

Commission Meeting Minutes; Park County, Montana  
Week of September 29 – October 3, 2008

September 29, 2008  
Park County Road Updates

@8:36:30 a.m., Chairman Lahren called a meeting to order in the Commissioners Chambers. Present was Ed Hillman, road supervisor; Shannan Piccolo, deputy county attorney and Bob Peterson, public citizen. No public comment was made.

The meeting was scheduled to discuss county road issues.

Hillman said IronWolf will be in town either September 29 or 30 to grind up Willow Creek Road. He said he is waiting for a price on the galvanized metal bridge deck from Roscoe Steel for Miller Drive. Hillman said the road crew will have to do some abutment work on that bridge as well and will start on work as soon as material is received, which he said is usually about two weeks. Hillman said the Z Hill in Jardine was graded and he has had no complaints since. He said he has received citizen complaints on Tom Miner, and the road crew is working there at present. Hillman said that road is badly washboarded. He said Big Creek was completed last week. Hillman said he will have Winn Treible return Lahren's clipboard and Bailey bridge inspection records.

@8:39:24 a.m., Lahren adjourned the meeting.

September 29, 2008  
Discussion of Agenda and Review Minutes for Weeks of September 15 and 22, 2008

@9:04:51 a.m., Chairman Lahren called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Lahren were present. Also present was Raea Morris, executive assistant and Marty Malone, public citizen. No public comment was made.

The meeting was scheduled to review the Commission's upcoming agenda and meeting minutes for the Weeks of September 15 and 22, 2008.

Raea Morris provided the Commission with its upcoming agenda. The Commission reviewed that agenda and provided revisions. The Commission said it will begin holding bi-weekly road update meetings on Mondays at 9 A.M. and Thursdays at 3 P.M.

Meeting minutes were not reviewed as the minutes clerk was out of the office.

@9:07:05 a.m., Durgan made a motion to adjourn the meeting. Lahren seconded that motion. The meeting was adjourned.

September 29, 2008

Review Correspondence, Public Contacts and Determine Action Plan

@10:01:52 a.m., Chairman Lahren called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Lahren were present. Also present was Bill Hurley, operations. No public comment was made.

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

Lahren said he received a phone call from Tech Electric which is proposing to upgrade the meter service for the rabbit/poultry barn at the fairground. Lahren said he told the Tech Electric representative to fax the proposal to the Commission and the fair board for consideration. Lahren said the upgrade would cost \$8 per month.

Bill Hurley said he received a telephone call from Sabre Communications regarding the Myer's Flat radio tower work and an untrue rumor that concrete was being poured onsite without proper supervision.

Correspondence included:

- Memo from the Montana Department of Revenue re. transfer of alcoholic beverages license for the Bank Bar in Wilsall
- Memo from the public defender's office requesting office space in the city/county complex – The Commission directed Hurley to send a letter to the city manager explaining the Commission has no office space room in the city/county complex
- Email memo re. PILT funds
- Email re. Willow Creek Road work to be completed the Week of September 29
- Email re. DC02 disk space and law enforcement server needs. Lahren phoned GIS/IT Manager Marc Richards about the cost of the server, which was \$10,000. Lahren phoned Undersheriff Scott Hamilton who said the office had funds budgeted for the server under "Special Needs." Lahren telephoned Richards to advise him the Commission authorized the server upgrade.
- Citizen memo re. requesting county maintenance of roads in the Great Escape Subdivision in Wilsall – To Road Book
- Sabre Communications weekly update for Myer's Flat radio work
- Memo re. Bell Ball 2008 campaign
- Memo from Montana Department of Commerce re. state workshops
- Memo from MT Department of Health and Public Services re. request for information
- Memo re. NACO Healthy County webinars October 16 and November 3
- Memo from Every Child Matters Educational Fund
- MDT Rail Transit Planning Division newsletter
- Interoperable Montana newsletter – To Hurley for review
- Email re. Upper Yellowstone Mill Creek monitoring devices

- Museum board agenda for September 30 meeting
- Email from Livingston Area Chamber re. Everybody Dance fundraiser on October 27

@10:50:28 a.m., Lahren adjourned the meeting.

September 29, 2008

11:00 A.M. - Personnel Meeting – Commissioners Chambers – Postponed to October 2, 2008

September 30, 2008

Discussion of Medical Facility near Yellowstone National Park

@2:00:11 p.m., Chairman Lahren called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Lahren were present. Also present was Bill Hurley, operations and Terrance Young, Restore America's Health. No public comment was made.

The meeting was scheduled to discuss a medical facility near Yellowstone National Park.

Terrance Young provided the Commission with his rationale for the need for a medical facility near Yellowstone National Park.

@3:30 p.m., Lahren adjourned the meeting.

September 30, 2008

Personnel Meeting

@3:36:46 p.m., Chairman Lahren called a meeting to order in the Commissioners Chambers. Present was Road Department Crewmembers Skip Ehert, Mark Smith and Scott Fletcher. No public comment was made.

The meeting was scheduled to address a personnel issue.

Meeting attendees requested the meeting be closed. @3:36:57 p.m., Lahren closed the meeting.

Some discussion occurred, but based on county attorney's advice the meeting was canceled.

@3:46 p.m., Lahren adjourned the meeting.

September 30, 2008

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

## Voided Checks

Payroll: #43554

## October 1, 2008

### Cooke City Shoofly Center and Water District Resort Tax Legal Issues

@ 1:34:36 p.m., Chairman Lahren called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Lahren were present. Also present was Shannan Piccolo, deputy county attorney; Sarah Hamlen, Rocky Mountain RC&D; Public Citizens Bev Chatlain, Donna Rowland, Kay Whittle, Mona Jamison, Mae Nan Ellingson, Lee Michalsky, Dustin White, and Sandra Kust.

The meeting was scheduled to discuss a Cooke City Shoofly Center and water district resort tax legal issue.

Sarah Hamlen said the Cooke City resort tax board would like the Commission to consider retaining attorneys Mona Jamison and Mae Nan Ellingson and pay for them with resort tax dollars on the Shoofly Community Center and water district projects.

Ellingson provided the Commission with an overview of how she feels the resort tax board may need to proceed with managing its resort tax funds to fund the Shoofly Center. Ellingson said there is 84% of resort tax available to the district and, of that 84 percent, the district proposes \$20,000 be set aside each year for the Shoofly Center. She said the interlocal agreement would state the district would establish a debt service reserve in roughly one year's debt service.

Jamison said particular ballot language is necessary in a resort tax ballot vote. Jamison said she will determine what kind of debt instruments will best accomplish the goals of the water district and community center and she will submit a mailer to Cooke City residents explaining the particulars of the ballot and resort tax vote. She said the terms, collections and conditions of the original resort tax are not at risk if the ballot is voted down.

Lahren made a motion to hire outside legal counsel for the resort tax district and the water district to be paid for by the resort tax, with the water district's and Shoofly Center's legal counsel working directly with the county attorney's office to help guide the Commission through the process for incorporating the water district. Durgan seconded that motion. Motion passed.

@ 2:05:45 p.m., Lahren made a motion to adjourn the meeting. Durgan seconded that motion. The meeting was adjourned.

## October 2, 2008

9:30 A.M. – Extension Office Monthly Report – Commissioners Chambers - Canceled

October 2, 2008

Review Correspondence, Public Contacts and Determine Action Plan

@1:35:44 p.m., Vice-Chairman Durgan called a meeting to order in the Commissioners Chambers. 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.

Correspondence included:

- ACTION ITEM: Memo from deputy county attorney re. sale of lots 12, 13, and 14 and documentation of ownership titles
- Memo requesting \$4,000 from the county for spay/neuter taskforce - The Commission will discuss the request at the next fiscal year budget workshop
- Memo from two citizens in Whispering Pines requesting continuation of commercial trash pickup services and waiver of Refuse District #1 trash services
- Email from MACO re. senate action and PILT funds
- Memo from planning board director re. planning board member returning to the planning board after an extended absence
- Email re. upcoming Service Area Authority summit meeting on October 2
- Memo re. CDBG Park County Senior Housing project
- Memo re. 911 monies request from Montana Public Safety Services Bureau - To Hurley for action
- Memo re. collection agency notice for Dispatch 911 equipment
- Memo from deputy county attorney re. liability of county road crew inspecting the Bailey bridge - To Commission for review
- BLM annual briefing statement
- DNRC training DVD for wildfire rehabilitation teams
- Park County Historian Jerry Brekke status report of Shooting Star Trail as a county road - To Road Book
- Memo re. Interoperability Montana direct deposit authorization form for Myer's Flat work to be completed
- Building Code Bureau notice of city/county complex elevators operations issues
- Email from DES manager re. Willow Creek Road maintenance schedule and cancelation of prescribed burn by Forest Service
- Memo from Upper Yellowstone Watershed Basin meeting
- BLM newsletter re. planned prescribed burns
- Memo re. integrated emergency management course in Florida
- Rural Brief re. farm bill - To Durgan for review
- Discipline for Public Sector Employees in Montana brochure
- Verbal public information request re. total county expenditures for FY '08 - To file

- Memo from county road department to landfill manager re. charges at the county shop
- Email from MT DNRC re. floodplain issues
- Weekly road crew work schedule
- Memo re. Livingston chamber of commerce board member nominees

@2:12:47 p.m., Durgan adjourned the meeting.

October 2, 2008

Park County Road Updates Meeting

@2:12:52 p.m., Vice-Chairman Durgan called a meeting to order in the Commissioners Chambers. Present was Ed Hillman, road supervisor; Shannan Piccolo, deputy county attorney; Michele Strong, public citizen; and Commission Minutes Clerk John Mueller.

The meeting was scheduled to discuss county road issues.

Road Foreman Ed Hillman provided the Commission with a weekly road crew work schedule. Hillman said grinding up of Willow Creek Road was completed October 1. He said gravel may need to be applied to the road.

Durgan said the Commission has a number of invoices from Hillman, some without purchase orders. Durgan said road department spending needs to be curtailed and the Commission needs to know about expenditures before they occur. He said the Commission needs to know what pieces of equipment invoices reference. Hillman and Durgan reviewed the invoices.

Durgan provided Hillman with a memorandum stating any work to be completed on county road equipment or for county road work must be pre-approved by the Commission. Hillman signed the memorandum. Hillman said the memo says all expenditures must be pre-approved by the Commission. Durgan said the Commission needs a purchase order for expenditures and the Commission must sign off on those purchase orders before work can be done. Durgan said county policy requires preauthorization for any amount over \$500.

Durgan asked about an invoice for plow truck maintenance. Durgan said the Commission didn't know anything about the work before it got the invoice. Hillman said the vehicles heads were cracked and water was in the oil. Hillman said he did not know what the cost would be until he took the truck to the mechanic.

Hillman said he just received the bill from High Country for the excavator on the Deep Creek Bridge. Hillman said he will get a purchase order for an ABC rental roller used on Willow Creek Road.

Hillman said it is obvious heavy equipment exceeding the weight limit is using the Carbella Bridge. Hillman said he telephoned the sheriff about the issue.

Hillman said he needs his crew's performance evaluations from the Commission.

Hillman said the road crew placed a stop sign at a corner on Canyon View and Billman Lane because small children live at that site. He said that stop is now a three-way stop.

Public comment was made by Michele Strong of South Fork of Deep Creek Road. Strong said residents there have not heard anything on the status of the South Fork of Deep Creek Road as a county road since a September 22 meeting with the Commission. Durgan said the Commission has not come up with any definitive action on the road status at this time and it appears the Commission may ask the citizens to petition the county for that road to become a county road. Piccolo said the county is looking into the liability of maintaining the road while it is being determined whether it is a county road and the county is working on the issue.

@2:39:25 p.m., Durgan adjourned the meeting.

October 2, 2008

Discuss Museum Budget Issues

@2:43:42 p.m., Vice-Chairman Durgan called a meeting to order in the Commissioners Chambers. Present was YGM Board Members Susan Kraft, Donna Armentaro, Vern LeDoux, and Bob Ebinger; Friends of the Museum members Charlie Rahn, Rick Van Aken, Pat Davidson and Nancy Edwards; and Commission Minutes Clerk John Mueller. No public comment was made.

The meeting was scheduled to discuss Yellowstone Gateway Museum budget issues.

Yellowstone Gateway Museum Board President Susan Kraft provided the Commission with two reports, FY 2008 Unrestricted Funds Balance Priorities and Fiscal Year 2009 Anticipated Income for the Yellowstone Gateway Museum of Park County. Kraft said the reports outline the museum's funding needs and lists specific project priorities and estimated project costs. The report states the board requests the Commission maintain a 2.49 mill income from FY 2008, and allow the museum board to utilize the museum-accrued unrestricted funds balance for priority projects. The report states the board requests a capital improvement fund be established immediately for future capital improvement needs.

Museum Director Brian Sparks said reducing the mill from the current 2.49 mills will put the next commission in a difficult situation when attempting to appropriately fund museum operations. Sparks asked what the board needs to do to set up a capital improvement fund. Durgan said the museum mills are floating mills and the Commission has the discretion to redistribute those floating mills to any department authorized to use them.

Kraft said she feels the museum board is in good shape for Fiscal Year 2009 regarding anticipated income and cash-on-hand and necessary expenditures based on figures she received from county accounting personnel on October 2.

Kraft reviewed the board's priority list of projects. Sparks said there are concerns about seepage from the Livingston Ditch behind the museum property and he suggests a concrete retaining wall estimated to cost \$35,000. Commissioner Durgan said he suggests Sparks check with a hydrology/engineering firm to gain a more accurate estimate of what fixing the problem may cost.

@3:14:08 p.m., Durgan adjourned the meeting.

October 2, 2008  
Personnel Meeting

@3:31:28 p.m., Chairman Lahren called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Lahren were present. Also present was Polly Miller, human resources; Shannan Piccolo, deputy county attorney; and Commission Minutes Clerk John Mueller. No public comment was made.

The meeting was scheduled to address a personnel issue.

Polly Miller requested the meeting be closed.

Durgan made a motion to close the meeting. Lahren seconded that motion. Motion passed.

@4:15 p.m., Lahren adjourned the meeting.

October 3, 2008  
Fiscal Year 2009 Budget Workshop

@9:08:41 a.m., Chairman Lahren called a meeting to order in the Commissioners Chambers. Commissioners Denton, Durgan and Lahren were present. Also present was Marilyn Hartley, accounting; Bill Hurley, operations; Allan Lutes, sheriff; Scott Hamilton, undersheriff; Wendy Wood, search and rescue; Colleen Singer, sheriff's office; Don Holland, auditor and Commission Minutes Clerk John Mueller. No public comment was made.

The meeting was scheduled as a Fiscal Year 2009 budget workshop.

The Commission reviewed the Sheriff's office budget for Fiscal Year 2009.

@11:24:58 a.m., Lahren recessed the meeting for lunch. @1:15:47 p.m., the meeting was reopened.

@3:56:31 p.m., Lahren adjourned the meeting.

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

Denise Nelson  
Clerk & Recorder  
Park County, Montana