

Park County Commission Meeting Minutes  
Week of June 8 – 12, 2009  
Park County, Montana

June 8, 2009

Review Daily Agenda and Correspondence

@8:40:56 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Bill Hurley, director of operations; Raea Morris, Commission executive assistant; and Commission Minutes Clerk John Mueller. No public comment made.

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

Correspondence included:

- Legal advice to Commission from deputy county attorney
- Memo from county DES re. chainsaw safety course
- Memo re. Smith Creek timber thinning lawsuit
- Memo re. local RAC committees
- Memo from State of Montana DES re. Myer's Flat
- Memo from county superintendent re. Park County Schools academic calendar
- DOWL HKM landfill monitoring invoice - To landfill manager for review
- Citizen memo re. single-wide trailer
- Memo from HRDC re. rehabilitating homes in Park County
- RYO Correctional Facility contract
- Open cut mining contract
- Memo re. NPS Rivers, Trails and Conservation Assistance Program
- Memo re. MDT permission for citizen to cross Bailey bridge - To bridge file
- Memo Nittany Grantworks re. Myer's River Trail specifications - To Commissioner Durgan for review
- Citizen construction agreement re. Gardiner Sidewalk project - To file
- Memo from MDT re. scour presentation for 89 bridge north of Mission Interchange
- Memo from GIS/IT re. web mapping services online
- Memo from BLM re. June 18 Resource Advisory Council meeting in Butte
- Memo from undersheriff re. parking issues and yellow paint in Gardiner
- Report of Myer's Flat radio work inspection
- Memo from sanitarian re. Springdale alley jurisdiction
- Memo from planning department re. proposed parks board projects
- Strickland Creek Road abandonment paperwork

Commissioner Durgan said a landowner agreed to put a ditch along Trail Creek Road to improve drainage issues.

@9:17:15 a.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 8, 2009

Review of Minutes for Week of June 1

@9:38:38 a.m., Commissioner Malone opened a meeting in the Commissioners Chambers. Commissioner Durgan requested postponing the meeting until after lunch in time for Commissioner Taylor to arrive and read the minutes.

June 8, 2009

Discussion of Parks Board Projects

@9:39:23 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Philip Fletcher, planning director; Phil Dawson, parks board; Shannan Piccolo, deputy county attorney; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss Parks Board projects.

Planning Director Philip Fletcher provided the Commission with a history of the parks budget. Fletcher said the Parks fund contains \$78,000+ received over 10 years from cash-in-lieu of parklands development in subdivisions. Fletcher said expenditure of funds is limited, and they can only be spent within vicinity of specific subdivisions. Fletcher said the Parks Board has discussed how to stretch its funds and proposes to partner with Montana Fish, Wildlife & Parks (FWP) to further develop fishing access sites with picnic tables and fire rings to make the access points little parks. Fletcher said he investigated state law and such parks would be considered maintenance projects by the state, with not more than 50 percent of the funds permitted to go to maintenance of parks. Fletcher provided the Commission with a project proposal and cost estimate for five FWP fishing access sites a few miles on either side of Arrowhead Subdivision.

Commissioner Durgan said FWP should be providing matching funds or in-kind help with such a proposal. He said he does not think it should be up to the county to do the whole thing. Fletcher said the theory is FWP is contributing the land, which saves a lot of money.

Parks Board Member Phil Dawson said the board wants to start a good working relationship with FWP to make fishing accesses more friendly to Park County. He said, specifically, the board would like to turn FWP-owned river frontage at Grey Owl Fishing Access into an interpretive trail site. Dawson said FWP will assemble and place the tables in the project proposal, and the hope is the Parks Board will give this time and FWP will give back in the future. Durgan said the county provides a lot of weed control at Grey Owl and other fishing accesses.

Fletcher said the Parks Board is researching four or five park plans for next year, and the proposed fishing accesses project would come to fruition this year and establish a partnership with a viable state agency. Dawson said FWP agreed to put out a press release should the project go through to give the board some publicity.

Commissioner Malone advised Fletcher to schedule a public meeting and take photos of the planned proposed project areas to gain public comment.

@11:09:49 a.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 8, 2009

Selection of Fair Board Applicants

@11:43:36 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present was Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to select fair board applicants.

Commissioner Malone said two applicants submitted fair board applications, Bob Skillman and Tom Queen. Malone said the fair board recommended Bob Skillman for the appointment. Durgan said he concurs with the fair board's recommendation in reading Skillman's talents of carpentry and handiwork and working with fair board members from his application.

Commissioner Durgan made a motion to accept the fair board's recommendation and appoint Bob Skillman to fill out the remainder of the term left with Bruce Kron's resignation. Commissioner Malone seconded that motion. Motion passed.

@11:45:46 a.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 8, 2009

Discussion with Department Heads regarding Fiscal Year 2010 Budget

@1:34:45 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Brett Linneweber, county attorney; Marc Richards, GIS/IT; Barbara Woodbury, environmental health; Lois Hatfield, landfill; Suzanne Brown, public health; Bruce Martin, maintenance; Bill Hurley, operations; Allan Lutes, sheriff; Martha Miller, auditor; Scott Hamilton, undersheriff; Philip Fletcher, planning; Mary Anne Keyes, Extension; Clay Williams, weed/junk vehicle; Jill Ouellette, HR; Lani Hartung, finance; Marilyn Hartley, finance; Belinda Van Nurden, DES; Richard Wright, transfer station; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss the Fiscal Year 2010 Budget with department heads and elected officials.

Malone said the purpose of the meeting is to encourage department heads to look at their budgets and see where they can cut by June 10. Commissioner Malone said the Park County General Budget is \$307,239 in the hole, not including the Commission payroll budget or a proposed employee Cost of Living Adjustment (COLA). Malone said the compensation board recommended a 3.8-percent COLA, which may or may not be granted.

There was discussion whether PILT funds were taken into account with the mentioned deficit. Malone said the Commission would like to have \$2 million in reserves from PILT funds. Malone said the Commission is eliminating all “Commissioners Special Projects” by giving such projects specific names.

Finance Director Lani Hartung said entitlements would be the only budget items changed in department head budgets from what heads originally submitted.

@2:30:18 p.m., the meeting adjourned.

June 8, 2009

3:00 P.M. – Local Advisory Committee – Park County Mental Health

June 9, 2009

Review Daily Agenda and Correspondence

@8:39:00 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; 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 clerk of court re. attending conference in Baker, MT starting June 8
- Memo re. Energy Efficiency Community Block Grant - To Commissioner Malone for review
- Agenda for Yellowstone Country board of directors meeting in Red Lodge
- Live webinar re. biomass energy - To Commissioner Durgan for review
- Memo from Jon Tester re. June 13 business workshop in Great Falls
- Memo from Nittany Grantworks re. funds and long-term maintenance commitment letter to Montana FWP
- Memo re. Spay and Neuter Task Force request for \$4,000
- Montana Clean contract

- Memo from Stafford Animal Shelter re. contract request for \$9,000
- Memo from undersheriff re. waiver of open container law in Gardiner
- Memo from city of Livingston re. June 12 meeting for economic development team for Mystery Ranch
- Memo from MACo re. April 1, 2008 to May 31, 2009 health care reports
- Memo from Justice of Peace re. pay of office employees
- Memo re. Gardiner School District construction agreement for sidewalk project
- Citizen construction agreements for Gardiner sidewalk project
- Memo from MT DEQ re. requesting explanation of sewer spill
- Memo re. July 15 mandatory safety class
- Memo re. Service Area Authority meeting in Helena on June 12
- Memo re. Park County Senior Citizens Center budget for FY '10 - To finance director for review

@9:03:04 a.m., Taylor made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 9, 2009

Park County Road Updates

@9:12:07 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Scott Fletcher, road department; Bill Hurley, director of operations; Shannan Piccolo, deputy county attorney; Elton Dodge, public citizen; and Commission Minutes Clerk John Mueller.

The meeting was scheduled to discuss Park County road issues.

Road Crewman Scott Fletcher said he is acting road supervisor in Ed Hillman's absence. Fletcher said Hillman left him with direction to grade, install a culvert, and place 3-inch minor gravel on the Main Boulder Road; fix a washout on Cinnabar Road; and gravel Cokedale Road. Fletcher said the road department now has cold patch and magnesium chloride is on order.

Commissioner Taylor asked about a Fleshman Creek culvert to be extended under the road at Kennedy's. Commissioner Malone asked about a culvert on Cokedale Road and said a hole at the end of Pray Road needs gravel.

There was discussion about possibly being shorthanded on the road crew with crewmen possibly being out for medical reasons.

Public Citizen Elton Dodge said gravel is badly needed on the upper part of Cokedale Road.

Deputy County Attorney Shannan Piccolo said she spoke with Phillip Morris' attorney who wants to hire a contractor to maintain the county road to the Crazy Mountain Ranch.

@9:30:29 a.m., Taylor made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

June 9, 2009

Review Fairgrounds Fiscal Year 2010 Budget

@9:40:08 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Kim Knutson, fair manager; Mike Adams, fair board; Lani Hartung, finance; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to review a proposed Park County Fairgrounds Fiscal Year '10 budget.

Kim Knutson, fair manager, said revenues are up this year due to hosting the high school rodeo.

@10:10 a.m., the meeting adjourned.

June 9, 2009

Review Sheriff's Office Fiscal Year 2010 Budget

@10:18:13 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Martha Miller, auditor; Sheriff's Office Personnel Colleen Singer, Allan Lutes, and Scott Hamilton; Wendy Wood, SAR; Marilyn Hartley, finance; John Schuler, public citizen; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to review a proposed Sheriff's Office FY '10 budget.

The Commission reviewed the Sheriff's Office and SAR budgets. Assistant Finance Director Marilyn Hartley reviewed with the Commission Sheriff's Office and Search and Rescue (SAR) cash balances to-date, revenue budget reports, expenditure reports, cash reserves analyses, and employee benefit figures.

There was discussion about Sheriff's deputy longevity pay and union negotiations on that issue. Undersheriff Scott Hamilton said sheriff's deputies want to be able to see how Park County calculated longevity totals. There was discussion about SAR needs for a new location in Cooke City and replacement of snowmobiles.

@11:58:38 a.m., Taylor made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

June 9, 2009

2:00 P.M. – I.T. Advisory Committee – Community Room

June 9, 2009

Review of Fiscal Year 2010 Preliminary Budget

@3:09:52 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Martha Miller, auditor; Lani Hartung, finance; Bill Hurley, operations; Linda Budeski, justice court; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to review a proposed Fiscal Year 2010 preliminary budget.

Finance Director Lani Hartung presented the Commission with county-wide mills within the proposed Fiscal Year '10 preliminary budget.

@4:40:56 p.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

June 10, 2009

Review Daily Agenda and Correspondence

@8:39:38 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; and Commission Minutes Clerk John Mueller. No public comment made.

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

Correspondence included:

- Memos re. road crew work schedule for June 9 and 10
- Memo from Extension re. 2009 operating plan for Park County Cooperative Weed Management Area - To Commissioner Durgan for review
- Memo re. status of Shamrock and Sunset Lanes abandonments
- Citizen memo re. Cutler Lake tower
- Memo from Forest Service re. possible purchase of inholdings
- Citizen construction agreement re. Gardiner Sidewalk Project
- Memo from city of Livingston re. swimming pool request for funds

@8:49:15 a.m., Taylor made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 10, 2009

Public Meeting for Discussion and Consider Approval of Anzick First Minor Subdivision

@9:06:32 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Mike Inman, planning; Philip Fletcher, planning; Shannan Piccolo, deputy county attorney; Bill Hurley, director of operations; Mel Anzick, public citizen; George Borneman, surveyor; and Commission Minutes Clerk John Mueller.

The meeting was scheduled as a public meeting to consider approval of the Anzick First Minor Subdivision.

Senior Planner Mike Inman presented the Commission with a proposed Anzick First Minor Subdivision located south of Wilsall off Horse Creek Road, which would create three lots equaling 1.52 acres, 1.83 acres and 70.27 acres. Inman said the Shields Canal, Flathead Creek, and Shields River flow through the property, the application identifies marsh/wetland areas as “no-build” zones in Lots #1 and #2, and 90 percent of Lot #3 will be a “no-build” zone to protect the Anzick Archaeological Site. Inman said the planning board recommended approval of the subdivision at its May 21, 2009 meeting.

Inman reviewed perceived affects of the subdivision per his staff report, and presented pictures of the site for Commission review. Commissioner Taylor provided a report of his site visit and said his only concern is storm water runoff on the existing driveway on Lot #3 and questioned whether a culvert is needed there. The Commission said Road Supervisor Hillman will view that issue.

Subdivider Mel Anzick said a positive response to the subdivision from the Commission would be very appropriate. Anzick said Lots #1 and #2 have never been used for anything other than horse pasture, and his original intention was to sell the three acres and clean it up since he does not use it for anything other than horses. He said it could benefit someone to put a home on Lots #1 and #2, and that would increase the county’s tax base. Anzick said the Wilsall Fire Department did a good job of saving the house from a house fire on Lot #3 in the past, and the fire department has already proven it can do an adequate job on other new houses built in the area. He said he is on a fixed income and could use a little extra coin. He said he will consider a conservation easement on Lot #3, and the intention is to never put any buildings on Lot #3, but the family wants to be able to put a structure where the existing house sits if need be.

Commissioner Malone opened the floor to public comment on water and sanitation issues. No public comment made.

The Commission addressed two applicant variance requests. 1) Request for variance from water requirements for Lot #3 due to the location of a fire hydrant 2,000 feet distant and proximity of the Wilsall Fire Department; a requirement of sprinklers in homes built on Lots #1 and #2; and maintenance of survivable space around structures. 2) Request for waiver of fee for road approach permit for Lot #3.

Commissioner Durgan said the Commission has always considered variance requests on a case-by-case basis, and the Commission is not setting precedence by granting the variance of water requirements given the okay from the local fire department, which the Commission received.

*Commissioner Taylor made a motion to approve the variance as proposed pending review of the Wilsall Fire Department in agreement with the planning board's findings and recommendation to approve the variance. Commissioner Durgan seconded that motion. Inman said he has not received written input from the Wilsall Fire Department on the matter. Motion passed.*

Surveyor George Borneman said the applicant needs to have an inspected and approved road approach permit for the three lots. He said the applicant has paid for road approach permits for Lots #1 and #2 and recognizes the approach on Lot #3 must be upgraded to meet county standards. Borneman said part of Variance Request #1 included an agreement by the subdivider to improve the driveway for Lot #3 with a turnaround for fire equipment. Borneman said the applicant is asking if he must pay an additional fee of \$250 for a road approach permit for a road that may or may not have a permit possibly dating back to 1900.

*Commissioner Durgan made a motion to waive the road approach permit for Lot #3. Commissioner Taylor seconded that motion. Motion passed.*

The Commissioner reviewed planning department and planning board Recommended Findings and Conditions. *\*A staff report with that information is available in the planning department.* Inman noted the planning board's addition of Recommended Condition 21-K, which provides the applicant the option to pursue a conservation easement in the future. Recommended Condition 21-K states, "Prior to final plat approval the applicant shall delineate a 'no build' zone for Lot #3 to enter into a conservation easement which provides for equal or greater protection for the cultural resources and natural environment. The 'no build' zone or conservation easement shall encompass the same area indentified on the preliminary plat application as a 'no build' zone."

I. Impacts on Agriculture: *Commissioner Durgan made a motion to accept the planning board's recommendation. Commissioner Taylor seconded that motion. Motion passed.*

II. Impacts on Agriculture Water User Facilities: *Commissioner Taylor made a motion to accept the planning board's recommendation. Commissioner Durgan seconded that motion. Motion passed.*

III. Impacts on Local Services: *Commissioner Durgan made a motion to accept the planning board's recommendation. Commissioner Taylor seconded that motion. Motion passed.*

IV. Impacts on the Natural Environment: *Commissioner Taylor made a motion to accept the planning board's recommendation. Commissioner Durgan seconded that motion. Motion passed.*

V. Impacts on Wildlife and Wildlife Habitat: *Commissioner Durgan made a motion to accept the planning board's recommendation. Commissioner Taylor seconded that motion. Motion passed.*

VI. Impacts on Public Health and Safety: *Commissioner Durgan made a motion to accept the planning board's recommendation and grant permission for the variance request. Commissioner Taylor seconded that motion. Motion passed.*

VII. Compliance with Survey Requirements in Part Four of the Montana Subdivision and Platting Act: *Commissioner Taylor made a motion to accept the planning board's recommendation. Commissioner Durgan seconded that motion. Motion passed.*

VIII. Compliance with the Provisions of Physical and Legal Access to Each Parcel within the Subdivision and the Required Notation of that Access on the Applicable Plat and any Instrument of Transfer Concerning the Parcel

IX. Compliance with the Provisions of Easements for the Location and Installation of any Planned Utilities

X. Compliance with the Review Procedures Contained in the Montana Subdivision and Platting Act

XI. Consideration of an Officially Adopted Growth Policy for the Area Involved

XII. Compliance with the Park County Subdivision Regulations

*Commissioner Durgan made a motion to accept the planning board's recommendation for Roman numerals VIII through XII. Commissioner Taylor seconded that motion. Motion passed.*

Addressing the Park County Commission Role and Options, *Commissioner Durgan made a motion to approve the Anzick First Minor Subdivision with findings and conditions as amended by the Park County Commission. Commissioner Taylor seconded that motion. Motion passed unanimously.*

Malone opened the floor to public comment. Inman said he has been employed in the planning department for three years, and Borneman did an excellent job with this application. Inman said the process went very smoothly, and he is hopeful other surveyors and applicants can look to the Anzick application as a model.

@10:09:26 a.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

June 10, 2009

Fiscal Year 2010 Levy Matrix

@10:20:10 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Bill Hurley, director of operations; Lani Hartung, finance; Martha Miller, auditor; and Commission Minutes Clerk John Mueller.

The meeting was scheduled to review a Fiscal Year 2010 levy matrix.

Finance Director Lani Hartung reviewed with the Commission a Park County levy matrix for various county budget funds.

@10:25 a.m., Commissioner Taylor exited the meeting to attend an onsite Fleshman Creek Project inspection.

@11:03:59 a.m., the meeting adjourned.

June 10, 2009

10:30 A.M. – Inspection of Fleshman Creek Project – On Site – Commissioner Taylor attended

June 10, 2009

Discussion of Updates to Waste Water Regulations

@2:06:36 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Barbara Woodbury, sanitarian; Shannan Piccolo, deputy county attorney; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss updates to county waste water regulations.

Sanitarian Barbara Woodbury presented updated county waste water regulations to the Commission. Woodbury said she is present to answer questions about changes she made to the regulations and expedite the public hearing process in order to get the regulations adopted. She said the regulations will be posted on the county website for installer review.

@2:29:40 p.m., Taylor made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

June 10, 2009

Discussion of Abandonment of Strickland Creek Road

@3:36:00 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Shannan Piccolo, deputy county attorney; Jerry Brekke, historian; Josh Shepardson, public citizen; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss abandonment of Strickland Creek Road.

Civil Deputy County Attorney Piccolo provided the Commission with a petition for the abandonment of Strickland Creek Road, which she said meets county requirements per her review criteria. Piccolo said Clerk and Recorder Nelson's review of the petition showed the petition as incomplete due to a lack of landowner notification.

The petition for abandonment describes the road to be abandoned as "That portion of Strickland Creek Road, both as platted and as built, beginning at the roadway entry to the Thronson property in the NE ¼ of Section 24, Township 3 South, Range 8 East, M.P.M., and running westerly onto the real property of Ranch Heritage Landscape Corp. in Sections 13 and 14, Township 3 South, Range 8 East to the point where the road dead ends on the real property of Ranch Heritage Landscape Corp.

There was discussion about how the petition relates to two state sections in the vicinity of Strickland Creek Road.

Commissioner Taylor made a motion to reschedule a meeting when the petition meets said deficiencies. Commissioner Durgan seconded that motion. Motion passed.

@3:43:16 p.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

June 11, 2009

8:30 A.M. – GPS Training Session – West Room

June 11, 2009

Review Daily Agenda and Correspondence

@8:35:51 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Bill Hurley, director of operations; Raea Morris, Commission executive assistant; and Commission Minutes Clerk John Mueller. No public comment made.

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

Correspondence included:

- Memo from undersheriff re. mandatory training attendance
- Memo from Road Crewman Fletcher re. June 11 road crewman work schedules
- Memo from Livingston Area Chamber of Commerce re. bank scam
- Memo from BLM re. shooting restriction in north hills above Helena - To Commissioner Taylor for review
- Memo re. June 15 Shields Valley Watershed Group meeting - To Commissioner Taylor for review
- Memo from Sheriff re. jail inmate report ending March 2009
- Memo from Gateway Hose Company re. proposed FY '10 budget
- Memo from state DES re. \$89,477 state reimbursement for Park County costs for removal of 9th Street Bridge
- Citizen memo re. illegal dumpers at Trail Creek green box site
- Application to abandon Smith/Jesson Road
- Memo re. proposed moratorium on development in donut area of Meigs Road and Pivot Point Subdivision
- Memo from Tri County Network re. Park County support against domestic and sexual violence - A meeting will be scheduled
- Memo from DES Coordinator re. June 22 preparedness course in Billings
- Memo from clerk and recorder re. county road abandonment petition
- Agreement between county and PCRFD#1 re. exchange of services and signed agreement for county attorney advice to both parties. Commissioner Durgan made a motion Piccolo understands the Commission is okay with the county attorney advising both parties. Commissioner Taylor seconded that motion. Motion passed.

Commissioner Malone reviewed his notes from the June 5 MACo meeting. Malone said the Commission needs to change its bridge priority ranking; review county attorney compensation; said 911 funds cannot be used for dispatch 911; and an issue with inmate insurance was discussed.

@8:59:23 a.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

June 11, 2009

Discussion of Energy Efficiency and Conservation Block Grant Program

@9:38:50 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Lori Benner, Nittany Grantworks; Shannan Piccolo, deputy county attorney; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss an energy efficiency and conservation block grant program.

Lori Benner of Nittany Grantworks said Park County will receive a direct allocation of stimulus funds totaling \$67,100. Benner said the county must go through the regular grant process with the U.S. Department of Energy to receive those funds. Benner said the object is to promote the conservation of energy and funds can be used in any of 14 ways, including development of an energy efficiency and conservation strategy; technical consultant services; residential and commercial building audits; financial incentive programs; energy efficiency retrofits; energy efficiency and conservation programs for buildings and facilities; development and implementation of transportation programs; developing building codes and inspections; implementing distributed energy resource technologies including heating and cooling systems; traffic signals; street lighting; energy efficiency technologies on government buildings including solar and wind energy; and any other appropriate activity. Benner said the money can match other grant funds.

Commissioner Taylor said the county could use the funds to upgrade an HVAC system at the museum. Commissioner Malone said the county could use a portion of the funds to improve the fairgrounds exhibit building heating system or insulation.

Benner said she will talk with the museum director and obtain a price quote to upgrade the museum HVAC system and report back to the Commission.

In other discussions, Benner said FEMA officials determined the Fleshman Creek Restoration Project will require a full Environmental Assessment at a June 10 onsite project assessment.

@10:09:20 a.m., Taylor made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 11, 2009

10:00 A.M. – Local Emergency Planning Committee – Community Room

June 11, 2009

Conference Call with Union Representative to Discuss Negotiation for Sheriffs' Office

@11:07:56 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Allan Lutes, sheriff; Scott Hamilton, undersheriff; Shannan Piccolo, deputy county attorney; Rick D'Hooge, union representative (via telephone); and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss negotiations for the sheriff's office.

Teamsters Union Representative Rick D'Hooge asked Undersheriff Hamilton to review whether county deputy vacation and longevity pay were correctly applied in regards to a filed grievance. Hamilton said union members need to look at payroll and sheriff's salary

records and dates to confirm worksheet pay information submitted by D'Hooge. D'Hooge said he will submit an email request the teamsters union complete that action.

D'Hooge asked Sheriff Lutes to review whether his worksheet pay figures are correct.

A meeting between sheriff's office personnel and the teamsters union was set for June 25 at 11 a.m., in the courthouse.

@11:30:35 a.m., the telephone conversation ended.

@11:59:24 a.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 11, 2009

Personnel Meeting

@1:35:24 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Barbara Woodbury, sanitarian; Jill Ouellette, HR; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to address a personnel issue.

Sanitarian Barbara Woodbury requested the meeting be closed to the public. Commissioner Durgan made a motion to close the meeting to the public. Commissioner Taylor seconded that motion. The meeting closed.

@2:23 p.m., the meeting adjourned.

June 11, 2009

Consider Approval of Open Cut Mining Agreement

@2:35:07 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Shannan Piccolo, deputy county attorney; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to consider approval of an open cut mining agreement.

Commissioner Malone said the agreement reads in part the road supervisor recommends entering into the agreement for gravel extraction off Mission Creek Road approximately one mile south of Interstate 90 and one-half mile to the west of Mission Creek Road for \$.80 per ton or \$1.20 per cubic yard to be measured by Park County. Malone said the deputy county attorney reviewed and approved the agreement for legalese.

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

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

June 11, 2009

Consider Approval of RYO Correctional Facility Contract

@3:35:30 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Allan Lutes, sheriff; Jay O'Neil, jail; Shannan Piccolo, deputy county attorney; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to consider approval of an RYO Correctional Facility contract.

Commissioner Malone said the contract reads in part the per diem rate for housing youth offenders at the RYO facility will not change for 2010 and will remain at \$226.60. Deputy County Attorney Piccolo said she reviewed and approved the contract for legalese.

Commissioner Taylor made a motion to accept the contract from RYO. Commissioner Malone seconded that motion. Motion passed.

@3:44:09 p.m., Taylor made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 12, 2009

8:30 A.M. – Review Daily Agenda and Correspondence – Commissioners Chambers – Canceled due to Commissioners' schedules

Marty Malone  
Chairman, Park County Commission  
Park County, Montana

Denise Nelson  
Clerk & Recorder  
Park County, Montana