

THE BOARD OF COUNTY COMMISSIONERS MET ON THE 4TH, 11TH & 25TH OF SEPTEMBER 2018 IN THEIR OFFICE AT THE GRANITE COUNTY COURTHOUSE WITH ALL THREE COMMISSIONERS PRESENT.

THE FOLLOWING CLAIMS FOR THE MONTH OF AUGUST 2018 WERE APPROVED AS FOLLOWS:

<u>WARRANT</u>		<u>AMOUNT</u>
54855	BARKELL TRUCKING	FS CONTRACT & ROAD \$5,401.25
54856	BOB WEAVER CONSTRUCTION	BELLY DUMP & GRAVEL \$7,029.00
54857	F & R LLC	FS CONTRACT & ROAD \$12,877.81
54858	HILLSHIRE CONTRUCTION	TRUCKING \$950.00
54859	L & L TRUCKING	FS CONTRACT \$4,756.50
54860	MCDONALD EXCAVATION	FS CONTRACT \$18,250.00
54861	PATRIOT EXCAVATION, LLC	FS CONTRACT \$24,831.25
54862	FLINT CREEK VALLEY BANK	PAYROLL & NOD FEE \$101,714.21
54863	VISA #1	COUNTY HEALTH CHARGES \$671.21
54864	VISA #2	ROAD CHARGES \$341.77
54865	VISA #3	WITNESS FEE \$140.96
54866	360 OFFICE SOLUTIONS	SUPPLIES \$1,252.35
54867	A & M FIRE AND SAFETY, INC	FIRST AID & EXTINGUISHERS \$619.40
54868	AMERICAN WELDING & GAS	ACETYLENE \$23.45
54869	ANN VEIS	JURY DUTY \$12.00
54870	ANNE OSTLER	JURY DUTY \$54.43
54871	ANNIE YOUNG	TRAVEL \$250.70
54872	ARMANDO INOCENCIO JR	JURY DUTY \$41.43
54873	ASHLEY WESTPHAL	JURY DUTY \$22.90
54874	BART BONNEY	TRAVEL \$148.24
54875	BILL SLAUGHTER	TRAVEL \$201.65
54876	BLACK MOUNTAIN SOFTWARE	ANNUAL FEE \$23,256.00
54877	BLACKFOOT CFT	AUGUST BILLING \$3,714.76
54878	BLAINE BRADSHAW	DIGITAL VOICE RECORDER \$72.04
54879	BOB'S QUALITY AUTO	REPAIRS & MAINTENANCE \$376.00
54880	BRANDON ESPINOZA	WITNESS \$88.48
54881	BRIAN CASTALDI	WITNESS \$103.74
54882	CARQUEST AUTO PARTS	MAINTENANCE \$326.71
54883	CATERPILLAR FINANCIAL SERV CORP	EXCAVATOR \$1,144.07
54884	CENTURYLINK	CONTRACTED SERVICE \$415.80
54885	CENTURYLINK	FCP PHONE \$56.98
54886	CHERYL FISHER	JURY DUTY \$80.59
54887	CHRISTINA WERNIKAWSKI	JURY DUTY \$46.80
54888	COLETTE ADELE FADNESS	MILEAGE \$183.12
54889	COMPLIANCE MONITORING SYSTEMS	SUPERVISION \$100.00
54890	CONNIE DONLAN	JURY DUTY \$25.08
54891	CONNIE SCHIEDERMAYER	TRAVEL \$43.60
54892	CRAIG LARSON	JURY DUTY \$25.08
54893	CULLIGAN	HOT-N-COLD RENTAL \$21.50
54894	DAVID WEAVERS	WITNESS \$10.00
54895	DIS TECHNOLOGIES	CONTRACTED SERVICES \$1,669.95
54896	DOUG ANDRUS DISTRIBUTING INC	TYPE 'C' SALT \$7,239.26
54897	DRUMMOND AMBULANCE ASSOC	TRAINING & SUPPLIES \$206.79
54898	DUNNE COMMUNICATIONS	SUPPLIES \$581.15
54899	DUSTBUSTERS INC	DUSTGARD \$9,900.25
54900	EVA NEGUS	JURY DUTY \$44.62
54901	F & R LLC	GRAVEL \$4,254.63
54902	FACILITY REIMBURSEMENT	PROFESSIONAL SERVICE \$81.59
54903	FICKLER OIL CO. INC.	FUEL & SUPPLIES \$1,905.38
54904	FIRST AMERICAN TITLE CO	TITLE SEARCH \$135.00
54905	GENERAL DISTRIBUTING CO.	SUPPLIES \$344.91
54906	GRANITE COUNTY HOSPITAL DIST	DOT PHYSICAL \$130.00
54907	GRANITE COUNTY TREASURER	POSTAGE \$470.15
54908	GRANITE DISPOSAL	HAUL GARBAGE \$115.00
54909	GRANITE PHARMACY	CO HEALTH SUPPLIES \$602.17
54910	GRANITE SPORTLAND	REPAIRS \$1,100.97
54911	GREAT WEST ENGINEERING	PROFESSIONAL SERVICES \$929.75
54912	HARLOW'S TRUCK CENTER	REPAIR & MAINTENANCE \$210.94
54913	HELENA COPY CENTER	FCP SCANNING \$2,000.00
54914	HOGAN'S RANCH & BUILDERS	SUPPLIES \$202.63
54915	HUFFMAN GROCERY	SUPPLIES \$397.38
54916	HUFFMAN GROCERY	SUPPLIES \$21.53
54917	I STATE TRUCK INC	REPAIR \$1,791.42
54918	JANET CHRISTENSEN	JURY DUTY \$42.44
54919	JOHNSON CONTROLS	SERVICE AGREEMENT \$3,982.00
54920	JULIA TAYLOR	JURY DUTY \$37.07
54921	KENNETH FILLBACH	JURY DUTY \$26.17
54922	KENWORTH SALES	GLASS ASSY & FREIGHT \$107.86

54923	LAURETTA KOLBECK	JURY DUTY	\$37.07
54924	LONGFELLOW FUNERAL HOME	VETERAN'S BENEFIT	\$300.00
54925	MACO	INMATE MED BUDGET PROTECTOR	\$100.44
54926	MCDONALD EXCAVATION	EXCAVATOR	\$10,875.00
54927	MCGOWAN WATER COND, INC	WATER SOFTENER & SALT	\$33.95
54928	MICHAEL KAHOE	POSTAGE	\$27.30
54929	MIDWEST LABORATORIES, INC	HAY TESTS	\$49.42
54930	MSLA COUNTY DETENTION FACILITY	HOUSING	\$4,465.00
54931	MISSOULA MOTOR PARTS	TWIN BULB DROP LIGHT	\$51.99
54932	MONIDA HEALTHCARE NETWORK	PROFESSIONAL SERVICE	\$363.10
54933	MONTANA BOLT & HARDWARE	ASST PARTS	\$142.20
54934	MONTANA BROOM & BRUSH	CUSTODIAL SUPPLIES	\$297.30
54935	MONTANA ELECTRONICS CO, INC	SUPPLIES	\$67.50
54936	MONTANA RAIL LINK	16' ROAD CROSSING	\$25.00
54937	MOUNTAIN WEST COOPERATIVE	PROPANE	\$16.00
54938	MSU EXTENSION SERVICE	PROFESSIONAL SERVICE	\$2,275.00
54939	NORMONT EQUIPMENT CO	EMULSION TOTES	\$1,732.50
54940	NORTHWESTERN ENERGY	AUGUST STATEMENTS	\$2,707.03
54941	NOTARY PUBLIC UNDERWRITERS	NOTARY SUPPLIES	\$169.00
54942	NUTRIEN AG SOLUTIONS, INC	CHEMICAL SUPPLIES	\$2,566.58
54943	PATRICIA BAUER	MILEAGE	\$271.41
54944	PATRIOT EXCAVATION, LLC	EXCAVATOR	\$13,275.00
54945	PAVEMENT MAINT SOLUTIONS, INC	CHIP SEAL	\$139,279.80
54946	PENNY COUSINS	JURY DUTY	\$12.00
54947	PHILIPSBURG AMBULANCE	PETTY CASH	\$100.00
54948	PHILIPSBURG MAIL, THE	ADS	\$2,431.50
54949	PHILIPSBURG, TOWN OF	WATER/SEWER	\$444.50
54950	PINTLER PETROLEUM	FUEL & SUPPLIES	\$3,296.11
54951	REPUBLIC SERVICES #889	CONTRACTED SERVICE	\$10,427.80
54952	REPUBLIC SERVICES OF MONTANA	CONTRACTED SERVICE	\$5,961.26
54953	REYNOLDS RADIATOR SERVICE	RADIATOR	\$170.00
54954	ROBERT J ROPER	JURY DUTY	\$39.17
54955	RTW ENTERPRISE	REPAIRS & MAINTENANCE	\$1,320.00
54956	RUSSELL MORRISON	MIRROR	\$47.54
54957	SARAH SUTHERS	JURY DUTY	\$33.80
54958	SCOTT ADLER	JURY DUTY & TRAVEL	\$407.67
54959	SHANE BRASHEAR	JURY DUTY	\$42.52
54960	SHI	ESD SOFTWARE	\$587.36
54961	SIRCHIE	EVIDENCE BAGS	\$125.40
54962	SOLE STONE REIMBURSEMENT SERV	SERVICES & SUPPLIES	\$328.39
54963	STAPLES CREDIT PLAN	SUPPLIES	\$428.60
54964	STEEL, ETC.	SUPPLIES & REPAIRS	\$2,820.00
54965	STEPHANIE J BOHRNSEN GATES	JURY DUTY	\$12.00
54966	SUNSHINE STATION	INMATE MEALS	\$41.50
54967	SWEET PEA SEWER & SEPTIC	CONTRACTED SERVICES	\$225.00
54968	TEC THE ELECTRICAL CONNECTIONS	AIRPORT REPAIRS	\$697.50
54969	TERRY JO VIETOR	VICTIMS ADVOCATE	\$400.44
54970	THERESA LOOBEY	TAC CONFERENCE	\$422.67
54971	TNT TRUCK PARTS	REPAIRS & MAINTENANCE	\$513.75
54972	TRANSUNION RISK SOLUTIONS	CONTRACTED SERVICES	\$150.00
54973	US POSTAL SERVICE	PRE-STAMPED ENVELOPES	\$581.75
54974	VERIZON WIRELESS	CELL PHONES	\$721.88
54975	VICKI HARDING	JURY DUTY	\$12.00
54976	VINCE REECE	AIRPORT PRESSURE TANK	\$461.48
54977	VIRGINIA GALLAGHER	JURY DUTY	\$28.90
54978	WALTER POOL	JURY DUTY	\$23.99
54979	W MT MENTAL HEALTH CENTER	EMERGENCY DETENTION	\$3,219.60
54980	WESTERN STATES EQUIPMENT	REPAIR & MAINTENANCE	\$1,403.48
54981	WOODLAND CREATIONS	SUPPLIES	\$286.15
54982	COMDATA	AUGUST BILLING	\$5,750.62
54983	ENERGY PARTNERS LLC	PROPANE & PARTS	\$224.37
54984	EXECUTIVE SERVICES	VOTER INFORMATION PAMPHLETS	\$592.62
54985	HIGH TECH LINEN	RUGS	\$191.53
54986	HUFFMAN GROCERY	INMATE MEALS & SUPPLIES	\$1,575.46
54987	LITHIA FORD OF MISSOULA	REPAIR	\$2,244.27
54988	MAPS INC	CONTRACTED SERVICE	\$7,049.36
54989	POSTMASTER	STAMPS	\$50.00
54990	REPUBLIC SERVICES OF MONTANA	CONTRACTED SERVICE	\$4,099.43
54991	TUFF COUNTRY AUTO BODY	DEDUCTIBLE	\$2,865.71
54992	US POSTAL SERVICE	PRE-STAMPED ENVELOPES	\$1,449.30
54993	VERIZON WIRELESS	SHERIFF TABLET DATA	\$240.06
		CLAIMS FUND TOTAL	\$491,897.90

<u>WARRANT/NOD</u>	<u>JOB TITLE</u>	<u>AMOUNT</u>
ADLER, SCOTT C	COMMISSIONER	\$2,232.88
ALT, PAUL	ROAD SUPERVISOR	\$5,955.83

ANDERSON, MELINDA K	SOLID WASTE SECRETARY	\$1,048.34
BAUER, PATRICIA L	AREA V	\$807.95
BOHRNSEN, CAROL P	CLERK OF DISTRICT COURT	\$4,055.17
BONNEY, BARTON C	COMMISSIONER	\$2,099.78
BONNEY, JANEEN	CUSTODIAN	\$2,515.18
BOUCK, LINDA	PLANNER	\$5,057.77
BRADSHAW, BLAINE C	COUNTY ATTORNEY	\$8,107.05
BUTLER, JODI L	SOLID WASTE	\$2,984.48
CARTWRIGHT, VALERIE N	DISPATCH	\$2,378.80
CAYKO, NICKIE N	ROAD MAINTENANCE	\$3,308.40
DAY, JAN P	DEPUTY CLERK	\$1,488.90
DAY, NELS R	DES COORDINATOR	\$1,270.59
DUNKERSON, WAYNE S	SHERIFF	\$4,548.84
FADNESS, COLETTE A	AREA V AIDE	\$340.80
FRATZKE, DEBBIE	JUSTICE OF THE PEACE	\$1,992.58
GRAHAM, SARAH E	DEPUTY CLERK & RECORDER	\$3,376.96
GROSVOLD, LACIE J	CLERK	\$1,319.55
HARDING, JEAN M	DISPATCHER	\$2,495.24
HARDING, VICKI B	TREASURER	\$4,488.20
HENNAGER, DEANNA L	DISPATCHER	\$2,664.68
HOEHNE, JOHN W	ROAD MAINTENANCE	\$3,801.60
HOLLAND, BRAD J	ROAD MAINTENANCE	\$3,404.90
HULTMAN, TY R	DEPUTY	\$4,087.73
JACOBSON, STEVEN	ROAD MAINTENANCE	\$3,654.00
KAHOE, MICHAEL	EXECUTIVE ASSISTANT	\$4,863.12
KANE, KATHERINE	DISPATCHER	\$347.60
KENDALL, JOHN S	SOLID WASTE	\$3,295.44
KINGREY, ELWYN	JUNK VEHICLE	\$384.48
19120 LARDY, JAMES D	SITE RELIEF	\$341.32
LATRAY, DANETTE L	TREASURER DEPUTY	\$3,376.96
LEPPALA, RYAN A	WEED SPRAYER	\$291.69
LOOBEY, THERESA R	TITLE CLERK	\$2,868.56
MCDONNELL, FRED N	SOLID WASTE RELIEF	\$608.64
MCLURE, BLANCHE A	CLERK & RECORDER	\$4,454.87
MORRISON, RUSSELL F	WEED SPRAYER	\$2,500.20
OLSEN, RICK C	DEPUTY	\$3,641.46
OSTLER, JASON K	DEPUTY	\$3,517.50
OWENS, NANCY	RELIEF	\$633.93
PALMER, KAREN P	COUNTY AGENT SEC	\$2,627.52
PARKE, CLAUDETTE	CO ATTORNEY SECRETARY	\$3,076.32
PAWLAK, KIMBERLY	FLOATING CLERK	\$1,695.35
PETERS, DEBORAH A	DISPATCHER RELIEF	\$1,322.56
PETERS, STEVEN D	DEPUTY	\$3,585.10
RUSSELL, JAMES R	DEPUTY	\$3,531.15
SCHIEDERMAYER, CONNIE	COUNTY SCHOOL SPECIALIST	\$125.00
SHEPARD, RAYLENE O	DISPATCHER	\$2,157.12
SLAUGHTER, BILL L	COMMISSIONER	\$2,101.84
SMITH, REBECCA	PHEP COORDINATOR	\$2,067.00
SMITH, THADDEUS M	RELIEF DEPUTY	\$2,990.68
SWANSON, DAVID C	WEED FOREMAN	\$2,906.20
VIETOR, TERRY J	CRIME CONTROL ADVOCATE	\$1,179.20
WALDEN, CODY C	WEED SPRAYER	\$1,111.20
WALDEN, JAMES L	ROAD MAINTENANCE	\$3,375.00
WEST, WILLIAM H	DAM TENDER	\$756.45
WILKINS, KENNETH D	ROAD MAINTENANCE	\$3,345.16
YOUNG, ANN D	COUNTY HEALTH NURSE	\$5,076.58
58 EMPLOYEES	TOTAL GROSS PAYROLL	\$153,641.40

<u>WARRANT</u>	<u>AMOUNT</u>
19120 JAMES LARDY	SEE "GROSS PAYROLL"
19121 AFLAC INS	\$205.81
19122 CHRISTMAS CLUB	\$1,780.00
19123 COLONIAL	\$18.75
19124 FIT	\$9,730.21
19124 MEDICARE	\$4,288.54
19124 P.E.R.S.	\$18,434.56
19124 PERS RETIREE	\$603.24
19124 SHERIFF RETIRE	\$6,115.58
19124 SOCIAL SECURITY	\$18,337.10
19124 TRS	\$21.40
19125 IUOE 400	\$457.20
19126 MACO DENTAL	\$2,350.00
19126 MACO VISION	\$552.00
19126 MACOHCT	\$48,659.00
19126 UNUMLIFE	\$754.65
19127 PEBSC	\$4,400.00

19128 SIT	\$6,204.00
19129 UNION - PENSION	\$614.39
TOTAL PAYROLL LIABILITIES	\$123,526.43

September 4, 2018

The Board of County Commissioners met at 9:00 a.m. in regular session in the Commission Office of the Granite County Courthouse with Chairperson Bill Slaughter and Commissioners Scott Adler and Barton Bonney attending. Also attending was Executive Assistant Mike Kahoe. The session convened with the pledge of allegiance.

Road and Bridge Superintendent Paul Alt met with the Board and gave his weekly report. He anticipates road salt to arrive this week and plans hot patch at Georgetown Lake next week. He plans to have a sale of surplus property this fall and he plans on salvaging parts from a truck with a ruined transmission.

Current Road Project Agreement with Forest Service: Paul Alt indicated that the project is going well. Wayne Hale inquired about details of the agreement. Dick Motta inquired whether the contract was advertised in the newspaper and the Board responded that it was not advertised because it is forest fire related and exempt from public bidding process according to the County Attorney.

Agreements with subcontractors on current Road Project Agreement with Forest Service: There were no additional subcontracts presented.

Georgetown Lake level was reported at 6,429.13 feet, according to the USGS gage and the dam tender's report. The Board reviewed Dave Amman's DNRC report dated August 31, 2018. The lake is approximately 4.44 inches below full pool at an outflow of approximately 42 cfs through the power plant and 54.7 cfs over the weir. Commissioner Bonney moved to make no change in the outflow and noted that the payment to the county for electrical generation in August was \$11,393.55. Commissioner Adler seconded the motion. There was no public comment. The motion carried unanimously. County Attorney Blaine Bradshaw attended. Wayne Hale inquired about a maintenance contract on the dam. Commissioner Bonney explained that valve replacements and gabion repair work are scheduled to be done this fall. Commissioner Slaughter noted that the dam is inspected routinely by the Federal Energy Regulatory Commission as well as engineers for the County, and repairs are planned accordingly. Dick Motta requested a copy of the contracts for the valve replacements and the gabion repair and the Board indicated that they would make them available.

The Board held the second reading of Resolution 2018-18 "A Granite County Resolution Authorizing A Second Increase To The County Health Department's 2018 Fiscal Year Budget And Authorizing A Transfer Of PILT Funds To County Health Department Fund No. 2270." Commissioner Adler moved for adoption of Resolution 2018-18 and Commissioner Bonney seconded the motion. Commissioner Adler emphasized that the budgets must be watched closely by each department head. Commissioner Slaughter noted that budget must be watched and he suggested that the claims process must be utilized when possible, rather than credit cards. He also noted that the public health budget has been increased for the 2018-2019 fiscal year. As public comment, Wayne Hale inquired about the public health budget for the current year compared to the previous fiscal year and the Board reviewed that with him. Dick Motta inquired how the previous year's budget can be altered and County Attorney Blaine Bradshaw indicated that it is allowed for the Commission to do it by Resolution as such is allowed by law. Wayne Hale inquired whether large purchases are to be approved in advance and the Board responded that they are. The motion carried unanimously.

Carolyn Persico and Henry Bartlett met with the Board and presented "A Petition To Withdraw Certain Area Of Lower Rock Creek From The Granite County Hospital District In Granite County, Montana." Carolyn Persico stated that the area is not served by the facility and she noted that there are approximately 58 resident landowners in the Lower

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Rock Creek area and she estimated that there are 55 signatures on the petition. She noted that there is no way that residents would travel to Granite County Medical Center when they are able to get to Missoula in about 20 minutes. She reviewed that the petition covers private land from the .8 mile marker through mile marker 22 on the Rock Creek Road. County Attorney Blaine Bradshaw indicated that the process would be to have the names verified, a public hearing scheduled, and held within four weeks, and the Commission then makes a decision after the new year in 2019. Maria Stoppler inquired when the decision will be made and Attorney Bradshaw indicated that a decision may not be made until the new year. Carl Sundstrom and Elena Gagliano held general discussion on the legal aspects of the process and Attorney Bradshaw noted that there are conflicting statutes regarding the petition to withdraw. Carolyn Persico indicated that people can be asked at the joint meeting scheduled for tomorrow regarding the best time to schedule the hearing. Discussion was held on the process of what happens when a 9-1-1 call comes into the Granite County Sheriff's Office and is transferred to another jurisdiction. The Board agreed that the petition was submitted today and the public hearing will be scheduled. Also attending were Wayne Hale, Jim Waldbillig, John Barbara, Maria Stoppler, Dick Motta and Ann Young.

Public Health Nurse Annie Young met with the Board for discussion on the public health preliminary budget. County Attorney Blaine Bradshaw attended. Previous budget was 4.30 mills which raised \$55,766 and the new budget is 6.99 mills which raises \$90,653, including anticipated revenue of \$36,459, plus cash in the fund of \$17,695, for a total budget \$152,134.00. Discussion was held that mills are being taken from other budgets to make this budget work. Commissioner Slaughter noted that if a public health emergency occurs in the county that it would be handled at that time by the Board, but the routine operation must stay within the appropriated budget. Annie Young explained that she now has a better understanding of how to manage a budget in a more careful manner. The preliminary budget was reviewed in detail. Annie Young noted that she is applying for a grant which will not require a local match.

Revised Public Health Nurse Position Description: Commissioner Slaughter reviewed the revised position description dated September 2018 and indicated that there is an emphasis on the fact that it is a salaried position. Commissioner Bonney moved to adopt the revised position description. Commissioner Adler seconded the motion. There was no public comment. The motion carried unanimously.

Part-time public health assistant clerk position description dated September 2018 was reviewed. It is a one-half time (20-hours per week) position. Physical and Environmental demands were added and other changes made. Commissioner Adler moved to approve the position description with the changes as discussed. Commissioner Bonney seconded the motion. Dick Motta requested a copy of the Public Health Nurse budget and he was referred to the Clerk and Recorder's Office. Elena Gagliano inquired when Annie Young was present during the budget hearing process and Annie Young responded with the days in August which she met with the Board. Dick Motta quoted a law which he feels constitutes a personal liability for exceeding a budget and that it is not appropriate to amend the budget from the previous year. The motion carried unanimously.

No timely formal bids, through the formal public bidding process, were received by the County within the time required in regards to the new Courthouse roof project, so the County reached out to Montana contractors directly requesting proposals to complete the project. The two proposals received on the courthouse roof project were reviewed by the Board as follow:

Metalworks of Montana, Missoula \$123,506.00
Ace Roofing, Wilsall Base Bid \$97,611.00 Bid/add-ons \$126,256.00

The Board referred the proposals to Custodian Janeen Bonney for a recommendation.

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Maria Stoppler, CEO/DON of the Granite County Hospital District met with the Board and presented the monthly financial update. The report included a financial report dated 9-4-2018 with projected cash available of \$4,000, projected deposits through 9-15-2018 of \$284,100, accounts payable of \$178,100 for projected cash reserves of \$106,100 (9 days of operation). County Attorney Blaine Bradshaw attended. Maria Stoppler requested a copy of the petition which was presented earlier in the session and Attorney Bradshaw gave her a photocopy of the said petition. Also included was an income statement as of July 31, 2018 and an administrator's report dated August 28, 2018. She noted that the facility garden at Granite County Medical Center in Philipsburg won second place at the recent Tri-County Fair in Deer Lodge. She also noted that some improved group purchasing agreements have been reached. The Board noted that the new building to house the CT scan will belong to the county and Attorney Bradshaw will add it to the lease document once the specific information on the housing unit is provided by Maria Stoppler to the County Attorney's Office. Community forums for the mill levy will be held and there is a new board member.

Insurance agent Rody Holman with PayneWest Insurance, agent for the county's property and liability insurance through the Montana Association of Counties, met with the Board for a work session on county risk planning. Discussion was held on areas of potential future risk exposure, social engineering fraud and potential liability areas for the county.

DES/Safety Coordinator Rick Day met with the Board to discuss rescinding Stage I fire restrictions. Rick Day reviewed that the areas around Granite County have all rescinded Stage I fire restrictions, including the Beaverhead-Deerlodge National Forest. Commissioner Bonney moved to rescind the Stage I fire restrictions by adopting Resolution 2018-20 "A Granite County Resolution Rescinding County Resolution 2018-19 That Established Stage I Fire Restrictions For All Private Land In Granite County Under County Jurisdiction; And Fully Rescinding Stage I Fire Restrictions" for Granite County effective September 11, 2018. Commissioner Adler seconded the motion. There was no public comment. The motion carried unanimously. County Attorney Blaine Bradshaw drew up the applicable resolution, Resolution No. 2018-19, and the Board signed it.

Public Comment: Wayne Hale attended and had a discussion with the Board regarding budgets and projecting accurately, line item by line item, into the year. He indicated that it is a learning experience each year and that the education is utilized the next year. He also discussed draft Resolution 2018-11 and Commissioner Bonney explained that the county's intent is to protect the land at Georgetown Lake to which the county has a deed. Commissioner Bonney explained that the draft Resolution has been referred to the Planning Board for further review. Wayne Hale inquired what property around Georgetown Lake the county does own and Commissioner Bonney reviewed the properties which the county owns and leases to private parties.

Correspondence: None.

Philipsburg Volunteer Ambulance members were not able to keep the appointment on the agenda to discuss the completion of the new Philipsburg ambulance garage. Commissioner Adler commented on his frustration at trying to work with the group, but there appears to be limited communication on the group's part.

Commissioner Adler gave a report on union negotiations with the Granite County Road Unit of IUOE Local No. 400. He reported that the union claims that they are behind on wages, requesting \$4.00/hour wage increase, \$25.00 additional clothing allowance per year, may be agreeable to a contract of two or three years if the wage is agreed to. There was discussion about offering \$1 this year and \$1 next year. Commissioner Slaughter indicated that it is incumbent upon the union to bring evidence that a \$4.00/hour raise is justified. He noted that he does not believe that any other county in Montana provides the health insurance which Granite County provides. Discussion was held on the average wages paid for similar size counties. Commissioner Bonney moved to offer up to \$1.00 per hour increase total (including the COLA) this year, \$1.00 next year, no increase in clothing

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allowance and a two year contract. Commissioner Slaughter seconded the motion. Commissioner Adler indicated that he is not in favor of that strategy. Wayne Hale commented that he is experienced in negotiating union contracts and he related some of the strategy that he has used in the past. The motion carried with Commissioners Slaughter and Bonney voting in favor of the motion and Commissioner Adler voting against the motion. As public comment, Elena Gagliano inquired whether this discussion was held as part of the budget hearings and Commissioner Slaughter responded that union negotiations are separate from the budget hearings. Dick Motta questioned what the wage increase is at this point and the Board responded that it is the 2.1% COLA and the county pay matrix.

At 4:00 p.m., the Board concluded the budget hearing on the 2018-2019 fiscal year budget as advertised in the Philipsburg Mail newspaper on August 23 and 30, 2018. County Attorney Blaine Bradshaw attended. Clerk and Recorder Blanche McLure presented the proper levy sheet required to meet the 2018-2019 fiscal year budgets. Commissioner Bonney moved to adopt the county budgets for the 2018-2019 fiscal year. Commissioner Adler seconded the motion. Dick Motta requested a copy of a budget summary and Blanche McLure responded that the budgets are just now being entered into the computer system, therefore a budget summary is not available today. Elena Gagliano questioned whether appropriate notice on the budget hearings was given and that local government officials were not available during the entire budget hearings process. She quoted some sections of Montana law and stated that she is not an attorney. Blanche McLure responded that the preliminary budgets were available in the Clerk and Recorder's Office during the entire time of the budget hearings. Dick Motta inquired whether the PILT funds were used to supplement all county budgets or was it kept in a separate fund. Commissioner Slaughter responded that the PILT funds are maintained in a separate fund as a safety net as good public policy. Dick Motta said that PILT funds are intended to go to support county budgets as a source of revenue and it is not intended to be used as a "slush fund" or a rainy day fund. Commissioner Slaughter stated that there were two large PILT budgeted expenditures for emergency projects at Drummond and Philipsburg, which is an appropriate use of the funds and good public policy. Discussion was held with Dick Motta on other expenditures from the PILT fund from previous fiscal years, including a fence for the cemetery and weapons for the sheriff's department. The motion carried unanimously. The Board signed the levy sheet for the 2018-2019 fiscal year.

The session adjourned at 4:30 p.m.

Bill Slaughter, Chairperson

ATTEST: _____

Blanche McLure, Clerk & Recorder

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September 5, 2018

The Board of County Commissioners met at 6:00 p.m. in special joint session with the Towns of Drummond and Philipsburg in the Fisherman's Mercantile, 73 Rock Creek Road, Clinton, with Chairperson Bill Slaughter and Commissioners Scott Adler and Barton Bonney attending. Also attending from Granite County were County Attorney Blaine Bradshaw, Road and Bridge Superintendent Paul Alt and Executive Assistant Mike Kahoe; Town of Drummond Mayor Gail Leeper, town attorney Jana McGill and town council member Cary McLure; Town of Philipsburg Mayor Daniel Reddish, town attorney Robert Medof and town council member John Johnson; and Missoula County Engineer Erik Dickson. Others signing in were Tom Mullen with the *Philipsburg Mail* newspaper, Carrie Enyeart, Dick Motta, Elena Gagliano, Jerry Breindel, Cynthia L. Breindel, Susan Hale, Wayne Hale, Jim and Donna Brown, Carolyn Persico, Daniel Minelli, A. J. Michnevich, Lyndy Parke, Kate Quam, Dave Breitzman, Kathleen Bartlett, Jim Simpson, Gary T. Brown, Patricia Holtby, George Brooker, Karen Brooker and Deb Peltier. The session convened with the pledge of allegiance. County and town personnel were introduced.

September 5, 2018 continued...

Economic Development: Mayor Gail Leeper reported that the Montana Limestone Resources Project near Drummond is in the process of obtaining permits and is working with the Montana Department of Transportation on road access. Commissioner Slaughter reported that Granite County has a contract with the Forest Service to improve about 36 miles of roads through the use of private contractors so that logging can occur this winter in areas damaged by forest fires. He noted that the county gets a 10% overhead fee for handling the contract.

Granite County Update

Lower Rock Creek Road: Discussion was held on excessive speed and the condition of the road. There was public comment that no major work had been done on the road for 21 years. Bill Slaughter noted that Granite County recently chip sealed approximately 8 miles of road at a cost of \$16,000/mile. The Missoula County engineer indicated that a joint project for road improvements would be worth talking about. Chairperson Slaughter noted that with road improvements comes additional speed. A public comment noted that speed is already a problem and it needs more than an occasional deputy; it has been a problem since 1991 and at all hours of the day. Chairperson Slaughter suggested that residents call and speak with Sheriff Scott Dunkerson as he may have access to grants and public safety is a priority for him. A public comment indicated that the digital speed signs are not effective due to no enforcement. A public comment suggested that pot holes should be patched and water gotten off the edge of the road, which is causing deterioration. Dick Motta questions where the 10% overhead from the Forest Service contract will go. There was a public comment regarding the winter maintenance schedule and whether pressure can be put on the Lolo Forest. Another public comment noted that roads washed out near the Hogback from floods, but the Lolo Forest had no funds to repair the roads. A. J. Michnevich inquired about work on the Brewster Creek Road and Paul Alt agreed to blade the county portion. A public comment inquired about Missoula County's portion of the road about one mile up and Erik Dickson stated that he is working on permits for work in that area. Another public comment inquired when the rocks would be removed from the gutters and Paul Alt agreed to get that done. A. J. Michnevich noted that no mowing has been done lately on the grass at the edge of the road. Paul Alt indicated that would be done this fall. A. J. Michnevich also mentioned the lack of reflectors and missing speed limit signs.

Flint Creek Dam: Commissioner Bonney reported that work on the dam will start in September for repair of the stilling basin, gabion baskets and replacement of two major valves. He noted that it has been a very high water year and Georgetown Lake is about 4.4 inches below full pool. A project for next year will involve repair of the spillway and the upstream face of the dam. Commissioner Bonney noted that power is being produced, which generates revenue, and grant applications for the repairs have been successful. A public comment asked about scheduled maintenance and it was noted that the dam is inspected at least annually by the Federal Energy Regulatory Commission. A public comment regarding the East Fork Reservoir noted that no one on Rock Creek is on the emergency plan to receive notification. Commissioner Slaughter said that he will check with county DES/Safety Coordinator Rick Day and he reviewed that reverse 9-1-1 is technology which allows emergency notification of specific areas. Dick Motta inquired if expenses for the dam will exceed the revenue. Commissioner Slaughter responded that there are funds remaining from when the county took the dam from the Montana Power Company, power is being generated and grant applications have been successful. Commissioner Bonney noted that as long as power is produced the Federal Energy Regulatory Commission is involved and it requires routine maintenance and major repairs when necessary. Dick Motta inquired what would happen if the funds run out, tax the people. Commissioner Slaughter responded that taxing the people is not in the plan for the project and he noted that obtaining grants has been successful.

Town of Drummond Update

Mayor Gail Leeper reported that the town's fire protection water tower has been inspected and needs maintenance, including painting inside and out, and a new switch. She will get an itemized list to the Commission from the town's engineer, which she feels will be

September 5, 2018 continued...

higher than the earlier estimate of \$95,000.00 and may necessitate an additional request for county PILT funds. She thanked the county for the hot tar patching on the road (old Highway 10A) from the bridge into town and she noted that major construction on that stretch of road would cost \$290,000.00. Drummond is getting material from the state Department of Transportation for the sewer lagoon road. Chairperson Slaughter reported that the county has agreed to haul about 150 yards donated sand, through the county's good neighbor policy, to the Drummond rodeo grounds arena at the request of the Kiwanis. Mayor Leeper inquired about the county's solid waste program and she was told that when a homeowner has the local garbage pickup service that the service uses the homeowner's entire unit. If the homeowner dumps more garbage, they will be charged for that. New software has recently been installed which calculates totals and there is a county employee who tracks and bills for overages. It was noted that the Lower Rock Creek area opted out of the Solid Waste District several years ago.

Town of Philipsburg Update

Mayor Daniel Reddish reported that Philipsburg's municipal water line from Fred Burr Lake, which provides 85% of Philipsburg's water, is in extremely poor condition and it has breached in the past. The town has requested proposals to have about 2,000 feet of the line replaced and he expressed appreciation to the Board for the \$125,000 in PILT funds to assist with the critical infrastructure project. He also spoke of a variation for surface water filtration, which is 1 of 2 in the U.S. and that Philipsburg's water is unusually pure. He noted that the town's Public Work's Director has retired and the search is on for a replacement.

Public Comment: Carolyn Persico reported that a petition to withdraw an area of Lower Rock Creek from the Granite County Hospital District was submitted to the Granite County Commissioners yesterday because Lower Rock Creek does not utilize the services of the Granite County Medical Center. The area is from mile marker .8 up to include mile marker 22. She feels that the majority of the resident taxpayers have signed the petition, which must include at least 51% to be valid. She noted that Lower Rock Creek residents access health care through Missoula County, which is much closer. Commissioner Slaughter stated that the signatures are being authenticated now by the county and if the petition meets the legal standards, then a public hearing will be held. Discussion was held on a place and time for the Commission to conduct the hearing and the group agreed that it would be at the Drummond Community Hall on Wednesday, October 3, 2018, at 6:30 p.m. County Attorney Blaine Bradshaw noted that the law requires that the hearing be held within four weeks of when the petition is presented. He indicated that public notice will be published twice in the *Philipsburg Mail* newspaper and on the county's website, and also in other places. The notice can be sent to the Clinton post office. A public comment inquired about snow removal this winter on Rock Creek. Paul Alt responded that he is looking for an equipment operator who will remove snow in the morning. George Brooker noted that where he lives, in Idle Ranches, two road districts intersect. A. J. Michnevich expressed appreciation to the Board for holding the meeting on Rock Creek.

The meeting adjourned at 7:45 p.m.

Bill Slaughter, Chairperson

ATTEST: _____

Blanche McLure, Clerk & Recorder

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September 11, 2018

The Board of County Commissioners met at 9:00 a.m. in regular session in the Commission Office of the Granite County Courthouse with Chairperson Bill Slaughter and Commissioners Scott Adler and Barton Bonney attending. Also attending was Kim Pawlak for Executive Assistant Mike Kahoe. The session convened with the pledge of allegiance.

September 11, 2018 continued...

Road and Bridge Superintendent Paul Alt called Commissioner Slaughter and said that he would not be at meeting today. The Commission agreed that Paul needs to be at weekly Commission meeting to be able to report on projects and answer questions.

Current Road Project Agreement with Forest Service: Second invoice from the County has been approved for payment by Forest Service.

Agreements with subcontractors on current Road Project Agreement with Forest Service: There were no additional agreements with subcontractors presented.

Georgetown Lake level was reported at 6,428.99 feet, according to the USGS gage and the dam tender's report. The lake is approximately 6.12 inches below full pool at an outflow of approximately 42 cfs through the power plant and 54.7 cfs over the weir. Commissioner Bonney moved to make no change in the outflow. Commissioner Adler seconded the motion. There was no public comment. The motion carried unanimously. As usual in times of modification from existing operating regime, the County Attorney would notify and update all of the stakeholder agencies of this decision and inquire about any objections.

Town of Drummond's Request for PILT Funds postponed until September 25, 2018. Drummond Mayor Gail Leeper could not be here due to personal reasons.

The Board reviewed county claims for August 2018. Commissioner Bonney moved to allocate chip sealing claim for \$139,279.80 ½ to Gas Tax fund and ½ to Road fund. Second by Chairperson Slaughter. Commissioner Adler voted against the motion. The motion passed with votes from Chairperson Slaughter and Commissioner Bonney. Commissioner Adler recused himself from voting on the claim for jury duty for himself, Scott Adler. The claims were approved and ordered paid on the motion of Commissioner Bonney with a second by Commissioner Adler. There was no public comment. The motion carried unanimously.

Custodian Janeen Bonney met to discuss and decide on Courthouse roof replacement proposals. No timely formal bids were received through the public bidding process, so the County reached out to various contractors asking for proposals to complete the project. Janeen Bonney stated two proposal were received and both proposals have 20 year "No Dollar Limit" warranty on craftsmanship and materials. Metalworks of Montana uses TPO membrane and Ace Roofing uses PVC membrane. After research PVC is a better product. Also, Ace Roofing was the only contractor to come and inspect the roof. Janeen Bonney's recommendation is Ace Roofing. Commissioner Bonney moved to accept Ace Roofing's proposal of \$127,245.00 to replace Courthouse roof with White PVC membrane, a superior product. Ace Roofing was the lowest responsible proposal, being the only contractor that inspected the roof and will keep Courthouse dry through the winter, included in price and do the roof replacement in the spring. Commissioner Adler seconded the motion. There was no public comment. The motion carried unanimously.

The Board held the first reading of Resolution 2018-21 "A Resolution Setting Granite County's 2018-2019 Fiscal Year Budget, Including Salaries Of All Granite County's Elected Officials and Deputies, And Cost Of Living Increase For All County's Employees." The budget will be attached to adopted resolution. There was no public comment.

Black Pine Road Update: County road has been mined out on parts. DEQ will need to acknowledge there is a county road. At this time, DEQ is willing to grant an easement on upper portion, but the final documents need to be drafted. The County will need to get an easement on the lower portion (northern) from the Forest Service.

Commissioner Bonney moved to accept Great West Engineering Task Order #9, "Flint Creek Dam – Spillway & Dam Face Repairs." Commissioner Adler seconded the motion. There was no public comment. The motion carried unanimously.

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Patrick Little with Philipsburg Volunteer Ambulance met with Commission to discuss the completion of the new Philipsburg ambulance garage. Next step would be insulation and walls. They do have heat. We need to get a contractor to come in and estimate how much it would cost to complete building. Commissioner Slaughter made a motion to authorize Patrick Little to go ahead and do Stage I (insulation and walls) in the ambulance building. Commissioner Adler seconded the motion. There was no public comment. The motion carried unanimously. Patrick will get quotes then come back to commission with numbers. Stage I – Insulation & Walls

Stage II – Bathrooms & Upstairs Area

Stage III – Finish Training Room & Trim Cabinetry

Patrick needs a teacher for an EMT class for October. Commissioner Adler recommended Jackie Bolster. Commission recommended the EMT class be advertised.

Public Comment: Earl Clute visited with the Commission regarding an invoice for \$28.12 for overage on solid waste. The scales were not working properly at the time he was charged. Commissioner Slaughter moved to null and void overage invoice of \$28.12 to Earl Clute. Commissioner Bonney seconded the motion. Mr. Clute will not proceed with a lawyer, since the charges will be dismissed. The motion carried unanimously. After the invoice issue was decided, Earl Clute came back into Commissioner’s office upset because he had gotten into an altercation with a county employee. The Commission assured Mr. Clute they would investigate and fully take care of the matter.

Correspondence: None

The session adjourned at 2:55 p.m.

Bill Slaughter, Chairperson

ATTEST: _____

Blanche McLure, Clerk & Recorder

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September 18, 2018

No Commission session was scheduled or held.

Bill Slaughter, Chairperson

ATTEST: _____

Blanche McLure, Clerk & Recorder

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September 25, 2018

The Board of County Commissioners met at 9:00 am in regular session in the Commission Office of the Granite County Courthouse. The session opened with the Pledge of Allegiance with Bill Slaughter, Chairperson, Commissioner Bart Bonney, and Commissioner Scott Adler in attendance. Mike Kahoe was excused as he is on a planned vacation and was not present for the meeting. Gail Leeper, Mayor of Drummond, and local resident, Wayne Hale, were the only members from the public present at the beginning of meeting. At the request of the Commission, minutes were taken by paralegal Claudette Parke. County Attorney Blaine Bradshaw attended the morning session. The meeting started promptly at 9:00 am as scheduled.

Paul Alt, Road Superintendent’s report was the first agenda item discussed. There was discussion about the need for a new plow truck for the county. Paul stated that he had

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looked into a used truck and was able to locate a possible truck in Boise, Idaho but hadn't been to look at it. The cost for a used truck ranged from \$85,000 to 90,000. Paul also stated that a new truck would cost between \$130,000 to 150,000. Commissioner Adler suggested possibly doing a lease to buy option as they have done successfully in the past. Paul was going to look into what the cost might be and availability. There was discussion about the need for two trucks but that with the cost associated they would look to purchase one this year and possibly one next year depending on what can be located and being mindful of the cost. The Commission felt that buying new may have advantages over buying used. Attorney Bradshaw advised that any purchases over \$80,000 must be conducted by public bid process unless the purchase was through a government purchasing cooperative. From the public, Wayne Hale asked if the County used a formal, economic analysis regarding buying new equipment versus used, and Chairperson Slaughter stated the County does use such analyses. Wayne Hale offered his assistance in doing this, and the Commission thanked him and took that offer under advisement.

Gail Leeper, Mayor of Drummond expressed some concerns about the solid waste scale computer as she had an issue with weighing and then returning to the scale after dumping and the computer had crashed. That she has been hearing complaints and that she had directed those with complaints to approach the commissioners directly. There was discussion about possible ways to fix the computer issues. Are there onsite workers that can keep track of the issues and see what repairs need to be made. Chairperson Slaughter thanked Mayor Gail Leeper for her comments and brought up concerns that he had been approached with about the charging that has taken place for the overages of solid waste. Commissioner Adler stated that a conversation with the employees would help in handling it better when concerns are raised. Commissioners agreed that they would like the community to come to them directly with concerns so that they are aware of these situations.

There was a public comment from Wayne Hale regarding the need for a document addressing these Drummond Solid Waste Site concerns specifically. The amount charged and the overage charges were discussed and that they would be online for reference. Mr. Hale stated that if it was a software issue that the software problem should be addressed directly with the company providing the service and have them be accountable for the services that they have agreed to. Commissioner Slaughter gave the direct links that are on the county website that gave the specifics for the solid waste charges. They agreed that the amount that is charged should be printed and should put at the dump sites for direct reference by those community members that have questions. Then the onsite employees can just hand out the papers for reference instead of trying to explain the overages.

Paul Alt was excused from the meeting as he had completed his Road and Solid Waste Report.

Georgetown Lake outflow was the next agenda item. Commissioner Bonney reported that the lake measured 6,428.77 which was 8.76 below full pool. Commissioner Bonney made a motion to leave the amount of outflow of 42.9 CFS for now as the lake is doing well. Commissioner Adler seconded the motion and there was public discussion and the motion was voted on with all in favor. As usual in times of modification from existing operating regime, the County Attorney would notify and update all of the stakeholder agencies of this decision and inquire about any objections.

Drummond PILT funds discussion with Drummond Mayor, Gail Leeper was discussed. In a prior meeting, the Commission had generally approved PILT funds to be allocated to the Town of Drummond for their fire suppression project, but the Town has revised the dollar amount of their request. Mayor Leeper provided a copy of the current cost proposal for the fire suppression project for the Town of Drummond in a letter dated provided to the Commission on September 25, 2018. The #6 line item that is listed is equipment (dump trailer) that they already have purchased the Town and which is currently being used. Commissioner Adler questioned why the dump trailer was listed for the project when it had already been purchased. Mayor Leeper said there was a need for the trailer for this project and other town projects, and asked why it shouldn't be included. The

September 25, 2018 continued

trailer is used to haul things specifically for the tower project. The total amount of the total project, with contingencies included, is \$110,000.00. Chairperson Slaughter indicated that the intent of the assistance with PILT funds here was for the emergency in repairing the fire suppression system and was not for miscellaneous equipment, but for specific infrastructure repairs. The Commission's discussion included that the PILT funds for Philipsburg did not include funds for a new side-by-side ATV, as requested by the Town of Philipsburg. Attorney Bradshaw noted that the applicable resolution regarding the PILT funds to the Town of Philipsburg did not expressly exclude the ATV purchase; and Chairperson Slaughter indicated that the written documents (specifications) from the Town of Philipsburg did expressly remove the request for the ATV. Mayor Leeper stated that part of the project was to locate the leak within the tower and to fix it. There is a sink hole where they believe the leak to be located. Slaughter asked Mayor Leeper what her level of confidence was that she had everything listed that she would need for funds as this would be a one-time payment for this emergency. Commissioner Adler suggested that on the #6 line item for the equipment (dump trailer) expressly state it was for reimbursement.

As far as public comment, Wayne Hale had questions about who the engineer who was working for the Town of Drummond on the project and what the trailer would be used for after the project. Wayne Hale stated that he didn't agree with the reimbursement of the cost of the trailer. He also asked if there was a contingency plan for any overages or underages that should be included in the estimate. Mr. Hale had some questions regarding specific details of the project. County Attorney Blaine Bradshaw stated that it wasn't advisable for the Commission to be micromanage the Towns in such matters, and the Commission agreed. Commissioner Slaughter stated that all the little details that Mr. Hale is asking should be directed to the Town of Drummond at upcoming public meetings of the town.

Commissioner Slaughter asked if the Commission had sufficient information regarding the funds for Drummond. Commissioners Adler and Bonney stated that they wanted to see the project documentation from the town's engineer, Brad Coon prior to making a final decision. Commissioner Alder requested that it be included on the agenda for next Tuesday. Commissioner Adler made a motion that line #6 in the estimate for the equipment (dump trailer) that was already purchased should be excluded from the estimate and would not be considered by the County. Bonney seconded the motion and it was unanimously agreed upon. Mayor Leeper stated she would contact Mike Kahoe directly to get on the agenda rather than being put on next week so she could make arrangements with the engineer. Commissioner Slaughter stated that there should be a contingency plan amount included and to bring the total amount needed as this would be the only time to ask for the funds. Commissioners stated that they appreciated Mayor Leeper's specific details of the project. The Commission will make a final decision on the matter after receiving the requested information and holding another public meeting on point.

The next agenda item is regarding the three separate Petitions to Abandon Certain Maxville Streets as this was the time set for a decision. One Petition involved abandoning a portion of Division Avenue, another petition involved abandoning a portion of First (1st Avenue South), and the other Petition involved abandoning a portion of Oak Street. Maxville is unincorporated, platted townsite, and the streets and alleys in the townsite are county roads except those previously abandoned by the County through the petition and hearing process. Specifically, the Petitions request the County Commission to abandon Division Avenue from Montana Highway One to Maple Street (excepting Division Avenue from Oak Street to Maple Street as this portion of Division Avenue was previously and properly abandoned by Granite County Resolution 2013-4); First Avenue South from Montana Highway One to Maple Street; and Oak Street from the alley between Block 9 and 10 to the alley between Block 19 and 20; all such being located in the unincorporated townsite of Maxville, Granite County, Montana. Those from the public attending all signed the sign-in sheet. Linda Bouck, Granite County Planning Director, was in attendance with all the Commission, Paul Alt (one of the Petitioners), and County Attorney Blaine Bradshaw. Linda Bouck brought with her an updated letter from the Granite County Planning Board dated September 6, 2018. Copies of that September 6th letter were made and handed out to all those in attendance. This letter was a response to the County Commission who had previously

September 25, 2018 continued...

asked for the Planning Board to review the matter and provide recommendations regarding the said Petitions.

Linda Bouck, the County Planning Director, discussed the small changes and extended explanation about the Planning Boards recommendations. Their recommendation was that the Petitions to Abandon Portions of Division Avenue, First (1st) Avenue South, and Oak Street be granted conditional upon all lots of Paul Alt being aggregated into one lot with a covenant running with land limiting development to a single family residence. Commissioner Adler asked why it should be limited single family residence. Linda Bouck stated that is was the best way to ensure that it would remain as one and could not remain 18 parcels as a safety issues will arise as there is only a 30-foot wide access easement proposed. The issue now is to plan and make decisions now that considers and takes into account future development on those lots of Paul Alt. As the land of Paul Alt is actually 18 separate lots currently, the sanitation department would have a say as to how many septic systems will be allowed. Chairperson Slaughter discussed his continued concern about why they should only be limiting private property rights and that this hasn't been done by the County in the past involving abandonment of streets in Maxville. Linda Bouck stated that because of the Petition to abandon the roads gave the commission a say on what happens with the lot that is there and planning for development and safety issues. Commissioner Adler brought up that he believed that all the roads have been abandoned previously. Linda Bouck and Blaine Bradshaw, County Attorney stated that Linda Bouck had done the research and that the abandonment had never been happened in regards to the portions of these specific streets which are county roads being located in unincorporated, platted townsite. Attorney Bradshaw stated that he believed a compromise could be reached here. He stated that the 30-foot wide easement was what he saw as the biggest issue as the 18 lots could potentially lead to numerous residences, traffic, and safety concerns.

There was some discussion between Linda Bouck and Paul Alt, landowner and one of the petitioners, about the fact that there could be some misunderstanding about the alternate access easement and road which he believes exists and provides separate access to the 18 lots, access as alternative to the Maxville streets proposed to be abandoned. Commission Adler stated that the Planning Board should have gone to the site for a visit. Linda Bouck stated that the Planning Board President and the surveyor did the official visit the site. Included in the recommendation from the Planning Board is that a survey be completed at the cost of the landowner, but the Commission potentially wants to look at a compromise here.

Another planning board recommendation would be that the Commission adopt a resolution that specifically states which landowners are granted what property from the abandoned roads. Attorney Bradshaw drafted a proposed resolution already that has this information included already. Paul Alt, landowner, stated that he wanted the roads closed as other land owners had. The roads abandoned would revert from the centerline of the roads to the adjacent landowners . He would like there to be no covenants required as a condition of the Petitions being granted. Paul Alt doesn't believe that there should be any covenants required. That he would be required to address any building requests through sanitation. Commissioner Bonney stated that he agrees that no covenants are needed as there are sanitation requirements already in place. Blaine Bradshaw, County Attorney brought up the easement issue and whether the Commission was going to require the easement by covenant. Commissioner Slaughter asked if Paul would be willing to give specifics to where the access easement would be if not the one specifically addressed by the planning board. Linda Bouck expressed the concern of the Planning Board was that of the residents per the access easement addressing the number of trips through the access is directly related to the number of residences that are allowed. The county may have liability if allow a unsafe condition to arise because of lack of proper planning now. Linda Bouck stressed with the stressed that the county roads have a 60-foot wide easement not necessarily road surface. Paul Alt disagreed with Linda Bouck; and Linda Bouck again acknowledged that they are generally 60-foowide easements, not actual 60-foot roadways.

Commissioner Slaughter said that he would like to remove from the Planning Board recommendations the single family residence requirement and that the easement should be addressed by required covenant.

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As far as public comment, Louis Polinsky stated that between Block 19 and 20 in the alley, 973 COS. He stated that he owns all of the alley that is stated here. Attorney Bradshaw stated that issue that Mr. Polinsky raised was a private matter and that the county should stay out of this specific situation.

There was no other public comment at that time.

Linda Bouck provided clarification for why the Planning Board gave the recommendations. Attorney Bradshaw stated that the county will not own the roads and the public will have no access once the roads are abandoned and suggested that the commission look at these petitions to abandon on a case by case basis. Chairperson Slaughter stated that with a 30-foot easement the landowner would be responsible to update the easement. Linda Bouck stated that this is the commission's one time to address the planning and safety concerns as once the roads are abandoned then the commission is out. There was discussion by Linda Bouck and Attorney Bradshaw about the fact that even though the roads to be abandoned are not physically there on the ground (rights on paper only), that the county has a right to install the roads as platted, if necessary. Obstructions in the county roads can be removed as well by the county. Linda Bouck pointed out that the 60-foot wide easement is there to protect the land owner, Paul Alt and his successor owners. Chairperson Slaughter pointed out that with the 60 foot easement would cut into Paul's property. Chairperson Slaughter asked Paul if he would be willing to have the 60 foot easement to which Paul stated that he was not.

After further discussion, Commissioner Slaughter made a motion to grant the said Petitions subject to striking bullet number 1 in the Planning Board's letter to the Commission dated September 6, 2018, conditional upon bullet number 2 in the said letter being changed to a 60-foot wide easement (motion modified later meeting, after more discussion, to 40 foot wide easement) being required to be maintained, conditional up on bullet number 3 in the September 6th letter being stricken, and conditional upon bullet number 4 would apply as the applicable resolution shall clearly explain who owns what property by resolution. The last two bullet points in the September 6th letter are also adopted as applicable and binding. Said easement shall be a permanent easement that Paul Alt would have convey expressly granting permanent access and utility easements as a condition of the said Petitions being granted. The easement is to be privately maintained, not county maintained. The specific portions of the streets to be abandoned will be described in the applicable resolution adopted by the Commission.

Commissioner Adler questioned how they can make a decision without the specific access easement from the landowner. Paul Alt didn't believe that he could even get a 60-foot wide easement. There was discussion about tabling the agenda item until the landowner has the specifics about the access easement. Chairperson Slaughter discussed finding a balance between the county's liabilities and allowing the property owner to do what he wants with his own property. Attorney Bradshaw asked Linda Bouck about whether a 45-foot wide easement would suffice. Linda Bouck responded stated that the Commission, in subdivision review, has allowed that in the past in regards limited development, meaning where development is limited to two single family residences. . Paul Alt, landowner, insisted that he only be required to have a 30-foot easement as a 60-foot easement has not been required of past petitioners of abandonment of certain county roads with the platted townsite of Maxville. The discussion surrounded the county's liability. Attorney Bradshaw stated that he has no planning expertise and so the County should rely upon the advice of County Planning Director, Linda Bouck. Attorney Bradshaw stated that the Commission could deny part individual petitions here and grant other petitions as the Commission had three separate petitions before them dealing with three separate streets (being country roads) which include Division Avenue (portions), First (1st Avenue South (portions), and Oak Street (portions). Linda Bouck discussed that the county's regulations stated that proper planning guidelines say that if there is a 45-foot wide easement, development is limited to two single family residences and a 60-foot wide access easement would be needed for any development more than just two single family residences.

Paul Alt said he wanted to only give the 30-foot wide access and utility easement.

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Chairperson Slaughter, in an attempt to come to a reasonable compromise, modified his motion to include a 40-foot wide access and utility easement and not a 60-foot wide easement as he believed the 40-foot wide easement would suffice in looking at the outlay of the property involved here. This modification to the said motion is discussed above.

Commissioner Adler seconded the motion. No discussion between the commissioners. Public comment from Wayne Hale questioned how changing a 60 foot easement to a 40 foot easement and that we opened the county to the liability of a non 60 foot easement. Blaine stated that the 60 foot easement is not a law but a guideline. When asked by David King if the county had ever given an exception to the 60 foot easement to this point, Linda stated that they had not.

Rae McKay stated that when she purchased the property it was contingent upon the abandonment of the roads stated in the petition. When she purchased the property as 3 ½ acres she had to aggregate it to one parcel. Attorney Bradshaw stated that the county had never made any agreements or representations regarding the property sold to Ms. McKay so this was a private issue between her and her seller.

Pat St. Tourangeau had a comment about her concerns about increased traffic and compared it to the road improvement the speed on the Maxville road has increased due and that potentially the same could happen in this situation. She pointed out that the impact of granting this proposed 40-foot wide easement should be more fully addressed.

Rae McKay asked Attorney Bradshaw if there were any easement regulations in the State that Paul Alt, as landowner, would have to adhere to once these county roads are abandoned. Attorney Bradshaw stated that he was not aware of any such regulations.

David King asked if the commission had ever disagreed with the Planning Board recommendations. There was discussion about the fact that there have been several times that they had disagreed.

Following the discussion, the Motion that was made on the Petitions to Abandon Specific Roads in Maxville was voted on and passed unanimously.

Commissioner Adler moved to accept the Resolution 2018-21 setting Granite County's 2018-2019 fiscal year budget including salaries of all Granite County elected officials and deputies and cost of living increase for all county's employees. Commissioner Bonney seconded the motion and all voted in favor. Motion passed unanimously.

As an administrative matter, Chairperson Slaughter telephoned County's public health nurse, Annie Young, as she had recently hit a deer with her vehicle and was unable to meet with the commission. Chairperson Slaughter asked her about the job description for her assistant. He asked her to finalize the job description as previously discussed in open meeting and present it to the Commission soon (to be placed on upcoming agenda) so that they could get the position promptly advertised.

As an administrative matter, Commissioner Bonney stated that after the commissioner meeting on October 9th he will be gone until October 18th. He further stated that he would call in on the 16th of October Commissioner meeting to provide the lake outflow information.

The next agenda item discussed was the Road Crew Union Negotiations and that the Union had made a counter offer. The counter offer was for a one year contract with a \$1.00 a year raise plus the cost of living increase. Bonney stated that the commission should stick by the three years. Commissioner Bonney was approached by a road crew employee in a local business and was asked about the negotiations. Commissioner Bonney noted that he told the employee that he could not discuss the matter in that setting. There was discussion among the Commission about addressing this issue with the individual's supervisor and Attorney Bradshaw was directed to contact the union representative, Craig Davis, regarding the proper place to address the union discussions. Commissioner Slaughter stated that in a previous motion that the commission had given Commissioner Adler the authority to handle the union negotiations. Commissioner Slaughter requested that the County Attorney and Commissioner Adler work together to complete the negotiations.

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The next agenda item discussion of the tree trimming bids received, regarding the trees at the Granite County Courthouse, from Janeen Bonney. Southwest Arborcare, through Levi Arnio, did submit a bid in the amount of \$2,935.00, and Cliff Evans also did submit a bid in the amount of \$4,500. Commissioner Adler moved to accept the bid from Southwest Arborcare. Commissioner Bonney seconded the motion. Motion was voted on and passed unanimously.

There was discussion about the Cedar Shingle Oil on the Granite County Jail where Ace Roofing provided a bid for \$12,216.85. There was some discussion about the public bidding process that the County specifically followed. County Attorney Claine Bradshaw stated that no bids were received through the public bidding process so the Commission could contract directly with a contractor as there were no bids submitted by the noticed deadline.

The Courthouse roofing project amendments and the shingle oil project on the Granite County Jail will be put on the agenda for decision next week to get these project started. The Commission said they would not consider the gutter and down spouts needed for the County Jail until next spring.

Mayor Reddish gave public comment regarding the payment process of PILT. The Commission stated that the Town of Philipsburg should provide an invoice for the total amount and the Commission would issue a check as a formal resolution had already been adopted authorizing this expenditure. The Mayor asked whether or not there was a timeline set by the Commission for the work to be done as the local contractors have been very busy. The Commission stated that there was not but for the Town to just provide a timely invoice. Mayor Reddish is also putting together an emergency plan for the city specifically addressing the municipal water system. He is working with Rick Day and Becky Smith.

The next agenda item was Planning Director Linda Bouck and Armstrong Trust. This is a court ordered split issue and as per statute the District Judge is required to ask the County for its comments on the proposed court ordered split (division of land). Linda Bouck is recommending that the Commission accept the court ordered split with the recommendations of the Trust's surveyors in his letter dated September 19, 2018. Commissioner's phoned the attorney for the trust, Bryan Lee, for discussion and to give the Commission decision. Rudy Cicon, who is the surveyor, was also on the phone. The Commission was provided a copy of the comments pertaining to the Granite County Planning Board Memorandum dated September 19, 2018. Mr. Lee, attorney for the Trust, stated that the Trust had obtained a title commitment referencing the use of the ditch that is one of the major issues. He is going to talk with the title company regarding which parcels are benefited by the ditch and the easements. He stated that they are just starting the discovery phase in regards to the ditch. There was discussion about the possible 20 foot easement surrounding the ditch with some discussion about just referencing the recorded document with the Granite County Clerk & Recorder which describes the said ditch. Linda Bouck requested that the surveyor have an easement shown if the driveway is coming off of Rock Creek Road, all to be included in the Certificate of Survey. Otherwise, the Commission agrees with the comments received in the letter dated September 19, 2018 from Rudy Cicon, surveyor for the Trust. The Commission will provide a letter reflecting those comments to local District Judge Ray Dayton as well as the other comments stated above.

Commissioner Bonney moved to accept the Armstrong Trust court ordered split with recommendations that include all of comments have been given in the September 19, 2018 letter and all those stated in the meeting, and all of these recommendations shall be provided in a letter to the local District Court. Chairperson Slaughter seconded the motion. Commissioner Bonney and Chairperson Slaughter voted yes on the motion. Commissioner Adler voted no on the motion. The motion passed.

As an administrative matter, Linda Bouck provided a copy of a letter from Joseph Moran dated August 22, 2018 that Linda Bouck received about a floodplain issue. The Commissioners stated that they were aware of the area and Mr. Moran is asking for pressure on the Montana Department of Transportation. Attorney Bradshaw agreed to forward Mr. Moran's letter to the Montana Department of Transpiration, Missoula Office.

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Public Comment:

Mark Hudgens, a local landowner, came to the Commission regarding a hangar at the airport. He has four airplanes and would like to have a hangar at the airport. He expressed concerns regarding those that lease the hangars and who have still not responded to the county's request for a lease. Mark Hudgens is asking the Commission to have the County Attorney address the two individuals that haven't signed the lease yet. Mark Hudgens stated that he believed that Vince Reece has already sent word to the county attorney. The two individuals in question are Rod McKenzie and Gary Stensatter's hangars. The airport board is going to address the issue of someone who is attempting to rent a hangar to others. Mark Hudgens also expressed his opinion that those who do not have an airplane, shouldn't be allowed to lease a hangar.

Meeting was adjourned at 12:45 pm.

Bill Slaughter, Chairperson

ATTEST: _____

Blanche McLure, Clerk & Recorder

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