

Park County Commission Meeting Minutes  
Week of November 2 – 6, 2009  
Park County, Montana

November 2, 2009

Review Daily Agenda and Correspondence

@8:31:05 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Raea Morris, 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:

- Memo from teamsters re. unfair labor practices
- Memo re. Flying Pig loading zone hearing schedule
- Memo re. Corwin Springs green box trash dumping
- Memo re. solid waste refuse system brochure revisions
- Citizen memo re. Cokedale Road grading 'thank you'
- Three memos re. legal advice to Commission from civil deputy county attorney
- Memo re. Cedar Creek culvert project public comment
- Memo re. citizen culvert installation bid
- Memo re. MACo employee claim
- Memo re. Emigrant township petition
- Invoice from Tri-County Sheet Metal re. courthouse heating system
- Memo re. Paradise Valley TV Association bill for \$871.94
- Memo from Guardian Title re. gifted property title fees
- Memo re. RC&D hazardous fuels coordinator
- Memo re. Nov 9-10 Energy and Telecommunications Interim Committee meeting

Commissioner Malone reported on his October 30 visit to Cooke City saying the frame is constructed on a new Cooke City Community Center, and he and Planning Director Fletcher reviewed a portion of the Yellowstone Trail closed by a private landowner.

@9:08:01 a.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

November 2, 2009

Review of Minutes for Weeks of October 19 and 26, 2009

@9:35:54 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present was Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to review Commission meeting minutes for the Weeks of October 19 and 26, 2009.

Reviewing meeting minutes for the Week of October 26, 2009, Commissioner Taylor requested a revision to Page 5 of 12 noting the correct spelling of Lenore "Haws."

Commissioner Malone requested a revision to Page 2 of 12; fourth paragraph from bottom; the last sentence should read, "Woodbury said she is working with the Park Conservation District on floodplain issues to increase combined efforts, such as inspections of floodplain projects in progress."

Commissioner Durgan requested a revision to Page 2 of 12; the last paragraph should read, "Commissioner Durgan made a motion to accept the recommendation from the planning and environmental health departments to set up a division budget for the floodplain administration program funded by floodplain settlement funds. Malone seconded that motion. Motion passed." On Page 3 of 12; last paragraph, the last sentence should read, "The Commission agreed to revise the position job description to reflect increased job responsibilities and support moving that Grade from a 15 to 17."

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

Reviewing meeting minutes for the Week of October 19, 2009, Commissioner Taylor requested a revision to Page 3 of 18, noting the correct spelling of Tom "Sarrazin." On Page 8 of 18; sixth paragraph, the second sentence should read, "He said Woodbury has the authority to review applications on behalf of DEQ, and she needs to review the application and determine whether sanitary restrictions have been lifted and if not what sort of designation needs to be marked on the plat."

Commissioner Malone requested a revision to Page 5 of 18; first full paragraph, the third sentence should read, "Weed/Junk Vehicle Coordinator Clay Williams said all weed sprayers are winterized and he is working on junk vehicles and doing weed equipment inventory."

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

@10:07:39 a.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

November 2, 2009

Opening of Cooke City Snow Removal Bids

@10:33:21 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor 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 open Cooke City snow removal bids.

Commissioner Malone opened two sealed bids received by the county clerk and recorder prior to the bid deadline for the 2009-2010 snow season.

A bid was submitted by Asplund Enterprises of Cooke City, Montana for a single-axle dump truck with plow: \$65/hour; pickup truck with V plow: \$58/hour; front end loader: \$72; track loader \$68; five-axle dump trunk: \$80/hour; and labor: \$48/hour. A bid was submitted by Robert Smith for equipment: \$65/hour and hand shoveling: \$23/hour.

Commissioner Taylor made a motion to review the bids and make a decision by November 5. Commissioner Durgan seconded that motion. Motion passed.

@10:46:44 a.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

November 2, 2009

Signing of Contract between Montana Clean, Park County and City of Livingston

@11:32:12 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor 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 sign a janitorial contract with Montana Clean.

Commissioner Malone said Civil Deputy County Attorney Shannan Piccolo reviewed the one-year \$3,420-contract; Montana Clean signed the contract on November 24, 2009; and the city will pay \$924.40 of the annual contract amount.

Commissioner Durgan made a motion to accept and sign the contract. Commissioner Taylor seconded that motion. Motion passed.

@11:37:50 a.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

November 2, 2009

Discussion of Status and Maintenance of Deep Creek Bench Road

@1:30:52 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Shannan Piccolo, civil deputy county attorney; Ed Hillman, road; Citizens Gary Fish, Alaete Fish and Keith Laevar; and Commission Minutes Clerk John Mueller.

The meeting was scheduled to discuss the status of Deep Creek Bench Road.

Citizen Gary Fish said he lives at the 1.04 mile mark on Deep Creek Bench Road and needs to get out of his home in winter due to health conditions. Fish said all indications were Deep Creek Bench Road was a county road in 1995 when he bought his home, as the county was plowing and maintaining the road. He said he is surprised a service was taken away from people on that road based on the fact no official document was found.

Road Supervisor Ed Hillman said Historian Jerry Brekke found Deep Creek Bench Road to be a county road for only one mile off East River Road through research done last year. Hillman said the road was plowed to Fish's residence up until last year.

Commissioner Durgan said easements were never granted to the county for many Farm-to-Market roads to the east of East River Road, and maintaining those roads is a liability concern. Fish said it could be a liability to the county if he suffered a health problem attempting to dig snow from the unplowed road in front of his property. Durgan said citizens on Suce Creek Road petitioned the county to make that road a county road in a similar situation. Malone telephoned Surveyor Barney Hallin who said he was told the road was a county road but no documentation existed verifying that, and he put an easement on the plat in the event the road ever became a county road.

Fish said he would like Deep Creek Bench Road plowed to the Old Nelson property. The Commission said the county will plow past Fish's driveway and Fish will petition the county to make the road a county road.

@2:29:28 p.m., Taylor made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

November 2, 2009

Consider Signing of Contract with CTA Engineering for Preliminary Engineering Report on 9<sup>th</sup> Street Island Bridge

@3:04:51 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Shannan Piccolo, civil deputy county attorney; Kevin Feldman, CTA Engineering; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss signing a contract with CTA Engineering for a Preliminary Engineering Report for the 9<sup>th</sup> Street Island Bridge Replacement Project.

Civil Deputy County Attorney Shannan Piccolo said she, CTA Engineering and a Montana Treasure State Enhancement Program reviewed the contract.

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

@3:17:36 p.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

November 3, 2009

Review Daily Agenda and Correspondence

@8:33:31 a.m., Vice-Chairman Durgan called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Taylor were present. Also present were Raea Morris, 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:

- Memo re. HL Construction Inc. liability insurance
- Career Workforce Community Training Center Inc. newsletter
- Memo from Montana DEQ re. Gardiner Sewer MPDES violation - To Commissioner Taylor for review
- Memo re. November Yellowstone Country Montana meeting
- Memo from county union negotiator re. email response
- Memo re. interim museum director position - To Taylor for review
- Memo re. December 3 Montana Water Trust meeting - To Commissioner Durgan for review
- Memo re. refuse assessment request form - To Solid Waste Board for review
- Memo re. biological control for mountain pine beetle
- Legal advice to Commission from civil deputy county attorney

@8:55:05 a.m., Taylor made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

November 3, 2009

Park County Road Updates

@9:02:46 a.m., Vice-Chairman Durgan called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Taylor were present. Also present were Ed Hillman, road supervisor; Shannan Piccolo, civil deputy county attorney; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss county road issues.

Road Supervisor Ed Hillman said the road crew pulled up a bad spot on Billman Lane and will put millings down for the winter. Hillman said the crew will try to patch Main Street in Gardiner if he is able to obtain hot mix. He said the road crew could use more radios with funds available through the public health nurse's emergency preparedness

funds. Hillman said an alternative route is needed for bridge repair on Cinnabar Road. Civil Deputy County Attorney Piccolo said she will research the status of Mol Heron Road and Aldrich Road as possible alternative routes to Old Yellowstone Trail.

@9:23:48 a.m., Taylor made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

November 3, 2009

Weekly Human Resources Updates

@9:32:22 a.m., Vice-Chairman Durgan called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Taylor were present. Also present were Ed Hillman, road supervisor; Shannan Piccolo, civil deputy county attorney; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss weekly activities in the human resources department.

Human Resources Analyst Jill Ouellette presented the Commission with change of status forms for various county employees. Ouellette asked if the Commission located an employee's missing time sheet and pay stub. Commissioners Durgan and Taylor said they have not seen them. Ouellette discussed an issue with museum volunteers riding in a county vehicle to attend a training at the Museum of the Rockies. Ouellette said she is working on hiring a part-time position for the treasurer's office and mentioned issues with applicants applying for part-time positions who want full-time work.

Auditor Martha Miller presented a prototype system to assist department heads in reviewing employee timecards before submission to payroll.

@10:05:57 a.m., Taylor made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

November 3, 2009

City County Meeting

@4:01:48 p.m., County Commissioner Taylor called a meeting to order in the Community Room of the City/County Complex. Present were City Commissioner Rick Van Aken; City Manager Ed Meece; Civil Deputy County Attorney Shannan Piccolo; and Commission Minutes Clerk John Mueller.

Commissioner Taylor opened the floor to public comment. No comment made.

1. Discussion about Joint Funding for Capital Projects at Airport: No report.
2. Montana Rail Link Lease near Bennett Street: City Manager Ed Meece said Park County has a lease with MRL for a small piece of land at Bennett Street on which the

“Welcome to Livingston” sign sits. Meece said the city commission voted to pay for the lease held by the county, as the lease does not have train operation liability provisions and transfer of the lease to the city would require addition of all indemnity issues.

3. Community Center Feasibility Study: Commissioner Taylor said the county has not voted to put a county member on the committee. Meece said an open forum was held on the issue and a second will be held in the near future, so a county member is needed on that committee.

4. City Employee on County Safety Committee: Meece said Captain Jeff Schoenen will be the city’s representative on that committee.

Additional Open Business: Taylor said the County Commission’s solid waste options are dwindling and the commission is definitely interested in joining solid waste operations with the city. Taylor said the Commission appreciates the city working with the county in that vain.

Taylor said the county may post an interim museum director job opening on November 4. City Commissioner Rick Van Aken said the city commission voted to support an HVAC grant application submitted by the museum board.

Meece said a large obstruction is lodged in the culvert between the lagoon and the other side of the swimming pool, and the city will drop the level of the lagoon below the culvert in order to walk through the culvert to clear the debris.

The next city/county meeting is scheduled for December 1, 2009 at 4:00 p.m. in the Community Room.

@4:19:45 p.m., the meeting adjourned.

November 4, 2009

Public Hearing for Pinto Ranch Subsequent Minor Subdivision

@9:11:13 a.m., Chairman Malone called a meeting to order in the Community Room. Commissioners Durgan, Malone and Taylor were present. Also present were Mike Inman, planning; Philip Fletcher, planning; Vaughn Johnson, subdivider; William Smith, surveyor; and Commission Minutes Clerk John Mueller.

The meeting was scheduled as a public hearing for Pinto Ranch Subsequent Minor Subdivision.

II. Conflict of Interest: None reported.

III. General Public Comment: None made.

IV. Pinto Ranch Subsequent Minor Public Hearing

- a. Brief Introduction of Proposal by Chair: Commissioner Malone provided a brief description of the proposed seven-lot, 26.5-acre subdivision.
- b. Subdivision Administrator Report: Subdivision Administrator and Senior Planner Mike Inman said the planning board submitted recommended approval of the subdivision to the Commission. Inman said the planning board requested a required covenant upon final plat the developer will have to pay cash in lieu of parkland if subdivision lots remain at five or less acres. Inman said the developer said he will increase the lots above five acres to avoid that requirement, and no variances were requested.
- c. Developer Presentation: Developer Vaughn Johnson said he respectfully requests approval of the subdivision. Johnson said he thinks the subdivision is well thought out and new houses would increase the county's tax base. He said he does not believe a planning board-proposed prohibition of pond construction on lots is important to the subdivision and asked for that provision to not be included.
- William Smith, consulting engineer, said a letter from airport owner Duane Hodgkinson stated Hodgkinson is not opposed to having ponds on the subdivision property. Smith said any ponds constructed would be small and for aesthetic and landscape purposes to meet construction requirements. Smith said access to Tract D-2A is outside of a no-build zone, and Paradise Valley Fire Department has foam technology to improve fire protection of the subdivision.
- d. Public Comment on Proposal: Inman read into the record a letter from airport owner Duane Hodgkinson regarding prohibition of ponds on the proposed tracts in which Hodgkinson stated he finds no logical reason to oppose ponds on the lots.
- e. Public Comment on Water and Sanitation Information: None made.
- f. Close of Public Hearing: @9:50:52 a.m., Malone closed the public hearing.
- g. Commission Discussion of Proposal, Public Comment, and Other Relevant Information: Commissioner Durgan said he thinks any ponds constructed on the lots would be small in nature and for landscaping purposes. Inman said he followed up on the issue with Scott Opitz of Montana Fish, Wildlife and Parks and Michael Sprague, owner of Trout Headwaters Incorporated, and each individual said ponds built on private properties are usually fed by a well, which causes the ponds to freeze much later than a river or canal. Inman said Sprague said a quarter-acre pond he constructed in Belgrade holds hundreds of ducks. Inman said ponds on lots could become an attractant for migratory birds in cold seasons when the canal and Yellowstone River will freeze.
- h. Commission Motion and Determination Supported by Findings of Fact: The Commission reviewed the recommended findings and conditions of the planning department staff report for the proposed subdivision. ([Planning Department Staff Report available in the Park County Planning Department.](#))

- I. Affects on Agriculture: Commissioner Taylor made a motion to accept Section 1 of Pinto Ranch Subdivision. Commissioner Durgan seconded that motion. Motion passed.
- II. Affects on Agriculture Water Use Facilities. Commissioner Durgan made a motion to accept Section II. Commissioner Taylor seconded that motion. Motion passed.
- III. Affects on Local Services: Commissioner Taylor made a motion to accept Section III. Commissioner Durgan seconded that motion. Motion passed.
- IV. Affects on Natural Environment: Commissioner Durgan made a motion to accept Section IV. Commissioner Taylor seconded that motion. Motion passed.
- V. Affects on Wildlife: In discussion, Durgan said he thinks the subdivision is a special situation with the canal and river already in close proximity to the subdivision, and demanding a covenant prohibiting construction of ponds is probably not necessary. Taylor said he is in agreement and the Commission should not restrict rights on what may or may not happen. He said the issue is much to do about nothing since the airport is private. Commissioner Malone said it is a private right to build a pond and migratory species may also flock to a shelterbelt or a lawn that will exist on the lots that currently are not there. Malone said he does not think Paradise Valley is a major flyway. Planning Director Philip Fletcher said he contacted the state aeronautics board and that board said the issue does not concern it as it would with a public airport.

The Commission added Finding G.: The owner of the private airport, Duane Hodgkinson (letter enclosed in file) does not find any logical reason to oppose placing ponds on any of these parcels; Finding H. According to a discussion with the State Aeronautics Division with the Park County Planning Director, they have no authority over private airports in regard to ponds; Finding I. There are existing water sources adjacent to the property and the placement of ponds on the lots in this subdivision will not add to the situation; Finding J. According to the applicant, Vaughn Johnson whom has over 30 years flying experience, bird strikes do not affect propeller driven aircraft in the same manner as jet aircraft.

Commissioner Durgan made a motion to accept Section V. Affects on Wildlife with the additions and deletions made. Commissioner Taylor seconded that motion. Motion passed.

- VI. Affects on Wildlife Habitat: Commissioner Taylor made a motion to accept Section VI. Affects on Wildlife Habitat as written. Commissioner Durgan seconded that motion. Motion passed.
- VII. Affects on Public Health and Safety: Commissioner Durgan made a motion to accept an addition on conditions under G and delete Section H. Commissioner Taylor seconded that motion. Motion passed.

- VIII. Compliance with the Survey Requirements in Part Four of the Montana Subdivision and Platting Act: Commissioner Taylor made a motion to accept Section VIII. Commissioner Durgan seconded that motion. Motion passed.
- IX.
- X.
- XI. Commissioner Durgan made a motion to accept Sections IX, X and XI. Commissioner Taylor seconded that motion. Motion passed.
- XII.
- XIII. Commissioner Taylor made a motion to accept Sections XII and XIII. Commissioner Durgan seconded that motion. Motion passed.

Commissioner Durgan made a motion to approve the subdivision based upon the determined finding of fact with findings and conditions as amended by the Park County Commission. Commissioner Taylor seconded that motion. Motion passed.

@10:41:13 a.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

November 4, 2009

11:00 A.M. – Claims Review – Commissioners Chambers

November 4, 2009

Review Daily Agenda and Correspondence

@11:53:56 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Raea Morris, 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:

- Memo from Dept of Revenue re. River's Edge Bar and Grill
- Invoice from Park Electric re. Paradise Valley TV Association
- Vision Livingston application
- Commissioner cell phone bill - To Commissioner Taylor for review
- Memo from DES Coordinator re. road crew training
- Memo from Concerned Citizens re. renegotiation of green box settlement
- Memo re. Family Medical Leave Act
- Walk and roll lease agreement
- Solid Waste District brochure - To Commission for review

@12:18:05 p.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

November 4, 2009

Follow-up Discussion of Magalsky Family Transfer

@1:30:34 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Barbara Woodbury, environmental health; Mike Inman, planning; Philip Fletcher, planning; Shannan Piccolo, civil deputy county attorney; Citizens Joe Magalsky, Shannon Marinko and Chris Wasia; and Commission Minutes Clerk John Mueller.

The meeting was scheduled as a follow-up discussion of a Magalsky family transfer.

Senior Planner Mike Inman said his denial of the Magalsky family transfer application was due to a stipulation of a 60-foot public access easement shown on the plat and application. Inman said Sanitarian Barbara Woodbury denied the application because sanitary restrictions were not lifted from, and Montana Department of Environmental Quality (DEQ) did not provide sanitation approval for, Lots #3 through #7.

Sanitarian Barbara Woodbury said she reviewed the application in February and since then contacted Montana DEQ regarding sanitary restrictions. Woodbury said leaving sanitary restrictions on lots is legal, but not preferred. She said DEQ is okay with leaving sanitary restrictions on lots, but Woodbury highly recommends any plats be clearly marked so any prospective lot buyer is aware of the restrictions. Inman said stamping each lot is the best solution. Shannon Marinko of Skyline Surveying said he is okay with stamping each lot. Woodbury said each person receiving or buying a lot should receive a Certificate of Subdivision Approval from Montana DEQ. Marinko said he will submit a revised plat with lots stamped for county review.

Commissioner Taylor made a motion to conditionally approve the Magalsky Family Transfer Exemption upon receipt of the new, conspicuously-marked mylars. Commissioner Durgan seconded that motion. Motion passed.

@1:41:51 p.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

November 4, 2009

3:00 P.M. – Parks and Recreation Board – West Room – Meeting minutes available at [www.parkcounty.org](http://www.parkcounty.org) and in the Planning Department

November 5, 2009

Review Daily Agenda and Correspondence

@8:31:13 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Raea Morris, 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:

- PCRFD#1 daily status report
- Memo re. RC&D board meeting minutes
- Memo re. missing county logo

Commission Executive Assistant Raea Morris said she will work on setting up a county retention committee.

Commissioner Durgan said 9<sup>th</sup> Street Island Citizen Margo Aserlind submitted a letter thanking the Commission for the public informational meeting with the engineer and asking for a pedestrian lane and safe bridge to 9<sup>th</sup> Street Island.

@8:44:47 a.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

November 5, 2009

Selection of Successful Bidder of Cooke City Snow Removal

@9:44:47 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor 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 select a successful bidder for Cooke City snow removal.

The Commission reviewed proposed snow removal bids from two bidders. Commissioner Durgan made a motion to award the contract to Asplund Enterprises for one year. The motion died for lack of a second.

The Commission asked Civil Deputy County Attorney Shannan Piccolo if it can award the bid to the highest bidder. Piccolo said the Commission has the option of selecting an individual with a higher bid but must support that decision based on prior experience or references. She said the Commission should request citizens submit work performance grievances in writing for documentation. Commissioners Durgan and Malone said they have heard squabbling over the performance of the current Cooke City snow plowing contractor, but they do not have written documentation to back up complaints. Malone said he does not have any problem with appointing the higher bidder but he does not want to get sideways with another lawyer.

Commissioner Taylor said he is afraid the Commission is not doing the responsible thing with the peoples' money if it takes an unknown quantity on a higher price. The

Commission asked Piccolo to research appointing a contract officer for snow removal work in Cooke City.

Commissioner Taylor made a motion to accept Bob Smith's proposal with the caveat the Commission look into someone to watch over the performance of the contract. Commissioner Durgan seconded that motion. Motion passed. Commissioner Durgan voted in opposition to the motion.

@10:10:45 a.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

November 5, 2009

Discussion of Telephone System Billing

@10:32:37 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Marc Richards, GIS/IT manager; Lani Hartung, finance; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss courthouse telephone system billing issues.

There was discussion about the amount the city and the county pay for the new courthouse telephone system and from which budget the funds will come. The Commission said the county will pay 75 percent of the cost and the city of Livingston will pay 25 percent of the cost. GIS/IT Manager Marc Richards said additional phone lines and accessory equipment must be paid for by individual offices.

@10:36:49 a.m., Taylor made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

November 5, 2009

Signing of Contract with Spring Corporation for Senior Center Rehabilitation Project

@3:01:05 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Shannan Piccolo, civil deputy county attorney; Julianne Brown, RC&D; Senior Center Representatives Les Williams, Barb Williams and Rick Van Aken; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to sign a contract with Spring Corporation for a Senior Center Rehabilitation Project.

Civil Deputy County Attorney Shannan Piccolo said the contract reflects Spring Corporation's successful bid with the county for Senior Center Rehabilitation Project work. Piccolo presented the contract to the Commission for signature.

Commissioner Taylor made a motion to sign the agreement with Spring Corporation for the rehabilitation of the Senior Citizens Center. Commissioner Malone seconded that motion. Motion passed.

@3:12:04 p.m., Taylor made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

November 6, 2009

Review Daily Agenda and Correspondence

@8:37:20 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Raea Morris, 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:

- Letter to Olness and Associates re. auditor work
- Memo re. May 26-28, 2010 Western Region Conference
- Memo from MDT re. scour-critical bridges
- Memo from planning director re. county loan review committee
- Memo re. Montana Water Trust booth at Farm Bureau Convention in Missoula - To Commissioner Durgan for review

@8:45:43 a.m., Taylor made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

Marty Malone  
Chairman, Park County Commission  
Park County, Montana

Denise Nelson  
Clerk & Recorder  
Park County, Montana