

PROCEEDINGS OF THE BOARD OF THE COMMISSIONERS
MEAGHER COUNTY, MONTANA

October 7, 14, and 21, 2014

Tuesday

October 7, 2014

8:40 a.m. – 3:24 p.m.

Met in Commissioner's Chambers

Meeting Called to Order:

Chair Hurwitz called the meeting to order at 8:40 a.m.

Commissioners Present:

Chair Ben Hurwitz, Vice Chair Herb Townsend, and Commissioner Rod Brewer.

Minutes:

Action # 1:

Commissioner Townsend moved to approve the Minutes from the September 16, 2014 meeting. Commissioner Brewer seconded. A vote was taken and approved unanimously.

Road Department Report – Open Sealed Bids – Gravel Crushing - Bruce Smith:

Road Supervisor, Bruce Smith, opened the sealed bids that were received regarding gravel crushing. Rick McDaniel of Sierra Rock & Dirt was also in attendance.

There were four (4) bids received by the Road Department for 20,000 yards of gravel crushed:

Bishop, Inc. -	\$4.69 / yard = \$ 93,800.00
Sierra Rock & Dirt -	\$5.83 / yard = \$109,800.00
Bullock Contracting -	\$7.70 / yard = \$154,000.00
Valley Sand & Gravel -	\$6.95 / yard = \$139,000.00

After discussion, it was agreed to take the low bid of Bishop, Inc. for \$4.69 / yard for a total cost of \$93,800.00.

Chair Hurwitz did inquire of Rick McDaniel of Sierra Rock & Dirt the status of the Voldseth pit and when they would be able to get in and finish that. Mr. McDaniel advised that they had returned the previous day and time wise, thought they needed 6 weeks to finish.

On the current bid with Bishop, Inc., a contract should be drawn up with a completion date of June 1, 2015. Also, there should be included a statement that we reserve the right to have Bishop, Inc. do the push-up if the County Road Department gets too busy and is unable to get to it. If Bishop, Inc. does do the push-up, the Commissioners agree they can then bill the County the \$5.69 / yard which was the second part of their bid.

Action #2:

RESOLUTION 2014-#85

Vice Chair Townsend moved to accept the bid of Bishop, Inc. for gravel crushing on the Bodell Pit for the amount of \$4.69 / yard for a cost of \$93,800.00. It was also moved that if Bishop, Inc. supplies the dozer and operator, the cost of \$5.69 / yard would be charged. There shall also

be a June 1st tentative completion date. Commissioner Brewer seconded. A vote was taken and approved unanimously. It is therefore resolved.

Mr. Smith also advised that the truck they had put on the Surplus website had been sold. The last bid he saw was for \$6,072.00. Once everything is finalized, he will bring it back to the Commissioners for approval.

The Commissioners then discussed the Rostad Road abandonment with Mr. Smith and what the next step that afternoon would be. Christy Rogers of the Clerk & Recorder's Office was called in to explain the next process and answer any questions. The process of road abandonment was handed out to the Commissioners for their review and being incorporated herein for future information.

Road Abandonment Process

Cessation of use of right-of-way or activity thereon with no intention to reclaim or use again, vacated

1. Once petition is submitted - verify Petition meets requirements 7-14-2602
 - a. States what road is to be abandoned
 - b. Has the general route of said road
 - c. Lists the lands & owners affected
 - d. Consent from affected owners
 - e. ROW proposed if necessary
 - f. States necessity and advantage of abandonment
 - g. 10 signatures of the freeholders in the road district 7-14-2601 (Meagher County consolidated to one district)
 - i. Joint owners such as a husband and wife counts as two signatures, someone who owns multiple parcels only counts as one signature
2. Research Road Records for current status, legal description etc.
 - a. Look in Road index, petitions, and commissioner journals for road records
 - b. Research ownership of land abutting petitioned road
 - c. Verify said road does not provide access to public land or water
3. Within 30 days of receiving petition commission must cause an investigation of feasibility, desirability and cost of granting the prayer of the petition 7-14-2603
4. Commission appoints one (1) county commissioner and one (1) county surveyor to investigate proposed abandonment. Note: Road Superintendent may be appointed if there is no county surveyor 7-4-2812 (have appointment on agenda and in commissioners' minutes to meet notice requirements)
 - a. Investigation report needs to include merits & demerits, feasibility, desirability, cost, and recommendation
5. Report of findings & recommendation presented to commission (have on the agenda as public hearing to meet requirements 7-14-2615). Commissioners will consider petition & the investigation during public hearing then make its decision, which needs to be noted in minutes. Clerk & Recorder must reflect decision in road records. (approved, denied – no action)
 - a. Note: Commissioners decision is not valid unless there is a notice & public hearing 7-14-2615
 - b. Commission may not abandon a county road or right-of-way used to provide existing legal access to public land or waters, including access for public recreational use, unless another public road or right-of-way provides substantially the same access 7-14-2615
 - c. The commission may not abandon if the access benefits two or more landowners unless all of the landowners agree to the abandonment (sign petition) 7-14-2615
 - d. Note: Montana does not allow access corner to corner, and to allow access the road must cross over property boundary. If road ends at boundary it does not permit access
6. If the commission abandons a road, any costs accrued during the process may be assessed against the petitioning property owner. Such costs may include publication, engineering, and/or site viewing 7-14-104
7. Within 10 days of the commissioners' decision the Clerk & Recorder must send out notice by certified mail to all land owners abutting the road that was petitioned to be abandoned 7-14-2604
 - a. Owners are those listed on the last county assessment roll

*Petition Template is available upon request in the Clerk & Recorder's Office

Sheriff's Report:

Sheriff Jon Lopp presented his monthly report to the Commissioners for their review. Sheriff Lopp discussed some of the Search & Rescue calls they had with bow hunter searches.

There was then discussion regarding the Ambulance volunteers and where it stands with volunteers in general. Sheriff Lopp advised the Commissioners that they were having difficulty finding volunteers, not only for the Ambulance, but Fire and Search and Rescue as well.

The Commissioners will keep in mind that in the future, they may have to hire individuals to man an Ambulance crew.

Ambulance Board – Meet with Bob Rooney:

Bob Rooney and Dan Rooney from Rooney's Quality Construction and Plumbing and Sara Driemeyer and Jack Berg from the Ambulance Board and Jon Lopp and Denise Lopp from the Ambulance volunteers were in attendance.

Conversation started with Bob Rooney apologizing for getting things stirred up regarding the call for bids for a general contractor in the newspaper. He was concerned about seeing it in the paper because he didn't believe that the Commissioners had seen the final spec sheet he had prepared. Chair Hurwitz apologized as well and agreed that he was also surprised to see the ad in the paper before the Commissioners had had the opportunity to review the specs.

The Commissioners and Ambulance Board have been in agreement about the need of a general contractor to finish the new Ambulance Barn. At this time however, the Commissioners want the building completed and feel a general contractor is what is definitely needed, but the process has to be done correctly.

Mr. Rooney feels that any general could take what he prepared and give a bid and complete the project. From here they would like to see the specs available for general contractors to pick up and review, a day scheduled to do a walk through with the general contractors who are considering bidding the job, and then a call for bid deadline for bids a couple of weeks after the walk-through.

The Commissioners asked the Ambulance Board how much was available to finish the job. Sara Driemeyer reported there was \$180,000.00.

Following was discussion regarding clarification of who should head up the completion of the Ambulance Barn, the Ambulance Board or the Commission. Chair Hurwitz stated that the volunteers on the Board were busy, and that there wasn't any reason that the Commission could not oversee and work with a general contractor to complete the building. The Ambulance Board would work as advisors since this Ambulance Barn would be used by them, but the Commission would oversee the general since ultimately, the County will be signing the checks to pay for the work done.

Jack Berg stated that he just wanted clarification, and preferred working in an advisory capacity. Vice Chair Townsend feels that the Ambulance Board should continue and work with the general since it will be their building; however, Chair Hurwitz disagreed stating that in the end it falls back on the County if there is not enough money. Commissioner Brewer also feels the Ambulance Board needs to be involved in the project, which everyone is in agreement with, the only question is who will work directly with the general to make sure the project is getting done.

Mr. Rooney was asked if he felt the job could be finished for the \$180,000.00; and he feels it could, with the exception of possible concrete work.

Mr. Rooney also advised that the building inspector will work with the County. He had already discussed this issue with them. The Mechanical room will be discussed during the walk-through, including the boiler. The boiler was donated and a boiler inspector had already inspected it and told them about getting it brought up to code. A new boiler would cost in the area of \$4,000.00 - \$5,000.00.

Vice Chair Townsend again asked “Who is running the show?” Mr. Berg wants the Ambulance Board to be an advisory to a general contractor. Chair Hurwitz believes that the Commissioners should be in charge of the general.

When asked directly what she thought, Sara Driemeyer said the Commissioners should take it over, she was good with being advisors. After lengthy discussion, it was agreed that the Commissioners would take charge of the general contractor and the Ambulance Board would be advisors to make sure everything was being done how they wanted.

Everyone was in agreement with the next steps to be taken: 1) put out plans to be picked up; 2) set up a day for a mandatory walk-through; 3) put out the call for bids.

There also needs to be requirements in the bid package, and Vice Chair asked who will draw up those requirements, and Chair Hurwitz stated he would.

Cemetery Board – Open Sealed Bids – Truck

Two (2) bids were received on the Cemetery pickup truck.

Maureen Brewer –	\$250.00
T&W Repair -	\$127.00

Action #3:

RESOLUTION 2014-#86

Vice Chair Townsend moved that the bid for the old cemetery 1984 Chevy ½ Ton Custom Deluxe pickup would go to Maureen Brewer as the highest bidder for the amount of \$250.00. Chair Hurwitz seconded. A vote was taken and approved (Commissioner Brewer abstained from the vote). It is therefore resolved.

County Planning Board:

Jim Richard was present to discuss County Planning with the Commissioners. He wanted some clarification regarding his role on the County Planning Board.

Deputy Clerk & Recorder, Christy Rogers, was asked to attend the meeting to give information on the issues that she had researched and discussed with Brian Clifton, County Planner.

Mrs. Rogers advised that the Board was jurisdictional, and voting members had to live in the County, not the City. While the Conservation District appoints a member, which in this case was Nico Cantalupo, he would have a voting right; however, the City member, Mike Eby, would be an advisor only. It was discovered that because Mr. Richard lives in the City and not the County, he did not qualify to represent the County, but could serve as the City’s second member

that the County authorized. However, the City would need to appoint him as the second member.

Mr. Richard argued that he thought at a previous meeting that the County had given the City full-fledged voting members, not advisory only. There was discussion on the roles of the members and the need for the City to have their own Planning Board to deal with the City's issues, but that the two boards could cooperate with each other.

Mr. Richard agreed to serve as a City representative, as an advisor, if the City appoints him to that position. The Commissioners advised him that they would be meeting with the Mayor later in the day, and would bring this to his attention.

At the last Commission meeting of September 16, 2014, it was agreed that the number of members would be increased to seven from five.

Action #4:

RESOLUTION 2014-#87

Commissioner Brewer moved to increase the number of members from five (5) to seven (7) to serve on the County Planning Board. These shall include 1 Conservation Member, 2 City Members (as advisors) and 4 at-large appointed to represent the County. Chair Hurwitz seconded. A vote was taken and passed unanimously. It is therefore resolved.

There shall be five voting members, and the City advisors will be non-voting members. Three new County members had been discussed at the previous meetings in September, 2014, and are hereby approved by the Commission.

Action #5:

RESOLUTION 2014-#88

Chair Hurwitz moved to approve the three (3) new members to the Planning Board. Nancy Schlepp, Sarah Hamlen and Becky Johnston, all serving three year terms until June 30, 2017. Commissioner Brewer seconded. A vote was taken and approved unanimously. It is therefore resolved.

County Attorney Update:

Kimberly Deschene met with the Commissioners to provide an update from her office. She stated that she had spoken with Bob Anderson of Hydrometrics and that he would be providing a plan to be sent to the DEQ within the next day or so.

On the Grassy Mountain Fire District she advised that she had sent a letter out to the three remaining members of the Grassy Mountain Fire District Board after speaking with Kay Gray setting forth a deadline for the Board to be up and functioning by November 12, 2014, or the Commissioners would become the de facto board. After receiving another call from Kay Gray, she wrote a retraction letter that she was to discuss with the Commissioners prior to sending out. The Commissioners felt the first letter sent was appropriate and that a retraction letter should not be sent.

Her next item was the Law Enforcement Agreement with the City. She had not been advised that the City had already paid their bill.

There was also discussion regarding the extradition process she was going through currently. The individual was currently in jail in Townsend awaiting sentencing and then state prison.

The Commissioners also discussed the road abandonment issue and County Attorney Deschene advised that she had provided the Clerk & Recorder's Office with a packet of information to provide customers on the process of abandoning a road.

Lunch:

Commissioners broke for lunch at 12:06 p.m. and returned at 1:20 p.m.

New Funds on Tax Roll - F.Y. 14/15:

Clerk & Recorder, Dayna Ogle, discussed what the new funds on Tax Roll was in regard to.

The Commissioners had previously voted to create new funds, but also needed to place them on the Tax Roll for F.Y. 14/15. The Department of Revenue needs a Resolution on the creation of new funds and that they were approved and put on the tax rolls.

Action #6:

RESOLUTION 2014-#89

Chair Hurwitz moved to approve and add Fund 3200 Compensated Absences to the Tax Roll F.Y. 14.15 and approved the creating of a new Fund 2385 Meagher County Safety and adding this fund to the F.Y 14.15 tax rolls. Commissioner Brewer seconded. A vote was taken and approved unanimously. It is therefore resolved.

Clerk & Recorder Ogle advised that other Clerk & Recorders have discussed the cost of electronic copies through email. Ogle would like the Commissioners to approve a \$.25 per page fee for this service. This also would include First American Title who now receives their documents at \$.20 per document.

Commissioner Brewer and Chair Hurwitz were fine charging the \$.25 fee; Vice Chair Townsend wondered if it would be enough. Since title companies and search companies pass along document fees to their customers, they should not be impacted by the new cost. After discussion, it was agreed that \$.25 a page would be charged.

Action #7:

RESOLUTION 2014-#90

Vice Chair Townsend made a motion to charge \$.25 a page for electronic copies being scanned and/or emailed to customers. Commissioner Brewer seconded. A vote was taken and approved unanimously. It is therefore resolved.

Auto Mark – Public Test:

Ben Hurwitz, Penny Plachy, Herb Townsend and Rod Brewer all tested the Auto Mark machine under the supervision of Clerk & Recorder Ogle, in case there were questions.

Public Hearing – Rostad Road Abandonment & Viewing:

Commissioner Rod Brewer and Road Supervisor Bruce Smith went to view the Rostad Road in issue for the road abandonment petitioned by Phil Rostad. Upon their return, there was discussion regarding the abandonment, and Commissioner Brewer stated that it looks like a good idea to abandon.

Action #8:

RESOLUTION 2014-#91

Vice Chair Townsend moved to abandon Rostad Road that was petitioned for abandonment by Phil Rostad. Commissioner Brewer seconded. A motion was taken and approved unanimously. It is therefore resolved.

Recycling – Mayor Julian Theriault:

4-Corners Recycling provided email information which was presented to the Commissioners and City Mayor Julian Theriault. Included in this information was a new contract for the 2014/2015 year.

The County is interested in purchasing a baler for cardboard recycling if the City would be willing to store the equipment in the City Shop and have City employees operate it in their down time. The Mayor will take the information back to the City Council and see if they would be in agreement with this proposal.

Mayor Theriault also discussed the City's new project of 4 blocks of water lines and discussed the need for pit run. He wasn't sure of the amount needed, and the Commissioners directed him to speak to Bruce Smith, Road Supervisor about it.

There was also discussion regarding the sewer project that is being planned.

The Commissioners brought up the Planning Board to the Mayor. They discussed the Planning Board being county only with 2 City appointees. Mike Eby is currently one of the City appointees, and the Commissioners inquired of the Mayor if he would be in agreement to have Jim Richard be the second City appointee. Mayor Theriault was in agreement with the Commissioners and consented that Jim Richard be the second City appointee to the County Planning Board.

Before Mayor Theriault left, he stated that they had had a complaint about having to pay for brush at the transfer site, where it used to be free. He wanted to know why the transfer site started charging. The Commissioners agreed to check on that.

Board Appointments – Checkerboard TV:

Two new members have been added to the Checkerboard TV Board. Sally Fredenberg and Francien Hutzenbiler have been retired from the Board.

Action #9:

RESOLUTION 2014-#92

Commissioner Brewer moved to appoint Dennis J. Heinrich and Dan Ray to the Checkerboard TV Board with terms to expire on June 30, 2017. Chair Hurwitz seconded. A vote was taken and approved unanimously. It is therefore resolved.

457 Deferred Comp Plans – Nationwide / Thrivent Financial:

Clerk & Recorder, Dayna Ogle came in to discuss the options of both companies. Nationwide had advised Ogle to beware of companies that do not deal with the 457 deferred comp plans regularly because of compliance issues. Also, 48 out of 56 counties use Nationwide and they are a MACo preferred provider. Ogle is leaning towards Nationwide. The Commissioners

would still like to keep it local if possible; and Ogle advised that Margaret with Nationwide is in Helena, so wouldn't be that far away. She wasn't sure that Sarah Hamlen wanted to do it. And, if Thrivent Financial did provide these services, Thrivent would work with the County Attorney to create a plan document for the County whereas, the County already has a document in place with Nationwide.

They will table this discussion until Herb has the opportunity to speak with Sarah Hamlen.

Public Comment:

John Wells stopped by with April to discuss mental health for Meagher County and the City of White Sulphur Springs. April currently comes to White Sulphur Springs 3 days a month to meet with clients. She has one more class for her masters. The cost is approximately \$800.00, and Judge Wells came to the Commissioners to see if the County would be willing to provide the funds. He feels that it would be beneficial to the County to use her and generally the litigants pay for the services.

She would like to counsel on anger management; however she needs the continuing education on it before she can teach it. There is a certification online.

Some of her clients do not have the financial means to get to Livingston, whether it's an unreliable vehicle, fuel, and it would be easier to access here rather than out of town.

The Commissioners asked her to get more details and come back with more information.

Claims Approved:

Commissioners were presented with Voucher #1517, with Check #47377 through Check #47453 totaling \$53,169.05; Voucher #5, with Check # 219007; Voucher #6, with Check #219008 through Check #219021; and Voucher #1516, with Check #219022 through Check #219036. All checks were signed as presented.

Meeting Adjourned:

The meeting was adjourned at 3:24 p.m.

Next Meeting:

Commissioners are scheduled to meet Tuesday, October 14, 2014.

CLERK & RECORDER

SEAL

CHAIRMAN

VICE-CHAIRMAN

COMMISSIONER

Tuesday
October 14, 2014
9:00 a.m. – 11:45 a.m.
Met in Commissioner's Chambers

Meeting Called to Order:

Chair Hurwitz called the meeting to order at 9:00 a.m.

Commissioners Present:

Chair Ben Hurwitz, Vice Chair Herb Townsend, and Commissioner Rod Brewer.

Treasurer's Report – Sue Phelan:

Sue Phelan, Treasurer, presented reports for the Commissioners review and discussion.

Treasurer Phelan also asked if Clerk & Recorder Ogle had mentioned writing a letter to Tyler Technology from the Commissioners. The two offices are in agreement that a letter needed to be sent to Tyler as soon as possible since the decision was to move to the Black Mountain software. A Tyler representative had called and is currently scheduled on the Commission Agenda for October 21, 2014. A letter will be sent out immediately in order that this appointment can be cancelled.

Gravel Crushing:

The Commissioners reviewed documentation prepared regarding gravel crushing at the Bodell pit. Chair Hurwitz placed a call to Road Supervisor, Bruce Smith, to go over the terms of a contract with Brian Bodell.

Hydrometrics, Inc.:

Kimberly Deschene was not present to give an update. Penny Plachy gave a quick update regarding the groundwater sampling plan Bob Anderson was to send over for review and forwarding to the DEQ. She also advised that the testing on the 4 existing wells were to be done the last week in October.

County Health Nurse – Eva Kerr, RN:

County Health Nurse, Eva Kerr, RN, provided a handout on her monthly report for September.

There was also discussion regarding the Ebola crisis and the fact she had a 1-hour conference call with the state this afternoon.

Nurse Kerr reported that it has been a busy month, with head lice cases still continuing, vaccinations and flu shots. Martinsdale Colony has shown some resistance, but she is hoping it goes better tomorrow than the last time she was there.

Nurse Kerr also reported that she and Lorna Fox will be attending an immunization grant billing training on October 29th in Helena.

Dr. Jennifer Brundson, M.D. joined the meeting.

There was also discussion on the Enterovirus 68. Nurse Kerr stated that the worst cases have involved asthma patients.

Board of Health:

In attendance with the three (3) Commissioners were Sandy Harris, Board Member, and Julian Theriault, City Mayor. Also present were Dr. Jennifer Brundson, Eva Kerr, and Deen Pomeroy, as advisors.

Eva Kerr provided a report and went over it with the Board. She advised that there wasn't a lot to report.

Some discussion regarding the truck wreck with the fresh eggs that happened in August that Sanitarian Deen Pomeroy helped her with via phone. Pomeroy stated that Nurse Kerr did very well on it. Also the head lice issue was discussed again briefly.

Some of the school issues were discussed and it was mentioned that the sewer lines will be worked on this weekend.

Sanitarian Pomeroy also advised that he will draft a letter for the health officer to sign authorizing him to do what he does as a sanitarian. When he finishes the document, he will send it to Nurse Kerr for review and they will get it signed.

There has not been anything negative reported on the Red Ants Pants Festival. Sarah Calhoun will be doing the Festival again next year and has already provided the date, which will be the last weekend in July.

Minutes:

Action #1:

Commissioner Brewer moved to approve the Minutes from the October 7, 2014 meeting. Chair Hurwitz seconded. A vote was taken and was approved.

Fire / DES Report – Rick Seidlitz:

Rick Seidlitz was present to give an update to the Commissioners. Also in attendance was Mike Leonard from the Grassy Mountain Fire District Board. Fire Chief Seidlitz advised the Commission that this year has been a low fire season. He also told the Commission that he had no interest from his volunteers on the \$8,000.00 grant that he had previously discussed regarding the volunteers going out and doing mitigation by talking with homeowners in Grassy Mountain regarding problem areas they might have. This will put him short \$8,000.00. He will be talking with the volunteers individually and right now doesn't want to read too much into the negative response.

There was also discussion concerning Martinsdale, Grassy Mountain, Castle Valley Fire Districts and Meagher County Fire. Because Castle Valley and Grassy Mountain do not have fire stations, they will be off the list for insurance companies and lose that status for having a station. Vice Chair Townsend then asked Mr. Leonard what the status was for the Grassy Mountain Fire District Board. Mr. Leonard reported that they now have 5 people who will serve on the Board. They are currently working on by-laws and keeping it as minimal as they can at this point. Once a Board is functioning, they can enter into a mutual aid agreement with Meagher County, which would be good for both entities. They discussed figuring a way to get a barn up in Grassy Mountain, and if they did, under a mutual aid, Meagher County could send a couple of trucks up there. Mr. Leonard, Fire Chief Seidlitz and the Commissioners agreed that a fire department

cannot be built in a year. When the paperwork comes back into the Clerk & Recorder's office for the new Board Members, the Commissioners will approve them.

Public Comment:

No Public Comment.

Claims Approved:

Commissioners were presented with Voucher #1518, with Check #47454 through Check #47474 totaling \$48,660.80. All Checks were signed as presented.

Meeting Adjourned:

The meeting was adjourned at 11:45 p.m.

Next Meeting:

Commissioners are scheduled to meet Tuesday, October 21, 2014.

CLERK & RECORDER

CHAIRMAN

SEAL

VICE-CHAIRMAN

COMMISSIONER

Note: Minutes taken by Assistant to the Clerk & Recorder, Penny Plachy.
Distributed October 21, 2014 to Chairman Hurwitz, Commissioner Townsend, Commissioner Brewer, and Clerk & Recorder Ogle

Tuesday
October 21, 2014
9:00 a.m. – 11:45 a.m.
Met in Commissioner's Chambers

Meeting Called to Order:

Vice Chair Townsend called the meeting to order at 8:36 a.m.

Commissioners Present:

Vice Chair Herb Townsend and Commissioner Rod Brewer. Chair Ben Hurwitz was absent.

Weed Department - Open Sealed Bids – Ranger:

Otto Ohlson, Weed Supervisor, was present to open sealed bids for the 2012 Polaris Ranger. When asked, Ohlson explained how he came up with a minimum bid of \$7,750.00.

The County had two (2) bids on the Ranger:

- \$8,575.00 - Checkerboard Cattle Company
- \$8,116.00 - Phil Rostad

The Commissioners agreed that the bid would go to the highest bidder, Checkerboard Cattle Company.

Action #1:

RESOLUTION 2014-#93

Commissioner Brewer moved to award the bid to the highest bidder on the 2012 Polaris Ranger of \$8,575.00 to the Checkerboard Cattle Company. Vice Chair Townsend seconded. A vote was taken and approved unanimously. It is therefore resolved.

Hydrometrics, Inc. – Update:

Commissioner Townsend and Brewer reviewed the documentation received from Hydrometrics and approve it for submission to the MDEQ. County Attorney Deschene entered the meeting to discuss and asked if she should place a conference call to Bob Anderson at Hydrometrics, Inc. to discuss the groundwater sampling plan with him. The Commissioners agreed.

Mr. Anderson was asked to go over any high points of the documentation and he replied that it was a pretty standard and straight forward plan that met the requirements of MDEQ and followed the procedures outlined in the DEQ's letter to Meagher County.

There are two areas that might be a concern to the MDEQ, and that is going to be the equipment used and the purged water. It was agreed that he would speak with the DEQ and explain the report and why they were using the equipment, etc. and that the report was coming. He felt if he discussed it prior to their receiving it, they would be okay with these items. If these two items are issues with the DEQ, then Hydrometrics can change them..

They are still planning on this being taken care of by the end of the month, with DEQ's approval and the sampling being done the last week in October.

Tyler Technologies – Joe Silverthorn and Doug Allen:

Joe Silverthorn and Doug Allen, Regional Sales Manager of Tyler Technologies, stopped by to see the Commissioners. Dayna Ogle, Clerk & Recorder, was also present.

They had received our cancellation notice on the Infinite Vision and Tax Wise side of the product we have with Tyler. They are happy to continue to work with us on the DocuPro product and disappointed we are changing vendors on the financial side.

The Commissioners encouraged them to speak with Clerk & Recorder Ogle and Treasurer Sue Phelan regarding the problems they encountered that contributed to the decision to move to another vendor.

Mr. Allen wanted the Commissioners to know that if Meagher County is not happy with the change to the new vendor, they would gladly bring the county back into the fold. They discussed their long term employees that were there when it was CSA and that are still there now that it is Tyler.

Road Department – Approve Online Bid:

Information has not yet been received by the Bruce Smith, Road Supervisor regarding the online bid. It will be tabled until the next meeting on November 12, 2014.

Minutes:

Action #2:

Vice Chair Townsend moved to approve the Minutes from the October 7, 2014 meeting. Commissioner Brewer seconded. A vote was taken and was approved.

1st Quarter Budget Review – Dayna Ogle:

Clerk & Recorder, Dayna Ogle, presented the information on the 1st quarter budget review and discussed with the Commissioners.

Thrivent Financial / Nationwide – Update:

Clerk & Recorder Ogle also discussed the Thrivent Financial / Nationwide decision with the Commissioners. The Commissioners are leaning toward going with Sarah Hamlen which would be a local representative of Thrivent Financial. The consensus is that no one is sure how many employees will join the plan that she will offer. There will be no additional work for the Clerk & Recorder's office regardless of which entity they choose

The Commissioners will check with County Attorney Deschene when she returns today to see about preparing a document plan with Sarah Hamlen that will be needed if we decide to choose Thrivent Financial.

County Attorney:

County Attorney Kimberly Deschene entered the meeting to introduce her new legal assistant Emily Shinabarger, to the Commissioners. Ms. Shinabarger will be replacing Paula Rasmussen.

Steve Lehman – Crowley-Fleck:

Steve Lehman, with the Crowley-Fleck Law Firm called in for a conference call on the pending lawsuit with Dave Ellington. Present were Clerk & Recorder Ogle and County Attorney Kimberly Deschene with the Commissioners.

Public Comment:

April Stuart of the Southwest Chemical Dependency stopped by to see the Commissioners to provide additional information on the cost of the anger management online course that she had recently discussed with Judge Wells and the Commission. She stated that she had found out the cost was \$650.00 for certification. Since they charge clients to participate in her counseling through the Courts, she discussed repayment of this amount to the County so it would be available if she did leave.

Her clientele is growing in Meagher County and feels it would be an added benefit to the community. When she started coming to Meagher County she had 2 clients; now she has approximately 13.

The Commissioners asked that she schedule a time on the Agenda for next month so they could make an official decision on this matter.

Claims Approved:

Commissioners were presented with Voucher #1519, with Check #47475 through Check #47509 totaling \$8,584.96. All Checks were signed as presented.

Meeting Adjourned:

The meeting was adjourned at 12:20 p.m.

Next Meeting:

Commissioners are scheduled to meet Wednesday, November 12, 2014.

CLERK & RECORDER

CHAIRMAN

SEAL

VICE-CHAIRMAN

COMMISSIONER