

Commission Meeting Minutes; Park County, Montana
Week of May 26 – 30, 2008

May 26, 2008

Memorial Day Holiday – offices closed

May 27, 2008

County Road Updates

@8:32:04 a.m., Chairman Lahren called a meeting to order in the Commissioner's Chambers. Commissioners Durgan and Lahren were present. Also present was Ed Hillman, road supervisor; Polly Miller, human resources; Don Holland, auditor; Kerry LaDuke, public citizen; and Commission Minutes Clerk John Mueller. No public comment was made.

The meeting was scheduled to discuss county road updates.

Public comment was made by Kerry LaDuke. LaDuke said he supports the idea of IronWolf working on the Airport Road versus using cold patch in order to get the work finished right. LaDuke said he will talk again with the city about helping with the cost.

Commissioner Durgan said he reviewed some price figures relating to IronWolf work. Durgan said IronWolf quoted charging \$7,200 for 9/10 of a mile on Billman Creek Lane. That length of road is 1,584 yards, and the breakdown comes to \$4.55 a running yard. Durgan said the Airport Road is 300 yards, so the cost would be \$1,365 at \$4.55/yard. IronWolf's quote for Airport Road was \$3,000.

Lahren told Hillman he needs a contract with IronWolf with a price before he starts work. Hillman agreed. The Commission said it needs two contracts for IronWolf work - one for Airport Road and one for Five Acre Tracts work. Those contracts need to include a proposal, price, timeframe, and deadline. Hillman agreed. Hillman noted a quote he provided by IronWolf does not include Billman Lane work. It includes only Airport Road and Paradise Road work. Hillman said he will get a complete quote with all road work included.

Hillman said the road crew shouldn't have to regrind millings at Airport Road. He estimated a cost of \$700 to reclamite that road. He said he will get a more specific quote. Hillman said IronWolf would be available in mid June.

Lahren said he looked at Don Franck's property at Suce Creek Road over the weekend. Hillman said moving the cattle guard back there will only resolve the turning problem from the south. It will not fix a visibility problem. Hillman said he wants to learn if the county can remove the trees blocking the line of site. Lahren said Franck uses the area as a pasture so the cattle guard will have to remain. Hillman will talk with the highway

department to address issues it may have before work begins at that site. Hillman said the project is a medium-priority project.

Lahren said a citizen on Chicory Road reported he was told by Hillman the county did not have the money to chip seal that road. Hillman said the county never planned to chip seal Chicory Road. Lahren asked how he knew Chicory was a county road. Hillman said Jackie Robbins did the research on whether it is a county road and informed Hillman it was a county road. Hillman said the county is not planning to chip seal that road this year. Hillman said a total cost of work on Chicory Road was provided to the county. Lahren said the only money information provided to the Commission was a total cost for gravel with hauling of \$65,592. The Commission said it does not have costs for project time, man hours, and equipment.

Lahren said he received a citizen complaint on Mill Creek from Busby Lane to Marshington's - Pray Road. Lahren said the citizen informed him he called Hillman and Hillman told the citizen the road would be bladed by the county but would not be graveled because the county has no money for gravel. Lahren said the man is willing to sign an affidavit of his statement. Hillman said have him sign the affidavit, it doesn't matter. Lahren said ditches need to be pulled and the road rolled and graveled for a 1/4 mile in a low spot. Hillman agreed. Hillman said he provided the Commission with notice of that work project. Lahren advised Hillman to call Bill Barnard, citizen, and reiterate what he just told the Commission about Pray Road work. Hillman said Scott will start on that work once he finishes on work he's currently doing.

Hillman said the road crew will get to other projects once Six Mile bridge work is finished. Hillman said that work is being done today and may be finished by Thursday.

Regarding the Six Mile bridge, Lahren asked Hillman what happened there on Thursday. Lahren said it started as a bridge repair, an alternate exit route was not adequate so construction stopped. Lahren said materials were hauled there by the time Durgan, the sheriff and fire departments visited the site. The fire departments said they had not been notified of the potential bridge closure and an alternate route was not approved. At that time Hillman asked Fish and Game alternatives for crossing Six Mile Creek and Durgan recommended Hillman leave stringers onsite. Lahren said on Tuesday the stringers were gone. Hillman said he hauled stringers, a cattle guard, and a backhoe there on Thursday. Lahren asked why stringers on the lowboy were removed from the site after being placed there. Hillman said Brad and Mark were at the bridge on Thursday. Hillman said the crew thinks it will take half a day to get the cattle guard placed. Hillman said he notified dispatch, KPRK and the newspaper about Six Mile Bridge on May 15 or 16. Materials were hauled there on the 15th. A lowboy was there with materials and stringers on the 15th. Hillman said the road crew hopes to be finished with Six Mile Bridge work by Thursday at noon.

Lahren said he was contacted by a citizen who approached a county road crew pickup at the Six Mile Bridge site to ask what was going on with the bridge and shake the hands of the crew. The citizen said a road crew member said, "I guess I'm not a people person,"

and he does not have to answer the citizen's questions. The crew member asked if the citizen was there to "cause trouble." Miller suggested Hillman find out what crew members were working on the bridge on Thursday and let the Commission know. Hillman said he will do that.

Lahren reported on a citizen complaint from Allen Shaw about a Corwin Springs green box site. Lahren said that situation does not pose a safety or access issue to the green boxes. Lahren said that determination will be passed on to the citizen. Hillman agreed, saying he cannot see a problem there either.

Lahren submitted into the record a response letter to a citizen complaint on Cinnabar Creek Road. Lahren said he was contacted by a citizen May 23, who expressed extreme concern about the condition of Cinnabar Creek Road. The citizen stated within the letter, "If I die on the road, we will sue the county." Lahren did reconnaissance on the road and explained in a response letter his observations did not indicate the road exhibits an unsafe condition. What the road represents is a situation wherein the local topography and weather conditions create driving conditions and 4-wheel drive vehicles, chains, slow travel, and restricted width and length vehicles are needed to accommodate such roads. Lahren noted the road's narrow width cannot be rectified by the county because of the surrounding topography. A past attempt to widen the road resulted in a stream impact violation against the county.

Hillman said the road crew will blade and put gravel on bad places on Cinnabar Road. He said appropriate caution signs exist in narrow spots.

Durgan noted McDonald Creek Road to Shorthill Cemetery was partially washed out over the weekend due to blockage of a culvert. Durgan thanked Hillman for fixing the road on an off-work day to ensure the public could visit the cemetery over Memorial Day weekend. Durgan noted it is a county road to the cemetery gate, and a resident living there obstructs the road at times.

Hillman said Scott was out on Trail Creek Road on Sunday. The road was closed and totally washed out at West Pine. Hillman said he notified KPRK and dispatch. Hillman said Scott will fix the road this morning, and it will be opened by noon today. Scott will then be on Eight Mile and Trail Creek, then to Old Yellowstone Trail. Hillman reported John is on Highway 86 and will work where moisture permits after that. Hillman does not know where that will be at this time. Scott will try to finish Old Yellowstone Trail this week. Hillman said Jay, Brad, Mark, Skip and Dave are working at Six Mile Bridge today. Skip will blade Swingley when it dries.

Hillman said Bainter's gravel does not have enough fines in it and it will not stay on the road. Hillman said the road crew is hauling a few loads of gravel from Chico to Six Mile. He said he will check with Jesson about a gravel contract.

Hillman said someone said they want to put in a fence and drainfield in a county alley in Wilsall.

@9:18:13 a.m., Lahren made a motion to adjourn the meeting. Durgan seconded that motion. The meeting was adjourned.

May 27, 2008

Consider Approving Minutes for Week of May 19, 2008

@9:18:25 a.m., Chairman Lahren called a meeting to order in the Commissioner's Chambers. Commissioners Durgan and Lahren were present. Also present was Commission Minutes Clerk John Mueller. No public comment was made.

The meeting was scheduled to consider approving Commission minutes for the Week of May 19, 2008.

@9:18:51 a.m., the meeting was recessed until the minutes were reviewed by the Commission. @9:42:16 a.m., Lahren reopened the meeting.

Durgan requested a change to Page 2 of 15; sixth paragraph. The last sentence should read, "Hillman said he would send Wynn to the Five Acre Tracts and to Strong Lane."

Durgan made a motion to accept the minutes of the week of May 19 with the correction noted. Lahren seconded that motion. Motion passed.

Durgan commented on a directive given to Ed Hillman on Page 1 of 15. Durgan noted the Commission has not received an updated road crew schedule with Scott Fletcher's assignments.

Lahren commented on a Page 1 of 15 Six Mile Bridge issue. Lahren noted he submitted to the Road Book a letter response from Paradise Valley Fire Chief Mike Graham referencing proposed closure of the Six Mile Bridge for repairs.

@9:50:34 a.m., Durgan made a motion to adjourn the meeting. Lahren seconded that motion. The meeting was adjourned.

May 27, 2008

Review Correspondence, Public Contacts and Determine Action Plan

@9:18:25 a.m., Chairman Lahren called a meeting to order in the Commissioner's Chambers. Commissioners Durgan and Lahren were present. Also present was Dennis Morelock, Tractor & Equipment; Kathy Carrick, deputy county attorney; and Commission Minutes Clerk John Mueller. No public comment was made.

The meeting was scheduled to review correspondence, public contacts and determine action plans.

The Commission addressed items needing signatures, including a resolution appointing outside legal counsel for transfer of the Gardiner Water and Sewer District, a work statement from Belinda Van Nurden, and a Purchase Order for archives and Clerk and Recorder software and scanner.

Public comment was made by Dennis Morelock. Morelock said he stopped in to pick up signed road grader leases.

Lahren commented he spoke with contractors who informed him if gravel meets state specifications the key for it to stick on road surfaces is to apply water and roll it when it's applied. He said that's why the county purchased water trucks for the county. Lahren said the correct process to apply gravel is to water the road surface and follow that with a grader with roller compacting wheels.

The Commission discussed moving the auditor's office to Polly Miller's old office and Accounts Payable may move into the current auditor office. There was discussion about the need to provide an office for a third commissioner, possibly in a temporary office within the current DES office.

There was discussion about 100 yards of road in Whispering Pines subdivision and a citizen trespass issue there. The Commission will propose a resolution that does not give away county road rights, but temporarily closes the road due to a safety issue. The road has been surveyed. Kathy Carrick will add necessary legal language noting the closure as a safety issue. A resolution will be considered at 8:30 a.m., May 30.

Correspondence included:

- Memo from County Attorney Linneweber recommending an option for the county attorney office to relocate into the current Adult Probation Office. Juvenile Probation would move into the current county attorney office. Linneweber wrote each department involved with the option said it is willing to cooperate with the move. A second option is to move the county attorney office into the current MSU Extension office. A third option is for the county attorney office to expand into part of the current MSU Extension office. Durgan said the next step is to meet with the county attorney and probation office personnel to discuss the first option, which appears logistically most viable. Denton will schedule a meeting with the Commission to discuss the county attorney office relocation.
- Memo from Tim Fox re. candidacy for Attorney General
- Memo from Van Nurden sent May 25 re. Trail Creek and West Pine Road closures
- Email correspondence from John Munis re. draft resolution on Main Boulder Road and Whispering Pines temporary road closure due to public safety reasons
- Weekly county road crew work schedule and quote on IronWolf road work
- Memo from Dann Babcox re. involving DES office in notifications of bridge and road closures

@10:31:51 a.m., Durgan made a motion to recess the meeting until Kathy Carrick is available to discuss the Whispering Pines road issue. Lahren seconded that motion. The meeting was recessed. @10:49:03 a.m., Lahren reopened the meeting to continue review of correspondence.

- Memo from DEQ re. proposed City of Livingston transfer station - To file
- Memo from MACo re. definition of body burials on private property - To County Attorney Linneweber and Coroner Jenkins for review
- Memo from Harold Blattie of MACo, re. FY '09 county entitlement payments. Park County entitlement payment for FY '08 was \$544,061. Its FY '09 payment will be \$562,079 - To Treasurer Larkin and finance dept for review
- Memo from MACo re. floodplain administration and flood events - To DES Director Van Nurden for review
- Memo from MACo re. House Bill 49 - To County Attorney Linneweber for review
- Memo from Mike Graham re. proposed Six Mile Road closure and bridge repair - To Road Book
- Road crew work schedule from May 19-23 - To Road Book
- Purchase Order for \$7,000 re. fenders for road graders. The Commission noted it had no description of, delivery date, prior notice about and did not give approval for the PO. Lahren said the fenders were purchased prior to the grader lease and the fenders will remain county property after the leased graders may or may not be returned. - ACTION ITEM: The Commission will discuss as an action item for the Monday a.m., County Road Updates meeting
- Contractor comments re. fair poultry/rabbit barn bids. Durgan will research fair board progress on developing new set of bid specifications with the architect
- Memo re. management software - To IT for review
- Preapproved accounts payable list for the Airport board - To accounting for review
- Request from Denise Nelson re. help with setting up polling places
- Memo from mental health - To County Attorney Linneweber for review
- Memo from Larry Lahren to Ed Coleman re. Fleshman Creek SEP money expenditures - To Gardiner Sewer file
- South central cooperative fire management agreement - To county fire planning notebook
- Memo from Karl Knuchel to Susan Swimley - To file
- Memo from Granite Enterprises requesting renewal of professional services contract with four revisions - To Marc Richards for review
- Copy of FY '07 audit report publication legal advertisement for newspaper
- Memo from DEQ notice of public hearing on July 9, 2008, in Helena re. proposed amendments to licensing of solid waste landfill facilities to include required groundwater assessment and management - To Commission, Linneweber and Landfill Manager Hatfield for review

- Dept of Commerce advertisement re. problem solving, legal advice and research relating to mapping, zoning and growth policy issues - To planning department for review
- Memo from Upper Yellowstone Watershed Group re. noxious weed grant update
- Memo from city fire department re. lack of time notification of proposed Six Mile Bridge closure. The letter urged the Commission to have such information distributed through Belinda Van Nurden
- Angeline meeting minutes for May 17 - To file
- Stafford Animal Shelter - fax of detail account
- Agreement between Park County and Stafford Animal Shelter – ACTION ITEM: The Commission will schedule a meeting to consider
- Memo from Peggy Glass re. Myer's Flat project - To Commissioner Lahren for review
- Memo from Ron Archiletta re. agenda for May 29 meeting at city/county Park County Weed Management Area meeting
- Agenda for fair board bids from Lahren to Linneweber
- Memo from Polly Miller re. employee health care open enrollment June 12 and 13
- Memo re. Reed Mining claims
- Memo from Joe Skaggs re. Solid Waste Board draft resolution - To Linneweber for review
- Position description for county chief and deputy fire wardens - The Commission will schedule a meeting to discuss
- Guide to electioneering - To Commission and Clerk of Court for review
- Memo from MACo re. advertisement for Park County deputy county attorney position - To file
- Memo from Van Nurden re. Six Mile Bridge repair schedule from Hillman - To Road Book
- IT advisory committee meeting minutes
- Memo from Dept. of Revenue re. classification of agriculture lands – To Commissioner Durgan for review
- Memo from Every Child Matters education fund - To health department for review
- Memo re. RC&D board meeting rescheduled for June 30 - To Durgan for review
- Memo from Hurley to Peggy Glass re. Myer's Flat project - To Lahren for review
- Memo from Lahren to Commission re. fair board bid procedures - To fair board
- Heard Across Montana newsletter - To Director of Operations Hurley for review
- Memo from Mardi Madson re. Commission minutes from May 5 not posted on the website. That issue was rectified prior to receipt of memo.
- MT Aviation Magazine - To Hurley for review
- Memo from board of county commissioners re. increased printing costs - To file

@11:51:49 a.m., Durgan made a motion to adjourn the meeting. Lahren seconded that motion. The meeting was adjourned.

May 27, 2008

Fiscal Year '08 Budget Transfers

@1:32:14 p.m., Chairman Lahren called a meeting to order in the Commissioner's Chambers. Commissioners Durgan and Lahren were present. Also present was Gary Tanascu, Sheriff's office; Wendy Wood, Search and Rescue; Scott Hamilton, Sheriff's office; Allan Lutes, Sheriff's office; Polly Miller, human resources; Don Holland, auditor; and Commission Minutes Clerk John Mueller. No public comment was made.

The meeting was scheduled to discuss FY '08 budget transfers.

Polly Miller presented Sheriff's Department requested budget transfers to the Commission. Miller reported \$268,000 was budgeted by the department for the inner option transfer ins. That money comes from PILT and option tax. Option tax monies were budgeted for three vehicles and equipment, which have been purchased. PILT funds included \$80,000 for two new deputy positions; \$15,000 has been transferred for pagers for Search and Rescue (SAR); \$16,000 will be spent on a new boat motor.

Gary Tanascu said \$80,000 for deputy funds have thus far been used for two reserve deputies and one full-time deputy hired. Allan Lutes said the department may have to use the remainder of the \$80,000 to fund Deputy Barnes' drug task force salary if the Byrnes Grant does not come through. Tanascu also noted the Justice Court fines are down \$16,000, which is affecting the Sheriff's department budget.

Lahren made a motion to transfer \$238,000 to the Sheriff's budget. Durgan seconded that motion. Motion passed.

Durgan made a motion to transfer \$2,000 for Sheriff's Department Animal Control budget once it's certain that money has not already been allotted and \$8,500 for the Missouri River Drug Task Force matching funds. Lahren seconded that motion. Motion passed.

There was discussion about moving the current impoundment lot to the junk vehicle lot at the landfill in order to make space for an SAR command trailer.

Addressing the Commission budget, Miller reported the Commission budgeted \$415,000 to transfer from the option tax. The Commission has already transferred \$125,000 to the Sheriff's department budget. Budgeted transfers to consider include \$80,000 to the road department budget, \$35,000 to the bridge budget; and \$50,000 to the Fair capital improvement fund. The Commission okayed transfer of the road department, bridge, and fair capital improvement funds.

Budgeted PILT fund transfers are \$177,000 for dispatch and 911; \$30,000 for firefighting service contracts; \$10,152 for nurse grant matches; \$3,000 for the fair; \$80,000 to planning department; and \$17,000 for Meals on Wheels. Of a PILT special projects

budget consisting of \$198,000, approximately \$110,000 has not been spent. That remainder will roll back into PILT reserves.

Miller said permissive transfers include permissive medical for health insurance and grant matches for Health Department and Museum grants. Miller said CTEP grant match funds for the Gardiner Sidewalk project will be transferred in the fiscal year the project is completed.

The Commission okayed transferring \$120,000 to the road department and \$80,000 to the planning department. The Commission denied a request by Ed Hillman for a \$15,000 transfer from the bridge budget to Capital Improvement budget.

The Commission will direct Marilyn Hartley to write up journal entries and submit them to Auditor Holland by 2 p.m., on May 29. The Commission and Holland will sign off on entries before they are physically entered in order to avoid transfers occurring without the Commission's knowledge. May 30 is the target date for the Commission to review the entries.

@2:54:56 p.m., Durgan made a motion to adjourn the meeting. Lahren seconded that motion. The meeting was adjourned.

May 28, 2008

Consider Non-Material Changes to the Shields River Bluffs Subsequent Minor Preliminary Plat

@9:01:18 a.m., Chairman Lahren called a meeting to order in the Commissioner's Chambers. Commissioners Durgan and Lahren were present. Also present was Mike Inman, planning; Philip Fletcher, planning; and Commission Minutes Clerk John Mueller. No public comment was made.

The meeting was scheduled to consider non-material changes to the Shields River Bluffs subsequent minor preliminary plat.

Mike Inman stated the subdivision applicants requested an amendment to the approved preliminary plat before final plat, which addresses Section II-B-5 of the Park County Subdivision Regulations. The 750 foot spacing for the Emergency Services Turnaround cul-de-sac places a proposed turnaround in the middle of an existing draw. The applicant requested moving the proposed Emergency Services Turnaround a distance of 72 feet to avoid the draw.

Inman determined the request to be a non-material change. Greg Kessler of the local fire department reviewed the change and agreed the change would be made in the best interest of public safety based on fire vehicle turn-around needs. The change will be delineated on the final plat prior to final plat approval.

Durgan made a motion to approve the non-material change to the cul-de-sac on the Shields River Bluffs Minor Subdivision. Lahren seconded that motion. Motion passed.

@9:12:27 a.m., Durgan made a motion to adjourn the meeting. Lahren seconded that motion. The meeting was adjourned.

May 29, 2008

10:00 A.M. – Western Mental Health - Butte

May 28, 2008

Landfill Fiscal Year '09 Budget

@1:11:34 p.m., Chairman Lahren called a meeting to order in the Commissioner's Chambers. Commissioners Durgan and Lahren were present. Also present was Lois Hatfield, landfill; Polly Miller, human resources; Marilyn Hartley, accounting; and Commission Minutes Clerk John Mueller. No public comment was made.

The meeting was scheduled to discuss a proposed Landfill budget for Fiscal Year 2009.

Lois Hatfield provided the Commission with a proposed Landfill Fiscal Year 2009 budget and reviewed budgeted and projected revenues and expenditures.

The budget includes 520 hours for possible hire of an administrative assistant for the Solid Waste Board. The proposed budget includes a 2.8% Cost of Living Adjustment.

@2:00:03 p.m., Lahren made a motion to adjourn the meeting. Durgan seconded that motion. The meeting was adjourned.

May 28, 2008

Mechanic Fiscal Year '09 Budget

@2:01:23 p.m., Chairman Lahren called a meeting to order in the Commissioner's Chambers. Commissioners Durgan and Lahren were present. Also present was Dan Hackmann, shop mechanic; Polly Miller, human resources; Marilyn Hartley, accounting; and Commission Minutes Clerk John Mueller. No public comment was made.

The meeting was scheduled to discuss a proposed Mechanic budget for Fiscal Year 2009.

Dan Hackmann provided the Commission with a proposed Mechanic Fiscal Year 2009 budget. The Commission reviewed budgeted and projected revenues and expenditures within that budget.

There was discussion about future mechanic wages coming solely from the road department budget, and any department using Hackmann's labor would reimburse the road department for those labor hours.

The proposed budget includes a \$1.00 an hour wage increase request that includes a 2.8% Cost of Living Adjustment. Human Resources Miller said the wage increase will put the mechanic salary out of compliance with Resolution #837 and the Personnel Policy and Handbook regarding salary ranges for county employees. Miller will have further comment after she reviews the proposed salary matrix.

@2:23:20 p.m., Durgan made a motion to adjourn the meeting. Lahren seconded that motion. The meeting was adjourned.

May 28, 2008

MACo Health Care Trust Portability Discussion

@3:03:25 p.m., Chairman Lahren called a meeting to order in the Commissioner's Chambers. Commissioners Durgan and Lahren were present. Also present was Owen Voigt, MACo Health Care Trust; Polly Miller, human resources; Marilyn Hartley, accounting; Rod Olson, public citizen; and Commission Minutes Clerk John Mueller. No public comment was made.

The meeting was scheduled to discuss a MACo HCT portability issue.

Owen Voigt explained "portability" as the ability for insured, eligible dependents of Park County insured employees to get coverage on the Park County insurance plan. The overall goal is to provide a better insurance benefit plan to dependents than currently may exist through their employer. A dependent's employer would contribute the dependent's premium amount to the Park County policy premium. Voigt said a portability policy would not impact the county financially in regards to premiums and outside eligible dependents would not have an impact on premium renewal rate calculations. Voigt said MACo considers an individual as part of its census whether that individual is insured through MACo or another provider. He said an outside company's census determination may be different.

Hartley said the only county administrative costs that may be affected would be outside employer premium invoicing/billing and processing premium payments. Miller suggested possibly billing an outside company once a quarter or annually to reduce administration time.

Voigt said MACo HCT has no issue with having a county employee going with a spouse's insurance provider. He said he does not think the county is obligated to reciprocate insurance coverage with outside companies within a portability policy.

Durgan made a motion to proceed with drafting a program policy, having it reviewed by the Park County attorney and MACo, and presented to the Commission next week. Lahren seconded that motion. Motion passed.

@3:26:36 p.m., Lahren made a motion to adjourn the meeting. Durgan seconded that motion. The meeting was adjourned.

May 29, 2008

Sheriff's and Search and Rescue Fiscal Year 2009 Budgets

@9:06:33 a.m., Chairman Lahren called a meeting to order in the Commissioner's Chambers. Commissioners Durgan and Lahren were present. Also present was Polly Miller, human resources; Don Holland, auditor; Gary Tanascu, Sheriff's office; Scott Hamilton, Sheriff's office; Allan Lutes, Sheriff's office; Jay O'Neill, detention center; Wendy Wood, Search and Rescue; Bill Hurley, operations; and Commission Minutes Clerk John Mueller. No public comment was made.

The meeting was scheduled to discuss proposed Sheriff and Search and Rescue FY '09 budgets.

Sheriff's office personnel provided the Commission with a proposed Sheriff's Department FY '09 budget. The proposed budget includes a 2.8% Cost of Living Adjustment. Jay O'Neill provided the Commission with a proposed Jail budget for FY '09. Wendy Wood provided the Commission with a proposed Search and Rescue FY '09 budget.

There was discussion about a problem concerning fundraisers and whether money is supposed to go to Park County or Cooke City Search and Rescue.

@10:58:51 a.m., Lahren made a motion to adjourn the meeting. Durgan seconded that motion. The meeting was adjourned.

May 29, 2008

Review Correspondence, Public Contacts, and Determine Action Plan

@11:20:57 a.m., Chairman Lahren called a meeting to order in the Commissioner's Chambers. Commissioners Durgan and Lahren were present. Also present was Bill Hurley, operations; and Commission Minutes Clerk John Mueller. No public comment was made.

The meeting was scheduled to review correspondence, public contacts and determine action plans.

Due to a 9:00 a.m., budget meeting running late, the Commission recessed the meeting until 2:00 p.m. @2:28:29 p.m., Lahren reopened the meeting.

Correspondence included:

- Memo re. a brownfield seminar May 29
- Memo from Dept. of Public Health and Human Services re. state of aging report - To Commission for review

- Memo from DEQ re. Biological Oxygen Demand violation letter - To Director of Operations Hurley for review
- Letter from USGS re. name change of hill in Shields Valley - To IT Manager Marc Richards for review
- Memo from Jane Jelinski of MSU re. study on mass retirement of government staff - To Commissioner Lahren for review
- Yellowstone Gateway Museum director work schedule - To Lahren and Miller for review
- Memo requesting support for Climate Security Act
- Memo re. six month contract request by Lainey Reynolds-Keene re. saving the county money on insurance claims
- Beartooth Highway road improvement schedule
- Memo from Van Nurden re. Trail Creek to open today. Fridley Creek remains closed - To Road Book
- Floodplain information - To Richards and planning dept for review
- NACo newsletter
- Memo from Linneweber re. county attorney office relocation options
- Road Crew weekly schedule
- IronWolf road work proposals
- Memo from Wendy Wood re. local liaison class of roles in emergency incident
- Invitation from Sweetgrass County to attend liaison class
- Draft March 8, 2008, Planning and Zoning Commission minutes - To Commission for review
- Memo from Headwaters Recycling re. signed interlocal agreement for 2008 and last year's audit
- Memo from MT Water Trust board meeting May 29 in Missoula
- Reminder of conference call June 4 for MACo Land Use Committee - To Durgan for review
- Warrants from Clerk and Recorder for May 2008
- MACo information relate re. SRS and PILT action alert - To Human Resources Manager Miller and accounting for review
- Notice for MT Safety and Health in West Yellowstone in 2008
- Memo re. access to county parking lot - Lahren authorized work to be completed
- Memo from Van Nurden re. Red Cross classes May 30 at Bozeman Red Cross office
- Memo from Mike Graham re. red flag warnings - To file
- Memo from Josh Keller re. new hire at RC&D - To Durgan for review
- Memo from Bozeman Health and Safety - To Nurse Suzanne Brown for review
- MT STIP program and county STIP projects

@2:59:31 p.m., Lahren made a motion to recess the meeting. Durgan seconded that motion. The meeting was recessed. @3:58:23 p.m., Lahren reopened the meeting.

Correspondence included:

- Copy of proposed Butte District state highway road projects - To Road Supervisor Hillman and Road Book
- Seminars and workshops from Professional Development Center in Helena
- April and May YGM meeting minutes - To Lahren and Miller for review
- Memo from RYO Facility in Galen re. youth offenders per diem rate increase to \$226.60 a day beginning July 1, 2008 - To Linneweber for review
- Memo from Susan Swimley re. acknowledging receipt of all assets for Gardiner Sewer transfer - To Lahren for review
- Memo from Tri County Network Against Domestic Violence re. requesting budget assistance
- Memo from Government Executives Network - To IT for review
- Memo from Mental Health Advocacy Network - To Linneweber for review
- Opinion from Park County Attorney's office re. qualified electors for Nov. growth policy ballot. Durgan noted Linneweber contacted the MT Attorney General office, MACo attorneys, and Ravalli County election officials - To Commission for review
- Memo from PCRFD#1 re. explanation of proposed budget
- Memo from Gardiner Chamber of Commerce re. Yellowstone Days Festival June 7, 2008, request for open alcohol container waiver for Gardiner Arch Park
- Memo from Commission to Town of Clyde Park re. requesting recommendation to Solid Waste Board

Durgan said the fair board is going back to Mr. Snyder for one rabbit/poultry barn building plan with no alternatives. The building will be built after this year's fair.

@4:10:01 p.m., Durgan made a motion to adjourn the meeting. Lahren seconded that motion. The meeting was adjourned.

May 29, 2008

Elected Officials Compensation Board

@1:05:33 p.m., Chairman Lahren called a meeting to order in the Commissioner's Chambers. Commissioners Durgan and Lahren were present. Also present was Commission Minutes Clerk John Mueller. No public comment was made.

The meeting was scheduled to address an elected officials compensation board.

County attorney Linneweber said one half of his salary is paid by the state. He is freezing his salary for FY '09.

Allan Lutes said with the expected wage increase for the Park County Sheriff, Sheriff Lutes would be earning \$8,000 less than what the City of Livingston Chief of Police is paid. With the proposed wage increase, a sergeant with the city will make more than the county undersheriff. Lutes said base pay for each law enforcement officer within the Sheriff's Department is determined based on the Sheriff's salary. Lutes said he is fine with his salary, but the size and amount of population expansion in the county demands

quality, educated county law enforcement officers. Those officers need to be paid a comparable wage in order to retain them. If an increase cannot be made this year, Lutes said he wants the topic put on an agenda for next year.

Steve Woodruff said he has not seen accounting information to see where things are with FY '07 budgets. The board said it needs that information in order to consider wage increases. June Little said she will obtain a study completed by Butte officials regarding wage increases there.

A meeting will be scheduled for June 5 @ 8 a.m., to continue with wage increase discussions.

@1:23:40 p.m., Durgan made a motion to adjourn the meeting. Lahren seconded that motion. The meeting was adjourned.

May 29, 2008

2:00 P.M. – Cooperative Weed Management Meeting – Durgan – Community Room

May 29, 2008

County Road Updates

@3:00:24 p.m., Chairman Lahren called a meeting to order in the Commissioner's Chambers. Commissioners Durgan and Lahren were present. Also present was Ed Hillman, road supervisor; Marideth Denton, public citizen; Johnnie Denton, public citizen; Mike Graham, Paradise Valley fire department; Allan Lutes, Sheriff; Pete Adams, Sheriff department; Brett Linneweber, county attorney; Don Holland, auditor; Bill Hurley, operations; Belinda Van Nurden, DES; and Commission Minutes Clerk John Mueller.

The meeting was scheduled to update the Commission on county road issues.

There was discussion about a proposed Six Mile Bridge closure and issues associated with that closure. Lahren said the purpose of the meeting was to assess problems with the current county process of closing roads and bridges as it pertains to notifying citizens of proposed road and bridge repairs to ensure problems are remedied and are not repeated.

Commissioner Lahren read into the record a public comment letter dated May 28, from Kathleen Morton of 86 Mule Deer Road. That letter expressed Morton's concern with a proposed road closure due to her health reasons and a lack of citizen notification of the proposed closure.

Public comment was made by Marideth Denton. Denton said public notice of proposed road work, such as a sign posted at the end of the road, would suffice to notify citizens of

proposed closure and repair work. Lahren said it would be simple to place a sign on a road to state when a bridge or road would be closed for work.

Reviewing her experience with a proposed bridge and road closure on Six Mile Creek last week, Denton said she talked to Ed Hillman two weeks about the proposed bridge work and was told there would be emergency access through the creek while the bridge was closed. Denton said she spoke with Mike Graham who said he would not take fire trucks through the creek. She said she spoke with Commissioner Durgan on Sunday who told her alternative access would be provided. She said a neighbor was told by the road crew she could drive her car through the creek and was laughed at. She said the morning she discovered the bridge planks being taken off the bridge she stood on top of it to stop work. Denton said she felt the lack of notification of the work was a flagrant disregard to the lives and property of citizens living on Six Mile Road.

Public comment was made by Johnnie Denton. He said the Dentons' biggest concern was 13 year-round residents live on Six Mile Road and need access in and out of their residences.

Deputy Sheriff Pete Adams said he was advised by dispatch last Thursday morning a female was on the bridge and refusing to get off the bridge. Adams said he looked at the site and his opinion was adequate alternative access was not provided.

Public comment was made by Mike Graham. Graham said he received a phone call Saturday morning from Marideth Denton at which time he told Denton he was not made aware whatsoever of the proposed bridge work. Graham said the county needs to have everyone within the county, including emergency services, notified of proposed bridge and road work. He said red flag warnings are given to dispatch and all services are notified and suggested that same process should be used for road and bridge emergencies or proposed work closures.

Public comment was made by Allan Lutes. Lutes said notification of such closures or road work should be made to Fire, EMS and Sheriff's Department services immediately.

Hillman said he drove his truck across the creek and determined it could be crossed by emergency vehicles. He said Dann Babcox said he would cross it. Mike Graham said Babcox was referring to crossing the creek in his 4-wheel drive pickup truck, not a fire truck or ambulance.

Lahren said a county notification protocol for road or bridge closures needs to include the following: 1) alternative access must be determined prior to road or bridge closure; 2) signs posted onsite a week in advance of work or closure; and 3) one entity should disseminate information to all proper media outlets.

Lahren said alternative access must be agreed upon by proper emergency officials and Belinda Van Nurden, Park County Department of Emergency Services, should design a

protocol model of proposed bridge and road work/closure notification to ensure all necessary services are notified.

The Commission instructed Van Nurden to draft a protocol of how road and bridge closure information will be disseminated to emergency services. Lutes suggested Van Nurden coordinate with Peggy Glass of dispatch 911 to develop a communication protocol.

Lahren said such a protocol for a pre-planned road or bridge event would include Hillman informing Van Nurden about what bridge or road work will be done, where, when and for how long after he has determined an alternative, safe access.

Addressing other road updates, Hillman said the Six Mile Bridge will be finished at close of business May 29. She said the bridge will not have a load limit.

Hillman said Scott will finish work on Old Yellowstone Trail on Monday and Pray Road work will be started after Old Yellowstone Trail work is completed. Hillman said Scott took his grader off of Old Yellowstone Trail to service a blade at the shop.

Durgan said the issue of not completing grader work once onsite and of servicing graders during work hours that should be spent on onsite road work has been a problem and discussed before. Hillman said he and his road crew is talking about this issue.

Durgan said it is disappointing the road crew does not have enough foresight to service graders on days that are not ideal for road work. He said it is disappointing the road crew does not respect the authority and directives of the road foreman or the Commission. Durgan said the road crew is putting its four, 10-hour work day privilege in jeopardy if it doesn't have enough ability to plan its work and use its time wisely.

Lahren said the county is spending \$660 on a grader not being used when the road crew services on days ideal for working roads. Hillman said the service can be scheduled on a Friday when road crew members are not at work. Lahren said it is obvious there needs to be a policy to address that issue. Hillman agreed and said there ought to be a policy. Hillman said he will get Scott's work schedule to the Commission on Monday.

Hillman said he will call MT DOT to weigh trucks in the Shield's Valley that are not obeying load limit signs on roads and bridges.

The Commission told Hillman gravel sources need to get their gravel tested for county standards by a geo-technical firm.

Hillman said ditch dirt can be pulled back onto the road and mixed with gravel to create a good road surface.

The Commission directed Hillman to get locates completed and culverts replaced on Pray Road when ditch pulling work is done there.

Durgan provided Hillman with a copy of proposed Butte District state highway road projects.

Hillman said he needs help entering road information in his computer. The Commission advised him to inform Polly Miller he needs a temporary employee for that purpose.

@3:56:43 p.m., Lahren made a motion to adjourn the meeting. Durgan seconded that motion. The meeting was adjourned.

May 30, 2008

Consider a Resolution to Temporarily Close a Portion of the Whispering Pines County Road

@8:31:03 a.m., Chairman Lahren called a meeting to order in the Commissioner's Chambers. Commissioners Durgan and Lahren were present. Also present was Jerry Brekke, Park County Historian; Don Holland, auditor; Kathy Carrick, deputy attorney; and Commission Minutes Clerk John Mueller. No public comment was made.

The meeting was scheduled to consider a resolution to temporarily close a portion of the Whispering Pines County Road.

Commissioner Lahren said the reason for the road closure is public health and safety concerns. Lahren read the resolution into the record. The Commission stated documentation of the road's existence as a county road is provided within a January 2008, report from Park County Historian Jerry Brekke titled, *Historic Evaluation of Main Boulder Road Located in Park County Montana, 4 South; Range 12 East; Section 10.*

Durgan noted no timeline exists on the road closure. The road will remain closed until time the County Commission changes that designation.

Durgan made a motion the Park County commissioners accept the resolution as presented. Lahren seconded that motion. Motion passed.

@8:36:25 a.m., Durgan made a motion to adjourn the meeting. Lahren seconded that motion. The meeting was adjourned.

May 30, 2008

Open and Consider Vehicle Bids for the Sheriff's Department

@10:00:15 a.m., Chairman Lahren called a meeting to order in the Commissioner's Chambers. Commissioners Durgan and Lahren were present. Also present was Gary Tanascu, Sheriff's office; Scott Hamilton, Sheriff's office; Allan Lutes, Sheriff's office; Bill Hurley, operations; and Commission Minutes Clerk John Mueller. No public comment was made.

The meeting was scheduled to open and consider vehicle bids for the Sheriff's Department.

Sheriff Lutes presented the Commission with three sealed bids received by the county Clerk and Recorder. Commissioner Lahren opened the sealed bids. A bid from Whiting Chevrolet without a law enforcement equipment package was \$35,947.75. A bid from Yellowstone Country Ford without a law enforcement equipment package was \$33,054. A bid from Veto Enterprises, Incorporated with all quoted specifications and a law enforcement equipment package was \$30,870.

Sheriff Lutes requested the Commission accept the bid from Veto Enterprises. Durgan and Lahren noted the Yellowstone Country Ford and Whiting Chevrolet bids were unresponsive because they did not meet bid specifications.

Durgan made a motion to accept the bid of Veto Enterprises based on the recommendation of the Sheriff and Undersheriff. Lahren seconded that motion. Motion passed.

@10:11:21 a.m., Durgan made a motion to adjourn the meeting. Lahren seconded that motion. The meeting was adjourned.

Voided Checks

Payroll #s: 43070; 43071

Larry A. Lahren
Chairman, Park County Commission
Park County, Montana

Denise Nelson
Clerk & Recorder
Park County, Montana