

PROCEEDINGS OF THE BOARD OF THE COMMISSIONERS
MEAGHER COUNTY, MONTANA

Tuesday

April 7, 2015

8:50 a.m. – 3:00 p.m.

Met in Commissioner's Chambers

Meeting Called to Order:

Chair Townsend called the meeting to order at 8:50 a.m.

Commissioners Present:

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

Road Report – Bruce Smith:

The Commissioners and Road Supervisor, Bruce Smith, discussed the Smith River Road. The road counter has been set up and in 13 days there have been over 1000 vehicles counted.

There was also discussion regarding the use of mag chloride on the county roads. Because of the expense, it was suggested by Chair Townsend that homeowners contribute to the cost by paying half of the expense. The expense would be approximately \$1.00/ft. Other counties have been successful in billing the Fish, Wildlife & Parks for heavy traffic area roads where they pay for mag chloride. Chair Townsend suggested a preliminary sign up and see how many homeowners would be interested. It was added by Vice Chair Brewer to include the fact they would cover ½ of the expense for the treatment. Commissioner Hurwitz does not feel this is something the County should do at this time, but maybe later on.

The question was asked how roads get paved by the State, such as the road to Newlan Creek Reservoir and the road to the Bair Museum. They went from a county road to a state highway.

Nico Cantalupo entered the meeting.

There was discussion with regard to the current issues with Burt Ranch Road. Commissioner Hurwitz will speak with Ray Ringer regarding the situation.

Treasurer Sue Phelan entered the meeting.

Commissioner Hurwitz asked about the status of the gravel crushing. Road Supervisor Smith stated that he hasn't heard from Shayne Bishop yet on the Bodell Pit. He will call him as the crushing is to be completed in June. Commissioner Hurwitz also told them that he had run into Rick from Sierra Dirt & Gravel and Rick said it was not going well in Lennep. The Commissioners asked Smith to check in with him. He still has 9,900 yards left to crush. Smith plans to stop by there tomorrow and check on things.

Planning Board – Nico Cantalupo:

A letter was being presented to the Commissioners for signature requesting an extension from the Montana Department of Commerce on Meagher County's Growth Policy Plan. It is believed that because of the circumstances with MBAC, that a second extension will be allowed.

Treasurer - Sue Phelan:

Treasurer Sue Phelan came in and presented the cash report for signatures by the Commissioners. The electronic report was not presented today because of the delay with the new software. The Commissioners inquired how the new Black Mountain software was going and Phelan replied that there was a real learning curve but going okay.

She also advised the Commissioners that she and Deputy Treasurer, Shauna Porter, would not be in the office next Tuesday when she would normally come in.

Sheriff's Report – Jon Lopp:

Sheriff Lopp reported that Deputy Cody Wilson has completed his training at the Academy and back to work. He presented the Commissioners with the monthly Complaint Report and answered questions.

There was discussion regarding the airplane crash and wreckage being removed and that the plane manufacturer and engine manufacturer would be involved in putting it back together to determine if there was anything else that caused the accident. He also complimented the Search & Rescue volunteers for doing such an outstanding job. The new law enforcement officer with the Forest Service also helped with the search.

Sheriff Lopp presented the Commissioners with the new Missouri River Drug Task Force agreement for signatures.

There was also discussion regarding the Red Ants Pants Festival. There will be another \$5,000.00 grant which helps pay for extra help during the Festival.

Sheriff Lopp also advised the Commissioners that the Sheriff's Department is doing an "Every 15 Minutes" at the high school on the 16th and 17th of April. He explained that it was a DUI simulation and the goal was to help them understand the consequences of drinking and driving.

County Attorney - Kimberly Deschene:

County Attorney, Kimberly Deschene, came in to introduce her new assistant, Avery Gold.

There was a brief update on two cases she has been handling.

Health Nurse:

Health Nurse, Eva Kerr, R.N., presented her monthly report for March from the County Health Department for review and discussion with the Commissioners.

She reported that the Senior Center had asked her to do a presentation on Shingles vaccinations, which she did last month. She is also still dealing with some head lice and has weekly checks with two families.

There is also a house that the Mayor had some concerns on and brought the County into it. The tenants have no garbage service so there is garbage everywhere. The County Sanitarian has been brought into the situation as well.

Nurse Kerr reported that she will be gone on April 13th through the 16th for STD training in Billings and has a yearly meeting on immunizations on April 30th in Billings.

She is also working toward the Community Health Fair which should be around the 25th of April, but hasn't seen any advertisement or heard any confirmation regarding the date as of yet.

There was also a brief discussion on the airplane crash and the great job Search & Rescue volunteers did and other individuals that helped. She was on ambulance call so was also there during the search, but with the ambulance.

Minutes:

Action #1:

Vice Chair Brewer moved to accept the Minutes of March 30, 2015 as corrected. Commissioner Hurwitz seconded. A vote was taken and approved unanimously.

Clerk & Recorder Dayna Ogle – Budget Amendments:

Clerk & Recorder, Dayna Ogle, presented the Commission with three funds that were over budget. This is the first of two hearings for these amendments.

The first fund is for Search & Rescue. Commissioner Hurwitz asked if the County had levied Search & Rescue any money, and after reviewing, it was confirmed that they had not been assessed any funds. With the night vision and other equipment purchased; search reimbursements made; and paying workers' comp on the individuals going out on searches, it put them over budget by \$400.00. The Commissioners agreed that \$1,000.00 should be transferred and that these funds can be taken from PILT.

The second fund over budget is the liability insurance for the expense on the Ellington case and the vehicle accident with the Sheriff's pickup. Those funds were already set aside to come from the Entitlement Fund.

The last fund was for the Alcohol Rehab fund. This fund is established for money that comes in and then goes out. We received an additional payment that was not budgeted for and therefore had an additional expenditure which creates a need for an amendment.

These three items will be addressed again next week and resolutions made at that time.

There was discussion regarding cell phone allowances. There currently are certain people who receive cell phone allowances; however, Clerk & Recorder Ogle stated there were a few more that should receive that reimbursement as well. Currently, the Treasurer, Justice of the Peace, District Court Clerk nor the Clerk & Recorder receive the allowance; nor do the Commissioners or Deputy Treasurer and Deputy Clerk & Recorder. There was a Resolution made in 2010 stating that each elected official and department head could make the determination on who receives the reimbursement. The Commissioners agreed that department heads could make the determination on who receives the reimbursement.

Clerk & Recorder Ogle also presented a payroll liability form for review and signature.

There was also a brief discussion regarding the clock in the Commissioners Chambers and whether they would be interested in making any repairs. They don't believe it is needed at this time.

Clerk & Recorder Ogle also requested the Commissioners approve an increase in Penny Plachy's wages from 85% of her salary to 90%.

Action #3:

RESOLUTION 2015-#32

Commissioner Hurwitz moved to approve the increase in Penny Plachy's wages from 85% to 90% of the Clerk & Recorder's salary effective March 27, 2015. Vice Chair Brewer seconded. A vote was taken and approved unanimously. It is therefore resolved.

Ogle will be placing an ad in the paper for the position of Assistant to the Clerk & Recorder this week.

Montana Fish Wildlife & Parks – Jay Kolbe and Carol Hatfield:

Clint Kolarich and Carol Hatfield from the Forest Service, Jay Kolbe and Ethan Lula from Fish, Wildlife & Parks and Mr. Ed Fryer were in attendance for this meeting.

The meeting started by Jay Kolbe inquiring whether the Commissioners would like periodic check ins from someone from Fish & Game to keep the Commissioners up-to-date on what was happening. The Commissioners all thought this was a good idea. Kolbe stated that other government agencies could be added, such as Forest Service. They could check in every month or every couple of months with a list of things to make the Commissioners aware of and what they are working on.

The Commissioners were also in agreement that if they needed the Commissioners' support, Meagher County would be willing to help.

There was discussion regarding weed treatment and fishing access clean ups. There are also concerns about how to manage the bear trouble. They are checking into storage containers that will help with bear resistance and hopefully cut down on conflicts.

There was also discussion on a state wide mountain lion plan and how to manage mountain lions. Kolbe had worked with them in the past and the department has asked him to look into a predatory plan and development plan. They will be doing an outreach to county commissioners to update and get input from there.

Discussion then turned to elk management. Past management was discussed and where Kolbe believed the department currently was headed with better flexibility to work with landowners to control elk populations. They also discussed the ranchers who have a commercial interest with outfitters for elk hunts. Kolbe also believes that they are in a better place now to make an effort to see what their issues are and what the Fish, Wildlife & Parks can do to help.

Kolbe then discussed numbers of elk counted in this area. In the Big Belts there were 1,700, and this was in one count. The Castles were at 3,000 and Battle Creek was also at 3,000. The problem is that the elk do not stay on Forest Service land, but move to public land every year at bow season. Research done in the Madison valley showed that the elk did not move during rifle season, but do move in archery season. Then when winter comes and the elk get snowed out they move down to private land. The Fish, Wildlife & Parks would like to see these numbers drop from 1,700 to 600 and from 3,000 to 1300. They would decrease these numbers by trying different approaches. If something doesn't work, try something else.

Kolbe will notify the Commissioners to allow them to help build a bill to bring forward before it goes out to the public for review. Mr. Fryer asked to add that he had talked with Kolbe before and that it was all good.

The next item of discussion was regarding the mine. They are working on obtaining baseline information in regard to the Smith River before the mine comes online. The research is going to continue to 2018 at least. This pre-development period will help show how the Smith River and Missouri will react. They have tagged 4000 fish in the Smith system and 9 remote readers so that when the fish pass by the readers it shows them how the fish migrate through the system.

They are also stocking Newlan Creek with 25,000 rainbow trout (in a 2 or 3 phase project). These fish can grow to 24 lbs. Newlan has the potential to turn into a fishery. Any proposal in this direction, Kolbe will make sure the Commissioners informed.

Forest Service is also working at the Sheep Creek and Moose Creek for sanitation water quality to see where the problems are. They are monitoring baseline water quality. This should also help Tintina manage when they develop the mine. They are working directly with Tintina so they can better understand the mine and learn what their ideas are and how they can help them.

The discussion turned back to elk and Mr. Fryer stated that Kolbe was the first biologist that understands inventory and production. Their effort should be commended. Commissioner Townsend asked about landowners who need the income from the hunts and outfitters. Kolbe explained to Townsend that it can work, the landowners can manage the elk, but it does not mean the department won't work with them in other ways. They are trying to be new and innovative through their processes and with landowners help, make progress. Meagher County is really being focused on right now. The elk population is worse here than in other places.

Commissioner Hurwitz asked what the department was going to do about the lack of people who want to be game wardens. There was a brief discussion on the issue.

Carol Hatfield then discussed the Forest Service being in support of timber sales and conversation was directed to the Miller Bingham project being successful.

There will be an open house on April 28th on the upper Sheep Creek project to make it a collaborated process as part of the regulations. There will also be an open house May 19th regarding the Castle project and road obliteration. There will also be an update on the Miller Bingham project and anything else going on.

The last phase of the Tenderfoot purchase will be closed out at the end of April. Hatfield added that when they first came in and talked about the purchase the Bair Ranch would allocate 5% with a memorandum of understanding of the total sale, which amounts to \$400,000.00. They will set those funds up to earn interest and the Forest Service will apply for that money which will slowly be used in the Tenderfoot drainage for roads and weeds. Hatfield stated they had not heard from the judge and the Attorney General's in favor of the Forest Service overseeing the road. The Commissioners asked her how much of the road would they be overseeing, and Hatfield replied from the beginning of the forest boundary.

There was additional conversation regarding logging and prescribed burns.

There was also discussion regarding the continuing of the assessment for the forest plan revision. It is being developed and will be put on the website. The forest plan revision is the public engagement process and is to help develop the need for change

There was a brief discussion regarding road maintenance on Smith River Road. Commissioner Hurwitz advised that he and Commissioner Brewer had met with the Smith River Advisory Board and in speaking with John Tally, was told they would start by sending them \$2,000.00. There was a conversation on how to spread the cost of maintaining the Smith River Road with the floaters

contributing some to the cost of maintenance, along with the County and the Fish, Wildlife & Parks.

LUNCH:

Commissioners adjourned for lunch at 12:17 p.m. and returned at 1:20 p.m.

Clerk & Recorder – Destruction of Unused Checks:

Clerk & Recorder Ogle requested the Commissioners give permission to destroy checks left over from the CSA / Tyler software numbered 219200 – 219320 in payroll checks and numbered 47997 – 48700 in claim checks. Also, Q Business Source misprinted checks during the transition to Black Mountain software. Rather than “Claim Warrant” they printed “Payroll Warrant” on all checks. They reprinted checks and sent a new box beginning with check number 50100 for the Claim Warrants.

Action #3:

RESOLUTION 2015-#33

Commissioner Hurwitz moved to destroy the CSA / Tyler payroll checks numbered 219200 – 219320; CSA / Tyler claim checks numbered 47997 – 48700 and the misprinted checks for Black Mountain that were misprinted as Payroll Warrant rather than Claim Warrant by Q Business Source numbered 50066 – 50999. Vice Chair Brewer seconded. A vote was taken and approved unanimously. It is therefore resolved.

Fire / DES - Rick Seidlitz:

Rick Seidlitz presented his monthly Fire / DES report for review and discussion.

He also went over grants he was to receive and applying for. He will be in Missoula next week and the LEPC lunch meeting was changed to the 12th of May.

He also advised there was a new doctor at Mountainview Medical Center. He believes he brings excellent experience to our community.

Airport – DOWL HKM – Document Signatures:

Julian Theriault was present with the Commissioners to sign papers for DOWL HKM on loan and FAA grant for the runway maintenance project. Mayor Theriault was concerned regarding what the City would have to pay so that issue was discussed.

Action #4:

RESOLUTION 2015-#34

Chair Townsend moved that Meagher County approve and sign the papers provided by DOWL HKM to borrow the \$6,900.00 from the Aeronautic Division of the Department of Transportation and also approved signing a Sponsor Certification that the FAA wants in hand before they issue a grant. These documents are being signed for the runway maintenance project at the airport. Vice Chair Brewer seconded. A vote was taken and approved unanimously. It is therefore resolved.

Ongoing discussion on Mayor Theriault’s concern about what the City would have to pay ensued and he decided not to sign the papers until he could go back to the City Councilmen and get their approval.

Public Comment:

Helen Hanson stopped by to discuss the HRDC grant that is received every year. This year, Meagher County was told by Heather Grenier that there is a youth program for grants, so rather than allocating 1/2 of this grant to the Golf Course to hire youth, we should either give the funds to the Health Department or find another source that could use the money. Helen said that this was not necessarily true. The youth program is primarily for the school to use and they do not decide on it until June. She is hoping that next year, the Commission reconsiders and continues to allocate 1/2 of those funds back to the Golf Course.

Claims Approved:

Commissioners were presented with Check #50134 through Check #50171 totaling \$15,792.99. They were also presented with payroll Check #11251 through Check #11265 totaling \$9,513.69. All Checks were signed as presented.

Meeting Adjourned:

The meeting was adjourned at 3:00 p.m.

Next Meeting:

Commissioners are scheduled to meet Tuesday, April 14, 2015.

CLERK & RECORDER

CHAIRMAN

SEAL

VICE-CHAIRMAN

COMMISSIONER

Note: Minutes taken by Deputy Clerk & Recorder, Penny J. Plachy.
Distributed April 14, 2015 to Commissioner Townsend, Commissioner Hurwitz, Commissioner Brewer, and Clerk & Recorder Ogle.

Tuesday
April 14, 2015
12:00 p.m. - 2:00 p.m.
Met in Commissioner's Chambers

Meeting Called to Order:

Chair Townsend called the meeting to order at 12:00 p.m.

Commissioners Present:

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

Minutes:

Action #1:

Commissioner Hurwitz moved to approve the Minutes of the April 7, 2015 meeting. Commissioner Brewer seconded. A vote was taken and approved unanimously.

HRDC – Tracy Menezes:

Tracy Menezes and Heather Grenier of HRDC were present to discuss the Community Service Block Grant with the Commissioners that Meagher County receives every year.

Heather Grenier explained that the Community Service Block Grant (CSBG) is on the federal level which then goes to HRDC to be allocated in the State of Montana for public health and youth development services. The funds go to the different counties based on population. The HRDC has to re-apply every 2 years to continue receiving funds.

This year, Meagher County received \$7,800.00, which the Commission allocated ½ to the Health Nurse and ½ to 911 Addressing. Normally, the County allocates the funds to the Health Nurse and to the Golf Course to hire youth for summer help. This year, however, Ms. Grenier advised that there was a special youth program separate from this grant that is being underutilized and they have not been able to enroll enough youth. This is another funding source for youth development services. Work force development is available for teaching youth regarding hygiene, attendance, communication skills, etc. and to work with them if they do not have a diploma on getting their G.E.D. Any youth hired in this program are paid wages up to 600 hours and usually around minimum wage or \$6,000.00 per youth. They have been working with Cathy Sulser at the White Sulphur School on this program and she has been trying to recruit youth to participate.

The funding for the CSBG runs from September 1 to August 30. When payments are sent out yearly, which is normally in December or January, the year has already started. The other program that she discussed with the Commissioners regarding a separate youth program runs from July 1 to June 30. They currently have \$6,000.00 that needs to be used by June 30th, or it gets sent back. The Commissioners asked Ms. Grenier to contact Helen Hanson regarding these funds, because they didn't believe she knows the full details of this program. The new contract will start July 1, but they currently have funds for this year available still that need to be used.

They discussed the criteria for income and the poverty level calculation used. There was also discussion regarding an additional program that has extra dollars available to Meagher County for summer employment dollars. They will know May 15th how much that will be. There is plenty of money available, it is just different funding.

Discussion then went to other services available to the community and the services they are working on to offer by next year tax season. Some items discussed was the free tax prep service for next year as well as current programs on local heating assistance, weatherization program, improvements to homes, helping with second mortgages for down payments to become homeowners.

They are working on a pamphlet of services offered by the HRDC. Ms. Menez asked if the Commissioners knew of the best way to reach the community with the services available, and there were some ideas given. The Commissioners also recommended doing a press release when they could since many in the community read the local newspaper.

Clean Up Day:

Commissioners were presented with information for the Clean Up Day that the County and City work on together. Last meeting, Mayor Therault mentioned May 23rd as the date for the Clean Up Day to take place. They reviewed the information and agreed on what was included. Deputy Clerk & Recorder, Penny Plachy, mentioned that this information was also sent to Clark Mader at Disposal Services to review before placing the ad in the newspaper.

Plachy also mentioned that in the past, volunteers working a half day at the Clean Up Day were provided for a full day comp day off. The Commissioners agreed to provide this compensation again this year.

Action #2:

RESOLUTION 2015-#35

Vice Chair Brewer moved that any employee that volunteers and gives at least a half day of their time at the transfer site for the Clean Up Day will be given a full comp day off (to be approved by the Department Head). Commissioner Hurwitz seconded. A vote was taken and approved unanimously. It is therefore resolved.

Clerk & Recorder, Dayna Ogle – Budget Amendments:

Clerk & Recorder, Dayna Ogle, presented Budget Amendments for the Commissioners review and signatures.

Resolution 2015 - # 36

Budget Amendment

WHEREAS, the 2014 - 2015 budget has been set, and

WHEREAS, Meagher County incurred expenses from the Montana Association of Counties defending Meagher County in two separate court cases and damage to the sheriff's vehicle after hitting a deer.

WHEREAS, the Liability Insurance Fund (2384) had unexpected expenses of \$13,895.42 from the two court cases and the damage to the Sheriff vehicle and,

WHEREAS, the Meagher County Commissioners have agreed to transfer \$7,000 from the Entitlement Fund (7950) into the Liability Insurance Fund (2384) and \$2,625 from the PILT Fund (2900) into the Liability Insurance Fund (2384) and the Liability Insurance Fund has received a \$4,270.42 payment from the MACO JPIA for the damage to the sheriff vehicle,

WHEREAS, the Liability Insurance Fund (2384) has unexpected revenue of \$13,895.42 from the Entitlement and PILT transfers and the MACO JPIA payment.

NOW THEREFORE LET IT BE KNOWN AND HEREBY RESOLVED that the Meagher County Board of Commissioners are amending the budget for the unexpected expense of \$13,895.42 (thirteen thousand eight hundred ninety five dollars and forty two cents) and for unexpected revenue of \$13,895.42 (thirteen thousand eight hundred ninety five dollars and forty two cents) in the Liability Insurance Fund (2384).

Dated this 14th day of April, 2015

Attest:

Board of County Commissioners:



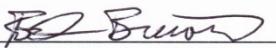
Dayna Ogle



Chairman Herb Townsend



Commissioner Ben Hurwitz



Commissioner Rod Brewer



Resolution 2015 – #37

Budget Amendment

WHEREAS, the 2014 - 2015 budget has been set, and

WHEREAS, the Search & Rescue Fund (2382) purchased equipment to aid in searching for lost people and,

WHEREAS, the Search & Rescue Fund (2382) had unexpected expenses of \$448.78 due to the purchase of new equipment and the increased amount of searches this past winter and,

WHEREAS, the Meagher County Commissioners have agreed to transfer \$1000 from PILT Fund (2900) into the Search & Rescue Fund (2382) to offset the cost of equipment and the additional searches and,

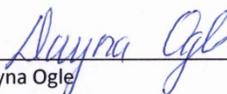
WHEREAS, the Search & Rescue Fund (2382) has unexpected revenue of \$1000 from the transfer from PILT (2900).

NOW THEREFORE LET IT BE KNOWN AND HEREBY RESOLVED that the Meagher County Board of Commissioners are amending the budget for the unexpected expense of \$1000.00 (one thousand dollars) and for unexpected revenue of \$1,000.00 (one thousand dollars) in the Search & Rescue Fund (2382).

Dated this 14th day of April, 2015

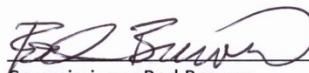
Attest:

Board of County Commissioners:


Dayna Ogle


Chairman Herb Townsend


Commissioner Ben Hurwitz


Commissioner Rod Brewer



Resolution 2015 – # 38

Budget Amendment

WHEREAS, the 2014-2015 budget has been set, and

WHEREAS, the Alcohol Rehab Fund (2800) was created to receive alcohol tax money and then expend those funds to a certified chemical dependency program to help with alcohol addiction and,

WHEREAS, the Alcohol Rehab Fund (2800) has unexpected revenue of approximately \$5000.00 due to an extra payment this fiscal year and,

WHEREAS, the Alcohol Rehab Fund (2800) had unexpected expenses of approximately \$ 5000.00.

NOW THEREFORE LET IT BE KNOWN AND HEREBY RESOLVED that the Meagher County Board of Commissioners are amending the FY 13.14 budget for the unexpected revenue and unexpected expense totaling \$5000.00 (five thousand dollars) in the Alcohol rehab Fund (2800).

Dated this 14th day of April, 2015

Attest:

Board of County Commissioners:



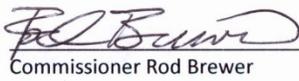
Dayna Ogle



Chairman Herb Townsend



Commissioner Ben Hurwitz



Commissioner Rod Brewer



Claims Approved:

Commissioners were presented with Check #50177 through Check #50198 totaling \$127,756.42. They were also presented with Check # 50199 through Check #50200 totaling \$850.00. All Checks were signed as presented. They were presented with voided Check #50155 in the amount of \$850.00 that should have been printed on two separate checks, although same Vendor and voided Checks #11276 and #11279 which checks were adjusted as elected officials do not contribute to unemployment insurance.

Public Comment:

Before adjourning the meeting, the Commissioners were requested by Bob Rooney to do a walk-through of the Ambulance Barn currently under construction.

Meeting Adjourned:

The meeting was adjourned at 2:00 p.m.

Next Meeting:

Commissioners are scheduled to meet Tuesday, April 21, 2015.

CLERK & RECORDER

CHAIRMAN

SEAL

VICE-CHAIRMAN

COMMISSIONER

Note: Minutes taken by Deputy Clerk & Recorder, Penny J. Plachy
Distributed April 21, 2015 to Chairman Townsend, Commissioner Hurwitz, Commissioner Brewer

Tuesday
April 21, 2015
1:00 p.m. – 3:15 p.m.
Met in Commissioner's Chambers

Meeting Called to Order:

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

Commissioners Present:

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

County Attorney - Kimberly Deschene:

County Attorney Deschene stopped by at the Commissioners' request to discuss responding to a letter regarding the Burt Ranch Road issue. County Attorney Deschene presented a letter that she had brought with her in response.

Commissioner Hurwitz advised that he had spoken with Ray Ringer and Mr. Ringer denies the accusations that he gave permission and/or helped put the irrigation pipes in the ditch alongside the county road. It was previously stated that the pipes have to be removed in one year, and Chair Townsend asked if the other Commissioners were prepared to take the next step to have them removed if no action is taken in that year; which they agreed they were.

The next item of discussion was the Ambulance Barn and the concerns regarding the concrete that was poured at the beginning of the project. There are significant issues and the Commissioners would like to get down to the bottom of the problems and find out what happened at the time it was poured. County Attorney Deschene also presented a letter that will be sent to the Ambulance Board and Dave Wendt requesting a meeting with the Commissioners.

County Attorney Deschene then discussed the issue of her computers needing replaced in her office. She stated that her computers were old and slow and she needed better equipment. She wants to purchase 2 new computer towers, 1 printer and a lap top. She stated that because of Deschene & Swandal's financial situation, she makes the request that the County purchase this equipment for her at a cost of approximately \$3,000.00. It was then discussed that even though the County would purchase the equipment, that ownership would be half to the County and half to Deschene & Swandal. The Commissioners feel that if Deschene & Swandal were going to own ½ of the equipment, that it was then up to them to purchase ½ of the equipment. County Attorney Deschene agreed to pay half.

County Attorney Deschene wants the equipment purchased as soon as possible and Commissioner Hurwitz stated that if it was within her budget and did not put her over, the County would agree; otherwise, she may have to wait until next year and budget for it. They looked at her budget to see where she stands at this time. It was noted that she was at 79%. She will check prices at Costco and contact Jim McDanel for him to also check prices and come back to the Commissioners with an exact cost.

County Attorney also made the request that she would like to put in a claim for the County to pay for legal management software (CLIO). She advised that Deschene & Swandal paid for the program last year, which it is a cloud based manager for \$1,014.00. She requests that the County pay for the program this year and then Deschene & Swandal could pay next year and just work it every other year the County could pay. Commissioner Brewer would like to see an agreement in writing concerning rotating that payment between the County and Deschene & Swandal.

The Mental Health line in her budget was discussed and how that could be changed, as well as budgeting for big trials.

Minutes:

Action #1:

The Minutes will be approved at the next meeting of May 5, 2015.

Review GMFD By-Laws:

The Grassy Mountain Fire District provided a copy of the draft By-Laws they were working on for the Commissioners review and comment. After review, the Commissioners agreed the GMFD Board were meeting their request of having By-Laws for the Fire District.

Clerk & Recorder – Dayna Ogle – Quarterly Budget Review:

Clerk & Recorder, Dayna Ogle met with the Commissioners to go over the Quarterly Budget. There was discussion regarding the difference in the reports that CSA / Tyler had provided to what the Black Mountain software prints now. She also advised that the County Attorney is at 79% of her budget used and IT is over 93% of his budget used. At this time, they should be at 75% used.

Bob Rooney:

The Commissioners asked Bob Rooney to come in and discuss the status and Mr. Rooney's concerns with the Ambulance Barn. Mr. Rooney advised the Commissioners that he had met the building inspector earlier in the day. The previous building inspector died in September, so this inspector, Paul Drake, is new.

The main concern is the concrete. It has been discovered that there should have been more rebar used and a thickened edge of concrete to help carry load bearing walls. Rooney told the Commissioners that he was told that rebar had been pulled out that was sticking up and there were 40 pieces of rebar lying out there not used. Mr. Rooney also showed pictures that were taken by Rick Seidlitz during the pouring of the concrete foundation and it shows concrete being poured on snow. There was discussion regarding whether an inspection occurred after the concrete was poured, which no one seems to know for sure at this point. Mr. Rooney also went over with the Commissioners the fact that the Ambulance Board paid \$3,000.00 to have an engineer do a set of plans. But the plans show that it was only a rectangular building and a basic floor plan with no rooms inside. Mr. Rooney also showed in the photographs that the concrete foundation is not 18" thick as it should be. Rooney also stated that according to his calculations there should have been 141 cubic yards of concrete poured; however, the bill was only for 110 cubic yards.

Another problem is the excavation on the north side of the building. Not only has it settled, but the concrete is cracked and the wall is moving out. Elevation is 2" different in places. Rooney also said the main cross beams were not welded across and rust may be an issue and would cause structure instability. He added that somewhere the money saved in labor, will be spent fixing the problems. Rooney has a company that he is going to meet with regarding raising or stabilizing the structure long the outside wall to help with the foundation issue. There was also discussion regarding cutting the overhang out on the south side and how to fix the windows that were not flashed correctly.

The big issue is how to salvage this project and complete this building without it falling in on itself. There was a lot of discussion regarding the rebar, anchors and how to raise the foundation to fix and save the north wall. They discussed the library and how they fixed the foundation issue there and the importance of finding the right person that can help determine the correct way to properly fix the ambulance barn issues.

The Commissioners and Rooney would like to set a meeting and walk through the building with the Ambulance Board and volunteers to see exactly what problems exist and what they are going to have to do to straighten the mistakes made. The Commissioners would like the ambulance crew to accept responsibility for their actions in not hiring a general contractor as the current problems were created before the Commissioners took over responsibility for finishing the ambulance barn and now are put in the position of having to correct the issues.

The insulation is also another issue that was discussed. There are areas where it is not even an inch thick. The Commissioners feel that on any project such as this one, the County need to come up with someone that oversees the work being done so these problems do not happen in the future.

Claims Approved:

Commissioners were presented with Check #50201 through Check #50231 totaling \$24,811.61 All Checks were signed as presented.

Meeting Adjourned:

The meeting was adjourned at 3:15 p.m.

Next Meeting:

Commissioners are scheduled to meet Tuesday, May 5, 2015.

CLERK & RECORDER

CHAIRMAN

SEAL

VICE-CHAIRMAN

COMMISSIONER