

PROCEEDINGS OF THE BOARD OF THE COMMISSIONERS
MEAGHER COUNTY, MONTANA

June 1, 8, 15, 22 2010

Tuesday

June 1, 2010

8:30am – 4:00pm

Met in Commissioner's Chambers

Commission Present: Chairman Herb Townsend, Commissioner Ben Hurwitz, and
Commissioner Nancy Schlepp

Claims:

Deputy Clerk & Recorder presented commission claims to review.

Personnel – Justice of the Peace:

Action 1:

Hurwitz moved that when the new Justice of the Peace takes Office after the general election that they would be paid \$16.31 for 20 hours. Schlepp seconded. A vote was taken and passed unanimously.

Road Department:

Ray Ringer Road Supervisor met with Commission to discuss personnel status. New temporary employee is attending orientation today. After discussion it was determined that one temporary employee will be sufficient, a second is not needed at this time. Hurwitz offered some rock at a reasonable rate for crushing to the county, because the county does not have rock at that end of the county. Mr. Ringer gave an update on the Martinsdale Highway project. Mr. Ringer asked if he could do 10,000 yards in Martinsdale. They will pay a \$0.50 royalty. Commission agreed it would be good to have some gravel in Martinsdale. They asked that he include the cost in the upcoming budget.

County Contribution for Employee Health Insurance:

Action 2:

Resolution 2010-18

Hurwitz moved to contribute 95% of health insurance premium per employee/month. Schlepp seconded. A vote was taken and passed unanimously.

Russel Country Board:

Action 3:

Hurwitz moved to re-appoint Melinda Vennard to the Russell Country Board. Schlepp seconded. A vote was taken and passed unanimously.

911 Harmon Trust Allocation:

Deputy Clerk and Recorder discussed the Harmon Trust and the allocation to the hospital for the nursing home. Commission will follow up and make sure the proper paper work is on file to be in compliance.

Communication Supervisor Maebeth Seidlitz met with commission to discuss budget and the allocation from the Harmon Trust.

Action 4:**Resolution 2010-19**

Commissioner Schlepp moved to stop paying \$1,000 per month from the Harmon Trust to the 911 department effective immediately. Commissioner Hurwitz seconded. A vote was taken and passed unanimously. Therefore it is resolved.

Mrs. Seidlitz shared her concern with the proposed increases for emails and other technology fees and the decrease in funds.

County Extension Report:

Rachel Soto met with commission to formally submit her resignation. Commission discussed current programs and confirmed she has things pre-planned to help maintain programs until her position is filled. Commission will re-evaluate the whole program and make any decisions at a later date.

Action 5:

Commissioner Hurwitz moved to accept Mrs. Soto's resignation. Commissioner Schlepp seconded. A vote was taken and passed unanimously.

Clean Up Day Report:

Treasurer Sue Phelan met with commission to report on how the City/County Clean Up Day. She noted the city remarked there were not enough county employees helping. She felt it could be better organized. Mrs. Phelan noted that the community utilizes it and is a good program. Commission agreed to discuss and determine how it will be planned in future years.

Treasurer Report:

Mrs. Phelan said that Weed department has a restricted account. Auditors suggested that the commission write a formal letter to give permission to set up and utilize a restricted account for the Weed Department. Commission discussed differences between restricted, and reserved accounts. Commission asked Mrs. Phelan to look into account differences and which type of account would be best to use to save money form equipment, maintenance and other planned purchases. Commission agreed to write requested letter when she reports the differences of accounts. Mrs. Phelan also asked to have a letter directing her to pay the hospital for the nursing home from the Harmon Trust. Commission agreed.

Hospital Board Representative:

Jim Witt and Bill Galt met with the commission to discuss the Hospital Board and other current issues. Commissioner Hurwitz inquired about current patient numbers. Galt reported on staffing. Witt commented on a Provider's contract. Commission discussed Cypress Management Company and CEO wages. Mr. Galt asked if the Commission would fill the two vacant seats that the county holds. The county has three seats and there are two seats available. The county funds 5% and the hospital gives them 25% of the seats. Mr. Galt asked Commission to write down any questions they have such as payroll totals and he would get the information for them. Galt added that they are going to post draft minutes on their web site to help inform the community. Commission will discuss and decide who will take the seat. Jim Witt agreed to be on for one more year.

Sheriff Report:

Sheriff Lopp gave a handout regarding vehicle recycle program. He asked commission to appoint someone that makes the determination if the vehicle is junk or not. He would like commission to look over information and they can discuss at the next meeting. Sheriff Lopp gave commission a copy of the Strategic Plan Agreement between Meagher, Jefferson, Clark, and Broadwater Counties for mental health agreement that will allow these counties to admit a patient to St. Petes opposed to Warm Springs. Commission

agrees it sounds more efficient and more stream lined. Lopp asked if he could get approval to buy equipment and software to mount laptops in sheriff vehicles, which will total \$8,000. He noted he has \$13,000 available in his budget to utilize.

Action 6:

Commissioner Townsend moved to allow purchase software and mounting equipment for lap tops in the sheriff vehicles. Commissioner Schlepp seconded. A vote was taken, Commissioner Schlepp and Townsend voted for and Commissioner Hurwitz voted against.

Payroll:

Payroll Checks voided 217726 – 217729. A total of 4 checks were voided because they were in the printer and reports were accidently printed on them. Payroll Voucher #15 CK#217730 – CK#217743 totaling \$10,071.88. Deductions Voucher #1071 CK#40849 – CK#40856 totaling \$85,529.77. Health Insurance Voucher #1072 CK#40857 – 40866 totaling \$14,495.42.

Claims:

Voucher #1073 Ck#40867 – CK#40914 totaling \$90,982.51 were approved and signed as presented.

Meeting Adjourned

CLERK & RECORDER

CHAIRMAN

SEAL

VICE-CHAIRMAN

COMMISSIONER

Tuesday

June 8, 2010

8:30am – 2:00pm

Met in Commissioner's Chambers

Commission Present: Chairman Herb Townsend, Commissioner Ben Hurwitz, and
Commissioner Nancy Schlepp

Minutes:

Commission reviewed and approved minutes as presented.

Claims:

Clerk and Recorder presented claims to commission for review.

Sheriff Report:

Sheriff Jon Lopp gave an update for the sheriff's department. Sheriff Lopp requested permission to get bids on a F250 truck for Deputy Shroyer. It was decided the county will no longer lease vehicles as of July 1, 2010 and would like Lopp to get bids and report back to commission with prices.

Treasurer Report:

Treasurer Sue Phelan explained the differences between different types of accounts. Treasurer Phelan also reported she has found a separate Harmon Trust Revolving Fund that has a balance of \$30,000.

Action 1:

RESOLUTION 2010-20

Commissioner Hurwitz moved to transfer the \$30,000 in the Harmon Trust Revolving Fund to the corpus of the actual Harmon Trust. Commissioner Schlepp seconded. A vote was taken and passed unanimously. It is therefore resolved.

Medical Marijuana Update:

Michael Kakuk handed out report he compiled. Mr. Kakuk stated the city is looking into a city commercial inspection. After discussion it was decided commission would request County Attorney Linda Hickman to look into implementing a single issue emergency zoning ban that will last twelve months for public health and safety. Kakuk noted there will need to be two notices in the paper and one public hearing.

Extension Agency Report:

Rachel Soto and Dave Philips met with commission to discuss Mrs. Soto's resignation and the department's status. MSU Extension is looking at a 5 month wait. County Extension will be put on hold until the fall, no decision was made if commission wants to replace agent.

Action 2:

Commission asked Dave Phillips to go forward and put together a proposal showing part time extension agent and part time MSU. Motion carried.

Bethany Steinken will stay on as 4H Coordinator according to her 4H job description to manage 4H projects.

Fire/DES Report:

Fire Chief Rick Seidlitz gave an update on Meagher County Fire. Commission and Seidlitz discussed the importance of recognizing county volunteers and implementing a way to do so. One suggestion was that commissioners could possibly have an award at the conservation dinner recognizing a volunteer. There is a shortage of EMTs due to the amount of training that is required. It was pointed out the importance of maintenance on county vehicles and maintaining those records.

County Health Nurse Report:

Health Nurse Kiff shared Board of Health By-Laws. Commission reviewed them for a second time. Board of Health will meet and adopt by-laws officially. County Health Nurse Kiff hopes to move June 21st to Mountainview Medical Center, it depends if the furniture will be delivered by then.

Action 3:

Brett Williams was appointed as the County Public Health Officer.

Library Board Report:

Library Board purchased Forrest Service Land. It is scheduled to close next week.

Mountainview Medical Center:

Jennifer Stidham delivered a copy of the employment contract between Mountainview Medical Center and Cypress Management Company as requested.

Claims:

Voucher #1074 CK#40915 – CK#40937 totaling \$20,582.59. Note CK#40937 was batched with Voucher#1074 but was not printed, waiting for approval. Voided CK#40909 for \$60.00 due to wrong vendor.

Meeting Adjourned

CLERK & RECORDER

CHAIRMAN

SEAL

VICE-CHAIRMAN

COMMISSIONER

Tuesday

June 15, 2010

8:30am – 4:00pm

Met in Commissioner's Chambers

Commission Present: Chairman Herb Townsend, Commissioner Ben Hurwitz

Minutes:

June 8, 2010 Minutes were presented to be reviewed by commissioners. Commissioner Townsend found vote for Action 2 was not noted. Will discuss and make change at next meeting.

Claims:

Clerk and Recorder Ogle presented claims for commissioners to review.

HRDC Community Service Block Grant:

Kari Jo Kiff County Health Nurse came in to discuss and clarify the process for the CSBG Grant. Heather Grenier from HRDC stated the county receives \$3,000 for County Health Program, \$6,000 (combination of two grants) for the Golf Course. Mrs. Grenier stated HRDC is paying the youth at the Golf Course directly to eliminate issues they had in previous years. Grenier explained that in August HRDC submits a work plan which includes amounts and goals to commission. At that time the Commission approves plan and amounts. She stated that the commission has the authority to request funds for other programs. Typically Meagher County receives about \$6,000, but if the commission presents a program that is need of funds HRDC will review and determine if the county can get more. The funds Meagher County receives is based off population and poverty levels. Grenier offered to have a pre meeting in July to review county's request so if there are any changes she can include it in the work plan that she will present to commission for approval. If there are changes to the work plan during the fiscal year then an amendment needs to be made and put on record. Discussed disbursements and reporting options at length. It was mutually agreed that HRDC will give the commissioners a monthly financial report.

Hurwitz asked status of the County Health Nurse Relocation. Kiff reported the office will be closed next week while she packs and moves.

Budget Amendment Hearing:

Clerk & Recorder Dayna Ogle met with commission to amend the budget. She explained that the Special Revenue Funds need to be listed on the county budget. Commission decided to have a special session next Tuesday, June 22, 2010 to go over proposal and make necessary amendments for the 09-10 Budget.

School Transportation Committee:

Chairman Herb Townsend agreed to serve on the School Transportation Committee to replace former commissioner Bernie Lucas.

Tender Foot Road:

Hurwitz reported that Howard Zehntner requested to close the Tender Foot Road. The Wilderness Wanderers Group comes every year during this time with over 50 vehicles. They are concerned of safety and well being of travelers. Hurwitz contacted them and notified them that the road would be closed. He also contacted Carol Hatfield at US Forest Service and Ray Ringer Road Department to inform them of the closure. An ad stating the Tender Foot Road will be closed for a few weeks in the paper.

Hamilton Misfeld Auditor:

Bob Bronson, and staff from Hamilton Misfeld met with commission to discuss findings of the audit conducted. They found account balances are correct but individual account balances were off. They looked at account reconciliation, claims, manual checks and payroll clearing funds. Hamilton Misfeld Auditors shared recommendations. Hamilton Misfeld gave Clerk and Recorder Journal Voucher to correct individual accounts. There is \$98,000 that is still off from previous years that they did not address because it was previous to the time frame they were asked to look at. Mr. Bronson and Commission discussed the amount billed for the audit and agreed to split difference in the bill.

County Attorney:

County Attorney and commission discussed implementing emergency zoning to not allow commercial sale of medical marijuana. Commissioners asked Hickman to research and prepare necessary paper work for medical marijuana special zoning. She will present information next week at a special session and commission will place appropriate ads regarding a public hearing at that time.

County Attorney asked if commission would pay for the county attorney seminar for new county attorney Kimberly Deschene.

Action 1:

RESOLUTION 2010-21

Commissioner Hurwitz moved to have the county pay for Kimberly Deschene to attend the County Attorney Seminar. Chairman Townsend seconded. A vote was taken and passed unanimously. It is therefore resolved.

Sheriff Report:

Sheriff Jon Lopp reported on bids for a 2011, F250, 4 door truck for Under Sheriff Shroyer so the county will not be leasing his personal vehicle anymore.

Action 2:

RESOLUTION 2010-22

Commissioner Ben Hurwitz moved to purchase 2011, F250, 4 door Ford pickup for the undersheriff Shroyer for \$27,893.08. Chairman Townsend seconded. A vote was taken and passed unanimously. It is therefore resolved.

Library:

Library Chairwoman Julie Witt, Mari Johnston, Jim Johnson, Tary Buckingham, and Bob Dennee from the Forest Service met to discuss details of land purchase. Purchase Agreement, Quitclaim and the bill were presented. Mrs. Witt gave Mr. Dennee payment for land. Purchase agreement and deed will be recorded. Mr. Dennee noted that the Forest Service agreed to abandon ally so Library has use of that ground.

Commission asked the Library Board to prepare a request for HRDC for additional funds. Mrs. Witt agreed to do so.

US Forest Service Fire:

Jess Secrest reported on wild land fires to the commission.

Martinsdale Resident:

Community member discussed an issue he had with a neighbor and the graveling of roads in Martinsdale.

Claims:

Clerk and Recorder Ogle presented Voucher #1076 CK#40942 – CK#40962 totaling \$25,387.07. Commission approved and signed. JV 575 – Weed Dept Reimbursement from Cemetery. JV 572 – Postage Reimbursement from Weed, District Court, Library, Ambulance, and Meagher County health Department. JE 571 – Void CK#40888 for \$9,569.00 per commissioners.

Meeting Adjourned

CLERK & RECORDER

CHAIRMAN

SEAL

VICE-CHAIRMAN

COMMISSIONER

Tuesday

June 22, 2010

8:30am – 4:00pm

Met in Commissioner’s Chambers

Commission Present: Chairman Herb Townsend, Commissioner Ben Hurwitz

09-10 Budget Amendment:

Action 1:

RESOLUTION 2010-23 & 24

Chairman Townsend moved to accept budget amendments as set forth by Clerk & Recorder Dayna Ogle. Commissioner Hurwitz seconded. A vote was taken and passed unanimously. It is therefore resolved.

Resolution 2010- 23

Budget Amendment

WHEREAS, the 2009-2010 budget has been set; and

WHEREAS, The following funds were inadvertently left out of the fiscal 2009-2010 budget with unanticipated expenses of the following:

FUND	DESCRIPTION	UNANTICIPATED REVENUE	UNANTICIPATED EXPENSE
2220	LIBRARY		95292.32
2382	SEARCH AND RESCUE	19271.83	19496.00
2811	DUI PREVENTION	2181.52	916.92
2820	GAS TAX	45508.10	33049.11
2850	911	2181.52	916.92
2900	PILT		131000.00
2902	TITLE III – OLD	54857.00	56101.42
2903	TITLE III – NEW	103217.00	34425.27
2974	HAN	0	1633.32
2979	CSBG	0	4240.55
2973	MEAGHER CO –FED	2189.00	2569.35
7371	WSS TV	0	20047.35
7373	CHECKERBOARD TV	3000.00	10207.39

NOW THEREFORE LET IT BE KNOWN AND HEREBY RESOLVED that the Meagher County Commissioners are amending the budget for the above mentioned funds and figures.

DATED THIS 22 day of June, 2010

Attest:

BORRD OF COUNTY COMMISSIONERS



Dayna Ogle Clerk & Recorder



Chairman



Commissioner

Resolution 2010- 24

Budget Amendment

WHEREAS, the 2009-2010 budget has been set, and

WHEREAS, the Liability Insurance Fund (2384) has not received enough funds to cover the anticipated budget for the fiscal year 2009-2010 and,

WHEREAS, the Castle Mountain Fire Fund (2342) has a negative cash balance for the fiscal year 2009-2010

NOW THEREFORE LET IT BE KNOWN AND HEREBY RESOLVED, that the Meagher County Commissioner are amending the budget and \$4000 (four thousand dollars) will be transferred from the General Fund (1000) to the Liability Insurance Fund (2384) to cover the years claims, and, \$5903.58 (five thousand nine hundred and three dollars and fifty eight cents) will be transferred from the Fire Fund (2340) to the Castle Mountain Fire Fund (2342) to cover the negative balance.

DATED THIS 22 day of June, 2010

Attest:

BORRD OF COUNTY COMMISSIONERS


Dayna Ogle Clerk & Recorder


Chairman


Commissioner

County Superintendent of Schools:

County Superintendent of Schools Helen Hanson reported that she hosted the state convention for MACSS in April with 46 registered. Lennep School District – Isolation Status is valid through 2010-2011. Lennep has three students this year with one in pre-school who will be attending WSS. White Sulphur Springs School District #8 – High School has 76 students, Junior High has 30 students, and the Elementary has 123 students. Susan Beley has accepted to hear the Eby Appeal. The county attorney has been asked to write a contract between Wheatland and Meagher counties to pay for her costs. Letters have been sent to the three parties involved. The Superintendent of Schools Budget has been changed to show estimated costs. Transportation Committee will meet June 28, 2010 at 9:00am.

10-11 Budget Hearing:

Commission considered preliminary budgets for Commission, Clerk & Recorder, Treasurer, Information Technology, and County Superintendent of Schools.

Claims:

Deputy Clerk & Recorder Becky Hurwitz Leger presented Voucher #1077 CK#40965 – CK#40992 totaling \$32,622.22 and Journal Vouchers #587 \$112,202.84, #588 \$3,704.62, #589 \$424.35, and #590 \$285.78. Commission approved and signed as presented.

Meeting Adjourned

CLERK & RECORDER

SEAL

CHAIRMAN

VICE-CHAIRMAN

COMMISSIONER