

Park County Commission Meeting Minutes
Week of July 27 – 31, 2009
Park County, Montana

July 27, 2009

Review Daily Agenda and Correspondence

@9:00:25 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Raea Morris, Commission executive assistant; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to review the daily agenda and correspondence.

Correspondence included:

- Daily status report from PCRFD#1
- Memo re. courthouse women's bathroom safety issue
- Memo re. August 6 Montana Transportation Commission meeting

Commissioner Malone said he viewed an impassible area on Mission Creek Road. He said a tree is down on Busby Lane and he telephoned a citizen to ask him to pull it off the road. Malone said driveway cuts are being put in on Willow Creek Road today, and reclamite will be put down on August 4.

Reviewing the upcoming agenda, Malone said a Jon Tester representative will speak with the Commission at 2 p.m. on July 29 and a public hearing to discuss Cooke City Shoofly Center finances will take place in Cooke City on July 31 at 10:00 a.m.

There was discussion about payment for an employee while on vacation and information released to the newspaper regarding elimination of a county position.

@9:26:05 a.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

July 27, 2009

Review of Minutes for Week of July 20, 2009

@9:49:43 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present was Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to consider approval of Commission meeting minutes for the Week of July 20, 2009.

Commissioner Malone requested a revision to Page 4 of 12; the fourth paragraph should read in entirety, "Discussion of Asset Management: Malone said department heads should inform Finance Director Lani Hartung whenever anything is purchased in excess of \$5,000 or that has a five-year life so it can be added to the county insurance list. Hartung said an AP clerk will be hired and put in charge of assets and assigning an asset tag." The second to last paragraph should read in entirety, "Discussion of Motor Pool Vehicles: Malone said the county now has enough vehicles the policy of using personal vehicles when an employee attends trainings for more than three nights can be done away with if funds permit within individual department budgets." On Page 5 of 12, Malone noted the correct title of "Sanitarian in Training." On Page 9 of 12, Malone noted the correct spelling of "onus." On Page 9 of 12; the second to last paragraph, the second sentence should read, "Richards said he can ask the city to pony up the money for its share of the system, or the county can recover system costs as it currently does through phone bill payments."

Commissioner Durgan requested a revision to Page 6 of 12; the second to last paragraph should read in entirety, "Commissioner Durgan made a motion to designate the disbursement of Secure Rural Schools funds as 85 percent of Title I; 8 percent of Title II; and 7 percent of Title III funds. Commissioner Malone seconded that motion. Motion passed." On Page 11 of 12; second to last paragraph, the third sentence should read, "Durgan said the three counties were each allocated \$20,372, and indirect administrative costs were allocated to Park County in the amount of \$2,688.35 to be paid to the Gallatin County Treasurers Office."

Commissioner Durgan made a motion to accept the minutes as corrected. Commissioner Malone seconded that motion. Motion passed.

@9:59:23 a.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

July 27, 2009

10:30 A.M. – Heart K Floodplain Permit Site Inspection – On Site – Commissioners Durgan and Malone attended

July 27, 2009

Consider Signing of Contract for Cooke City Road Grading

@1:37:54 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Shannan Piccolo, civil deputy county attorney; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to consider signing a Cooke City road grading contract.

Civil Deputy County Attorney Piccolo said the contract term is written for five years.

Commissioner Durgan made a motion to postpone signing the grader contract until the Commission clarifies the contract term “side roads” with Mr. Smith. Commissioner Malone seconded that motion. Motion passed. Malone said the contract should contain and Addendum A defining the side roads.

@1:47:26 p.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

July 28, 2009

Park County Road Updates

@9:13:03 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Ed Hillman, road supervisor; Bill Hurley, operations; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss county road issues.

Road Supervisor Ed Hillman said he thinks installing a 4-inch perforated pipe and French drain will fix a sloughing problem on Mission Creek Road. Hillman said it would cost \$3.80 for the road crew to crush gravel with its own crusher, and it costs \$5.50 to have someone else do it. Hillman said a crusher could possibly be purchased for \$250,000, and gas tax money would cover the payments. Hillman said having a crusher would ensure the county has enough gravel each year. He said two crewmen could operate a crusher and possibly produce 1,000 to 1,500 yards of gravel a day, and he thinks it would be a better expenditure of the annual \$40,000 gravel budget funds.

Commissioner Malone said he would prefer to go in with another county if a crusher were purchased.

Hillman said he needs design plans for a catch basin proposal in Gardiner. Commissioner Durgan said he will get Hillman a copy of the plans. Hillman said a crewman is having problems with shaping roads and Hillman will send a second crewman to train him in that area this week.

Hillman said the Forest Service will buy and apply seed on a cleanup project in Gardiner and the road crew is to knock weeds down in the fall.

Hillman said he has a 24-inch by 40-foot culvert for the Main Boulder.

Durgan said he received a citizen phone call about a plugged culvert in Gardiner and left a message on Crewman Smith’s phone.

Hillman said he will put one crewman on road mowing.

Hillman said the crew will put 3-inch minus gravel on Eldridge Creek Road once it finishes working on Mission Creek Road. Hillman said reclamite is supposed to be put on Willow Creek Road on August 3.

Malone asked Hillman to report the stretches of road crewmen grade each day.

@9:38:55 a.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

July 28, 2009

9:30 A.M. – Discussion with Department of Transportation regarding Highway 89 Bridge Replacement Project – Community Room

12:00 P.M. – Airport Board – Bittersweet Café

July 28, 2009

Review Daily Agenda and Correspondence

@1:37:10 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Raea Morris, Commission executive assistant; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to review the daily agenda and correspondence.

Correspondence included:

- Montana Economy at a Glance newsletter
- Memo from Montana Red Cross
- Memo re. Airport Board - To Commissioner Durgan for review
- Memo from PCRFD#1 re. online burn permits
- Interlocal agreement for city/county GIS/IT program
- Memo re. refuse tag color
- PCRFD#1 daily status report
- Memo re. broken key in dispatch door
- Memo from planning director re. Heart K Ranch meeting
- Memo re. Upper Yellowstone Watershed meeting rescheduled for September 3
- Memo from Xanterra re. Arch Park reservation and open container law
- Public health nurse home visiting contract
- Citizen memo re. bridge on Jardine and Crevice Roads
- Invoice for Black Box telephone services
- Airport Board meeting agenda
- Library board meeting agenda
- Fire district annexation application - To county attorney for review

Commissioner Durgan reported on a July 28 Airport Board meeting. Durgan said the airport board is over-budget from last year, questions a solid waste assessment, and cracks in the Gardiner Airport need sealed.

@2:01:11 p.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

July 28, 2009

Discussion of Preliminary Budget Fiscal Year 2010

@2:08:44 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Brett Linneweber, county attorney; Philip Fletcher, planning director; Colleen Singer, PCSO; Allan Lutes, PCSO; Scott Hamilton, PCSO; Lani Hartung, finance director; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss the preliminary Fiscal Year 2010 budget.

Finance Director Lani Hartung reviewed year-to-date expenditures of budgeted county department funds for Fiscal Year 2009. The Commission transferred funds into the Sheep and Airport funds to balance those FY '09 budget line items. Hartung said a public hearing is scheduled and advertised for next week to notice the transfers.

Hartung reviewed a 2010 levy matrix for the general fund, which was balanced at a previous public meeting using Payment in Lieu of Taxes funds. That review included FY '09 Actual and FY '10 proposed dollar figures.

County Attorney Linneweber said lawsuit deductibles should be going down with fewer lawsuits being filed and recommended budgeting \$50,000 in the legal expenses line item for FY '10.

Director of Operations Bill Hurley said he was asked by the Airport Board to report the condition of a hanger in near collapse. Hurley said the lessee said he would like to continue leasing the property, but the hanger needs maintenance. Hurley said, as a result, the Airport Board requests its FY '10 budget increase by \$5,350 to cover the cost of repairing the hanger.

@3:24:44 p.m., the meeting adjourned.

July 28, 2009

5:00 P.M. – Museum Board – Yellowstone Gateway Museum

July 29, 2009

9:00 A.M. – Park County Claims Review – Commissioners Chambers

11:00 A.M. – Inspection for a Proposed Buffalo Fence – On Site @ Old Yellowstone Trail South – Commissioner Malone attended

July 29, 2009

Discussion with a Staff Representative from Senator Tester's Office

@2:05:13 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Jennifer Madgic, Jon Tester Representative; Bob Ebinger, HD 62 State Representative; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss Park County issues with a staff representative from Senator Tester's office.

Commissioner Malone said the primary concern of the meeting is to discuss what is happening with the Stillwater Mine and 1,300 jobs at risk there due to a GM decision to buy palladium from the Soviet Union. There was discussion about GM's decision and its effect on Park and Sweetgrass Counties and the state of Montana.

There was discussion about 9th Street Bridget project funding and money spent to deconstruct the bridge to avoid flooding, as well as TSEP funds used to conduct a preliminary engineering report. Malone said engineers predict the total cost to replace the bridge may be between \$700,000 and \$800,000. There was discussion about building a single-lane bridge or a bridge permitting pedestrian travel.

There was discussion about a proposed Fish, Wildlife and Parks buffalo guard project on Old Yellowstone Trail South and liability issues.

There was discussion about Forest Service funds to improve a county portion of Shields River Road East.

There was discussion about Livingston floodplain maps per FEMA and current reassessment of the floodplain.

Malone said the county is using a lot of PILT funds to maintain county budgets. Commissioner Durgan said mill levies will not fund all county departments as tax payers will not always vote for them. Representative Bob Ebinger said increasing local option taxes went nowhere in the most recent legislature.

@2:40:14 p.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

July 29, 2009

2:30 P.M. – Outreach Hour with a Staff Representative from Senator Testers’ Office – West Room

July 29, 2009

Consider Signing a Local Government Infrastructure Grant Contract Between Department of Commerce and Park County

@3:08:43 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Shannan Piccolo, civil deputy county attorney; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to consider signing a local government infrastructure grant contract between the Montana Department of Commerce and Park County.

Commissioner Malone read into the record part of a letter from the Montana Department of Commerce announcing Park County’s award of 90-percent of \$176,326 from HB 645 for the 9th Street Island Bridget replacement project contract. The letter stated the remaining 10-percent of funds will be awarded at the time of project completion.

Commissioner Durgan made a motion to sign the contract. Commissioner Malone seconded that motion. Motion passed.

@3:11:57 p.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

July 29, 2009

Review Daily Agenda and Correspondence

@3:14:30 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Raea Morris, Commission executive assistant; Bill Hurley, operations; Dean Holmes, citizen; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to review the daily agenda and correspondence.

Correspondence included:

- Legal advice to Commission from civil deputy county attorney
- Memo re. maintenance request for women's restrooms
- Memo re. city manager request for new city airport board member
- Invoice liquidating DEQ fine with expended funds on Fleshman Creek Project for Gardiner sewer spill
- Memo re. Emigrant Township petition census

- Memo re. 2009 Montana Environmental Policy Act handbook
- Memo from planning director re. Heart K Ranch presentation
- Memo re. Sunset/Shamrock abandonment petition
- Memo from planning director re. employees out of office
- PCRFD#1 daily status report
- Memo re. sealing cracks on Gardiner Airport runway
- Memo re. July 28 DEQ inspection of Gardiner Sewer District
- Memo from Forest Service re. Big Timber Canyon fuels reduction project
- One item for confidential Commission review

Citizen Dean Holmes asked who owns a property on Gallatin Street with rundown trailer homes and the owner of the passage over the railroad tracks at Bennett Street.

@3:40:52 p.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

July 29, 2009

7:00 P.M. – Public Hearing for Park County Onsite Wastewater Regulations – Community Room

July 30, 2009

8:00 A.M. – MSU Extension and Job Service Workshop – Community Room

8:30 A.M. – Review Daily Agenda and Correspondence – Commissioners Chambers – Canceled

10:00 A.M. – Agency on Aging Meeting – Augusta Senior Center

July 30, 2009

Signing of Treasure State Endowment Program Grant Contract between Department of Commerce and Park County

@2:07:32 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Shannan Piccolo, civil deputy county attorney; Bill Hurley, operations; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to consider signing a Treasure State Endowment Program grant contract between the Montana Department of Commerce and Park County.

Commissioner Malone said the purpose of the grant is to provide funding, not to exceed \$15,000, for a Professional Engineer's Report for planning of Park County bridge system improvements, specifically the 9th Street Bridge project.

Commissioner Durgan made a motion to sign the agreement. Commissioner Malone seconded that motion. Motion passed.

@2:12:12 p.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

July 30, 2009

Discussion of Preliminary Budget for Fiscal Year 2010

@3:14:54 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Lani Hartung, finance; Martha Miller, auditor; Marc Richards, GIS/IT; Bill Hurley, operations; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss the preliminary Fiscal Year 2010 budget.

Finance Director Lani Hartung reviewed various county budgets with the Commission. Those budgets included the airport, road department, planning department, jail/commissary, CDBG revolving loan fund, YRRE/road research, alcohol rehabilitation, Gardiner Sewer District, gas apportionment, junk vehicle, noxious weed, 911 Emergency, county land info, victim witness, hardrock mining trust, metal mines tax, courthouse pop, specific Payment in Lieu of Taxes line items, and Information Technology.

@5:00 p.m., the meeting adjourned.

July 31, 2009

No Commission Meetings Scheduled

10:00 A.M. – Public Hearing on Resolution of Intent to Finance the Cooke City Community Center – Cooke City Fire Hall

Voided Checks

Claims #s: 66703

Payroll #s: 44667

Marty Malone
Chairman, Park County Commission
Park County, Montana

Denise Nelson
Clerk & Recorder
Park County, Montana