

PROCEEDINGS OF THE BOARD OF THE COMMISSIONERS
MEAGHER COUNTY, MONTANA

Tuesday

March 6th, 2018

1:00 p.m. – 4:30 p.m.

Met in Commissioner's Chambers

Meeting Called to Order:

Chair Brewer called the meeting to order at 1:00 p.m.

Commissioners Present:

Chair Rod Brewer and Vice Chair Ben Hurwitz were present for the meeting. Commissioners Herb Townsend was not in attendance.

Minutes:

ACTION #1

Commissioner Hurwitz moved to approve the Minutes from February 13th, 2018 and February 20th, 2018 meeting. Chair Brewer seconded the motion. A vote was taken and minutes were approved.

Library Update – Gordon Doig:

Gordon Doig entered the chambers at 1:20 p.m. Clerk and Recorder Dayna Ogle entered the chambers at 1:30 p.m.

Doig first updated the Commissioners about the Area IV Agency on Aging. Doig and the Commissioners then discussed the new library building. Doig stated that Williams Construction in Bozeman is the general Contractor for the project and Diamond Construction out of Helena will be building the structure. Doig also stated the construction will start in May 2018 as weather allows.

Transfer Funds – Dayna Ogle:

Ogle presented transferring money from Fund 2340 to Fund 2343 in order to bring Fund 2340 to a \$0 balance.

ACTION#2

Resolution 2017-16

Commissioner Hurwitz moved to transfer \$166.39 from Fund 2340 to Fund 2343. Chair Brewer seconded the motion. A vote was taken and passed. The issue is hereby resolved.

Sheriff Report – Jon Lopp:

Sheriff Jon Lopp entered the chambers at 2:20 p.m.

Lopp presented the Commissioners with the Complaint Report for February 2018. Lopp updated the Commissioners about the alcohol compliance checks that were conducted on Saturday March 3, 2018.

Road Report – Bruce Smith:

Road Supervisor Bruce Smith, Jim Gregory, and Jake Kusek entered the chambers at 2:50 p.m.

Commissioners and the Road Department discussed snow removal around the county and the higher snow volume that has happened this winter. Commissioners and the Road Department discussed in length changing the hours the crew would work; specifically going from four days a week to a five day a week schedule. After discussion it was decided that the Road Department would remain holding their four days at 10 hours and would be available for work Friday through Sunday as needed.

Superintendent of School Deconsolidation – Dayna Ogle, Shauna Porter, and Kimberly Deschene:

Clerk and Recorder Dayna Ogle and Treasurer Shauna Porter entered at 3:30 p.m. County Attorney Kimberly Deschene was unable to attend.

Commissioners, Ogle, and Porter discussed that the Deconsolidation of the Superintendent of School from the Clerk and Recorder Office to the Treasurer Office was not feasible at this time. The subject of the matter would be revisited at a different time.

Public Comment:

No Public Comment.

Claims Approved:

Commissioners were presented with Check #54075 through Check #54119 totaling \$43,773.90. Check #12348 through Check #12375 totaling \$47,307.96 were presented prior to the meeting for payroll. All Checks were signed as presented.

Meeting Adjourned:

Meeting was adjourned at 4:30 p.m.

Next Meeting:

Commissioners are scheduled to meet Tuesday, March 13th, 2018.

CLERK & RECORDER

CHAIRMAN

SEAL

VICE-CHAIRMAN

COMMISSIONER

PROCEEDINGS OF THE BOARD OF THE COMMISSIONERS
MEAGHER COUNTY, MONTANA

Tuesday

March 13th, 2018

9:30 a.m. – 4:30 p.m.

Met in Commissioner's Chambers

Meeting Called to Order:

Chair Brewer called the meeting to order at 9:30 a.m.

Commissioners Present:

Chair Rod Brewer and Vice Chair Ben Hurwitz were present for the meeting. Commissioners Herb Townsend was not in attendance.

Minutes:

ACTION #1

Chair Brewer moved to approve the Minutes from March 6th, 2018 meeting with minor revisions. Commissioner Hurwitz seconded the motion. A vote was taken and minutes were approved.

911 Equipment Update – Jim McDanel and Jon Lopp:

IT Supervisor Jim McDanel entered the chambers at 10:00 a.m.

McDanel presented the Commissioners with a bid for installing an air-conditioning unit within the Sheriff's Office to cool down the electronic equipment within the building. McDanel stated that this was necessary to install prior to the 911 System upgrade as it would affect the warranties given for the new equipment. Commissioners stated they would review the situation and decide upon the topic at a later date.

Department of Revenue – Roz Olson:

Roz Olson, Jason Boggess, Wanda Warsinski, and Ray Masee entered the chambers at 10:30 a.m.

Commissioners, Olson, Boggess, Warsinski, and Masee, discussed the closing of the Department of Revenue's Office in Meagher County. The earliest the physical office will close is July 31st, 2018; Masee will still be the assessor for Meagher County but will be working as a mobile unit. Olson, Boggess, and Warsinski stated they would keep the Commissioners updated about the exact date of closure for the office. Meagher County is one of the twenty-eight Department of Revenue office closures happening statewide in 2018.

Airport Runway – Bruce Smith, Rob Brandt, and Bill Galt:

Road Supervisor Bruce Smith, Rob Brandt CEO of Mountainview Medical Center and Bill Galt entered the chambers at 11:30 a.m.

Commissioners, Smith, Brandt, and Galt discussed the snow removal and the condition the runway can be in during winter. The largest part of discussion pertained to removal of snow during the evening and night when snow storms have ended. It was discussed to find an outside

party to act as an on call snow removal to keep the runway open at all times to help with emergency medical flights.

Designation of Polling Places – Dayna Ogle:

Clerk and Recorder Dayna Ogle entered the chambers at 1:00 p.m.

Ogle updated the Commissioners about needing to designate the new school as Meagher County's designated polling place because of the demolition of the elementary school.

ACTION #2

Resolution 2017-17

Com Hurwitz moved to establish 405 South Central White Sulphur Springs, MT 59645 as Meagher County's designated polling place. Chair Brewer seconded the motion. A vote was taken and passed. The issue is hereby resolved.

Treasurer's Report - Shauna Porter:

Treasurer Shauna Porter entered the chambers at 1:30 p.m.

Porter presented the Cash report for February 2018. Commissioners and Porter discussed the cash report and the school bond.

County Attorney Report – Kimberly Deschene:

County Attorney Kimberly Deschene entered the chambers at 2:00 p.m.

Deschene presented the Commissioners with a resolution for signature to request special counsel from Cory Swanson to prosecute the State vs. Tipton.

ACTION#3

MEAGHER COUNTY, MONTANA
RESOLUTION ~~2018-18~~

AUTHORIZING PROSECUTORIAL ASSISTANCE

WHEREAS, the Meagher County Attorney has requested prosecutorial assistance in *State of Montana v. Kenneth Tipton*, a criminal case in the Fourteenth Judicial District Court, Meagher County, and/or Meagher County Justice Court; and

WHEREAS, it is desired and deemed appropriate that a special deputy county attorney be appointed to assist in the prosecution of the aforementioned case; and

WHEREAS, Montana Code Annotated §7-4-2705 authorizes the board of county commissioners to employ special counsel to assist in the prosecution of any such criminal case pending in the county on request of the county attorney; and

WHEREAS, the Meagher County Attorney has requested that a special deputy county attorney be appointed to prosecute the above-mentioned cause pending in the Fourteenth Judicial District Court, Meagher County, and/or the Meagher County Justice Court; and

WHEREAS, Cory Swanson, Broadwater County Attorney, has agreed to act as a Special Deputy Meagher County Attorney in this pending cause;

THEREFORE,

IT IS HEREBY RESOLVED:

That the Broadwater County Attorney, Cory Swanson, shall be appointed as Special Deputy County Attorney for Meagher County for the purpose of assisting in the prosecution of the pending cause *State of Montana v. Kenneth Tipton*, and that he can fulfill the functions set out in Montana Code Annotated §44-4-103.

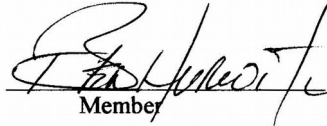
IT IS FURTHER RESOLVED:

That under the terms of this agreement, no fee will be charged for attorney time provided by the special prosecutor of these cases. Mileage will be paid at the current rate of \$.54.5 per mile. Witness fees and expense, jury costs and other normal costs associated with the trial will be the county's responsibility as with all other prosecutions.

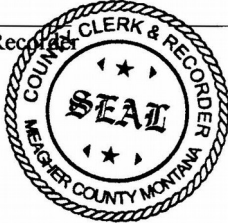
Adopted this 13th day of March, 2018, as moved by Commissioner - Chair Brewer, seconded by Commissioner Hurwitz and passed on a unanimous vote of the full board. Effective on passage and approval.

MEAGHER COUNTY COMMISSIONERS
Meagher County, Montana


Chairman


Member

ATTEST: 
Clerk and Recorder Member



Deschene then updated the Commissioners on the progress of the State vs. Gibbs case. Currently he is still in jail and waiting for a mental evaluation to take place.

Health Nurse Report – Eva Kerr R.N.:

Health Nurse Eva Kerr entered the chambers at 2:30 p.m.

Kerr presented the Commissioners Health Nurse Report for February 2018. Kerr updated the Commissioner's about the completion of Bair Grant applications, the Youth Dynamics and their program, and Senior Transportation Project. Kerr also updated the Commissioners about the trainings she is to attend in April and the Community Health Expo to be held on April 28th, 2018.

City Update – Rob Brandt and Mike Eby:

Council Members Mike Eby and Rob Brandt entered the chambers at 3:00 p.m.

Commissioners, Eby, and Brandt discussed trying to address communication issues between the County Commissioners and the City office. Eby and Brandt explained to the Commissioners that they were selected by the City Council as lesions to meet with a Commissioner or two to discuss current projects or issues. Commissioners, Eby, and Brandt decided that informal lunch meetings would be held on an as needed basis without quorums from the Commissioners to update both parties on projects or issues.

New Gas Tax – Dayna Ogle:

Clerk and Recorder Dayna Ogle entered the chambers at 3:30 p.m.

Ogle explained the process of how to submit the projects for funding and clarified the project that the Commissioners were wanting to submit.

Grassy Mountain Homeowners Update – Paul Komlosi:

The meeting was moved to the downstairs of the courthouse.

Paul Komlosi and Penny Plachy were present for discussion.

Komlosi updated the Commissioners about the Grassy Mountain Ranch Homeowners Association’s findings about trying to dissolve the Association. Komlosi stated that the dissolution of the Grassy Mountain Ranch Owners Association is not possible as it was a requirement in order to have the plat maps of the subdivisions accepted.

Public Comment:

No Public Comment.

Claims Approved:

Commissioners were presented with Check #54120 through Check #54137 totaling \$20,605.79. All Checks were signed as presented.

Meeting Adjourned:

Meeting was adjourned at 4:30 p.m.

Next Meeting:

Commissioners are scheduled to meet Tuesday, March 20th, 2018.

CLERK & RECORDER

CHAIRMAN

SEAL

VICE-CHAIRMAN

COMMISSIONER

PROCEEDINGS OF THE BOARD OF THE COMMISSIONERS
MEAGHER COUNTY, MONTANA

Tuesday

March 20th, 2018

8:30 a.m. – 2:30 p.m.

Met in Commissioner's Chambers

Meeting Called to Order:

Chair Brewer called the meeting to order at 8:30 a.m.

Commissioners Present:

Chair Rod Brewer, Vice Chair Ben Hurwitz, and Commissioners Herb Townsend were present for the meeting.

Minutes:

ACTION #1

Commissioner Hurwitz to approve the Minutes from March 13th, 2018 meeting with minor revisions. Chair Brewer seconded the motion. A vote was taken and minutes were approved.

Moose Creek Veg Project – Jess Secret:

Jess Secret entered the chambers at 8:50 a.m.

Secret updated the Commissioners about the Moose Creek Vegetation Project and how the project may need a letter of support from the Commissioners. Secret also brought up a Montana Forest Counties Summit, May 1-2, 2018, that MACo is hosting. Commissioners and Secret discussed the agenda items and the benefits of attending for Meagher County.

Human Resources - Contract:

Clerk and Recorder Dayna Ogle entered the chambers at 10:00 a.m.

Ogle presented the commissioners with the potential of outsourcing the legal side of Human resources to a Michelle Puiggari of Missoula. She would draft disciplinary letters, act as a mediator if needed, and give opinions on legal topics. Puiggari's hourly rate is \$100.00 an hour. Commissioners and Ogle discussed that this could be handled through the county attorney's office. Commissioners and Ogle decided to contract with Puiggari through the remainder of the calendar year.

Funds Transfer – Dayna Ogle:

Ogle requested the Commissioners move \$25.00 from Cottonwood WMA 2846 Fund and \$4,045.00 from Battle Creek WMA Fund 2844 to the General Weed Fund 2140. This would bring both funds to a zero balance, the funds are currently not in use at this time.

ACTION#2

Resolution 2017-19

Chair Brewer moved to close Cottonwood WMA Fund 2846 by moving \$25.00 out to the General Weed Fund 2140 and close Battle Creek WMA Fund 2844 by moving \$4,070.00 to the

General Weed Fund 2140. Commissioner Hurwitz seconded the motion. A vote was taken and passed. The issue is hereby resolved.

Southwest Financial – Julie Blockey:

Southwest Financial Representative Julie Blockey entered the chambers at 10:50 a.m. Clerk and Recorder Dayna Ogle, Deputy Clerk and Recorder Penny Plachy, and Treasurer Shauna Porter entered the chambers at 11:00 a.m.

Blockey presented the Commissioners and those present the projected increases to health insurance under Pacific Source Policies and Blue Cross Blue Shield policies. Blockey presented the differences between Pacific Source Policies and Blue Cross Blue Shield Policies and that Pacific Source will have less than a 6% increase. Blockey stated she would have more concrete numbers in April or May.

Lunch

Fire/DES Report – Rick Seidlitz:

Fire Chief Rick Seidlitz entered the chambers at 1:30 p.m.

Seidlitz presented the Fire/DES Report for February 2018. Seidlitz updated the Commissioners about the addressing in Ringling. Commissioners and Seidlitz then discussed how to prevent an active shooter incident; primarily focusing on the school.

Secure Rural Schools/PILT Monies – Dayna Ogle and Shauna Porter:

Clerk and Recorder Dayna Ogle and Treasurer Shauna Porter entered the chambers at 2:00 p.m.

Ogle presented the Commissioners with a draft letter and newspaper article that was requested. Commissioners, Ogle, and Porter discussed how Payment in Lieu of Taxes (PILT) and Secure Rural Schools (SRS) has seen a consistent decrease of funding over the years.

Public Comment:

No Public Comment.

Claims Approved:

Commissioners were presented with Check #54138 through Check #54207 totaling \$29,138.82. All Checks were signed as presented.

Meeting Adjourned:

Meeting was adjourned at 2:30 p.m.

Next Meeting:

Commissioners are scheduled to meet Tuesday, April 3rd, 2018.

SEAL

VICE-CHAIRMAN

COMMISSIONER

Note: Minutes taken by Assistant to the Clerk & Recorder Rebekah Luchterhand
Distributed April 3rd, 2018 to Chairman Brewer, Vice Chair Hurwitz, and Commissioner Townsend, and Clerk & Recorder Ogle