

Park County Commission Meeting Minutes
Week of June 28 – July 2, 2010
Park County, Montana

June 28, 2010

8:30 A.M. - Board of Directors Meeting- Helena, Montana – Commissioner Taylor attended

June 28, 2010

Review Daily Agenda, Correspondence and Briefing on Current County Projects

@9:01:12 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Raea Morris, executive assistant; Tara Eddy, citizen; and Commission Minutes Clerk John Mueller.

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

Correspondence included:

- Memo from road supervisor re. pictures of Main Boulder Road
- Memo re. county employee of the quarter
- Memo from City of Livingston re. proposed city walking trail
- Memo from Teamsters Union re. selection of mediator
- Memo re. Compensation Board meeting availabilities
- Citizen memo re. weed management in Livingston - To Commissioner Durgan for review
- Memo re. Gardiner Sheriff's Office air quality issue
- Memo re. June 16 Livingston Community Trust meeting minutes

Citizen Tara Eddy said she has issues with the Park County Tax Appeal Board that need to be cleared up regarding her personal property tax appeal hearing on May 24, 2010. Eddy said the board chairman was late to the hearing, and she felt he was not willing to take ample time to hear her appeals. Eddy explained her issue with three duplex appeals that were dismissed by the tax appeal board chairman and said she does not feel she should have to spend the time and money to appeal to the state level when the county tax appeal board is a local avenue to address personal property tax appeals. Eddy said she would like Chairman Randy Schumacher removed from the county tax appeal board. She said she was asked rental information by the tax appeal board and Department of Revenue and told them she did not know how much she rents the properties in question for. Eddy said she does not think that information is the business of those two entities.

Commissioners Durgan and Malone said the state Department of Revenue trains county tax appeal boards and the appropriate appeal process may be through the state tax appeal board. The Commission said it will talk to the Department of Revenue about the matter.

In other discussion, Durgan said Merrill Lane did not get patched to the end, big holes remain in that road and the road crew needs to follow-up to complete work there.

@10:10:08 a.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 28, 2010

9:00 A.M. - Fleshman Creek Discussion - East Room

June 28, 2010

Review of Minutes for Week of June 21, 2010

@1:03:41 p.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 review Commission meeting minutes for the Week of June 21, 2010.

Commissioner Durgan requested a revision to Page 3 of 12 noting the correct spelling of Bruce "McLeod."

Commissioner Malone requested a revision to Page 3 of 12; first full paragraph, the last sentence should read, "The Commission said Hill Road serves no purpose to Park County residents at this time, and the county would have to put in a new bridge if the road were not abandoned."

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

@1:07:35 p.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 28, 2010

1:00 P.M. – Maintenance Department Update – Commissioners Chambers – Canceled due to scheduling conflicts

June 28, 2010

Concerned Citizens v. Park County Litigation Strategy

@1:30 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Shannan Piccolo, civil deputy county attorney; Brett Linneweber, county attorney; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss litigation strategy for Park County versus Concerned Citizens.

Commissioner Durgan made a motion to close the meeting to the public for litigation strategy. Commissioner Malone seconded that motion. Motion passed.

@1:45 p.m., the meeting adjourned.

June 28, 2010

Request from Solid Waste Board for RFB for Fence Construction at Chico Green Box Site

@2:33:57 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Shannan Piccolo, civil deputy county attorney; Bill Moser, Solid Waste Board; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss a request from the Solid Waste Board for a request for bids for a fence at the Chico green box site.

Solid Waste Board Member Bill Moser said the Solid Waste Board (SWB) feels the county needs to take a step toward public relations, and one way to do that is to cut down on the amount of blowing trash in the Pray Flats. Moser said the SWB is asking the Commission to obtain bids for design and construction of a fence at the Chico green box site to determine the feasibility of constructing a fence to catch blowing trash. He said the winds blow south to north and trash is blown from green boxes when they are lifted by the trucks during the dumping process. Moser said putting a 200- to 210-foot long, 10-foot high fence on top of a manmade berm with a chicken-wire catch at the top at the Chico site should catch over 90-percent of the blown trash. Moser said the fence would also decrease costs of picking up trash.

Moser said a 4-H club collected five large bags full of grocery store bags from the Pray Flats. He said lids were considered for the Chico green box sites to eliminate blowing trash, but they do not work because some citizens using the boxes are elderly and too short to reach the boxes.

Commissioner Malone said the Commission will consider the request.

@2:49:49 p.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 29, 2010

8:30 A.M. – Board of Directors Meeting – Helena, Montana – Commissioner Taylor attended

8:30 A.M. - Daily Correspondence/Agenda & Briefing on Current County Projects-
Commissioners Chambers – Canceled due to commissioner schedule

June 29, 2010

County Road Updates

@9:17:25 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Ed Hillman, road; 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 updated the Commission on recent road issues. Hillman said stringers are starting to break on the West Boulder Bridge and that bridge will need repaired; the road crew is patching Duck Creek Road with hot mix today; a construction truck had to ford Soda Butte Creek in Cooke City because the bridge to the transfer station does not have a high enough load limit; the road crew straightened a culvert on Fiddle Creek Road damaged by a trailer; and traffic counters were ordered on June 28.

There was discussion about a mower that may be purchased for roadside mowing and patching a culvert sink in the Pine Creek cutoff road. Commissioner Durgan asked if Troy Amunrud smoothed around Smith's green boxes. Hillman said Amunrud just returned from vacation and he did not have enough employees to run Amunrud's grader while Amunrud was on vacation.

Commissioner Malone asked Civil Deputy County Attorney Shannan Piccolo to research the worth of the county's property adjacent to the Rocky Mountain Campground in Gardiner.

@9:39:54 a.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 29, 2010

Human Resources Updates

@9:40:52 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Jill

Ouellette, human resources; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss activities in the Human Resources Department.

Human Resources Analyst Jill Ouellette provided the Commission with documents for signature and review, including a deputy sheriff longevity adjustment; change of status forms for a deputy coroner, sheriff's deputy voluntary resignation and exit interview, FMLA leave request, and hours increase for a Community Development Department employee. Ouellette said she proofread a sheriff's contract; reviewed a complaint from PACE agency aides; addressed issues with lost MPERA membership cards; completed road department interviews; addressed uniform allowance and election pay line payroll errors; posted worker's compensation posters; addressed employee sick grant gifts; addressed concerns with PCRFD#1; and employee ergonomics assessments were completed and she is awaiting a summary report.

Commissioner Malone asked Ouellette to address an issue of carryover time for an employee who recently moved to exempt status.

@10:02:16 a.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 29, 2010

Discussion of Budget FY2011

@10:15:00 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Lani Hartung, finance; Martha Miller, auditor; Philip Fletcher, community development; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss the county's Fiscal Year 2011 budget.

Finance Director Lani Hartung said there has been a lot of adjustments to department/office budgets. Hartung said the museum received a \$14,000 grant, which will increase the Yellowstone Gateway Museum budget.

Hartung said CSA offered the county a bill of \$1,200 to update the county software packages. She said she talked to the GIS/IT Department about budgeting for the updates, and that department was reluctant to do that and start a precedent of all software updates being paid for by the GIS/IT Department. Hartung said all departments receiving updates are in the general fund, so she recommends budgeting all updates through the accounting department to avoid confusion.

Hartung said the Victim/Witness grant was under-budgeted and emailed County Attorney Linneweber as to whether a budget amendment is necessary. There was discussion about all county grants being reviewed by the county Grants Review Committee.

Hartung asked how to budget payroll for an open IT Manager position and a current GIS/IT employee. The Commission directed Hartung to fund Erica Hoffman from the GIS budget and an IT Director position will be paid out of the IT budget.

Hartung said she suggests establishing Fund #2929 to hold Flesman Creek Restoration Project funds.

There was discussion about the road department budget and purchase of a DuraPatcher machine for an outright \$37,000. Malone said the road department needs to buy a new mower as well. The Commission said the mower will be bought outright for \$13,000 and \$10,000 will be put down on the DuraPatcher with five annual payments and 2.1 percent interest.

Hartung said the Commission needs to decide on whether to accept new timesheet forms with time-in/time-out line items. Hartung said the new timesheets would help clarify hours employees work. The Commission asked Hartung to give a copy of the timesheet to its executive assistant for recording in the daily correspondence log.

@10:55:15 a.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 29, 2010

Discussion of a County Cell Phone Policy

@11:04:08 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Lani Hartung, finance; Martha Miller, auditor; Jill Ouellette, HR; Raea Morris, executive assistant; Scott Hamilton and Doug Wonders, sheriff's office; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss a county cell phone policy.

Commissioner Malone said auditors Oleness and Associates made a finding Park County does not have a cell phone policy per IRS requirements, and the Commission directed Finance Director Lani Hartung to draft a cell phone policy to address that issue. Malone said the meeting was scheduled to initiate the process of establishing a countywide cell phone policy, and the county attorney requested to review the draft policy prior to it being adopted by the Commission. He said the Commission has received the draft policy, county departments and offices are reviewing it to see if it meets departmental needs and the county plans to have it adopted prior to rewriting the county employee handbook.

Human Resources Analyst Jill Ouellette said countywide policies should follow normal policy channels and need to be included in the employee handbook.

@11:17:01 a.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 29, 2010

Discussion of Accounting Clerk Budgeting FY2011

@11:34:56 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Lani Hartung, finance; Noreen Berg, finance; Martha Miller, auditor; Jill Ouellette, HR; Raea Morris, executive assistant; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss Accounting Clerk Position budgeting for Fiscal Year 2011.

Commissioner Malone said he suggested Finance Director Lani Hartung submit written justification to the Commission as to why she is requesting the Accounts Payable (AP) Clerk position be increased from three-quarter- to full-time. Finance Director Lani Hartung said she submitted an email to the commissioners containing such justification. Hartung provided her rationale for requesting AP Clerk Noreen Berg be moved from a three-quarter-time employee to a full-time employee, which included Berg be cross-trained to take on additional workload, and the accounting department taking on asset management efforts.

Malone said he understood the AP Clerk would focus half-time on accounts payable work. Hartung said she never suggested the AP Clerk position be a half-time position. Commissioner Durgan said he definitely remembers Hartung quoting the fact the AP Clerk is a half-time position in a previous meeting. He asked why Hartung or Assistant Finance Director Marilyn Hartley cannot deal with additional duties Hartung said the accounting department has assumed.

Malone said he does not have any problem with the request, but specific duties need to be listed regarding who does what in the accounting department if a quarter-time is added to the AP Clerk position. Malone asked Hartung to provide the Commission with justification of how asset management duties will be assumed and addressed by the accounting department or what type of system can be set up to address asset management efforts.

Auditor Martha Miller said there may be areas in which AP work can be reduced on a monthly basis and such areas should be identified, such as possibly paying claims quarterly instead of monthly, but that would require courthouse-wide cooperation. Berg said errors on claims, which falls to the accountability of department heads and elected officials, is the greatest drain on her time. Miller said that issue needs to be brought up by the Commission at a department head meeting. Berg said three-quarter time is a stretch for the AP Clerk position and she sees areas where she can help out in an extra 10 hours a week.

@12:01:28 p.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 30, 2010

8:00 A.M. – Tax Appeal Board – Community Room

June 30, 2010

Review Daily Agenda, Correspondence and Briefing on Current County Projects

@8:30 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Raea Morris, executive assistant; Lani Hartung, finance; Erica Hoffman, GIS/IT; and Ed Hillman, road supervisor. No public comment made.

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

Correspondence included:

- Memo re. Interoperability Montana
- Memo re. Certificate of Liability Insurance for Cooke City Water District
- Memo from Nittany Grantworks re. news release
- Memo re. FY 2011 entitlement share figures
- Memo from Teamsters Union re. cell phone and GPS usage and contract
- Confidential legal advice to Commission from county attorney's office
- Memo from City of Livingston re. picking up garbage
- Memo re. federal funds for Fleshman Creek Restoration Project
- Memo from Stafford Animal Shelter re. funds
- Memo from Surveyor Hank Rate re. Hill Road abandonment

Road Supervisor Ed Hillman said the road crew started patching Duck Creek Road on June 29. Hillman said he estimates a cost between \$30,000 and \$35,000 over 10 days to repair Rock Creek Road. He said the Crazy Mountain Ranch will assist in paying for that road work. Hillman said Trail Creek is currently being graded.

Finance Director Lani Hartung provided the Commission with a proposed employee timesheet with in and out time lines.

Erica Hoffman, GIS/IT, said she will be working after hours for fax machine cutovers on July 7.

@9:10 a.m., Taylor made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

June 30, 2010

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

June 30, 2010

Opening of Proposals for HVAC Maintenance Work

@10:00 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; Philip Fletcher, community development; and Raea Morris, executive assistant. No public comment made.

The meeting was scheduled to open proposals for Heating, Ventilation and Air Conditioning (HVAC) maintenance work.

Community Development Director Philip Fletcher said a large amount of work will be completed on the courthouse HVAC system, particularly replacing heating units as part of an energy efficiency retrofit grant, and the county does not want to duplicate efforts.

Commissioner Malone said one proposal was submitted to the county clerk and recorder's office prior to the deadline date from Rick's Refrigeration in the amount of \$1,915 for filter changes every three months and other quarterly checks and maintenance. Malone said he will recuse himself from a vote on the issue due to a family relation with the applicant.

The Commission asked Civil Deputy County Attorney Piccolo to review the proposal.

@10:12:15 a.m., Taylor made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

June 30, 2010

Public Hearing for Budget Amendment for Appropriations FY2010 for the Gardiner 5A, Crime Victims, and Rodent Funds

@11:30 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; and Scott Hamilton, Sheriff's Office. No public comment made.

The meeting was scheduled as a public hearing for a budget amendment for appropriations for Fiscal Year 2010 for the Gardiner 5A, Crime Victim's and Rodent Funds.

Finance Director Lani Hartung said appropriations need to be made to two additional funds, Missouri River Drug Task Force (MRDTF) and Victim Witness funds.

Commissioner Taylor made a motion to increase the Gardiner 5A Fund by \$16,650; Crime Victim's Fund by \$14,625; Victim Witness Fund by \$15,023; MRDTF Fund by \$1,750 and Rodent Fund by \$326. Commissioner Durgan seconded that motion. Motion passed.

@11:40:45 p.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

June 30, 2010

Signing of Youth Correctional Services Agreement

@1:30 p.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present was Shannan Piccolo, civil deputy county attorney. No public comment made.

The meeting was scheduled to sign a youth correctional services agreement.

Civil Deputy County Attorney Shannan Piccolo said the agreement is an annual contract with Reintegrating Youthful Offenders (RYO) for \$231.15 per day.

Commissioner Durgan made a motion to accept the contract for youth correctional services with RYO. Commissioner Taylor seconded that motion. Motion passed.

@1:32:30 p.m., Taylor made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

June 30, 2010

Discussion/Decision with Compensation Board

@3:00 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; Denise Nelson, clerk and recorder; June Little, clerk of court; Jill Ouellette, human resources; Philip Fletcher, community development; Steve Woodruff, citizen member; Hannibal Anderson, citizen member; Chuck Donovan, citizen. No public comment made.

The meeting was scheduled to consider a decision on potential wage increases for county elected officials with the compensation board.

The Commission opened the floor to comment from the Park County Compensation Board. The Commission said this year's Consumer's Price Index figure is a negative number, which means a Cost of Living Adjustment (COLA) would technically be a negative number.

County Attorney Brett Linneweber said he recommends either a freeze or a minimal increase to wages. Linneweber said some counties are resorting to layoffs and he would

rather freeze wages than lose personnel. Linneweber said he is also speaking on behalf of Sheriff Allan Lutes, who is out of the office at the time. He said he also recommends no new permissible wage increases for specific elected officials and no new longevity increases be granted, but suggests the Commission does not cut discretionary funds.

Clerk and Recorder Denise Nelson said she does not believe elected officials should receive an increase if employees will not receive them.

Commissioner Taylor said with Payment in Lieu of Taxes (PILT) drying up and a -0.4 Consumer Price Index he cannot see offering raises and everyone should stay flat. Taylor said times are tough and the Commission is trying to be as conservative as it can.

Commissioner Malone said the county remains solvent and is in the black, but his personal opinion is to leave an x-amount of dollars in the PILT fund. Malone said he suggests the Commission keep wages flat, but keep options open for employees whose job descriptions have significantly changed. Nelson said she thinks such increases should be reasonable, because they affect employee morale.

County Attorney Linneweber made a motion the Compensation Board recommend the wage schedule remain at the same level as last year. Clerk and Recorder June Little seconded that motion. Motion passed.

@3:24 p.m., the meeting adjourned.

July 1, 2010

Review Daily Agenda, Correspondence and Briefing on Current County Projects

@8:33:37 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Raea Morris, executive assistant; Shannan Piccolo, civil deputy county attorney; Erica Hoffman, GIS/IT; Liz Suniga, Granite Enterprises; 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 Koontz Construction re. invoice
- Memo re. Arch Park permit
- Memo re. privacy laws and rural addressing
- Memo from county historian re. invoice
- Memo from health insurance committee
- Memo from HR re. open enrollment figures
- Memo from community development director re. hazard mitigation issue

Erica Hoffman, GIS/IT, said Cerium Networks is requesting return of \$6,000 per a contract with the county. Hoffman read an email from Bill Junkermier of Cerium into the record, which stated, in part, returned telephones are in bad condition, Cerium completed installation of phones and the phone project without issues, Cerium tested the network on remote offices before they were implemented, and Park County did not contact Cerium about issues before engaging the county attorney's office. Hoffman each of those statements is false.

Commissioner Durgan said the county needs to respond to misrepresentations in Cerium's email message. Civil Deputy County Attorney Shannan Piccolo said the county needs to determine how much the telephones are worth.

@8:59:40 a.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

July 1, 2010

Signing of Granite Contract for IT Services

@9:08:23 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; Erica Hoffman, GIS/IT; Liz Suniga and Bill Procnier, Granite TCS; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to sign a contract with Granite TCS for IT services.

Liz Suniga of Granite TCS said the proposed contract includes changes to flexibility of hours and days Granite will work, going from seven maximum hours a day to six hours.

Commissioner Taylor made a motion to accept the contract with Granite TCS for IT services. Commissioner Durgan seconded that motion. Motion passed.

@9:18:20 a.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

July 1, 2010

Consideration of Applications for Solid Waste Board Position

@9:34:04 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 applications for an open Solid Waste Board seat.

Commissioner Malone said one application was received from Citizen Allan R. Carter. Commissioner Durgan said he will recuse himself from all discussion and voting for this application or appointment, as Mr. Carter is his brother-in-law.

Commissioner Taylor made a motion to appoint Allan Carter to the board. Commissioner Malone seconded that motion. Motion passed.

@9:36:29 a.m., Taylor made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

July 1, 2010

Signing of Contract with Public Health for Maternal and Child Health Block Grant

@10:05:55 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; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to sign a contract with Public Health for a maternal and child care block grant.

Commissioner Malone said the contract will provide Park County with \$4,326 per quarter. Finance Director Lani Hartung provided the Commission with dollar amounts of the grant from previous years.

Commissioner Durgan made a motion to postpone a decision on the matter to confer with Public Health Nurse Suzanne Brown. Commissioner Taylor seconded that motion. Motion passed.

@10:17:57 a.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

July 1, 2010

Signing of Wilsall Easement Agreement with Montana Rail Link

@10:32:19 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Shannan Piccolo, civil deputy county attorney; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to sign an easement agreement with Montana Rail Link.

Civil Deputy County Attorney Shannan Piccolo said a county road in Wilsall does not currently have an easement across a Montana Rail Link railway line. Piccolo said she has reviewed the contract, which contains a construction and easement agreement.

Commissioner Taylor made a motion to sign the agreement to provide Wilsall residents access across the rail line. Commissioner Durgan seconded that motion. Motion passed.

@10:34:00 a.m., Durgan made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

July 1, 2010

Consider Decision on Nittany Grantworks FY 2011 Contract

@11:01:43 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; Kristen Wester, Nittany Grantworks; Philip Fletcher, community development; Paul Shea, YGM; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to consider a decision on a Nittany Grantworks contract for Fiscal Year 2011.

Kristen Wester of Nittany Grantworks said she sent a proposal to the Commission in the amount of 20 hours per month not to exceed \$14,400 for the next fiscal year for Fleshman Creek Restoration Project grant funding administration and to seek additional grant funding.

Community Development Director Philip Fletcher said he thinks it is extremely cost efficient to the county for Nittany to continue seeking grant funding and recommends Nittany continue to do so on a contractual basis, but contract language regarding grant funding administration needs to be reviewed in order to avoid duplication of efforts.

Commissioner Malone said the accounting department has requested to move a three-quarter-time employee to a full-time employee, in part, to assist with Fleshman Creek Project administration, and he has an issue with paying an outside entity \$60 an hour for such services. Malone said the county has a grants review committee to review grant applications and facts of each grant application and situation. He said he thinks the county needs the flexibility to appoint certain grant duties to county employees or to Nittany, and he does not like to give Nittany a flat rate each month. Wester said Nittany would continue to provide the county with detailed invoices.

Commissioner Durgan made a motion to make up a new contract with Nittany Grantworks for \$60 per hour not to exceed 240 hours for the next fiscal year. Commissioner Taylor seconded that motion. Motion passed.

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

July 2, 2010

Daily Correspondence/Agenda & Briefing on Current County Projects

@8:33:11 a.m., Chairman Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Raea Morris, executive assistant; and Commission Minutes Clerk John Mueller. No public comment made.

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

Correspondence included:

- Memo from civil deputy county attorney
- Memo from community development director re. Gardiner sidewalk project design
- Memo from MACo re. loss run - To Commissioner Durgan for review
- Memo re. July 12 Angel Line Board agenda
- Memo re. July 12 Park County Environmental Council proposed meeting - To Durgan for review
- Memo re. June 30 hail damage to county property
- Memo from Community Development Director re. July 19 Land Commission meeting
- Memo re. Lahren boundary relocation application findings of fact
- Memo from county attorney's office re. July 19 training
- Memo re. mower bid for \$9,100
- Memo re. July 12 Community Networking meeting - To Commissioner Malone for review

@8:46:35 a.m., Taylor made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

July 2, 2010

Litigation Strategy for Wage and Hour Claim

@9:00 a.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; and Shannan Piccolo, civil deputy county attorney. No public comment made.

The meeting was scheduled to discuss litigation strategies for a wage and hour claim.

The Commission closed the meeting to the public to discuss litigation strategy.

@9:20 a.m., the meeting adjourned.

Marty Malone
Chairman, Park County Commission
Park County, Montana

Denise Nelson
Clerk & Recorder
Park County, Montana