

May 28, 2019 continued...

senator and representative, regarding the Federal Energy Regulatory Commission’s (FERC) onerous regulations on small hydroelectric facilities, which are costly for a small operation. County Attorney Blaine Bradshaw presented a letter which he had drafted for the Board’s consideration. The Board made a small revision to the draft letter. Commissioner Adler moved to approve and send the revised letter and Commissioner Hinkle seconded the motion. There was no public comment. The motion carried unanimously.

The Board considered the Drummond Volunteer Ambulance’s request to purchase a LIFEPAK 15 V4 defibrillator and accessories at a cost of \$32,610.00 and a 4-year service agreement for the defibrillator for \$5,385.60 from Stryker Emergency Care of Richmond, Washington. County Attorney Blaine Bradshaw noted that Stryker is a member of NASPO (National Association of State Procurement Officials) and the purchase would be made through the state government contract, which has been advertised for public bid which resulted in the lowest available price. Commissioner Slaughter moved that the Drummond Ambulance be allowed to make the purchases as requested and Commissioner Hinkle seconded the motion. There was no public comment. The motion carried unanimously.

The Board considered the counterproposal from IUOE (International Union of Operating Engineers) Local 400, Granite County Road Unit. Commissioner Hinkle moved to reject the union counterproposal and Commissioner Slaughter seconded the motion. There was no public comment. The motion carried unanimously. Commissioner Hinkle moved that county negotiator Commissioner Adler offer a \$19.13/hour base rate, a pay matrix for 30 years at 1% per year with satisfactory performance evaluations, annual COLA the same as other employees, and a four-day work week from the first Monday in April through the last Thursday of October each year. Commissioner Slaughter seconded the motion. There was no public comment. The motion carried.

Public Comment: None.

Correspondence: The Board, as discussed prior in these minutes, drafted, approved, and sent a letter to the Montana congressional delegation and others regarding the Federal Energy Regulatory Commission’s onerous and costly regulations on small hydroelectric projects, like the county’s Flint Creek Hydroelectric Project.

The Board reviewed draft minutes for the May 21, 2019 regular session. The minutes were approved as presented on the motion of Commissioner Hinkle and second by Commissioner Adler. There was no public comment. The motion carried.

The session adjourned at 2:55 p.m.

Chairperson

ATTEST:

Clerk

#

THE BOARD OF COUNTY COMMISSIONERS MET ON THE 4TH, 11TH, 18TH & 25TH OF JUNE 2019 IN THEIR OFFICE AT THE GRANITE COUNTY COURTHOUSE WITH ALL THREE COMMISSIONERS PRESENT.

THE FOLLOWING CLAIMS FOR THE MONTH OF MAY 2019 WERE APPROVED AS FOLLOWS:

<u>WARRANT</u>		<u>AMOUNT</u>
55914 ACE ROOFING	OILING CEDAR ROOF AT JAIL	\$6,108.00
55915 ACE ROOFING	COURTHOUSE ROOF	\$65,622.50
55916 KARL TYLER CHEVROLET	2019 CHEVY 3500 HD	\$35,261.30
55917 FLINT CREEK VALLEY BANK	PAYROLL & NOD FEE	\$103,192.71
55918 VISA #1	MAY BILLING- COUNTY HEALTH	\$1,549.16
55919 VISA #2	MAY BILLING-ROAD	\$159.82

55920	VISA #3	MAY BILLING	\$549.20
55921	360 OFFICE SOLUTIONS	MAY BILLING-SUPPLIES	\$1,164.07
55922	A&E ARCHITECTS	PROFESSIONAL SERVICES	\$2,054.74
55923	ABILITY	PROFESSIONAL SERVICES	\$130.00
55924	ADLER TOWING	PROFESSIONAL SERVECES	\$397.75
55925	AG - WEST	SUPPLIES	\$334.83
55926	ALL AMERICAN GARAGE DOORS LLC	REPAIRS & MAINTENANCE	\$145.00
55927	AMERICAN WELDING & GAS	SUPPLIES	\$26.94
55928	BARKELL TRUCKING	PROFESSIONAL SERVICES	\$4,000.00
55929	BIG SKY RESTAURANT SUPPLY, INC	SUPPLIES	\$100.00
55930	BILL SLAUGHTER	MILEAGE	\$133.40
55931	BLACKFOOT CFT	MONTHLY BILLING	\$3,512.08
55932	BOB'S QUALITY AUTO	REPAIRS & MAINTENANCE	\$234.00
55933	BUILDING CODES BUREAU	MAINTENANCE & REPAIR	\$93.00
55934	BUTTE PRODUCE	SUPPLIES	\$145.29
55935	CAROL BOHRNSEN	SUPPLIES & POSTAGE	\$109.76
55936	CARQUEST AUTO PARTS	REPAIRS & MAINTENANCE	\$21.73
55937	CATERPILLAR FINANCIAL SERV CORP	EXCAVATOR PRINCIPAL & INTEREST	\$1,144.07
55938	CENTURYLINK	MONTHLY BILLING	\$415.80
55939	CENTURYLINK	FCP PHONE	\$59.21
55940	CLAUDETTE PARKE	POSTAGE	\$61.25
55941	COLETTE ADELE FADNESS	AREA V MILEGAE	\$121.80
55942	COMDATA	MONTHLY BILLING	\$5,507.83
55943	COMMUNITY SOLUTIONS, INC	PROFESSIONAL SERVICES	\$200.00
55944	CONNIE SCHIEDERMAYER	MILEAGE	\$69.60
55945	DIS TECHNOLOGIES	MAINTENANCE & SUPPLIES	\$1,718.00
55946	DONALD NOLAN DAVIES	PROFESSIONAL SERVICES	\$5,940.00
55947	DRUMMOND AMBULANCE ASSOC	TRAINING & EQUIPMENT	\$31,210.25
55948	FICKLER OIL CO. INC.	FUEL	\$2,011.68
55949	G W INC	SUPPLIES	\$3,782.00
55950	GARDEN CITY FUNERAL HOME	VA BENEFIT-NICHOLS	\$300.00
55951	GENERAL DISTRIBUTING CO.	SUPPLIES	\$177.94
55952	GRANITE CO HOSPITAL DISTRICT	DOT PHYSICAL	\$130.00
55953	GRANITE COUNTY TREASURER	POSTAGE	\$556.85
55954	GRANITE DISPOSAL	SERVICES	\$384.00
55955	GRANITE PHARMACY	VACCINES- COUNTY HEALTH	\$925.00
55956	GRANITE PREPAREDNESS, LLC	PHEP CONTRACT	\$2,957.19
55957	GRANITE SPORTLAND	SUPPLIES	\$182.22
55958	GREAT WEST ENGINEERING	PROFESSIONAL SERVICES	\$9,498.85
55959	HIGH TECH LINEN	RUGS	\$130.38
55960	HOGAN'S RANCH & BUILDERS	SUPPLIES	\$197.39
55961	HUFFMAN GROCERY	CARE OF PRISIONERS	\$523.17
55962	HUFFMAN GROCERY	SUPPLIES DRUMMOND SENIORS	\$360.03
55963	HUFFMAN GROCERY	SUPPLIES	\$53.94
55964	I STATE TRUCK INC	REPAIRS & MAINTENANCE	\$970.68
55965	INLAND TRUCK PARTS	REPAIR & MAINTENANCE	\$6,734.93
55966	JEWELL FUNERAL HOME	VA BENEFITS-FADNESS	\$300.00
55967	LANE & ASSOCIATES	SUPPLIES	\$225.00
55968	LEGACY GLASS LLC	REPAIRS & MAINTENANCE	\$175.00
55969	LONGFELLOW FUNERAL HOME	VETERANS BENEFIT	\$300.00
55970	MACO	INMATE MED BUDGET PROTECTOR	\$66.96
55971	MACO PCT	DEDUCTIBLE- J WHITE	\$2,000.00
55972	MCGOWAN WATER COND, INC	SALT & SOFTNER RENTAL	\$33.95
55973	MICHELE PUIGGARI	PROFESSIONAL SERVICES	\$60.00
55974	MISSOULA MOTOR PARTS	SUPPLIES	\$30.06
55975	MONTANA BROOM & BRUSH	SUPPLIES	\$21.00
55976	MT CORRECTIONAL ENTERPRISES	UNIFORMS-DISPATCH	\$123.50
55977	MONTANA ELECTRONICS CO, INC	REPAIR & MAINTENANCE	\$238.54
55978	MONTANA LAW ENFORCEMENT ACAD	DISPATCHER TRAINING	\$500.00
55979	MONTANA MAGISTRATES ASSOC	DUES	\$200.00
55980	MONTANA RAIL LINK	GRAVEL & EQUIPMENT STORAGE	\$230.63
55981	MONTANA WOOLGROWERS ASSOC	PREDATOR CONTROL-SHEEP	\$246.50
55982	MOUNT POWELL TIRE	REPAIR & MAINTENANCE	\$686.15
55983	MOUNTAIN WEST COOPERATIVE	SUPPLOIES	\$54.43
55984	MSPOA	TRAINING	\$260.00
55986	NAPA AUTO PARTS	REPAIR & MAINTENANCE	\$1,315.11
55987	NORCO, INC	SUPPLIES	\$222.92
55988	NORMONT EQUIPMENT CO	REPAIR & MAINTENANCE	\$2,560.00
55989	NORTHWESTERN ENERGY	MAY BILLING	\$3,485.96
55990	PALMER ELECTRICAL	REPAIR & MAINTENANCE	\$318.27
55991	PATRICIA BAUER	MILEAGE-AREA V	\$167.04
55992	PAUL ALT	MILEAGE	\$800.40
55993	PHILIPSBURG MAIL, THE	MONTHLY BILLING	\$1,711.50
55994	PHILIPSBURG, TOWN OF	MAY UTILITIES	\$435.50
55995	PINTLER PETROLEUM	REPAIR & MAINTENANCE	\$2,811.62
55996	POSTMASTER	POSTAGE	\$272.05
55997	RAYMOND POWELL	SOLID WASTE REFUND	\$125.00
55998	REPUBLIC SERVICES #889	SERVICES	\$17,609.50

55999	REPUBLIC SERVICES OF MONTANA	MONTHLY SERVICES	\$5,818.65
56000	ROCKY MOUNTAIN SCALE WORKS	PROFESSIONAL SERVICES	\$120.00
56001	RTW ENTERPRISE	REPAIR & MAINTENANCE	\$2,608.54
56002	SWEET PEA SEWER & SEPTIC	PURCHASED SERVICES	\$225.00
56003	TALLON CONSTRUCTION	MAINTENANCE & REPAIRS	\$1,142.50
56004	TERRY JO VIETOR	VICTIM ADVOCATE	\$213.71
56005	TIM ALLEN	PUBLICATIONS	\$40.00
56006	TIRE-RAMA - MISSOULA	REPAIRS & MAINTENANCE	\$100.00
56007	TNT TRUCK PARTS	REPAIR & MAINTENANCE	\$1,450.75
56008	TRANSUNION RISK SOLUTIONS	SEARCHES & REPORTS	\$75.00
56009	TW ENTERPRISES, INC	REPAIRS AND MAINTENANCE	\$468.24
56010	VERIZON WIRELESS	MONTHLY BILLING	\$984.04
56011	WEBGRAIN	MAINTENANCE & SUPPLIES	\$42.50
56012	WESTTEL INTERNATIONAL, LLC	SERVICE & MAINTENANCE	\$1,334.00
56013	WILLOWROCK INC	PROFESSIONAL SERVICES	\$125.00
56014	WOODLAND CREATIONS	SUPPLIES	\$219.16
56015	BLUE RIBBON AUTO	2017 CHEVY SILVERADO REPAIR	\$2,697.15
56130	MT DEPT OF ENVIRO QUALITY	SOLID WASTE LICENSES	\$1,244.00
		CLAIMS FUND TOTAL	\$357,864.17

WARRANT	JOB TITLE	AMOUNT	
	ADLER, SCOTT C	COMMISSIONER	\$2,263.40
	ALT, PAUL	ROAD SUPERVISOR	\$6,539.17
	ANDERSON, MELINDA K	SOLID WASTE SECRETARY	\$1,256.18
	BAUER, PATRICIA L	AREA V	\$794.96
	BECKER, KYLAH L	DISPATCHER	\$2,535.52
	BOHRNSEN, CAROL P	CLERK OF DISTRICT COURT	\$4,097.52
	BOLSTER, JACKIE R	PH NURSE ASSISTANT	\$1,020.18
	BONNEY, JANEEN	CUSTODIAN	\$2,614.37
	BOUCK, LINDA	PLANNER	\$5,057.77
	BRADSHAW, BLAINE C	COUNTY ATTORNEY	\$8,190.67
	BUTLER, JODI L	SOLID WASTE	\$2,984.48
	CARTWRIGHT, VALERIE N	DISPATCH	\$2,942.34
	CAYKO, NICKIE N	ROAD MAINTENANCE	\$3,443.40
	DAY, NELS R	DES COORDINATOR	\$293.56
19229	DAY, NELS R	VACA/SICK PAYOUT	\$1,177.66
	DUNKERSON, WAYNE S	SHERIFF	\$4,597.80
	FADNESS, COLETTE A	AREA V AIDE	\$267.42
	FRATZKE, DEBBIE	JUSTICE OF THE PEACE	\$2,013.02
	GRAHAM, SARAH E	CLERK & RECORDER	\$3,918.85
	HARDING, JEAN M	DISPATCHER	\$2,659.20
	HARDING, VICKI B	TREASURER	\$4,488.20
	HENKE, PATRICIA	DEPUTY CLERK	\$791.52
	HENNAGER, DEANNA L	DISPATCHER	\$2,620.05
	HINKLE, CHARLES	COMMISSIONER	\$1,992.86
	HOEHNE, JOHNNY	ROAD MAINTENANCE	\$3,936.60
	HOLLAND, BRAD J	ROAD MAINTENANCE	\$3,510.00
	HULTMAN, TY R	DEPUTY	\$3,931.90
19230	HULTMAN, TY R	RETRO	\$7,398.27
	JACOBSON, STEVEN	ROAD MAINTENANCE	\$3,789.00
	KAHOE, MICHAEL	EXECUTIVE ASSISTANT	\$4,863.12
	KENDALL, JOHN S	SOLID WASTE	\$3,295.44
	KINGREY, ELWYN	JUNK VEHICLE	\$384.48
	KRUGER, DAVID W	RELIEF CUSTODIAN	\$231.61
	LARDY, JAMES D	SITE RELIEF	\$510.15
	LATRAY, DANETTE L	TREASURER DEPUTY	\$3,376.96
	LOOBEY, THERESA R	TITLE CLERK	\$2,868.56
	LUCERO, DAVE	DEPUTY	\$1,826.65
	MCDONNELL, FRED N	SOLID WASTE RELIEF	\$1,519.57
	MORRISON, RUSSELL F	WEED SPRAYER	\$2,500.20
	MUHLY, KATIE	COUNTY HEALTH NURSE	\$2,804.53
	OLSEN, RICK C	DEPUTY	\$3,522.61
	OSTLER, JASON K	DEPUTY	\$3,399.81
	OWENS, NANCY	RELIEF	\$609.07
	PALMER, KAREN P	COUNTY AGENT SEC	\$2,627.52
	PARKE, CLAUDETTE	CO ATTORNEY SECRETARY	\$3,291.74
	PAWLAK, KIMBERLY	FLOATING CLERK	\$1,692.21
19231	PETERS, DEBORAH A	VACA/SICK PAYOUT	\$859.08
	PETERS, STEVEN D	DEPUTY	\$3,495.45
	RETTIG, SUSANNE	RELIEF	\$255.01
	SCHIEDERMAYER, CONNIE	COUNTY SCHOOL SPECIALIST	\$187.50
	SCHMIDT, JERRI	DISPATCHER	\$1,667.74
	SHEPARD, RAYLENE O	DISPATCHER	\$380.42
	SLAUGHTER, BILL L	COMMISSIONER	\$2,126.97
	SMITH, REBECCA	DEPUTY CLERK AND RECORDER	\$3,001.74
	SMITH, THADDEUS M	DEPUTY	\$3,714.69

19232	SMITH, THADDEUS M	RETRO	\$2,305.42
	STEPHENSON, CHRIS D	SEASONAL ROAD MAINTENANCE	\$3,443.40
	SWANSON, DAVID C	WEED FOREMAN	\$2,862.00
19228	TORRE JR, RICHARD R	CUSTODIAL RELIEF	\$102.03
	VICEDOMINI, KRISTEN	DISPATCHER	\$277.43
	VIETOR, TERRY J	CRIME CONTROL ADVOCATE	\$1,179.20
	WALDEN, JAMES L	ROAD MAINTENANCE	\$3,510.00
	WEST, WILLIAM H	DAM TENDER	\$236.51
	WILKINS, KENNETH D	ROAD MAINTENANCE	\$3,443.40
	WILKINSON, BARBARA A	JUSTICE CLERK	\$1,312.88
	62 EMPLOYEES	TOTAL GROSS PAYROLL	\$164,810.97

WARRANT		AMOUNT
19228	RICHARD TORRE	SEE "GROSS PAYROLL"
19229	NELS DAY	SEE "GROSS PAYROLL"
19230	TY HULTMAN	SEE "GROSS PAYROLL"
19231	DEBORAH PETERS	SEE "GROSS PAYROLL"
19232	THADDEUS SMITH	SEE "GROSS PAYROLL"
19233	AFLAC INS	\$205.81
19234	CHRISTMAS CLUB	\$2,205.00
19235	COLONIAL	\$18.75
19236	FIT	\$10,296.55
19236	MEDICARE	\$4,690.82
19236	P.E.R.S.	\$19,295.18
19236	PERS RETIREE	\$544.89
19236	SHERIFF RETIRE	\$8,072.89
19236	SOCIAL SECURITY	\$20,057.36
19236	TRS	\$32.10
19237	IUOE 400	\$407.20
19238	MACO DENTAL	\$2,422.00
19238	MACO VISION	\$519.00
19238	MACOHCT	\$46,565.00
19238	UNUMLIFE	\$682.55
19239	PEBSC	\$4,275.00
19240	SIT	\$6,559.00
19241	UNION - PENSION	\$569.88
	TOTAL PAYROLL LIABILITIES	\$127,418.98

GRANITE COUNTY COMMISSIONERS MINUTES

June 4, 2019

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 Charles Hinkle 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 report. He is having gravel from the Middle Fork Gravel Pit, which has not been developed, tested through Great West Engineering. Commissioner Hinkle moved that it is the Board's intention to use the \$43,853.53 of BaRSAA (Bridge and Road Safety and Accountability Program) HB 473 Fuel Tax Allocation to develop the Middle Fork Gravel Pit. Commissioner Slaughter seconded the motion. There was no public comment. The motion carried unanimously. Cary Hogue met with the group and explained that part of her paved driveway, within the county right of way, on Airport Road was broken off by the county's motor grader. Paul Alt stated that while not the county's legal responsibility, the county would be a good neighbor and it would be repaired with cold patch material. Commissioner Hinkle reported that a cattle guard on the Middle Fork Road is getting filled with road material and should be cleaned out. Paul Alt agreed to clean out the cattle guard. The culverts on the Poison Patch Road was discussed and Paul Alt suggested that a large squash culvert be installed there. The Board spoke with County Attorney Blaine Bradshaw and requested that he draft a letter notice for their signatures that will be published in the Philipsburg Mail newspaper stating that private equipment operation is not allowed to

June 4, 2019 continued...

perform maintenance of any kind on county roads without express written permission of the Board. Commissioner Adler moved to hire Richard Torre, the only applicant, as a part-time fill-in container site attendant at the solid waste container sites. Commissioner Hinkle seconded the motion. There was no public comment. The motion carried.

Georgetown Lake level was reported at 6,429.39 feet, according to the USGS gage and the dam tender's report. The lake is approximately 1.32 inches below full pool with an estimated 41.7 cfs through the power plant and an estimated 41.7 cfs over the weir below the power plant. Commissioner Adler moved to make no adjustment in the outflow at 42.9 cfs. Commissioner Hinkle seconded the motion. There was no public comment. The motion carried unanimously. County Attorney Blaine Bradshaw attended. The Board spoke with Paul Tallon with Flint Creek Hydro to discuss whether or not the power plant is operating at maximum capacity. Paul Tallon stated he was going to talk with Roger Kirk about this, and get back to the Board.

Commissioner Slaughter reported on the Montana Association of Counties district meeting which he attended yesterday in Deer Lodge. He reviewed a list of recently passed state legislation affecting counties. County Attorney Blaine Bradshaw attended.

Commissioner Adler reported that he participated in the county school transportation meeting yesterday. He noted that nothing much has changed regarding school bus routes. Medical issues with students were discussed. A question arose as to whether medical issues on buses are the applicable school or county's legal and financial responsibility. County Attorney Blaine Bradshaw stated that he would research the issues.

Engineer Jeremiah Theys with Great West Engineering of Helena met with the Board for design confirmation for the Flint Creek Dam Face and Spillway Repair Project that is required by the Federal Energy Regulatory Commission (FERC). County Attorney Blaine Bradshaw attended. Jeremiah Theys reported that the county had received a \$125,000.00 DNRC Renewable Resource Grant to assist with the project and the county will contract with DNRC for use of those funds after July 1, 2019. He estimated the construction cost of the project at \$240,000.00. Jeremiah Theys indicated that the dam health is very good once these issues are taken care of. The Board expressed concern that the requirements of the FERC are costing more than the revenue received by the county on the project. The Flint Creek Project Fund, the fund for repairs at the dam, will soon be depleted due to the FERC's strict regulations. The Flint Creek Project Fund cash balance at this time is \$284,393.91, but this will soon be depleted with contemplated repairs and other work that is required. The Board discussed the possibility of negotiating to restructure the contract with Flint Creek Hydro LLC. Jeremiah Theys noted that the FERC continues to add additional requirements since the contract with Flint Creek Hydro was originally negotiated. The Board agreed to continue with the necessary required safety items at this time. Jeremiah Theys indicated that the construction contract will be awarded to formal, competitive bidding laws and that construction will be scheduled to begin mid-August after the plans are submitted to the FERC for its required 60-day review. Jeremiah Theys presented draft plans and specifications for the Flint Creek Dam Improvements for the Board's review. He noted that the original concrete has been tested and it is solid and can be tied into for the dam face work. Commissioner Hinkle moved to proceed with the Flint Creek Dam Improvements Project for Dam Face and Spillway Repairs. Commissioner Adler seconded the motion. There was no public comment. The motion carried. The Board agreed to make an appointment to discuss the restructuring of the Flint Creek Hydro Agreement due to the project operating at a loss for several years. On another subject, Jeremiah Theys took three buckets of sample gravel from the Middle Fork Gravel Pit to have it analyzed for use as road surface material.

Maria Stoppler, CEO/DON of Granite County Hospital District, was not able to meet with the Board but sent information to the Board including an Administrator's Report dated May 28, 2019, Utilization Report, Revenue Analysis, Financial Balance Sheet and a Profit and Loss Statement. The Board reviewed the information.

June 4, 2019 continued...

Sam Donahue, Chairperson of Granite County Airport Board, met with the Board, gave a report and requested permission to resolve a hangar issue at Riddick Field. He reported that Vince Reece (Hangar Space #4) and Mike Foley (Hangar Space #5) will swap hangars and Vince Reece will build a new hangar (same style as his existing large red hangar) on the site of the dilapidated hangar (Hangar Space #5), with the Commission's approval. Commissioner Adler moved to approve the construction of the new hangar and Commissioner Hinkle seconded the motion. There was no public comment. The motion carried unanimously. Discussion was held on the process for the selection of an engineering firm for runway resurfacing at Riddick Field. Discussion was held on the repair of broken runway lights at Riddick Field, which TEC The Electrical Connections has begun, and the Board agreed that the repairs should be continued.

The Board considered Change Order No. 1 to the Professional Services Agreement with Ace Roofing of Wilsall, Montana to includes new shingle roofing on the old ambulance garage east of the courthouse. Commissioner Slaughter moved to advertise the project for two weeks in the Flint Creek Courier, an online news site. Commissioner Adler seconded the motion. There was no public comment. The motion carried unanimously. County Attorney Blaine Bradshaw agreed to draft the advertisement and send it to the *Flint Creek Courier* for publication from the present to June 20, 2019 at 5:00 pm.

Public Comment: None.

Correspondence: None.

The Board reviewed draft minutes for the May 28, 2019 regular session. The minutes were approved with a minor change on the motion of Commissioner Hinkle and second by Commissioner Adler. There was no public comment. The motion carried.

The session adjourned at 2:55 p.m.

Chairperson

ATTEST:

Clerk

#

June 11, 2019

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 Charles Hinkle 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 report, which included that the crew is continuing to blade roads and is putting down magnesium chloride. Commissioner Adler brought forward Rusty Bruce's request to have the county road department put mag chloride on about two miles of Fox Hill subdivision roads, for which Rusty Bruce will reimburse the county. Paul Alt indicated that it has been done in the past when the crew has time. The Board agreed that it could be done later in the season.

The Board discussed advertising for hourly rates for equipment for the Forest Service Road Project for this construction season. Paul Alt indicated that he has contacted every contractor in the county and requested them to submit a proposal. Commissioner Hinkle voiced his objection to the use of federal funds for projects using hourly rates and he continued that he felt it should be bid by the project; he also noted that it is not on today's

June 11, 2019 continued...

Commission agenda. County Attorney Blaine Bradshaw indicated that in his opinion what the county is doing with the Forest Service contract is legal, and also noted that while formal, competitive bidding is not required on this project (being a project to restore damaged roads after a fire), newspaper bidding on the project would still be advisable.

Pickup truck purchase for the county Road and Bridge Department was discussed by the Board. The following two proposals were received:

Karl Tyler Chevrolet of Missoula for a 2019 Chevrolet Silverado 1500 LT 4x4 Crew Cab, price \$39,107.83, trade of 2017 Chevrolet Silverado 1500 \$20,000.00, doc fee \$191.00, leaving a balance of \$19,298.83.

Lithia Ford of Missoula for a 2019 Ford F150, price \$43,294.00, trade of 2017 Chevrolet Silverado 1500 \$21,600.00, doc fee \$299.00, leaving a balance of \$21,993.00.

This substantial discounting from both Karl Tyler and Lithia Ford is because these vendors are members of Sourcewell, a government purchasing cooperative. Commissioner Adler moved to accept the proposal of Karl Tyler Chevrolet. Commissioner Slaughter seconded the motion and commented that the trade should be made while the 2017 Chevrolet pickup is under 100,000 miles and worth something on trade. During discussion, Commissioner Hinkle commented that he does not feel that pickups should be traded every two years. Commissioner Adler noted that it is a good idea to keep the county vehicles up to date for the Road and Sheriff's Departments. The motion carried with Commissioners Slaughter and Adler voting in favor of the motion and Commissioner Hinkle opposing the motion.

Accounting of compensatory time for Road Department employees was discussed. Paul Alt reported that compensatory time will be accounted for on the road crew's individual time cards from now on, as requested by the Board.

Georgetown Lake level was reported at 6,429.52 feet, according to the USGS gage and the dam tender's report. The lake is approximately .24 inches above full pool with an estimated 42.3 cfs through the power plant and an estimated 42.3 cfs over the weir below the power plant. The Board reviewed the report dated June 10, 2019, from Dave Amman with DNRC. Commissioner Adler moved to make no adjustment in the outflow at 42.3 cfs. Commissioner Hinkle seconded the motion. There was no public comment. The motion carried unanimously.

The Board reviewed county claims for May 2019. Commissioner Adler recused himself from voting on claim number 21441 for Adler Towing. Claim Number 015205 for Montana DEQ for burning permits was disallowed until more information is received. Independent auditor Donald N. Davies introduced himself to Commissioner Hinkle and observed the claims approval process. The claims were approved on the motion of Commissioner Adler and second by Commissioner Hinkle. There was no public comment. The motion carried unanimously. County Attorney Blaine Bradshaw attended.

The Granite County Compensation Board met at 11:00 a.m. to set annual salaries for the 2019-2020 fiscal year for county elected officials. Compensation Board members attending were Commissioners Slaughter, Adler and Hinkle, citizen members Cathy Smith, Terrie Wilson, Carl Sundstrom (by speaker telephone), County Attorney Blaine Bradshaw, Clerk and Recorder Sarah Graham, and Treasurer Vicki Harding. Citizen member Hal Seward was unable to attend. Also attending were Executive Assistant Mike Kahoe, Philipsburg Mayor Daniel Reddish and Philipsburg Town Attorney Robert Medof. Carl Sundstrom noted that Clerk and Recorder Sarah Graham had indicated that there is sufficient funds to cover the 2.4% COLA (Cost of Living Adjustment) based on the CPI (Consumer Price Index). Cathy Smith and Terrie Wilson both indicated that they are in favor of the 2.4% COLA. Commissioner Adler moved to adopt the 2.4% COLA for all county elected officials. Commissioner Hinkle seconded the motion. There was no further discussion. The motion carried unanimously. Discussion was held on the Clerk and Recorder's request for the additional compensation of 15% of the elected official's base, currently 5% of the elected official's base, for members of the Sheriff's Department who act as coroners, which would involve the sheriff, undersheriff and one deputy sheriff. She also discussed that the Forest Service agreement for law enforcement services is separate from

June 11, 2019 continued...

deputy's salaries. Commissioner Slaughter discussed that one way to raise all sheriff's deputy's salaries is to raise the base pay for all elected officials. Clerk and Recorder Sarah Graham indicated that she is comfortable with the 2.4% increase for base salaries and the coroner's increase in compensation of 15%, which would equate to a \$6,587.00 increase for the coroners per year. Discussion was held on how much per hour the increase would amount to and it was estimated at \$3.15 per hour for the sheriff who is the coroner, \$2.99 for the undersheriff who is a deputy coroner, and \$2.85 for one sheriff's deputy who is also a deputy coroner. County Attorney and Compensation Board member Blaine Bradshaw moved to raise all coroner (and deputy coroner) salaries by 15% and Terrie Wilson seconded the motion. There was no further discussion. The motion carried unanimously. Commissioner Slaughter requested that the base salary of elected officials be calculated at several intervals for the actual cost to the county and how it would trickle down to the deputy officials; and another meeting be held. Clerk and Recorder Sarah Graham agreed to run some numbers to obtain the actual cost to the county. Carl Sundstrom noted that the sheriff's salary is limited by law and he inquired if there is a cap on the elected official's salaries. County Attorney Blaine Bradshaw noted that there is a not cap on his salary, but the base is set by statute but can be increased by the Compensation Board with consent of the County Commission. The Compensation Board meeting was recessed at 11:30 a.m. to be reconvened on Tuesday, June 18, 2019, at 10:30 a.m.

The Board considered a COLA (Cost of Living Adjustment) for county employees other than elected officials. Commissioner Adler moved that all county employees, other than elected officials and Road Department union employees, receive a COLA of 2.4% for the 2019-2020 fiscal year. Commissioner Hinkle seconded the motion. There was no public comment. The motion carried unanimously.

Sheriff Scott Dunkerson, due to an emergency, was unable to meet with the Board to discuss his department's 2019-2020 fiscal year budget requests.

Treasurer Vicki Harding met with the Board and presented financial updates for February, March and April, 2019. She presented for February 2019 a cash analysis, a checking account register, CD investments of \$529,775.45, STIP investments of \$8,289,472.74 and pledged securities held at Granite Mountain Bank in the amount of \$440,000.00; for March 2019 a cash analysis, checking account register, CD investments of \$529,775.45, STIP investments of \$8,181,841.82, pledged securities held at Glacier Bank in the amount of \$525,000.00, and pledged securities held at Granite Mountain Bank in the amount of \$440,00.00; for April 2019, a cash analysis, checking account register, CD investments of \$529,775.45, STIP investments of \$8,023,365.08, and pledged securities held at Granite Mountain Bank in the amount of \$440,000.00.

Public Comment: None.

Correspondence: None.

In an administrative matter, at the request of Great West Engineering of Helena, Chairperson Bill Slaughter signed three copies of the "Joint Application For Proposed Work In Montana's Streams, Wetlands, Floodplains, And Other Water Bodies" for the Georgetown Lake Dam Face and Spillway Improvements Project. The application is for an SPA 124 permit with Montana Department of Fish, Wildlife and Parks and a Section 404 Permit with the U.S. Army Corps of Engineers. This full project had been formally approved at a public meeting of the Board on June 4, 2019.

The Board reviewed draft minutes for the June 4, 2019 regular session. The minutes were approved on the motion of Commissioner Hinkle and second by Commissioner Adler. There was no public comment. The motion carried unanimously.

Public Health Nurse Katie Muhly met with the Board and presented a written report on the activities of her office. She reviewed highlights of the report, including immunizations, Area V Agency on Aging, Maternal and Child Health Block Grant, communicable and infectious diseases, opioid mini-grant, sheriff's department, HRSA (Health Resources and Services Administration) Grant, and the Public Health Department. She noted that she has

June 11, 2019 continued...

ordered materials for community suicide prevention training and that one home health aide had resigned, which she intends to replace. Nurse Katie Muhly also notified the Board that her office's annual expenditures are well below the budgeted amount for fiscal year 2018-2019. County Attorney Blaine Bradshaw attended.

The session adjourned at 3:40 p.m.

Chairperson

ATTEST:

Clerk

#

June 12, 2019

The Board met in special session at 6:00 p.m. at the Georgetown Lake Fire Hall on Fire Lane at Georgetown Lake for a joint meeting with the Towns of Philipsburg and Drummond with Chairperson Bill Slaughter and Commissioners Scott Adler and Charles Hinkle attending. Also attending from Granite County was Executive Assistant Mike Kahoe. Attending from the Town of Drummond were Mayor Gail Leeper and Town Attorney Jana McGill. Attending from the Town of Philipsburg were Mayor Daniel Reddish and town councilors Nicole Nelch, Scott Lyons, Derek Kuhl and Carl Sundstrom, and Town Attorney Robert Medof. Members of the public attending were Jacquie Venard with the *Philipsburg Mail* newspaper, Dustin Muhly and Deborah Peters with the Philipsburg Area Library District Board, Fred Bjorklund, Elena Gagliano and Dick Motta.

Commission Chairperson Bill Slaughter called the meeting to order and self-introductions were made. Motion made and seconded to approve the minutes of the March 13, 2019 Joint Session, including a minor change suggested by Carl Sundstrom. There was no discussion on the motion. The motion carried.

Economic Development: Mayor Leeper reported that the DEQ is taking comments on the proposed limestone mine near Drummond. The Frosty Freeze and buildings in that area have been torn down for make way for new development. Cleanup is underway in Drummond, including junk vehicle enforcement. Commissioner Hinkle inquired if Drummond smells any better since the carcass composting site has been closed. Mayor Leeper indicated that yes, it does, as composting site is drying out. Drummond smelling better is economic development. Bill Slaughter reported that an alternate site for carcass composting is being investigated and the county will assist in setting up a new site, but does not want to be involved in the site operation. The alternate site is about 8 miles from the existing site and the DEQ has looked at it with the private property owner and the Commission. No financial assistance was ever received from the Fish and Game, although the site took FWP's animals, according to Commissioner Adler.

Granite County Update

Flint Creek Dam Improvements: Commissioner Slaughter reported that a construction project is scheduled for this summer for work on the dam fascia and spillway; a \$125,000 grant received from DNRC for the project; no dewatering required as construction will be done during low water. FERC (Federal Energy Regulatory Commission) continues to require additional regulations which is putting the Flint Creek Project Fund in jeopardy; just over \$100,000 remaining in fund after this project; the Montana Congressional Delegation (with copies to FERC) has been notified of the onerous regulations (like a \$40,000 flood study) by letter; county working on renegotiation of the lease with Flint Creek Hydro LLC aka Hydrodynamics (owner of the power plant); the annual FERC inspection is scheduled for late August this year. Dick Motta inquired about the annual revenue from power production and it was estimated at about \$80,000; he commented that the law says

June 12, 2019 continued...

the lease cannot cost the county money. Commissioner Slaughter noted that Dick Motta has been correct in saying for years that the FERC regulations will cost more than the revenue. **Request Report on County Funding For Drummond Water Tower:** Mayor Leeper reported that the water shut-off issue was resolved and the engineer needs one final detail for construction on relining of the tower to start June 18th. Drummond has received the county funds.

Request Report on County Funding For Philipsburg Water Line: Mayor Reddish reported that an engineer has been to the site and has an idea on how to proceed; it is on Tuesday's agenda for the town council; will have preliminary costs at that time, followed by a survey and then the design phase.

Town of Drummond Update

Solid Waste Charges: Mayor Leeper commented that solid waste charges need to be updated; there are discrepancies on how many units are charged; for instance The Ranch on Rock Creek is charged 9 units (dumped by Robinson two times a week) and Drummond Schools are charged 14 units (dumped by Robinson once a week).

Re-Establishing Solid Waste Advisory Board: Mayor Leeper suggested that the board be re-established to keep the solid waste fees updated; also, need list from Robinson (private garbage hauler) on who he is dumping every time he dumps. Commissioner Slaughter agreed that an accounting is needed from Robinson. Commissioner Adler noted that the Solid Waste Advisory Board was disbanded because it became unprofessional. Mayor Reddish suggested written agreement between Robinson and the county requiring a list. Commissioner Slaughter noted that Robinson had informed the Commission that he would be out of business if he was required to have scales in his trucks. Commissioner Adler noted the tipping fees from Republic Services in Missoula are likely to go up. Commissioner Slaughter agreed to consider the advisory board; it would also be a place for people to appeal their charges.

Town of Philipsburg Update

Library Transition: Dustin Muhly, chairman of the Philipsburg Area Library District Board, reported the library plans to expand into the old fire department portion of the Philipsburg Town Hall; plans are available at the library; the library has a budget from the mill levy passed by the voters; expansion will include rest rooms open to the public and accessible from the exterior of the building, which will be good for tourists; Drummond library has been a great help in the transition process; and construction is planned for next summer.

Law Enforcement Contract: Mayor Reddish reported that the contract has been discussed with the town council; Town Attorney Robert Medof reported that he and County Attorney Blaine Bradshaw have a good working draft; Commissioner Slaughter reported that the county Compensation Board will meet next week to further consider elected officials and deputy salaries; he noted that small counties tend to train law enforcement officers and then they move on; Mayor Leeper noted that the Drummond Town Council is getting a monthly written sheriff's report, which they appreciate; Mayor Reddish noted that Philipsburg also gets a written monthly report, which is appreciated. Elena Gagliano inquired how many tickets are written under town ordinances (Drummond had zero, Philipsburg had one); she commented that towns under a certain population can't have law enforcement because town citizens are getting double taxed; Darby has a town marshal; Philipsburg could pay for its own marshal with the \$80,000 for the sheriff's contract, according to Gagliano. Mayor Reddish indicated that he will call Darby to inquire about that arrangement for a town marshal. Commissioner Slaughter stated that it is expensive to maintain training requirements, vehicles and equipment for law enforcement officers and the law enforcement contract provides for extra hours for Drummond and for Philipsburg. Elena Gagliano commented that Georgetown Lake, Maxville and Hall don't pay extra for law enforcement. Commissioner Slaughter responded that those places don't have a local government.

Public Comment

Dick Motta indicated that towns can apply directly to the Department of Interior, as subdivisions of the county, to receive their own PILT (Payments In Lieu of Taxes) funds without going through the county. Carl Sundstrom inquired about the code that allows for that and Dick Motta said that he did not recall the code, but it is likely in the budgeting section. Also, Dick Motta noted that the fire hall where this meeting is being held is in Deer Lodge County and he said that Granite County meetings should be held in Granite County.

June 12, 2019 continued...

Elena Gagliano noted that she puts the meetings she attends on YouTube. She suggested that Dan Clark from MSU, who does board training, should be retained to train all three entities and all county boards so they know what they can and cannot do. Also, she and Dick Motta said notice of the special meeting should be published in the newspaper.

Next Joint Meeting

Plans call for it to be held on Wednesday, September 11, 2019 at 6:00 p.m. at the Bearmouth Chalet, if it's available.

Adjourn

Motion made and seconded to adjourn the meeting at 7:00 p.m. There was no discussion on the motion. The motion carried.

Chairperson

ATTEST:

Clerk

#

June 18, 2019

The Board of County Commissioners met at 8:30 a.m. in regular session in the Commission Office of the Granite County Courthouse with Chairperson Bill Slaughter and Commissioners Scott Adler and Charles Hinkle attending. Also attending was Executive Assistant Mike Kahoe. The session convened with the pledge of allegiance.

Commissioners Slaughter and Adler participated in the regular quarterly meeting of the Granite County Safety Committee. The minutes of that meeting are kept separately.

As an administrative matter, Bill Lloyd with Great West Engineering of Helena contacted the Board by speaker telephone regarding the Pre-Disaster Mitigation Plan contract. He suggested that a fifth team meeting be held, rather than holding a community meeting, at no additional cost. He said that he will email a copy of the letter that Jerry Grebenc, with Great West Engineering, had written to the Board requesting acceptance of the change of scope and change of schedule. The Board agreed to put the change order matter on a future Board agenda for decision at that time.

Road and Bridge Superintendent Paul Alt met with the Board and gave his report. The report included that he is working on a piezometer at the Flint Creek Dam which appears to be plugged; the crew will finish cold patching at Georgetown Lake and a blade will be moved up there today. Rick Day met with the group and requested some dust control on a subdivision road at Georgetown Lake. Paul Alt agreed to check with him when the road crew is putting down dust control in the area.

Forest Service Engineer Wade Jerome and Soils Scientist/Web Manager Sara Rouse with the Pintler Ranger District of the Forest Service met with the Board regarding the Forest Service Road Project Plans for 2019. Copies of the plans were given to each Board member. Wade Jerome noted that the roads have been inventoried, set by mile post, identified size and length of culverts needed, how much gravel needed to install culverts and do road surfacing, some brush clearing and stump removal, and crowning of the road for drainage. He noted that a similar project with the county was done last year and it worked well; it allows him and the crew to know where they are; and the overall deck is a treatment common to all roads, ditches, surface and crown, sight distance and repairing or replacement of culverts to get the road up to standard. Sara Rouse noted that roads included are FS Road 1558 (off upper Willow Creek), Carpp Ridge Road, Viking Lane and others. Commissioner Hinkle asked Sara Rouse if this project was an emergency and she replied that it was not.

June 18, 2019 continued...

Commissioner Hinkle inquired if these roads were to be done by the Forest Service if they would be done by the project. Wade Jerome responded that if the Forest Service did these roads it would be done by the project. Commissioner Hinkle indicated that some bids on the project were opened last week for work by the hour, which was a surprise to him, and he did not think that it was open government. Chairperson Slaughter noted that the project had been previously discussed. Commissioner Hinkle asked Commissioner Slaughter to show him where in the minutes or on the agenda it was discussed. Paul Alt indicated that he had contacted every local contractor with the requisite equipment that he could think of to submit a bid. Commissioner Hinkle indicated that Paul Alt had not asked all local contractors as Mr. Kanduch had not been contacted. County Attorney Blaine Bradshaw noted that the applicable law here includes the federal and state procurement laws, and also the County's new Procurement Policy applies (which allows for statutory exemption to formal bidding). An applicable federal procurement statute expressly allows the Forest Service to complete such a road project as a part of an existing Cooperative Agreement with a local government as is the case here. There is a specific state statute MCA 7-5-2034, which allows an exemption for formal bid as determined by the Commission; however, at the Commission's discretion, a bid notice could still be published in the newspaper to give notice of the subcontracts to this project. The County Attorney expressed his personal opinion that newspaper notice of such projects is always a good idea. Wade Jerome noted that the project is done in pieces and it is a good partnership with the county to accomplish a lot of work at a reasonable price. County Attorney Bradshaw stated that the agenda should be followed in regards to this matter and advised the Commission to review and decide upon the plan first. Commissioner Hinkle stated that he feels that it is a guaranteed way to use the money so it does not have to be turned back and it should be advertised in the paper for at least two weeks. Commissioner Adler moved to accept the Forest Service Road Plan which was presented this morning. Commissioner Slaughter seconded the motion. As discussion, Commissioner Hinkle indicated that he has not had time to look at the plans. Commissioner Slaughter asked for public comment on the motion. Elena Gagliano inquired if there is a county procurement policy and Commissioner Slaughter indicated that there is one. Elena Gagliano asked for the new procurement policy to be placed on the County's website and that was agreeable with the Board. Paul Alt stated that he had asked every local contractor to submit a sealed bid. Elena Gagliano inquired how contractors bid on the project if they haven't seen the plans. Commissioner Slaughter stated that the bids are for equipment by the hour, not by the project. Sara Rouse noted that there was a rough plan, utilizing what was done last year and a cost estimate, and although there was not a mile by mile plan, it was not a blind thing that the Forest Service was asking for. Elena Gagliano inquired what the difference is between Title 7 and Title 18. Blaine Bradshaw noted that MCA 7-5-2304 is the exemption to the formal bidding process. Commissioner Hinkle stated that it seems to him that 7-5-2304 applies only to emergencies. County Attorney Bradshaw stated that he was firm in his legal opinion and he would not debate the law. County Attorney Bradshaw noted that MCA 7-5-2034 does not state emergency, but the language states that the exemption is for purchases "made necessary by fire." Heidi Hinkle commented that anyone building a house or a road would want to look at the plans and it is not out of order to look at the plans. She does not think that Commissioner Hinkle is out of order in requesting that he look at them. Commissioner Slaughter indicated that no one said Commissioner Hinkle was out of order. Local excavator contractor Doug Benson commented that he put in a bid on this project by the hour and he could have bid the entire project, but it would be much more expensive. He indicated that he worked on the project last year and it went very well. He noted that Mr. Kanduch advertises in the newspaper as a logger, not a contractor; and Mr. Benson further noted that he is available to answer any questions. Commissioner Slaughter asked if Commissioner Hinkle would like to take a recess so he could review the plans in more detail, and Commissioner Hinkle indicated that he would. Commissioner Slaughter stated at 9:55 a.m. that a 15-minute recess would be taken for Commissioner Hinkle to review the plans. Sara Rouse noted that engineer Wade Jerome is on site all during the project and he has a local Forest Service road man devoted to the project. Commissioner Adler noted that some county projects have been bid by the hour and also FEMA work was bid by the hour. Commissioner Slaughter noted that the Board had previously agreed on the Schedule A Road Maintenance Plan with the Forest Service about two weeks ago. Commissioner

June 18, 2019 continued...

Hinkle indicated that he has seen so much money wasted on fires and also operators move very slowly when paid by the hour. Wade Jerome noted that the Forest Service road crew is scheduled to be here next week and there is a lot to do before the weather gets bad. The session reconvened at 10:12 a.m. Commissioner Slaughter asked if there was any further public comment. Ken Pfeiffer stated that the people on Viking Lane are interested in getting their road upgraded and they are in favor of the plan. Commissioner Slaughter commented that there is a partnership between the Forest Service and the county where they can work on each other's roads. The motion carried unanimously. Wade Jerome indicated that there is not a clean way to intermingle private equipment and Forest Service equipment on a project; also, when people calculate a project bid they include some risk and when it is bid by the hour it reduces the risk; and the Forest Service needs some excavation work done with equipment that the Forest Service does not have. He assured the Board that the project will be managed well. He noted that if the Forest Service had all the equipment, it would not involve outside equipment and he noted that it went well last year. Paul Alt noted that if there is a breakdown, the contractor is not paid and daily time sheets are turned in by each contractor for review by the Forest Service. Commissioner Hinkle inquired why the Upper Willow Creek road would not be done by the Forest Service. Wade Jerome stated that it works well together with the public and private partnership, and there is a possibility that the funding could be lost if the project is delayed. Commissioner Hinkle referred to the County attorney's legal opinion regarding MCA 7-5-2304 and requested an attorney general's opinion on that section of law. County Attorney Bradshaw stated that an attorney general's opinion could be requested, but such should be directed by motion of the county commission. Mr. Bradshaw further said that the issue is whether the project should be done by the hour or by the project, as it could be done either way, and the legal issue here is whether the subcontracts would need to be formally bid or not. Commissioner Adler moved that the work be done by the hour. Commissioner Slaughter seconded the motion. Commissioner Slaughter asked for public comment on the motion. Heidi Hinkle inquired whether a Forest Service official would be on site and Wade Jerome responded that he and Road Superintendent Paul Alt would be on site. Commissioners Slaughter and Adler voted in favor of the motion and Commissioner Hinkle opposed the motion. Commissioner Adler suggested that Kanduch be given until the end of the day at 3:30 p.m. to submit a bid. Commissioner Hinkle stated that it should be advertised. Superintendent Paul Alt stated that they would like to keep the money in the county. County Attorney Blaine Bradshaw noted that federal statute has a local preference for the funds and such preference does not distinguish between local county government versus local private contractors in the county. Commissioner Slaughter moved that the bids be opened at the end of the day and that Mr. Kanduch be given the opportunity to submit an hourly bid proposal on the project for equipment needed. Commissioner Adler seconded the motion. Commissioner Slaughter asked if there was any comment on the motion from the public. Scott Sylvester with the *Philipsburg Mail* newspaper inquired of the Forest Service's representatives if there is any reason that it cannot be advertised in the newspaper. Wade Jerome noted that equipment is on the way. Scott Sylvester asked if this occurs next year is there any reason it would not be bid. Wade Jerome stated that if that was the case that it would likely be done by the Forest Service itself. Elena Gagliano inquired about the bidding process. Commissioner Slaughter stated that the Board is following County Attorney Blaine Bradshaw's legal advice. Heidi Hinkle stated that by not bidding the project it is very unfair, due to lack of notice, to the people of the county who elected the Commissioners. Commissioner Slaughter noted that Paul Alt has been here his entire life and knows which local contractors in the county have the appropriate equipment. The motion carried unanimously. Commissioner Slaughter thanked the Forest Service for putting the plans together and noted that the bids will be opened at 3:30 p.m. today. Also attending were Rick McGill, Kip Turley, Evelyn Pfeiffer, Cindy McGill, Bobbie Beyer, Roger Beyer, James C. Burke and James M. Burke.

The Granite County Compensation Board was reconvened at 10:40 a.m. to continue discussion regarding setting annual salaries for the 2019-2020 fiscal year for county elected officials. Members attending were Commissioners Slaughter, Adler, and Hinkle, citizen members Cathy Smith, Terrie Wilson and Carl Sundstrom, and County Attorney Blaine Bradshaw, Clerk and Recorder Sarah Graham, and Treasurer Vicki Harding. Sheriff Scott Dunkerson and citizen member Hal Seward were unable to attend and sent their

June 18, 2019 continued...

regrets. Also attending was Executive Assistant Mike Kahoe. Clerk and Recorder Sarah Graham reviewed the information presented to the Compensation Board regarding current pay for elected officials and deputies, including some percentages of possible raises for the Compensation Board's information. Sarah Graham stated that changing the base pay of elected officials should not be considered at this time, as it was done two years ago to change the base rate to get it up to similar sized counties and at that time it was done as two separate things. Commissioner Slaughter noted that sheriff's deputies are hard to retain in small counties and that it is expensive to have them live in Philipsburg. Sarah Graham brought up the County Attorney's recent idea that local officials should go to the legislature to request a change in the law to allow county compensation boards across the state to have the discretion to increase sheriffs and deputies pay, to be able to set hazard pay. Commissioner Slaughter noted that members of the compensation board would be the strongest voice at the legislature. Carl Sundstrom inquired if the deputies are on the county's pay matrix and Sarah Graham responded that all deputy pay is based on the elected official's salary. County Attorney Blaine Bradshaw noted that the Forest Service Agreement (for patrol of campgrounds, etc.) could potentially be re-structured and used as an avenue to increase pay for sheriff's deputies, and that he brought this idea up to the Sheriff who said he would like to look into that idea more. Carl Sundstrom commented that he likes the idea of hazardous pay for the sheriff and the sheriff's deputies; he noted that the pay is important but that other aspects of the employment, including retirement and insurance, should be considered. Commissioner Slaughter inquired what it would take to get the sheriff's deputies up to a living wage. Discussion was held on hazardous pay for sheriff's deputies. Treasurer Vicki Harding moved to give an additional 2% raise to elected officials and Cathy Smith seconded the motion. Commissioner Slaughter suggested sending a letter to MACo regarding hazardous pay for sheriffs and deputies at the discretion of the Compensation Board. Terrie Wilson commented that it should be thought about how other elected officials would ask to be included in that in the future. Commissioner Slaughter suggested that possibly 9-1-1 funds could be utilized to cover the hazardous pay for sheriffs and deputies, with the legislature's approval. Sarah Graham noted that the 2% would be on the base elected official's salaries and other additional wages are then added to the base pay, like additional pay for combined offices and longevity. The motion carried with all members voting in favor except Sarah Graham was a nay vote even though nay votes were never specifically called for during the voting. Commissioner Adler abstained from voting. The Compensation Board agreed to draft a letter to MACo regarding how the hazard pay could be given to the sheriffs and deputies through the legislature. County Attorney Blaine Bradshaw agreed to draft a proposed statute for the Compensation Board to submit to the state legislature and will encourage its passage.

A Standard Audit Contract Amendment with auditor Donald Nolan Davies P.C. was considered by the Board. The amendment reduces the Standard Audit Contract by \$1,000.00 because a federal audit was not required for the 2017-2018 fiscal year audit. Commissioner Hinkle moved to approve the contract amendment which reduces Donald Nolan Davies contract by \$1,000.00 since a federal audit was not needed for the 2017-2018 fiscal year. Commissioner Adler seconded the motion. There was no public comment. The motion carried unanimously.

Shane Worley, President of Edwards Tract A Homeowners' Association at Georgetown Lake, met with the Board to renew the Edwards Tract A Lease with Granite County. Discussion was held regarding an area near the Tract A dock and jetty. Shane Worley indicated that the Edwards Tract A Homeowners' Association's insurance does not cover the public beyond the gate. Planning Director Linda Bouck noted that the plat for the subdivision gives public access to Georgetown Lake. Shane Worley quoted from a letter dated March 18, 2016 from Leonard W. Frank, then president of Edwards Tract A Marina to County Attorney Blaine Bradshaw. Linda Bouck noted that Montana Power conducted business under a completely different set of rules than those which the county must operate under. County Attorney Blaine Bradshaw commented about allowing all subdivision owners access to the jetty, but not the dock. Shane Worley commented that the Tract A Association pays dues to have exclusive access to its dock. County Attorney Bradshaw indicated that if the access becomes a problem that the agreement could be redone; also, if people violate the lease they could be charged with trespass. Discussion was held that the plat indicates access to all owners of lots in the Edwards Tracts. Linda Bouck reviewed the access noted on the

June 18, 2019 continued...

Edwards Tracts plat as access to Georgetown Lake and that when the land ownership changed from private ownership (Montana Power) to public ownership (Granite County) that things changed. Shane Worley stated that he reads the lease as proposed differently. Commissioner Slaughter indicated that there may be a way to allow access while keeping people off of the Tract A dock. Linda Bouck noted that swimming and fishing is not allowed from the public land in the area and it is posted; also, the jetty is not part of the dock and is county property. The Board suggested that Shane Worley go back to his group to see how public access can be accommodated. County Attorney Blaine Bradshaw indicated that language in the existing lease is somewhat ambiguous and it should be rewritten prior to being renewed. Shane Worley noted that historically the lease has allowed them exclusive access. County Attorney Bradshaw indicated that the no swimming or fishing clause can be revised in the draft Lease; also, he questioned is there much reason for people, other than dock owners, to go down there as it is swampy and insect ridden and there are other close, public access points to the lake. County Attorney Blaine Bradshaw noted that the lease continues as a month to month tenancy until it is renewed. Shane Worley noted that Tract A has sole use of the marina area in the current lease, according to the map attached to the lease. County Attorney Bradshaw said that is the point that is ambiguous in the current Lease. Linda Bouck noted that it is a safety issue for swimming or fishing when boats are utilizing the marina. Discussion was held on the possibility of the county selling the property. Commissioner Adler moved to renew the existing lease for a term five (5) years with an option to re-negotiate (no option to automatically renew the Lease), and Commissioner Hinkle seconded the motion. There was no public comment or further discussion. The motion carried unanimously.

Georgetown Lake level was reported at 6,429.67 feet, according to the USGS gage and the dam tender's report. The lake is approximately 1.32 inches above full pool with an estimated 42.3 cfs through the power plant and an estimated 42.3 cfs over the weir below the power plant. Commissioner Adler moved to make no adjustment in the outflow at 42.3 cfs. Commissioner Hinkle seconded the motion. There was no public comment. The motion carried unanimously.

The Board considered the final plat approval for the Fox Hill Major Subdivision. Planning Director Linda Bouck explained that everything is completed except for a washed out culvert. Surveyor/Engineer Gordon Sorenson, the developer's agent, requested a Subdivision Improvement Agreement to October 31, 2019 to complete the work. Developer John "Rusty" Bruce noted that he has received the street signs, but they need to be installed. Commissioner Adler moved to grant the requested Subdivision Improvement Agreement and final plat approval for the Fox Hill Major Subdivision requiring a \$10,000.00 check, which the county will hold, as bond to assure completion of the work. Commissioner Hinkle seconded the motion. There was no Board discussion or public comment. The motion carried unanimously. John "Rusty" Bruce presented a check to the Board in the amount of \$10,000.00 which will be held as bond in the Granite County Treasurer's vault until the subdivision work is completed. Board members signed the Subdivision Improvement Agreement and the subdivision plat. County Attorney Blaine Bradshaw attended.

In an administrative action, Chairperson Bill Slaughter signed a Lab Services Agreement with Pioneer Technical Services for the laboratory analysis of material from the county- leased Middle Fork Gravel Pit.

The proposed revised draft Law Enforcement Agreement with the Town of Philipsburg was discussed with County Attorney Blaine Bradshaw, Mayor Daniel Reddish and Town Attorney Robert Medof. Discussion was held that the base rate of \$82,859.00 for the 2019-2020 fiscal year would increase to \$85,159.00 to cover the town's share of increased costs to the county Sheriff's Department as determined by the county Compensation Board. Mayor Daniel Reddish agreed to take the request to the Philipsburg Town Council's meeting tonight for a decision.

The Board discussed the process for replacing Granite County Planning Board members who had not been attending regular meetings. Planning Director Linda Bouck noted that the Planning Board is requesting to replace the members representing the

June 18, 2019 continued...

Georgetown Lake Area and the Upper Flint Creek Area as they have missed more than three (3) consecutive meetings and according to the Planning Board bylaws, the positions are then declared vacant. The Board agreed to thank those members by letter for their service and to advertise the vacant positions. The action was taken on the motion of Commissioner Adler and second by Commissioner Hinkle. There was no Board discussion or public comment. The motion carried unanimously.

Public Comment: None.

Correspondence: None.

The Board reviewed draft minutes for the June 11, 2019 regular session and the June 12, 2019 special joint session. The minutes were approved, with a minor revision, on the motion of Commissioner Adler and second by Commissioner Hinkle. There was no public comment. The motion carried unanimously.

The Board considered the union counterproposal from the IUOE Local 400 Road Unit for a two-year collective bargaining agreement or contract. The Board agreed to a counterproposal to the union for a three-year contract. County Attorney Blaine Bradshaw agreed to communicate the Board's decision to the union representative.

At 3:30 p.m. the Board reviewed the bids received for equipment for hourly work on the Forest Service Road Project for 2019 as follow:

- Patriot Excavation LLC, Doug Benson
 - Cat 315: \$119.50/hr
 - Cat 320: \$150.00/hr
- Barkell Trucking and Excavating, Keith Barkell
 - Komatsu 170 Exc./Thumb: \$125.00/hr
- Little Bear Construction Co., Andy Weaver
 - 320 CL Cat Excavator: \$150.00/hr
 - 330 DL Cat Excavator: \$200.00/hr
- Nelson Construction LLC, Michael Nelson
 - Cat 320 Excavator with link thumb including operator: \$120.00/hr

Commissioner Adler moved to accept the proposals of Patriot Excavation for a Cat 315 at \$119.50/hour and Nelson Construction LLC for a Cat 320 at \$120.00/hour, provided that they pass the Forest Service inspection, provide proof of liability insurance and workers' compensation insurance, and have a signed subcontractor agreement with Granite County, as drafted by the County Attorney. Commissioner Slaughter seconded the motion. The Board discussed that if more contractors are needed that they will be selected in order of the next lowest bids first and placed on the Board's agenda for final approval. Road and Bridge Superintendent Paul Alt reported that he had contacted Patti Kanduch and they declined to put in an hourly bid proposal at this time. Commissioners Slaughter and Adler voted in favor of the motion and Commissioner Hinkle voted to oppose the motion. Commissioner Slaughter signed the subcontractor agreements, as drafted by the County Attorney and that were approved by the Forest Service, with both Patriot Excavation LLC and Nelson Construction LLC. County Attorney Blaine Bradshaw and Scott Sylvester with the *Philipsburg Mail* newspaper attended.

The session adjourned at 3:50 p.m.

Chairperson

ATTEST:

Clerk

#

June 21, 2019

The Board of County Commissioners met at 10:30 a.m. in special session at the Travelers Home Flood Mitigation Project site with Commissioners Scott Adler and Charles Hinkle attending for the annual Federal Emergency Management Agency (FEMA) site visit. Commissioner Bill Slaughter was absent this day. Also attending from Granite County were Executive Assistant Mike Kahoe and MSU Extension Western Regional Supervisor, and former Granite County MSU Extension Agent, Daniel Lucas. State and federal representatives attending were Kyle Sturgill-Simon with Montana Disaster and Emergency Services and Daniel Jones with the FEMA Denver Regional Office. No public notice was given for this informational site visit as FEMA failed to notify the Board of County Commissioners of this visit until late in the afternoon on June 20, 2019, and no decisions were made during this site visit by the Board of County Commissioners.

The project was viewed by those present with particular attention paid to the growth of willows on the streambank of the project area and weed control in the project area. Daniel Jones noted that the project looked good and that this is the third and final inspection of the project. Kyle Sturgill-Simon will send a complete written review of the site visit to the Commission.

The session adjourned at 11:15 a.m.

Chairperson

ATTEST:

Clerk

#

June 25, 2019

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 Charles Hinkle attending. Also attending was Executive Assistant Mike Kahoe. The session convened with the pledge of allegiance.

Road and Bridge Superintendent Paul Alt was not able to meet with the Board today. The Board discussed the plans for road work for this construction season and will further discuss the plans with Paul Alt. Commissioner Adler moved to advertise in the *Philipsburg Mail* for the next two weeks formally requesting bids on hourly rates on dump trucks, belly dumps and side dumps for periodic work, on a project by project basis, throughout the current calendar year. The lowest bidders would be called out with first priority, as needed. Commissioner Hinkle seconded the motion. There was no public comment. The motion carried unanimously. County Attorney Blaine Bradshaw attended.

Georgetown Lake level was reported at 6,429.58 feet, according to the USGS gage and the dam tender's report. The lake is approximately .96 inches above full pool with an estimated 42.9 cfs through the power plant and an estimated 42.9 cfs over the weir below the power plant. The Board reviewed email correspondence dated June 18, 2019 from Dave Amman with DNRC. Commissioner Hinkle moved to make no adjustment in the outflow at 42.9 cfs. Commissioner Adler seconded the motion. There was no public comment. The motion carried unanimously.

The Board discussed the requirements of SB35 and the formation of a Granite County Interdisciplinary Child Information and School Safety Team with County Attorney Blaine Bradshaw. Commissioner Slaughter moved to request County Attorney Blaine Bradshaw to draft a Resolution to form the team as required by new statutory law in Montana. It should be noted that such teams have been active and meeting regularly in Granite County

June 25, 2019 continued...

(in both Philipsburg and Drummond) for many years. Commissioner Charles Hinkle seconded the motion. There was no public comment. The motion carried unanimously.

The Board considered the proposed Grant Agreement with DNRC (Montana Department of Natural Resources) for local government forestry assistance in the amount of \$5,000.00 for the Granite County Forest Management Advisory Committee. A 10% local match is required. Discussion was held on coordination between the county and federal forest agencies. Commissioner Hinkle moved to accept the grant agreement and Commissioner Adler seconded the motion. There was no public comment. The motion carried unanimously.

The bid opening for the shingle replacement (re-roof) project for the old ambulance garage east of the courthouse was scheduled for 10:00 a.m. Although formal competitive and advertised bidding was not required, a request for project bids was advertised in the *Flint Creek Courier*, an online county newspaper, for over two weeks. One bid was received from Blowers LLC of Hall, a local contractor. Commissioner Adler moved to accept the bid of Blowers LLC of Hall in the amount of \$4,566.00 for 40-year Malarkey Highlander Nex shingles, Malarkey SBS hip and ridge shingles, and Arctic Seal ice and water shield. Commissioner Hinkle seconded the motion. There was no public comment. The motion carried unanimously.

The Board reviewed a Content License Agreement with HERE Global B.V. for updated road centerline and address point map content. The firm would pay Granite County \$500.00 for the information for use in its mapping process. The information would be supplied by Mapping and Planning Services (MaPS), the county's 9-1-1 addressing contractor, for an estimated cost of \$50.00 to the County. The Board noted that the information had been sold to HERE on a previous occasion. Commissioner Adler moved to accept the Content License Agreement and Commissioner Hinkle seconded the motion. There was no public comment. The motion carried unanimously.

The Board reviewed a letter from Jerry Grebenc, Senior Planner with Great West Engineering of Helena dated May 27, 2019, the contractor to update the county's Hazard Mitigation Plan, requesting a change in scope of work and schedule. County DES/Safety Coordinator Jackie Bolster attended. As discussion, Gail Leeper, who is a member of the Planning Team, noted that it was the team's recommendation that these changes be made to allow the team more time to complete its tasks. The Board noted that granting the request will not change the contract amount with Great West Engineering to update the Hazard Mitigation Plan. The Board agreed to the requested changes, so long as such is consistent with the grant requirements, on the motion of Commissioner Adler and second by Commissioner Hinkle. There was no public comment. The motion carried unanimously. Great West Engineering will be notified of the Board's decision.

At 11:00 a.m. the Board referred to the Invitation To Bid for the Flint Creek Dam Improvements, Dam Face and Spillway Repair Project. The Invitation To Bid was advertised in the legal notices section of the *Philipsburg Mail* newspaper on June 6, 13 and 20, 2019. County Attorney Blaine Bradshaw and engineer Jeremiah Theys with Great West Engineering of Helena attended. The two bids received were opened in the order they were received by Executive Assistant Mike Kahoe. The bids, which were conforming to bid requirements, were as follow:

FirstMark Construction LLC of Bozeman	Base Bid: \$803,000.00
Battle Ridge Builders LLC of Belgrade	Base Bid: \$172,800.00

The Board took the bids under advisement on the motion of Commissioner Adler and second by Commissioner Hinkle. The Board gave the bids to engineer Jeremiah Theys for evaluation and a recommendation. The Board is scheduled to award the bid at the Board's regular meeting next week. There was no public comment. The motion carried unanimously. Landon Carlson with FirstMark Construction attended to discuss that bid.

June 25, 2019 continued...

Shannon Shanholtzer with MACo (Montana Association of Counties) Property and Casualty/Workers' Compensation Trust, insurance agent Rody Holman and Client Executive Lynn Thompson, both with PayneWest Insurance, met with the Board regarding the renewal of the county's liability and comprehensive insurance. Shannon Shanholtzer reviewed the 2019-2020 fiscal year renewal, manuscript liability indemnity agreement changes, by-law amendments, Travelers property policy changes, risk management, property schedule acknowledgement form, and business relationship agreements with agents. She noted that the increase overall for Granite County is 2.57% to \$149,448.00 for the 2019-2020 fiscal year. Shannon Shanholtzer reviewed the Workers' Compensation Trust. She noted that all of Granite County's class codes will have a 3% reduction and she reviewed the benefits of the trust. Discussion was held that the county must be notified before large claims are paid so that the county may provide additional information on the claim. Shannon Shanholtzer agreed to relay that message to the trust's board of directors.

Public Comment: Clerk of District Court Carol Bohrnsen met with the Board to discuss her proposed 2019-2020 fiscal year budget request. She informed the Board that she would prefer to increase the hours for her extra help rather than make her deputy, who is now one-half time, to full-time. The Board agreed to discuss the matter further in noticed public meetings and hearings during the budget process.

Also during public comment, Sheriff/Coroner Scott Dunkerson met with the Board to discuss his proposed 2019-2020 budget request, which will include a new patrol vehicle.

Also during public comment, the Board reviewed an email dated June 21, 2019 from Elena Gagliano.

Correspondence: None.

The Board tabled discussion of the minutes for the June 18, 2019 regular session on the motion of Commissioner Hinkle and second by Commissioner Adler. There was no public comment. The motion carried unanimously.

The Board postponed consideration of the union counterproposal from the IUOE Local 400 Road Unit for a two-year collective bargaining agreement or contract. The Board is awaiting receipt of the union's counterproposal.

The Board considered the reappointment of a trustee for the Philipsburg Area Community Library District Board. Kristin Vicedomini met with the Board and expressed her interest in being reappointed. Kristin Vicedomini was reappointed for a five-year term from July 1, 2019 through June 30, 2024 on the motion of Commissioner Hinkle and second by Commissioner Adler. There was no public comment. The motion carried unanimously.

The Board conducted the final inspection of the new Philipsburg Ambulance Garage at 515 Hamilton Court, Philipsburg, with contractor Doug Graybeal with Doug Graybeal Construction of Hall. Also attending were Philipsburg Ambulance President Patrick Little and Philipsburg Ambulance Association EMT, Scott Wilson. At the Board's request, contractor Doug Graybeal agreed to install ADA handrails in the meeting room restroom and complete the electrical wiring to the hot water heater. The Board agreed to accept the building as substantially complete and that the final payment of \$23,122.00 should be issued to Graybeal Construction on the motion of Commissioner Hinkle and second by Commissioner Adler. There was no public comment. The motion carried unanimously.

The session adjourned at 3:20 p.m.

Chairperson

ATTEST:

Clerk