the race. They put up lights, fences, etc. Carol Collins asked if they didn't get the funding, how much more would the athletes membership fees be? JC said they wouldn't go up and that they would still put on races.

Applicant: Buck Ridge Snowmobiling
Representative: Devon White
Amount: \$ 13500.00

Devon thanked the board for past support. Stated that the funding for the first grooming of these trails comes from Fish and Wildlife. This request for funds would pay for a second grooming as it is really needed. Stated that rider ship is going up and it has brought in lots of money to the community. Jim Muscat asked about the amount of funding from last year-Devon said it was the same as this year. Jim Muscat asked Devon if he thought that Fish and Wildlife would kick in more money. Didn't sound like it; as they pay for the first grooming. Devon stated that the Gallatin Valley Snowmobile Assn. does volunteer work on our equipment. He also mentioned that the average rider from out of town spends about \$175 per day while a local rider spends about \$40; hence making the BSRAD's investment about 42 cents per day.

Applicant: Big Sky Assoc. for the Arts
Representative: Beth Leady, VP
Amount: \$25,000

The purpose for the request is to pay the performers. Everyone who works for the Arts is a volunteer and they put of fundraisers such as the Madrigal dinner and the Chili cook off in order to raise money. Renae asked for an updated balance sheet. Sondra Stober replied that there wasn't any way to project income until concert season. Board discussed that they (BSAA) simply had to project.

Applicant: Gallatin County Planning & Zoning
Representative: Randy Johnson
Amount: \$12095

The purpose of the map is to update as far as surveys, as well as to create on a GIS basis, and to make it more user-friendly for administrators and users in general. If created on a GIS basis it

would be more easily duplicated. It would assist Sheriff and Fire Dept with trail delineation. The money, if granted, would go to hourly labor to complete the map. The county has to pay the GIS dept. within to do. Walter asked how long would it stay current? Randy said that once they have the software; changes could easily be made. Jim Muscat asked why Gallatin County doesn't pay for it instead of BSRAD. Commissioner Bill Murdock said that Gallatin Co. "moves too slow" and that out of 17 counties, Big Sky is a very active zoning district. Comm. Murdock said that the county tries to get each zoning district to pay its share of zoning expenses. Heidi Peacock asked how other areas are addressing their zoning issues. Comm. Murdock said that it is also a struggle.

Applicant: Big Sky Transportation District

Representative: Meg O'leary, chair

Amount Requested: \$222,425 (Initially the request was for \$210,000; however, Meg has amended request, which she did present to the board.)

Meg said in the past that the district has looked to outside sources for funds i.e.; advertising and they hope to raise about \$1500 on their own. Walter asked where the rider ship was at. Meg said it was at 50,000-down about 5% from previous year. However, they do know where-Route 2 and especially Route 3 and from there they are going to work on tightening the schedule. Heidi asked if they had thought about a minimal charge. Meg said prior to the resort tax allocations they had charged \$1.25; but in doing research they found that most other resorts were offering a free shuttle. Carol Collins mentioned that the district does have a mill levy authority. Meg said that they do not want to burden the tax payers with this but rather became a "district" so they could be more competitive with their proposals for contracts (such as with Karst). Their contract with Karst runs until April 2003. Jim Muscat said he was curious about the routes and contract with Karst. Meg stated that the district does have the ability to change schedules, but some of the cost is out of their control; i.e. labor, insurance (fixed costs) and that these are the district's challenges. Jim asked about the Transportation district becoming their own "district." Meg said they had thought about it, but was a lot to look at, like buying and housing buses.

Applicant: Ophir Adult-Ed Step Aerobics

Representative: Tanya Tash

Amount Requested: \$3000

Stated that the money would be to add equipment to Adult Education.

Heidi asked if they had thought to get a small business loan. Tanya said that the program is not making a profit and that the money would help pay salaries and usage fees. It was asked who owned the steps. Tanya said Ophir School. Mona Jamison mentioned then that this could affect the school's State funds. BSRAD board has to be very careful that this is legal to fund.

Mona Jamison said that we cannot fund the way the current application is written. Tanya mentioned that the school does have a "miscellaneous" fund that the money could be allocated through. Mona asked if the students at Ophir would use these steps? Tanya said no.

Applicant: Big Sky Community Tennis Courts

Representative: Jackie Persons and Lisa Knorr

Amount requested: \$62,000

Stated that the money would be to build courts on school land which would be donated to them. (BSTC) Hopefully courts will be free to use or possibly in future for a low fee. Initially they had

requested \$65,000, but now have changed to \$62,000. Their goal was not to compete with any of the clubs, but to provide community courts to everyone; locals and tourist alike. They have applied for a grant and have raised over \$3000 on their own. They mentioned that they are not looking to BSRAD only and that they do not consider them as a “deep pocket.” Walter asked if there were any hidden costs to the school. Jackie said there were none-there was no further liability. Jackie mentioned that they were applying for non-profit status and thus far any funds raised have all gone to the Big Sky Tennis Association fund. Jim Muscat asked who will be maintaining and operating? Jackie said they had volunteers and that their annual costs and the maintenance would be low. But will have official board. Jim said he would like to see some sort of document (something concrete) as to how they will be working with the school. Walter asked if the school would retain ownership of land. Jackie said probably. Heidi Peacock asked about scheduling? It would be on a first come-first serve basis. Carol Collins asked if they had asked the park committee if there was room for them at the Big Sky Park. Yes, Mike Coon asked and apparently there was not room. Carol stated that their trash cans would have to be animal-proof and mentioned that their maintenance would be a lot. Carol was also concerned that there was no budget. Jackie will get the board one.

Mona Jamison Comments and questions: Who owns land that the tennis courts will be on? Carol believed it was the school (Mona said we need a transfer document for this.) What was the land granted for specifically? “Not sure” was the answer. Mona stated that the land has to be granted “communally” not just for school purpose. Mona will get by-laws from Helena school to use as a basis for legal issues.

Applicant: Big Sky Chamber of Commerce
Representative: Marne Hayes
Amount Requested: \$100,000

Money would go toward direct mail piece, reprint travel planner, new aerial map and for Administration and Education. The money they receive from the State is actually given to a different entity than that of the Chamber and how it can be spent is limited. The money is given to the Convention for Visitor’s Bureau. Thus far the CVB has received \$34000 and the Chamber projects the total will be \$73000 and of this amount legally only 20% can go toward the Chamber Administration. The CVB exists for tourism only, mandated by state law. Marne has the CVB budget as well as the Chamber’s updated budget. Walter asked about a “year-to-date” budget and inquired about membership. Marne said they have lost 5 or 6 members, but currently have approximately 240 members. Walter asked about the cost of the building? Marne said it was \$98,000 and \$15,000 was given as a down payment. Jim Muscat asked if the CVB lodging facility tax from the State must go toward consumer and convention advertising, legally speaking. He also asked why tourist tax dollars should pay for these costs-they have already paid? Marne said that membership is \$125 a year and their thinking was that that the Chamber contributed to bringing money in, and henceforth this would keep it going. Mona explained that the bed tax is passed through the CVB and is overseen by the State. Big Sky is the 3rd largest generator of this tax in the state. Previously Big Sky didn’t get the “kick back” though because it was only allocated to “cities, counties, etc.” Now the legislation has been changed to include resorts and resort districts and hence that is why the CVB was formed.

Applicant: Big Sky Institute
Representative: Robin Patten

Amount requested: \$8412

The money would be used for sampling and analysis of water in Big Sky area. Purpose of program is to create and communicate science-based knowledge for water study as well as community education for kids and adults. They work with the Blue Water Task Force who provides expertise and facilities. They work with the Lone Mountain Ranch who samples the North Fork of the Gallatin River. They also work with the Big Sky County Water and Sewer District in water sampling. Walter asked if it would supplement the BSCW&S? Yes, if funded. Walter asked if the Blue Water Task Force could fund? Robin stated that the Big Sky Institute was not a Non-Profit organization. But, the programs they are offering are not funded through MSU or the State. Mona asked for documents on the formation of the Institute. Robin wasn't sure if there were any, but, would look into. Mona needs their mission statement and any document describing what type of entity and foundation they are. Mona also asked Robin when they were becoming a corporation. Robin was not sure.

Applicant: Gallatin County Sheriff
Representative: James Cashell
Amount: \$83,937.00

The purpose of this money is to fund a third deputy in the Big Sky Area. He stated that the initial year of hiring a deputy is generally higher due to the purchasing of a vehicle for them. Heidi Peacock asked if the County is responsible for providing a third deputy? She also stated/asked if Bozeman was the County's first priority on a call? Would all the deputies go there first if needed? Cashell said "yes" the County is responsible for a third deputy and that all of the deputies would not go to Bozeman at once on a call. He also mentioned that some of Bozeman's deputies come to Big Sky as needed too. The County provides full time service to both the Gallatin and Madison County in the Big Sky area. He also said that the Gallatin County has asked Madison County to fully fund a fourth deputy as well. Jim Muscat asked, by coming to the BSRAD board; is it the path of least resistance? Is the BSRAD the proper place to go for money, considering we already pay a lot of tax dollars for this? Not showing any comment.

Applicant: Gallatin County Sheriff
Representative: James Cashell
Amount:\$18175

He explained that the budget was not yet approved and won't be until August. He said that the budget changes were due to 1) over spending in "overtime" in their budget for Big Sky area 2) they miscalculated the housing allotment in Big Sky and 3) a pay increase. He mentioned that they are trying to get away from leasing vehicles and want to start buying their vehicles. The budget overrun would be divided into the three counties.

Applicant: BSOA Ousel Falls Trail
Representative: John Engen
Amount: \$78,200

Trail would be from Spur Road to Ousel Falls. To date the BSOA has put their money into this. The Yellowstone Club has committed to constructing trails going into this one. The money would be spent on the following: Engineering Survey, construction of the trail, cost to go over ravine, guard rails, signage and benches,

Walter Ainsworth asked if easements are in place? John said yes. He also asked if the cost of the parking lot could be separated out of this? John is to look into. Jim Muscat asked if BSOA had an agreement with Big Sky County Water & Sewer and the Forest Service. Yes to both per John. Carol Collins was concerned about the upkeep. John said that BSOA had a budget for this and that they would be responsible for this.

Applicant: BSOA Governance
Representative: Dick Wiggins
Amount: \$44,000

Two years ago BSOA funded approval to “look into” an aspect of forming a government. Mona Jamison is assisting them and drawing up the legislation. BSOA has funded the legal cost. The committee also has volunteer labor. Dick stated that “we need local control.” In doing so this may take some pressure off the BSRAD board and perhaps with Federal funding, the Governance could help with various entities. He said that thus far they had two town meetings which had enthusiastic feed back. Walter Ainsworth asked if the initial legislation will include the boundaries. Dick said no it would not. Dick said that we the people can tailor the government that we want and that the real work will come after the legislation. Who actually gets to vote on this is still under discussion. Carol Collins asked if this would lower or increase our County taxes. Dick answered no. Carol also asked if this would bring us more services. Dick said possibly; and it will give us more clout. Carol asked if we would have a new tax imposed for this and Dick said yes. Carol’s major concern was that property owners who are non residents will be able to vote on this legislation. Dick’s rebuttal was that these are major monetary contributors to BSOA and they probably wouldn’t be very happy if they didn’t get to vote. Jim asked Mona Jamison if it was legal for the Board to fund the promotion of a political issue. She said yes, if it fell within the parameters.

Applicant: BSOA Signage
Representative: John Engen
Amount: \$25,000

BSOA wants to provide a comprehensive plan for signage along with a manual with regards to design and ordering. They have already done an inventory of current signs needed. The study is done as far as how to implement and incorporate. He stated that this is really needed and that all of the Big Sky area would benefit. Walter Ainsworth asked if they had considered maintenance and John said yes they are looking into various types of material to use for the sign. Walter asked how easy it would be for an “association” to comply with the standards of these signs. John said that they would have suppliers and such for this and a manual for the association to go

by. Renae Schumacher asked if this would just be within the BSOA boundaries. John said no, the manual would be available to everyone.

Applicant: BSOA-Trail Rehab (Ousel and Beehive Trails)
Representative: John Engen
Amount: \$9200

Currently these trails go through private property and therefore need rerouted and cleaned up. The current trails have caused a lot of erosion. The Montana Conservation Core can be hired to do this work at a low cost. The money would go toward 4 weeks of work and new signage. Carol asked if he could get a breakdown of the cost of each trail. He wasn't sure.

Applicant: BSOA-Public Services
Representative: Dee Rothschiller
Amount: \$10,000

The purpose of this is for intersection lights, to replace fallen down signs (BSOA will withdraw \$2500 of this request however, if the \$25000 is granted for the "signage" request.) It is also to upgrade and bear-proof the dumpster in the Big Sky Park. No questions asked.

Applicant: BSOA Spur Road Study
Representative: John Engen
Amount: \$10,000

This trail would go from Westfork to Highway 191; it's a public safety issue. They are planning to apply for Federal funding, but, in order to do so; the study has to be completed first. This trail will connect into the Ousel Falls trail. Carol Collins asked if they could use "matched" funds? John said yes, but this initial study has to be done first. Carol Collins also asked if there were any preliminary easements. John said Bill Olson is working on currently and this (funding) will aid that and its moving forward.

Applicant: BSOA-Public Pool Access
Representative: John Engen
Amount: \$14,500

The funds would enable the public to use the pool at Golden Eagle free of charge. The money would be used to maintain the pool. There would be no lifeguard on duty. He said that the insurance policy through BSOA which covers the park would include the pool too. Walter asked if there were changing rooms? John wasn't sure yet. Also asked about operating hours? They would just be daytime hours. Additionally, he asked if they had entertained the idea of selling a family pass. John said that funding is just to get the pool going and if there is a demand for it, then possibly they would. BSOA is only committed for this summer. Walter said he didn't think it was built to be a "city" pool. John concurred.

Applicant: Big Sky Volunteer Fire Assn.
Representative: Velvet Williams

Amount: \$7500

This funding would be used to purchase fireworks for the Fourth of July show. Velvet said that it keeps the locals here and brings in other people. Jim Muscat stated that if the board didn't allocate fund; then apparently it would take 43% of their current budget to do the fireworks. Velvet said if they were funded then they wouldn't have to do so much fundraising. Renae asked if they had considered asking the Chamber for funds. Velvet said they could. Carol wants an updated budget. Velvet will submit.

Applicant: Gallatin Consolidated Rural Fire Dist.

Representative: Kirk Dige

Amount: \$358,584

Kirk thanked the Board for past support and stated that the Fire Dept. does have great equipment and training in place. If funded, the money would be for personnel-\$136,000 for two positions. The Meadow station mortgage payment of about \$40,000 and \$180,288 would be for the ladder truck payment. Walter stated that if our mills are currently so low, then why hasn't the Fire Dept. gone to that source? Kirk said there is a certain mill rate that the Fire Dept. has to go by and yes, they could go to the community to vote on possibly increasing the mill levy. Jim Muscat also wanted to know why the Fire Dept. hasn't increased the mill levy. Kirk said he is aware of the grants, etc. but he feels the resort tax should be spent on the "most people it represents-giving the most people the advantage." Jim asked about the \$227,000 budget and Kirk said it represents both Gallatin and Madison counties. Jim was also looking for a break down on budget as far as property tax revenues verses resort tax. Apparently it is broken down on the report "actual vs. budget." Jim was concerned about the possibility of some other entity rather than the tax resort funding the personnel expenses. Kirk concurred. The ladder truck was brought up and Carol Collins was concerned as to whether or not it was even needed. Kirk said it was just a question of "when", not if. He said it could be used for buildings such as Arrowhead, Skycrest, Stillwater and Park condos. Jim wanted to know if the dept. used any consultants as a guide. Kirk said they use the Gallatin County Fire Services as their consultant.

Applicant: Friends of the BS Community Library

Representative: Marlene Fontana and Kathy House

Amount: \$38,802

Marlene said that the project has been very successful and that the money would be used for salaries, (There is a Head Librarian and an Assistant Librarian.) and it would cover computers and software currently available, pay for insurance, books and go toward speakers and entertainers. Also, they are trying to raise some money on their own with book sales; they are selling "shelves" with name plates on them, membership fees, and hold a golf tourney. They have 250 members. They noted that they support the Governance program because this would enable them to get funding based on being a "library district."

Applicant: Big Sky Search and Rescue

Representative: Pat Dillon

Amount: \$9,735.00

Money would be used for equipment and their operating budget. Currently 54% of the proposed budget comes from Gallatin County. They are actively pursuing Gall. Co. for funds. Jim Muscat asked why Pat felt that the resort tax should fund verses the county. Pat said there are 12 other entities also looking for funds from the County and that there is only \$60,000 total for all 12. Also, they are not allowed to do fundraisers. They are all volunteers.

Applicant: Big Sky Search and Rescue
Representative: Pat Dillon
Amount: \$12,000-truck

If funded, the money would pay the 2nd out of the 3 payments of their truck.

Applicant: BSCW&S Dist. 363
Representative: Ron Edwards
Amount: \$265,000

If funded, \$250,000 (Which is 26% of the total cost.) would go toward the water tank in the Meadow Center and \$15,000 would to toward their geographic info. center; this would benefit other entities as well he said. He said if the Big Sky Institute could not be funded based on their "type" of entity, then this application should be increased to \$273,415.00 and they would funnel the \$8412 to the Big Sky Institute from the BSCWSD. Jim asked what percent of the burden would be from the tourists and what would be from locals. Apparently there are 10 mills available and 9 mills would be used if the tax resort request passed. This would be about \$11.00 per property owner if mills were used. Ron said that currently one of the water tanks sits on private property and that they are working on easements for it. (End of Requests)

Regular Open Meeting continued: Walter and Heidi left

Minutes to approve from April meeting were tabled.

Board gave Carol Collins, chair, authority to sign ordinance 98-01 on 30-days effective from second reading. Jim Muscat made the motion, Heidi seconded, all in favor and passed.

Sarah Ouellette gave board a hand-out with the checking accounts listed and asked for signing and transfer authority from board. (Specific details spelled out in hand-out.) Jim so moved to pass, Renae seconded and all were in favor. Carol Collins, chair initialed the hand out.

Sarah asked Board if they wanted to put some of the current funds into another CD and Carol said that Sarah has authority to do so on her own. Jim Muscat and Renae agreed.

Open meeting adjourned at 6:55

Closed Meeting: A quick summary of collections was given.

Renae made motion to close meeting, Jim seconded, and all were in favor.

Heidi Peacock 6/27/02 9

Heidi Peacock

**Big Sky Resort Area District
Minutes from June 10, 2002
Board of Directors Open Meeting**

Attending: Carol Collins, Chair
Jim Muscat, Vice Chair
Sarah Ouellette, Office Administrator

Walter Ainsworth, Director
Heidi Peacock, Secretary-Treasurer
Renae Schumacher, Director

- 1) Carol Collins called the meeting to order at 12.00 p.m
- 2) No Public Comment
- 3) Walter made motion to approve April and May Open Meeting minutes with spelling corrections in May minutes, Jim 2nd. All were in favor.
- 4) Budget: Change *Wages* to \$25,000 and *payroll taxes* accordingly, they should be at approximately \$3700. Walter moved to approve the operating budget in the amount of \$100,360.00 with these changes reflected, Heidi 2nd, All were in favor.
Budget: Walter made a motion to place previous years allocations/liabilities that were not spent in the amount of \$4297.26 back to the general fund. Current funds available prior to this is \$1,671,907.70. Heidi 2nd, All were in favor.
Budget: Walter made a motion to estimate an additional \$25,000 available for allocations based on June's estimated tax income and bring the available funds to allocate on June 12th to \$1,700,000.00, Jim 2nd. All were in favor.
- 5) Audit Proposals- Sarah presented board with just one from Denning, Downey an Assoc. Board wants Sarah to follow up on letters sent to firms regarding proposal. Jim suggested that Admin. Officer could perhaps do audits based on formula from an accounting firm. Well looking into again at next meeting.
- 6) Other Business – Mona has been going to meetings regarding possible legislation for State Sales Tax. Carol suggested that the board speak to Mona regarding how we were going to be billed, etc. Jim suggested that we do not hire her for this on our behalf. Carol suggested that the board meet with her to discuss. Carol said she would discuss this issue with her and inform her that the board is not willing to spend a lot of money on this. Walter concurred.
- 7) Opinion 49: Walter asked if all the board understood this opinion, as far as which applications qualify for resort tax funding. Carol said that the Big Sky Institute does NOT qualify; however their application has been resolved through the Big Sky County Water and Sewer Dist. #363, who can apply on their behalf. She also said that the Big Sky Tennis Courts application has been resolved because they are now a Non-Profit Organization. She also said that legally the Adult Ed. Step

Aerobics application is valid as long as the funding does not go through the school's general budget. Carol reiterated the following regarding general application qualifications: that an entity must be non-profit, you can fund a school as long as the funds do not go through their general fund and the money is not to offset education. She said that every application is a valid one at this time.

- 8) Other Business: Per Sheriff Cashell's request Carol passed out a letter she drafted to Madison County regarding support for another Sheriff in the Big Sky area funded by Madison County. Walter thought that this had already been approved based on what Brian Gootkin has said to him. This could not be confirmed. Carol was going to follow up on. Walter suggested that the letter also make it clear that the Tax Resort Board has funded in past to explain our interest. Jim went on to say that the letter should also take it one step further and explain that we, as the board, have recognized the need for more law enforcement and the only option we had at the time was the resort tax, but, that was not necessarily the way it should have been funded, and that we wholeheartedly believe that both the Madison and Gallatin counties should be contributing for an additional deputy.
- 9) Office Comments: Sarah has asked board to take first 10 days off in July. Board said it was OK. She asked board for their input or suggestions on reports for the new fiscal year. If there was anything that they wanted added or changed to make information clearer, please let her know.
- 10) Next meeting scheduled for July 24th at Noon at BSRAD Office.
- 11) Open Meeting adjourned at 1:25.

Heidi Peacock

**Big Sky Resort Area District
Minutes from June 12, 2002
Board of Directors Open Meeting
(ALLOCATIONS MEETING)**

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Attending:	Carol Collins, Chair	Renae Schumacher, Director
	Jim Muscat, Vice Chair	Walter Ainsworth, Director
	Sarah Ouellette, Office Administrator	Heidi Peacock, Secretary-Treasurer
		Mona Jamison, Attorney

1. Public Comment: Dee Rothschilder with BSOA voiced she would like the board's support for BSCWSD #363 funds request, BSOA's trail and Governance requests and for the Gallatin County Zoning Map request. Penny Nance, BSOA Chairperson wants board to support all of BSOA requests and gave a quick recap on BSOA. Dick Wiggins voiced his support for Arts Association. Marlene Fontana with BS Community Library wants board to support library's request. Jim Logar voiced his support for the BS Community Tennis courts.
2. Carol Collins called the meeting to order at 1:15
3. Carol Collins, chair, summarized amount available for District to allocate. It was \$1.7 million; then with the bond service of \$500,000 to the BSCWSD the District has \$1.2 million available to allocate.
4. Walter Ainsworth made motion to rollover \$5000 from Chamber of Commerce's unused funds this fiscal year into next fiscal year (03) funds for the Chamber. (This amount does not come out of the \$1.2 million; it's already a liability.) Heidi Peacock 2nd; Heidi was opposed, all other members in favor or motion. Motion carried.
5. Walter made motion to approve BSOA Ousel Falls Trail request in the amount of \$78,200; Renae 2nd. Walter stated that the parking lot is not included in the submitted budget. Walter and Carol both thought that the benches were not a real necessity. Passed unanimously
6. Walter made motion to approve BSOA Trail Feasibility Study request in the amount of \$10,000; Heidi 2nd. Carol stated this was a safety issue. Passed unanimously.
7. Jim Muscat made motion to discuss the BSOA Public Pool Access request in the amount of \$14,500; Heidi 2nd. Renae was concerned that maybe the BSOA would get the pool all fixed up and then the owner would want the pool back for their own use/profit. Heidi concerned that there is no fee currently required. Carol concurred with Renae's concern.

BSOA Public Pool Access Continued.....

Bill Olson said that the owner/Todd Theisen has been very receptive in the past. Bill also said he did not have a problem with having conditions placed on the request if approved. Walter made a **substitute motion** to table this initial motion; Renae 2nd, two were in favor, 3 opposed. Motion failed. Jim, Carol and Heidi were in favor of **initial motion** with conditions, Renae was opposed and Walter chose not to vote. Motion passed with the **condition** that the interns running the pool be trained in CPR.

8. Walter made motion to approve BSOA Signage request in the amount of \$25,000; Jim 2nd. Walter believed uniform signage is a benefit to tourists and locals. Also feels it's a safety issue. Jim feels this is the epitome of the perfect request. Passed unanimously.
9. Walter made motion to approve BSOA Public Service request in the amount of **\$7800**; Heidi 2nd. Carol noted that the initial request of **\$10,300** is now reduced by \$2500.00 because the signage request from BSOA has been approved. Passed unanimously.
10. Walter made motion to approve BSOA Trail rehab request for Beehive and part of Ousel falls trails in the amount of \$9200. Renae 2nd; Jim was concerned with amount of \$10,000 they currently have budgeted for trail maintenance because this is outside the scope of annual maintenance. Bill Olson said they would not be looking for future funds for maintenance. Passed unanimously.
11. Walter Ainsworth made motion to approve BSOA Governance request in the amount of \$44,000; Heidi 2nd, Jim reiterated that this money is just for an enabling legislation and that the board is not necessarily entering "political waters." Carol mentioned she wants to be more informed and involved by the board for this entity. Passed unanimously.
12. Walter made motion to approve BSCWSD # 363 request for their Aerial Photography map and water monitoring in the amount of \$23,415; Renae 2nd. Passed unanimously.
13. Jim Muscat made motion to approve BSCWSD # 363 request for their water tank in the amount of \$135,222. No second was made, motion died.
14. Heidi Peacock made motion to approve Arts Association request in the amount of \$25,000; Walter 2nd. Carol commented that their budget had changed (decreased) by \$35,000 since they had submitted their original budget to the board. Sondra Stober said this was due to one of the events becoming a one-day event instead of a two-day. Sondra said that the reason they're still requesting \$25,000 was because now they had "other" increases in

Arts Assoc. Continued.....

their budget. No particulars were given. Jim asked Sondra if the Arts Assn. intended on becoming self supporting. She said they would like to, but with the cost of the summer concerts, wasn't sure if they could. She said that they have decreased the percentage of their budget in their request for funds over the years. Carol Collins was opposed, Jim, Heidi, Walter, and Renae were in favor. Motion carried.

15. Renae made motion to approve the Transportation District's request in the amount of \$222,425; Heidi 2nd. Meg O'Leary said that their contract with Karst expires on April 03 and that they are working with Bozeman Transportation District for consultation; as well as with their current contract-Karst. Meg said they are working on schedules, making the whole system better and that their goal is to have at least 7 bidders. Walter mentioned he had constituents come to him concerned with the operation and its effectiveness. Jim said he was concerned with schedule efficiency. Meg said they are prepared in years of 2003/2004 to change scheduling if necessary. In years 2002/2003 wants to make it an efficient schedule. Passed unanimously.
16. Renae made motion to approve the Friend's of the BS Comm. Library request in the amount of \$38,802; Heidi 2nd. No Comments. Passed unanimously
17. Jim made motion to approve BSSAR request for their second truck payment in the amount of \$12,000; Walter 2nd. Carol stated her concern regarding funding in the future. Stated to everyone that just because they may get funded this fiscal year; doesn't mean that in the future they are guaranteed to be funded again. She mentioned that there is no commitment from the BSRAD board in future years for future entities. Passed unanimously.
18. Walter made motion to approve BSSAR request for equipment in the amount of \$9735; Renae 2nd. No discussion. Passed unanimously
19. Walter made motion to approve the Gallatin County Sheriff request for budget overrun in the amount of \$18,175. Heidi 2nd. They overspent last fiscal year on employee overtime, housing allowance and automobile allowance stated Walter. (No one from the Sheriff's dept. was at meeting to answer questions.) Jim feels we should be paying for this with our taxes we already pay, not with resort tax dollars. Walter was in favor. Jim, Renae, Heidi, and Carol were all opposed, Motion denied. Not funded.
20. Renae made motion to approve the BS Tennis Club's request for Tennis Courts in the amount of \$59,043; Walter 2nd. Jim asked Lisa Knorr if she was 100% confident that this was maybe the best location for the courts? (at the school) She thought it was. Carol and Jim thought it would be nice to have it

Big Sky Comm. Tennis Continued.....

in the Big Sky Park-Dee Rothschiller said if that was the case, it would be “down the road.” Carol stated that one of the legal concerns was that the **contract must clearly read that the courts are for “the public”**. Heidi was concerned about the maintenance and stated that there were already courts in place. Lisa Knorr said that they have applied for a \$5000 grant; which could be used for maintenance. Heidi said she had received a lot of calls of opposition. Walter, Jim, Renae and Carol were in favor, Heidi opposed. Motion carried.

21. Renae made motion to approve request by Volunteer Fire Dept. for 4th of July show fire works in the amount of \$7500; Heidi 2nd. Carol and Renae suggested that they look for another source of funding next year because they don’t want the volunteers paying for it if the board decides not to fund it next year, if asked. Passed unanimously.
22. Walter made motion to approve the Big Sky Ski Education Foundation’s request for equipment (fencing) in the amount of \$7760; Heidi 2nd. Carol said she doesn’t think we should continue to fund. Walter stated it’s not just for the “ski team”, it is for fences, equipment and to put on intramural events. Passed unanimously.
23. Walter made the motion to approve the BS Chamber’s request in the amount of \$100,000; Heidi 2nd. Jim Muscat said he supports the Chamber; however, disagrees that “a group of for-profit businesses” are being funded with tourist dollars. Feels that the businesses should “step up” themselves. Jim made a **substitute motion** for \$25,000; Heidi 2nd. Walter disagrees with Jim and feels the more tourists we have the more it creates tax dollars. Jim Muscat was in favor of this **substitute motion** and the rest of the board was opposed. In regards to the **original motion made (to fund \$100,000)**: Jim Muscat was opposed and the rest of the board was in favor. Motion carried .
24. Walter made the motion to approve the Gallatin County Planning Dept. request for a zoning map in the amount of \$12,095; Heidi 2nd. Heidi stated that Ron Edwards with BSCWSD most likely had this map created already and has this been discussed? Ron apparently spoke with Alan at the Gall. County GIS Dept. and Ron does *not* have the full coverage the county needs. Passed unanimously.
25. Renae made the motion to approve the Buck Ridge Snowmobile Grooming request in the amount of \$13,500. Heidi 2nd. No comments. Passed unanimously.

26. Renae made the motion to approve the Gallatin County Sheriff's request in the amount of \$83,937 for a 3rd Deputy in the Big Sky Area. Walter 2nd. Carol Collins said she felt that the general public does want this 3rd Deputy. Jim felt that there is an underlying need for another sheriff, but said the question was do we want the resort tax to fund it? He feels by funding, we are possibly perpetuating their financial woes. Walter said according to BSRAD's public meetings, the public showed they wanted this as an entity to be funded. Heidi and Jim were opposed, Walter, Renae and Carol were in favor. Motion carried.
27. Walter made motion to approve the Gallatin Canyon Consolidated Fire Dept. request in the amount of \$358,584; Renae 2nd. Jim Muscat then made a **substitute motion** in the amount of \$180,288 for the ladder truck payment and \$41,541 for the Meadow Station Mortgage payment (**for a total of \$221,829**); Heidi 2nd. Jim stated he does not support operating expenses and personnel salary. Renae said she doesn't want to "pull the rug out from under them." Walter concurred, but feels they should go after future mills available. Kirk said the fire board has discussed seeking a higher mill rate. Walter then asked if they were currently capped. Carol said they were but with a vote from "the people" it could be increased. Walter feels if we do not fund we'll put the Fire Dept. in a bad position. **Substitute motion:** Jim was in favor and the rest of the board was opposed. In regards to the **original motion** (to fund \$358,584): Passed unanimously.
28. (This entity was voted on earlier in the meeting as well) Renae made a motion to approve the Gall. Co. Sheriff's request for budget overrun in the amount of \$18,175; Walter 2nd. Walter and Renae were in favor. Carol, Jim Heidi and were opposed. Motion Failed. Not Funded.
29. Renae made motion to approve the Ophir Adult Ed-Step Aerobics request for equipment in the amount of \$3000; Heidi 2nd for discussion. Carol stated that if funded, the money would go into the "adult education" line item, not Ophir's general fund and that the Adult Ed program would own the equipment, not the instructors. Jim thought this request was deviating from the tax resort's original intention. Carol and Renae were in favor, Jim Heidi, and Walter were opposed. Motion Failed. Not Funded.
30. Walter made a motion that the board take the balance of \$37,504 (amount not allocated) and place back into our assets and general fund, Heidi 2nd. Passed unanimously.
31. Carol reiterated the total amount that the board had allocated thus far was \$1,162,496.00. Heidi made a motion to approve these allocations for that total amount; Renae 2nd. Passed unanimously

32. Public Comment: Dee Rothschiller said she was disappointed that the BSCWSD didn't get their funding for their water tank. Lisa Knorr thanked board for funding Tennis Courts, Marlene Fontana thanked board for Library funding, Bill Olson thanked board for BSOA trail funding, Dick Wiggins thanked board for Governance funding, Sondra Stober thanked board for Arts Assn. funding and said that they welcome public input on what kind of music they should offer for their concerts, and Jason Revisky thanked board for the Gall. County Consolidated Fire Dept. funding. Meeting Adjourned 3:30.