

Park County Commission Meeting Minutes  
Week of June 29 – July 3, 2009  
Park County, Montana

June 29, 2009

Review Daily Agenda and Correspondence

@8:40:41 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Bill Hurley, director of operations; Raea Morris, Commission executive assistant; 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 review the daily agenda and correspondence.

Correspondence included:

- Revoir Family Transfer Certificate of Survey
- Memo re. July 9 Livingston Chamber of Commerce non profit showcase
- Compact disc of draft EIS re. forested state trust lands
- Memo re. Smith Creek, Shields River and Mill Creek Forest Service road delays
- Memo from MT DEQ re. Chico Hot Springs discharge permit
- Memo from finance director re. accounting office proposals
- Citizen public information request
- Memo re. Montana Mental Health - To Commissioner Taylor for review
- Memo from Gardiner Chamber of Commerce re. lifting of open container ban
- Memo re. Heart K floodplain permit violation
- Memo from DES Coordinator re. courthouse evacuation plan
- County recycling newspaper advertisement
- Museum board agenda

Civil Deputy County Attorney Piccolo said the sheriff and county attorney were telephoned about a county road crewman damaging reclamation work adjacent to Jardine Road. Piccolo said the county attorney recommends the commissioners contact Montana DEQ to discuss the issue.

@9:13:55 a.m., Taylor made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 29, 2009

Review of Minutes for Week of June 22

@10:22:35 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present was Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to review and approve Commission meeting minutes for the Week of June 22, 2009.

Commissioners Malone and Taylor requested no corrections to the minutes.

Commissioner Taylor made a motion to accept the minutes as presented. Commissioner Malone seconded that motion. Motion passed.

@10:22:54 a.m., Taylor made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 29, 2009

Discussion of Museum Evaluation for Cutler Cellular Tower on Slip N Slide Ranch

@10:35:06 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Public Citizens Ray Alt, Susan Rigler, Chuck Rigler, and Jerry Brekke; and Commission Minutes Clerk John Mueller.

The meeting was scheduled to discuss a museum evaluation for Cutler cellular tower on Slip N Slide Ranch.

Susan Rigler of the Slip N Slide ranch provided the Commission with a chronology of events regarding a county employee viewing a proposed cell phone tower on Slip N Slide Ranch property. Rigler said she has professional and ethical concerns with the issue, as a county employee trespassed on her property, and it appears the museum director has no process to follow with regards to cultural resource viewings and subsequent correspondence. Rigler said no one from the county reviewed Museum Director Sparks' memo submitted to the State Historic Preservation Program Organization. Rigler said that letter resulted in the shutting down of a cell phone tower installation project the Righlers had worked on for three years. Rigler said Sparks submitted the letter as a county employee. Rigler asked the Commission to review the document she submitted, conduct its own investigation into the matter, and address the issue within a 30-day time period.

Commissioner Taylor said he was shocked to learn Sparks took it upon himself to enter the Rigler property as he did. The Commission said it will comply with Rigler's request for an investigation.

@10:51:33 a.m., Taylor made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 29, 2009

Discussion of Extension Bi-Monthly Report

@11:35:26 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Tracy Mosley, Extension; Mary Anne Keyes, Extension; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to review MSU Extension bi-monthly reports.

MSU Extension Agents Mary Anne Keyes and Tracy Mosley reviewed their activities and programs for the months of April, May and June.

@12:05:45 p.m., Taylor made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 29, 2009

Discussion of Optional Insurance Coverage

@1:35:17 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Dan Gutebier, Swanson Leavitt; Bill Hurley, operations; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss optional insurance coverage.

Dan Gutebier of Swanson Leavitt said the county's insurance rates will increase nine percent for Fiscal Year 2010. There was discussion about subdivision and floodplain insurance. The Commission said it would make a decision about optional insurance at a later date.

@2:04:08 p.m., Taylor made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 29, 2009

Signing of Interlocal Agreement for Park County/City of Livingston IT Program and Granite Enterprises Renewal Contract

@2:34:41 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Marc Richards, GIS/IT; Erica Hoffman, GIS/IT; Lani Hartung, finance; Bill Hurley, director of operations; Shannan Piccolo, civil deputy county attorney; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to sign an interlocal agreement for a Park County/City of Livingston IT Program and a Granite Enterprises contract renewal.

GIS/IT Manager Marc Richards said the City of Livingston is in agreement with a cooperative IT Program with the county. Richards said a Granite Enterprises contract would lower from \$80 per hour to \$64 per hour, and Granite will not charge the county for travel time. Richards said the contract would include more hours to accommodate a county employee's maternity leave.

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

@2:52:27 p.m., Taylor made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 29, 2009

6:30 P.M. – Park County Parks and Recreation Board Special Public Hearing – Emigrant Hall

June 30, 2009

Review Daily Agenda and Correspondence

@8:44:43 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Ed Hillman, road supervisor; 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 undersheriff re. events in Arch Park
- Floodplain insurance okay from Commission to Swanson Leavitt
- Monthly MSU Extension report
- Memo from MDT re. July 28 @ 9:30 a.m. walk through of Highway 89 bridge replacement project
- Invoice of \$134.54 from Mountain Supply re. Gardiner Sewer District
- May 26 Airport Board meeting minutes
- July 13 Angel Line meeting agenda
- Memo re. Beartooth Highway reconstruction project

@8:53:14 a.m., Taylor made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 30, 2009

Park County Road Updates

@9:06:28 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone 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 had a bimonthly staff meeting this morning. Hillman said four crewmen will start grading and watering Cokedale Road and two crewmen are patching Rock Creek Road. Hillman said Big Creek Road was finished yesterday, and Eldridge Creek Road needs a three-inch minus gravel base and culverts installed.

There was discussion about a mine reclamation project damaged by a road crewman grader.

@9:54:50 a.m., Taylor made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

June 30, 2009

Discussion of Heart K Ranch Floodplain Permit

@11:34:27 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Philip Fletcher, planning; Mike Inman, planning; Barbara Woodbury, environmental health; Shannan Piccolo, civil deputy county attorney; Blake Blatter, private citizen; Stacy Bragg, private citizen; and Commission Minutes Clerk John Mueller.

The meeting was scheduled to discuss a Heart K Ranch floodplain permit.

Planning Director Philip Fletcher presented the Commission with a photocopy of a Heart K Ranch floodplain construction project along the Yellowstone River. Fletcher said the county floodplain regulations require notice to the Montana DNRC, county commission and county attorney if floodplain administrators find a floodplain permit in violation.

Fletcher said all parties including the applicants agree the Heart K Ranch project is in violation of the permit received, and the question is what to do about the violation.

Fletcher said the applicant's floodplain permit was approved by former Sanitarian Randy Taylor on October 30, 2008 with certain conditions. Fletcher said the riverbank project has several violations as built, which was exacerbated by the applicant knowingly and deliberately building the project in violation of his permit. Fletcher listed three violations he and co-Floodplain Administrator Barbara Woodbury feel were material and knowingly built in violation: 1) the road was to be built 1,500 feet in length but was built 2,170 feet

in length; 2) the access road was to be built two feet in height above the existing ground level but was actually built four feet above the existing ground elevation; and 3) 2,800 cubic yards of fill were to be used, but the applicant used 10,000 cubic yards of fill. Fletcher said further, the applicant did not furnish as-built specifications for the access road, which was required by Taylor's initial approval, an additional road was built on top of the revetment wall, and the applicant provided as-built specifications that incorrectly identified the revetment wall as the access road.

Fletcher said he, Woodbury, and Inman inspected the progress of the project on March 18 and noticed the said violations. He said that same day the three met with Heart K Ranch Manager Blake Blatter, neighbor Bragg and his engineers in the Community Room about what they saw in the field, which is when all parties agreed violations existed. Fletcher said the project file at that time had little technical information as to the as-built aspect of the project, and Fletcher and Woodbury requested additional data to make an intelligent decision on what to do with the matter. Fletcher said Blatter and his engineer provided as-built reports with more technical detail on April 24. Fletcher said the conclusion of the report submitted by Blatter's engineer was the project was in violation of the permit on the three aspects which Fletcher described. Fletcher said the engineer's further conclusion was the violations did not increase the velocity or level of the river more than six inches and did not increase health and safety aspects, and thus the project meets the minimum safety requirements.

Fletcher said the issue is not whether the project is safe or the velocity or height of the river as affected, but is that the applicant knowingly violated the permit. Fletcher said the county will set precedence if it lets this go without penalty by requiring permit forms but accepting as-built projects contrary to what was permitted. Fletcher said that would make it almost impossible to enforce floodplain regulations. Fletcher said further, since he and Woodbury sent the project to Montana DNRC as required per rules, DNRC put a notice of the violation in Park County's file, which means the county could be decertified for not enforcing floodplain rules if it does not address the violation. Fletcher said the county is obligated to punish the violation and do something about it because it participates in the floodplain insurance program. Fletcher said the option he and Woodbury chose was to have the Heart K Cattle Company modify the current structure and build it to the terms of the permit. Fletcher said the purpose of the meeting is to notify the Commission that he and Woodbury as co-floodplain administrators, find the project in violation of the permit, and as administrators they are legally obligated to address the problem. They chose to address it by requiring Heart K to go back and build the project to approved specifications.

Woodbury said she agrees with what Fletcher has presented.

Blatter said the road is behind the berm and has nothing to do with the floodplain. He said he had built the road so construction trucks could access the site to build the project without getting stuck in the mud. Blatter said there is no road on top of the berm. Fletcher quoted the engineer's report with the as-built length of the road as 2,100 feet. Blatter said the berm is longer because extra material was used to build the berm out to

protect his buildings. Blatter said the berm is higher because he had extra material and built it up higher. Fletcher said he and Woodbury asked for an additional report on the project, and the information provided by the applicant's engineer shows Blatter is off by 670 feet on the road access.

Senior Planner Mike Inman presented a cross-section of the revetment wall that was to be built. He said the revetment was supposed to be built 1.5 feet below the surface, and it now is four to five feet above the surface. Blatter said the revetment was supposed to be two feet above the surface. Blatter said he hired Confluence to do the work, so he does not know what was done.

Fletcher said he is basing the notice on the applicant's engineer's additional information. He said the county cannot help it if Blatter is saying his engineer is wrong. He said the report the county has on file from Blatter's engineer acknowledges the three violations in question, and the report said there are differences between what was built and what was approved through the permit. Blatter said that he needs to bring his engineer in to answer specific questions about the report. Commissioner Durgan said Blatter's engineer has spoken and the engineer's statement is in black and white.

Fletcher said on more than one occasion all parties agreed the project as built was in violation as approved. Malone asked Blatter if he agreed with that statement, and Blatter said he agreed to some degree. Blatter said he thinks the distances are close to the permit length, but he agrees the wall is higher than permitted. Malone asked if there was an issue that the floodplain administrator would not permit the four-foot wall. Blatter said he and Taylor did not talk about that issue. He said he built the wall where they thought it would work.

Taylor said he and Blatter drove the project site and Blatter showed him where he wanted to build the wall. Taylor said he told Blatter and the engineer not to do anything that would raise the river more than six inches, and the engineer angled the structure away from the river so it did not pinch the river down and raise the water elevation. Taylor said the question is not if the structure is safe or not. He said he felt comfortable with the structure because it is built going back toward hard bluff cliffs and the river has gone as far north as it can migrate. Taylor said he told Blatter and the engineer to proceed toward those cliffs and not compress the river. Taylor said he thinks they took off a little far on the permit end of it. He said he was transferring positions from floodplain administrator to commissioner and will take the blame for dropping the ball on the floodplain administration if that happened, but Blatter did not penny pinch and tried to protect his land. Taylor said he got involved in the project because it is an old time ranch and no one needs a braided stream through it. Taylor said he told the engineer to make sure the project is something the county could approve if needed.

Fletcher said nothing in the file exists representing what Taylor is saying. He said who knows what informal conversation may have occurred, but all parties agreed there was a violation. Fletcher said with the approved permit, regardless of what was said off the record, Blatter knew he was violating the permit. Blatter said he did not know he was in

violation of the permit when he was building the project. He said he built it to protect his property so he could go back into ranching cattle. Blatter said the engineer was not present when the project was built.

Inman showed the Commission what Blatter originally proposed, which he said was a subsurface revetment. Inman said a road elevated to two feet was to be built next to the revetment without riprap. Inman said in reading the application, the whole point of the application was to replace the head gate and protect the road reconstruction after it was flooded out, and there is nothing in the application saying Blatter needs to protect 500 acres and needs to build an elevated revetment to keep the water off the road. Inman said that work was not applied for. Inman said the file is fairly complete as to what was applied for and granted, as Taylor gave conditional approval to build a revetment wall and access road, and as-builts had to be produced to show the project as-built meets the permit. He said the project got complicated when the county realized Blatter was not doing what was proposed.

Blatter said he showed Taylor what land would be lost and they talked about the fact he would lose 400 or 500 acres if nothing was done and he left the river edge flat. Blatter said after that meeting, he went back to Confluence Engineering, which redid the design and that showed in one cross-section behind the house the river would raise one-half inch during floodstage. Woodbury said the issue is what was built is not what was originally approved. She said the county asked for more information of what was on the ground so it could make an evaluation of the project. Blatter said he and Taylor went over the site and Taylor told them what they could build. Woodbury read into the record the purpose of the project per the application, which included a buried revetment. She said a four-foot revetment should have been proposed if that is what the applicant wanted to build.

Stacy Bragg, private citizen, said the county needs to go back and look at things because Taylor said things that could have caused problems on both sides.

Durgan asked why there is not a paper trail or written documented information that shows why Blatter needed a waiver or variance. He said the fact remains the DNRC does not care what should have been, and it only sees the regulations. Durgan said the county will be in trouble with DNRC and lose certification. He said he sympathizes with what Blatter is saying, but this is a serious matter and there has to be a paper trail. Durgan said the county does not want to do anything to lose its floodplain certification.

Taylor said Blatter exceeded the scope of his permit. He asked if there should be a penalty involved. He said the county needs to look at the project and see what is permissible, and under the old regulations a permit granted after the fact was double the fee. He said he suggests Blatter's engineers provide the Commission with as-built specifications and the Commission review those specifications and see if it fits under the permits. Taylor said Blatter would have to seek a new permit and have to pay the penalty fee for that. He said the county could then turn that into DNRC, and that is what he sees as a middle ground solution. He said Blatter will have to agree it is in violation, and that way it will be defensible against the next person who wants to put something in. Taylor

said this is a special situation because he was switching jobs, Woodbury was being hired and Fletcher was getting up to speed when the construction occurred.

Malone asked how the county follows up on a granted permit. Fletcher said the county has new procedures in place. Woodbury said the floodplain administrators should view any project during and after construction. Fletcher said the county monitors the work, and usually a project does not get to this extent because most violations in this case are obvious to the eye. Fletcher said Mr. Johnson of Montana DNRC reviewed Blatter's engineer's report for accuracy. Fletcher said he attached that report to the report submitted to the Commission. Durgan asked if there was a violation timeline with DNRC. Fletcher said he has not read of any timelines.

Blatter said the county is trying to set precedence with this project. Woodbury said the project is not in compliance with what was approved on the original permit and the county is trying to have an organized, defensible way to go about the floodplain management program. Fletcher said they are not here to punish anyone, but the county has to maintain the regulations.

Fletcher said ultimately it will be the Commission's decision, and the Commission serves as an appeals board should the floodplain administrator's deny the project and rule it as out of compliance.

Inman said it is not the county's responsibility to check a project and make sure a project is built per permit. Inman said he thinks it is important the county and applicants are consistent with the permit process if people are going to avail themselves to that permit process. Durgan said the county has no accountability if it does not enforce floodplain regulations and FEMA and the Montana DNRC will jump down the county's back if provisions of the permit are not followed.

The Commission said it would like to view the full project file and original application and possibly physically look at the project site. Fletcher said he will contact Blatter and Bragg when a site visit is scheduled.

@12:29:45 p.m., Taylor made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

June 30, 2009

Opening of Park County Telephone and Voicemail System Bids

@1:08:07 p.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; Denise Nelson, clerk and recorder; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to open bids for a Park County telephone and voicemail system.

Clerk and Recorder Nelson presented the Commission with four sealed bids received in her office. Commissioner Malone opened and reviewed the bids as follows:

Black Box Network Services submitted a bid for Telephone and Voicemail Systems in the amount of \$88,862; with bids for Addendum #1, Telephones for Outlying Offices: \$3,205; Addendum #2, Proprietary Cordless Telephones: \$2,523; and Addendum #3, Central Office Line Card: \$410.

Cerium Networks submitted a bid for Telephone and Voicemail Systems in the amount of \$60,912.14; with bids for Addendum #1: \$2,959.20; Addendum #2: \$3,336; and Addendum #3: \$960. A bid bond cashier's check was included in the amount of \$6,091.22.

The Connect Telephone and Computer Group submitted a bid for Telephone and Voicemail Systems in the amount of \$70,123.41; with bids for Addendum #1: \$5,934.16; Addendum #2: \$6,138.44; and Addendum #3: \$460.46. A bid bond cashier's check was included in the amount of \$8,270.

TCS Industries submitted a bid for Telephone and Voicemail Systems in the amount of \$45,796; with a bid for Addendum #1: \$6,234 and no bids for Addendum #2 or #3. A cashier's check was included in the amount of \$4,579.60.

Commissioner Taylor made a motion to take the bids under advisement for review and not make a decision at this time. Commissioner Durgan seconded that motion. Motion passed.

Richards said he will review the bids and report back to the Commission.

@1:19:05 p.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

June 30, 2009

Public Hearing for Budget Amendments for Fiscal Year 2009

@2:35:31 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Brett Linneweber, county attorney; Lani Hartung, finance; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled as a public hearing for budget amendments for Fiscal Year 2009.

Finance Director Lani Hartung presented the Commission with a resolution to amend county budgets for accounts expected to expend more than appropriated for FY '09.

Commissioner Taylor made a motion to accept Resolution #1055, A Resolution by the Board of Park County Commissioners, Park County, Montana, Amending Appropriations for Fiscal Year 2008-2009 for the Road, Emergency/Disaster, Road and Bridge CIP, Fair CIP, Victim/Witness Grant, Alcohol Rehabilitation, and Cooke City RSID Funds, as provided by the finance department. Commissioner Durgan seconded that motion. Motion passed.

@2:45:04 p.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

June 30, 2009

Discussion of COLA Rates for Fiscal Year 2010

@4:05:34 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Brett Linneweber, county attorney; Marilyn Hartley, finance; Philip Fletcher, planning; Lani Hartung, finance; Denise Nelson, clerk and recorder; Jill Ouellette, HR; Barbara Woodbury, environmental health; Matt Dettori, Livingston Enterprise; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss a Cost of Living Adjustment (COLA) for Fiscal Year 2010.

Commissioner Malone opened the floor to suggestions from staff. County Attorney Linneweber said the Commission used a good process with checking with other counties as to how they are addressing their COLAs. Linneweber said he recommends the Commission extend any elected official and department head COLA to county employees. Malone said other Montana counties are awarding COLAs between zero and five percent.

Finance Director Lani Hartung presented meeting attendees with dollar increases to the county's personnel budget if different COLA rates were granted to employees for a full fiscal year. Hartung said the average Park County department head hourly wage is over \$15 per hour.

Commissioner Taylor said a 3.8 percent COLA is too high in looking at what other counties have done, and he thinks something in the range of 2.5 percent to 2.8 percent is his opinion. Taylor said 2.5 percent is hardly a raise. He said he can live with 2.5, but that is on his low end of increases.

Commissioner Durgan said he does not have a real good feel for the final numbers on the budget, so he would like to conduct a review to see exactly what the county's revenues and expenditures are and what is projected for next year. He said he agrees with Taylor in that the Commission needs to make a COLA increase and he would like to postpone a decision on the COLA, but he is leaning toward a 3.0 percent raise rather than a 2.5 percent increase.

Malone said the county cannot afford 3.8 percent. He said originally he was thinking 1.9 percent to split the difference. Malone said the average salary increase for county employees over the last five years is 2.88 percent. Taylor said a 2.75 percent COLA is below the MACo average and is comparable to the average of the past years.

Commissioner Durgan made a motion the Commission go with a 2.8-percent COLA. Commissioner Taylor seconded that motion. Motion passed. Durgan made an amendment to the motion, adding the COLA is effective June 27, 2009 to cover the first full pay period of Fiscal Year 2010. Taylor seconded that motion. Motion passed.

@4:40:20 p.m., Taylor made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

June 30, 2009

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

Voided Checks

Claims #s: 66314; 66347; 66493; 66559; 66567; 66571; 66607; 66613

July 1, 2009

Review Daily Agenda and Correspondence

@8:42:39 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present was Commission Minutes Clerk John Mueller. No public comment made.

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

Correspondence included:

- Proposed billing for Myer's Flat site building with antenna
- Memo from Parks and Recreation Board re. release of park funds
- Memo from Rick D'Hooge re. road and bridge meeting July 14 @ 10 a.m.
- Memo from Bruce Graham re. Whithorn Catalogue Position funding
- Email re. July Upper Yellowstone Watershed meeting canceled
- Memo from Scott Nelson of CTA re. TSEP grant for 9th Street Bridge
- Resolution #1055 - To file
- Legal Advice to Commission from Deputy County Attorney

@8:49:53 a.m., Taylor made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

July 1, 2009

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

July 1, 2009

Consider a Resolution Amending Resolution #968

@10:18:48 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 consider a resolution amending Resolution #968.

Commissioner Malone said the proposed resolution would enable the Commission to expend a portion of the interest accrued from a Burlington Northern Railroad lawsuit settlement to purchase four motor graders to be paid back over the next 10 years at the same interest rate the awarded funds accrue.

The Commission reviewed a report of interest rates submitted by Treasurer Larkin.

Commissioner Taylor made a motion to sign Resolution #1056, A Resolution by the Park County Commissioners Amending Resolution No. 968 Permitting the Expenditure of the Interest Accrued from the Burlington Northern Railroad Lawsuit Award, to pay off the road graders. Commissioner Durgan seconded that motion. Motion passed.

@10:25:42 a.m., Taylor made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

July 1, 2009

Personnel Meeting

@11:04:54 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Lani Hartung, finance director; Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to address a personnel issue.

Finance Director Lani Hartung requested the meeting close to the public. Commissioner Taylor made a motion to close the meeting to the public. Commissioner Malone seconded that motion. Motion passed.

@11:55 p.m., the meeting adjourned.

July 1, 2009

3:00 P.M. – Parks and Recreation Board – West Room – Meeting minutes available in the Planning Department

July 2, 2009

Review Daily Agenda and Correspondence

@8:44:30 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present was Commission Minutes Clerk John Mueller. No public comment made.

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

Correspondence included:

- Memos re. county personnel out of office schedules
- Memo re. July 6 Learning Partners meeting
- Memo from Undersheriff re. discussion with Gardiner Chamber of Commerce
- Memo re. free call-in session for Bi-Polar Support
- Citizen letter to county attorney
- Memo re. general revenue update report
- Memo from MACo re. worker's compensation trends

@8:48:25 a.m., Taylor made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

July 3, 2009

Fourth of July Holiday Observed – All Offices Closed

Marty Malone  
Chairman, Park County Commission  
Park County, Montana

Denise Nelson  
Clerk & Recorder  
Park County, Montana