

PROCEEDINGS OF THE BOARD OF THE COMMISSIONERS
MEAGHER COUNTY, MONTANA

Tuesday

May 7th, 2024

11:30 a.m. – 4:10 p.m.

Met in Commissioner's Chambers

Meeting Called to Order:

Chair Brewer called the meeting to order at 11:30 a.m.

Commissioners Present:

Chair Rod Brewer, Vice Chair Ben Hurwitz and Commissioner Errol Galt were present for the meeting.

Minutes:

ACTION #1

Commissioner Galt moved to approve the minutes from April 16th, 2024. Commissioner Hurwitz seconded the motion. A vote was taken and the minutes were approved.

Non-agenda Items

- **City of White Sulphur Springs Support Letters**

Commissioners signed letters of support for the City of White Sulphur Springs, Willow Creek Reservoir and Sand Filter Treatment Facility Improvement Projects.

- **Provider Appreciation Day**

Commissioners were presented with information regarding Provider Appreciation Day. Commissioners agreed to proclaim May 10th Provider Appreciation Day.

Document # 150566 Page: 1 of 6

Recorded at 11:30 AM on 5/7/2024 Fee: \$0.00

Liv A. West Clerk & Recorder, MEAGHER COUNTY By

Resolution FY23.24 #87

Resolution FY 23.24 # 87

Proclamation by Meagher County commissioners

Provider Appreciation Day

May 10, 2024

WHEREAS, Child Care Aware® of America and other organizations nationwide are recognizing Child Care Providers on this day; and

WHEREAS, child care has provided a safe, nurturing place for the enrichment and development of millions of children nationwide and is a vital force in our economy; and

WHEREAS, the pandemic illuminated how indispensable child care providers are for the well-being and economic security of [e.g., State, City, County] young children, families, and communities; and

WHEREAS, child care programs, which are mostly small businesses, run and staffed predominantly by women, continue to recover from the health and financial hardships stemming from the pandemic to meet the needs of more families; and

WHEREAS Meagher County recognizes that child care has been and continues to be a lifeline for families, communities, and the economy. As such, it has provided much-needed support to providers to help sustain the viability of child care; and

WHEREAS, the future depends on the quality of the early childhood experiences provided to young children today; support for high-quality child care represents a worthy commitment to our children's future; and

Now, therefore, We, Rod Brewer, Ben Hurwitz, and Errol Galt, Commissioners of Meagher County, hereby proclaim May 10, 2024, as Provider Appreciation Day in Meagher County and urge all citizens to recognize Child Care Providers for their important work, and how valuable they are for our communities

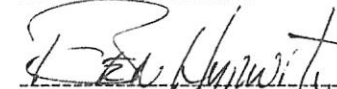
Dated this 7th day of May, 2024

ATTEST

MEAGHER COUNTY COMMISSION



Rod Brewer, Chairman



Ben Hurwitz, Commissioner



Errol Galt, Commissioner



Meagher County Clerk & Recorder
Liv West



Monthly Sheriff Report – Jon Lopp

Meagher County Sheriff Jon Lopp entered the chambers at 11:55 p.m.

Sheriff Lopp presented the Commissioners with the complaint report for the month of April. The Sheriff's Office received 282 incoming calls, 14 9-1-1 calls, and 329 people came into the office for a total of 625 people that contacted the Sheriff's Office in the month of April. Lopp informed the Commissioners that Disaster and Emergency Services (DES) received a Bair grant in the amount of \$30,000 to purchase an Emergency Services side by side. Lopp also informed the Commissioners that the Sheriff's Office received a Bair grant in the amount of \$17,000 for 5 new radios for patrol vehicles.

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Liv A. West Clerk & Recorder, MEAGHER COUNTY By

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Monthly Road Report – Jake Kusek

Road Supervisor, Jake Kusek entered the chambers at 12:28 p.m.

Kusek and the Commissioners discussed gravel crushing both east and south of town. Kusek mentioned that the permit for the gravel pit at Fort Logan is currently under review by the DEQ.

On May 29th, the road crew will be attending the 2024 Montana Association of County Road Supervisors (MACRS) district training in Boulder for gravel road training.

Kusek stated the load weight on the bridges in Ringling have been downgraded to 5 tons and repairs are necessary.

Commissioner Brewer informed Kusek that the culvert on Horse Creek which flows into Hay Creek is washed out. Kusek plans to have the road crew assess it.

Intent to sell capital asset – 2001 CAT 143H grader to City of White Sulphur Springs

Commissioners discussed the sale of the 2001 Caterpillar 143H Motor Grader to the City of White Sulphur Springs for the amount of \$50,000.

Resolution FY 23.24 #88

Resolution No. 88

RESOLUTION AUTHORIZING THE TRANSFER OF PROPERTY BETWEEN CERTAIN GOVERNMENT ENTITIES.

WHEREAS, Mont. Code Ann. § 7-8-2211, authorizes the Board of County Commissioners to sell, trade, or exchange any real or personal property, however acquired, belonging to the County that is not necessary to the conduct of county business or the preservation of its property.

WHEREAS, the County Road Department will be replacing the 2001 Caterpillar 143H Motor Grader, Serial No. 1AL00875 purchased on December 27, 2000 and,

WHEREAS, the above-described property is not necessary to the conduct of county business and.

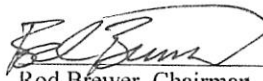
WHEREAS, the City of White Sulphur Springs has an interest in purchasing the above described property for the sum of \$50,000.

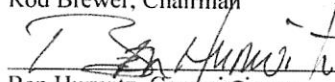
NOW, THEREFORE, IT IS HEREBY RESOLVED, The Board of County Commissioners resolve to sell the 2001 caterpillar 143H Motor Grader, Serial No. 1AL00875 for the sum of \$50,000 (fifty thousand dollars and no cents) to the City of White Sulphur Springs.

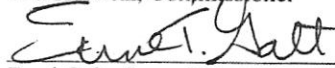
Dated this 7 day of May, 2024.

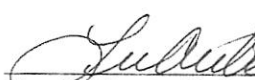

MEAGHER COUNTY COMMISSION

ATTEST


Rod Brewer, Chairman


Ben Hurwitz, Commissioner


Errol Galt, Commissioner


Meagher County Clerk and Recorder


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Liv A. West Clerk & Recorder, MEAGHER COUNTY BY

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Hard Rock Mining Impact – Harold Blattie

Harold Blattie entered the chambers at 12:46, Cassie Coburn, Bill Bryan, and Nancy Schlepp entered the chambers at 1:10 p.m.

Commissioners asked Blattie about the impact he saw as a commissioner at the time, when the East Boulder mine started production in Stillwater County and if there are any suggestion or tips he could give Meagher County as the Black Butte Copper Mine moves closer to production. Blattie stated although the number of employees is significantly smaller than the Stillwater Mine, expect an increase in planning costs associated with small subdivision applications from land owners. He added that after the mine is producing and the area becomes attractive to developers to expect additional planning costs for potentially larger subdivisions.

Blattie spoke of the increased tax revenue the mine would generate from the Gross Proceeds Tax and the Metal Mines License Tax. The metal mines license tax is split with 47% going the state general fund, 2.5% to the hard-rock mining impact trust account, 8.5% to the hard-rock mining reclamation debt service fund, 7% going to natural resources operations state special revenue account and the final 35% going to the county the mine is located. Of the 35% that is distributed to the county, not less than 37.5% is allocated to the county hard-rock mine trust account, any money not allocated to the account be further allocated 33.33% to the county for general planning and economic development, 33.33% to the elementary school districts within the county and 33.3% to the high school district within the county. Gross proceeds or class two property tax is taxed 1.81% of gross value in excess of \$250,000 of concentrate shipped to a smelter.

Blattie reviewed section 8.1 Tax Pre-Payments of the Black Butte Hard Rock Mining Impact Plan. Blattie suggested since the plan was approved in 2018 that an “adjustment” be made to the plan to align the impacts more accurately with the current costs

Clerk & Recorder Employment – Liv West

Liv West entered the chambers at 2:30 p.m.

West introduced Brandi Driedlein newly hired Deputy Clerk & Recorder. West stated Penny Plachy temporary employment will end on May 20th, 2024. Additionally, West informed the Commissioners that the student form the Work Based Learning Program at White Sulphur Springs High School will end on May 17th. The advisor for the program will be meeting with West to discuss participating in the program in the future.

Martinsdale TV District Dissolution

Commissioners discussed dissolving the Martinsdale TV District and giving the remaining Martinsdale TV District Fund (7372) cash balance of \$5008.35 to the Marlow TV District in Wheatland County.

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Liv A. West Clerk & Recorder, MEAGHER COUNTY By JD

Resolution FY 23.24 # 89

Resolution No. 89

RESOLUTION OF INTENT TO DISSOLVE MARTINSDALE TV DISTRICT AND TRANSFER ASSETS TO WHEATLAND COUNTY MARLO TV DISTRICT.

WHEREAS, Mont. Code Ann. § 7-11-1029, authorizes the Board of County Commissioners the ability to dissolve a special district if it is considered to be in the best interest of a local government, if the purpose for creating the special district has been fulfilled or if the special district is not needed in perpetuity and.

WHEREAS, the Martinsdale TV District has fulfilled its purpose, the equipment has been removed and the district is no longer needed and.


WHEREAS, the Martinsdale TV District, Fund 7372, has a cash balance of \$5,008.35, pursuant to Mont. Code Ann. § 7-11-1029 (7)(c) that amount will be transferred to the Wheatland County Marlo TV District upon dissolution.

NOW, THEREFORE, IT IS HEREBY RESOLVED. The Board of County Commissioners upon giving notice to the taxpayers within the district pursuant to Mont. Code Ann. § 7-11-1029, will dissolve the Martinsdale TV District and transfer the cash balance of \$ 5,008.35 (five thousand eight dollars and thirty-five cents) to the Wheatland County, Marlo TV District on July 1, 2024.

Dated this 7 day of May, 2024.

ATTEST

MEAGHER COUNTY COMMISSION


Rod Brewer, Chairman


Ben Hurwitz, Commissioner


Errol Galt, Commissioner


Meagher County Clerk & Recorder
Liv A. West


Ambulance RFP – New Vehicle – Sara Driemeyer and Jack Berg

Sara Driemeyer and Jack Berg entered the chambers at 3:00 p.m.

Berg brought the Request for Proposal (RFP) for an ambulance from Apgar to the Commissioners’ attention. He then questioned whether any formal procedures were required to terminate the contract with Apgar regarding the ambulance. Attorney Hurwitz assured that he would review the contract, taking into account the previous extension, and believed that canceling the contract would not pose any issues. The Ambulance Board will issue a new RFP. Additionally, they are exploring grant opportunities to purchase a new Power Load, Power Cot for the new ambulance.

Airport 5-year Capital Improvement Plan

Commissioners reviewed the 5-year Capital Improvement Plan for the Airport.

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Liv A. West Clerk & Recorder, MEAGHER COUNTY By BD

Martinsdale Water & Sewer District Update – Kathy Berg

Kathy Berg and Jim Maddox entered the chambers at 3:50 p.m.

Berg gave the commissioner an update on Phase One of the Martinsdale Water and Sewer Project. Berg stated Martindale Water and Sewer District should be getting the contract for the Community Development Block Grant (CDBG) very soon. Berg also stated the Martinsdale Water and Sewer District signed a contract with DO-ALL Construction out of Lewistown, MT to complete the work. Berg said although they have not started construction on Phase One yet, they are already looking ahead to Phase Two. Martinsdale Water and Sewer District held a Public Hearing for Phase Two on April 24th, 2024. Berg asked the Commissioners if Meagher County would be willing to let Martinsdale Water and Sewer apply for another CDBG grant for Phase Two, the Commissioners agreed.

Public Comment:

No Public Comment.

Claims Approved:

Commissioners were presented with Check #61375 through Check #61406 totaling \$30,865.29. Electronic Claims Check #-99939 through Check #-99926 totaling \$5,977.79

Payroll Check # 14062 through Check #14071 totaling \$37,840.52 and Electronic Payroll Check# -85207 through Check# -85149 totaling \$168,706.66 All Checks were signed as presented.

Meeting Adjourned:

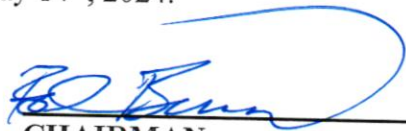
Meeting was adjourned at 4:10 p.m.

Next Meeting:

Commissioners are scheduled to meet Tuesday, May 14th, 2024.



CLERK & RECORDER

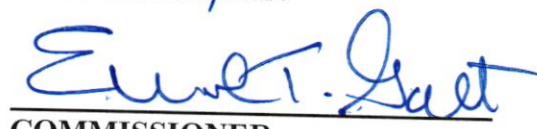


CHAIRMAN





VICE-CHAIRMAN



COMMISSIONER

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Liv A. West Clerk & Recorder, MEAGHER COUNTY By 30