

Park County Commission Meeting Minutes
Week of February 14 – 18, 2011
Park County, Montana

February 14, 2011

Daily Correspondence/Agenda and Briefing on Current County Projects

@8:31:58 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Raea Morris, executive assistant; Lani Hartung, finance; and Commission Minutes Clerk John Mueller. No public comment made.

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

Correspondence included:

- Memo re. Shields Valley Senior Citizens expenditure report
- Memo re. Feb 21 Montana Meth Project in Helena
- Memo re. Feb 24 superintendent welcoming
- Memo from NACo re. Forest Service planning

Commissioner Malone said local legislators agreed to hold weekly telephone update meetings with the Commission to discuss current legislative issues.

Finance Director Lani Hartung said she wants to replace 400+ light bulbs for the entire courthouse building as part of a retrofit grant. She said she needs to verify with the civil deputy county attorney whether she can purchase bulbs and have county maintenance personnel install them and she will provide the Commission with a purchase order.

@8:50:26 a.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

February 14, 2011

Review of Minutes for Weeks of January 31 and February 7, 2011

@10:01:00 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor 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 Weeks of January 31 and February 7, 2011.

Reviewing meeting minutes for the Week of January 31, 2011, Commissioner Malone requested a revision to Page 6 of 18; third from last paragraph, the first sentence should read, "MSU Extension Agent Tracy Mosley said she and Mary Anne Keyes were trained to teach farm and ranch risk management workshops and she would like to put on another small acreage workshop this spring." On Page 12 of 18; fourth paragraph, the second sentence should read, "Hillman said he does not know exactly how many miles of road the county maintains."

Commissioner Taylor requested a revision to Page 12 of 18; second paragraph, the fourth sentence should read, "Hillman said each road crewman fills out daily timesheets, but the Commission would like to know the distance of road each crewman maintains each day." On Page 13 of 18; first full paragraph, the first sentence should read, "Citizen Jim Taylor said the maintainer in the Shields is at the shop and off the job by 3:30 each afternoon and drives the road grader back to the shop each evening."

The Commission made no corrections to minutes for the Week of February 7, 2011.

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

@10:06:08 a.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

February 14, 2011
Personnel Meeting

@10:31:17 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Jill Ouellette, HR; Erica Hoffman,; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to address a personnel issue.

GIS/IT Manager Erica Hoffman requested the meeting close to the public. Commissioner Durgan made a motion to close the meeting to the public. Commissioner Malone seconded that motion. The meeting closed to the public.

@11:00 a.m., the meeting adjourned.

February 14, 2011
Personnel Meeting

@11:30:53 a.m., Chairman Taylor 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; Jill Ouellette, HR; Mike Inman, Jeri

Stevens and Philip Fletcher, community development; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to address a personnel issue.

Senior Planner Mike Inman requested the meeting close to the public. Commissioner Durgan made a motion to close the meeting to the public. Commissioner Malone seconded that motion. The meeting closed to the public.

@12:00 p.m., the meeting adjourned.

February 14, 2011

Signing of Resolution to Update State Surplus Purchase Authority

@1:09:11 p.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present was Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to sign a resolution to update state surplus purchase authority.

Commissioner Taylor said the agreement with Montana Surplus Property would give Commissioners Durgan, Malone and Taylor, Road Supervisor Ed Hillman and Clay Williams, weed/junk vehicle, purchase authority for surplus items from the state as authorized agents.

Commissioner Malone made a motion to sign the agreement with Montana Surplus Property. Commissioner Durgan seconded that motion. Motion passed.

@1:10:12 p.m., Malone made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

February 14, 2011

Consider Decision on Public Opinion Poll Request from Parks and Recreation Board

@1:32:18 p.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Hillary, Taylor, Parks Board; Philip Fletcher, community development; Wes Venteicher, Livingston Enterprise; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to consider a public opinion poll request for expenditures from the Parks and Recreation Board.

Community Development Director Philip Fletcher said the Parks and Recreation Board decided it should find out what county citizens want regarding parks and recreation

before it adds anything to its work plan. He said the board is working with the MSU Political Science program and the National Park Service to put together an information gathering survey to update the public opinion surveys completed four or five years ago. He said requested funds are a not-to-exceed amount and will pay for printing and distribution of the surveys, and surveys will help update the growth policy chapter on parks and recreation.

Parks Board Member Hillary Taylor said a 2004 and 2005 city/county trails plan and survey included only donut area and city residents, and the Parks Board now wants to capture citizens in outlying towns. She said the requested funds will pay for interviewing of key informants, writing of the survey, survey management via Survey Monkey, survey data analysis, and a survey report. She said MSU class will work on the survey this semester and have a report to the board by May 15. Taylor said she wants to determine what citizens want, need, are willing to pay for, and what they are happy with now regarding county parks and recreation resources. She said the Parks and Recreation Board voted to spend up to \$2,000 for mailing.

Commissioner Malone made a motion to allow Mrs. Hillary Taylor to do the survey with a monetary expenditure from the Park County Parks Fund not to exceed \$2,000. Commissioner Durgan seconded that motion. Motion passed.

@1:43:51 p.m., Malone made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

February 14, 2011

Consider Decision on Scope of Services for Updates of Solid Waste Plan

@2:02:05 p.m., Chairman Taylor 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; Wes Venteicher, Livingston Enterprise; Citizens Edith Mundell, Alice Hartman, Garry Cotant, Jim Hunt, Bruce Martin, Dick Juhnke, Allen Carter, Bob Currie and Courtney Lawellin; Bell and Associates representatives (via telephone); and Commission Minutes Clerk John Mueller.

The meeting was scheduled to consider a decision on the scope of services for updates to a county solid waste plan.

Civil Deputy County Attorney Shannan Piccolo said the purpose of the meeting is to clarify the scope of services Bell and Associates is to perform before it starts work on a county solid waste plan update.

Bell and Associates representatives asked the Commission and Piccolo questions about the scope of services and other logistical issues, such as a main point of contact, the role of the county Solid Waste Board, the Zia Report, the City of Livingston's interest in partnering with the county for refuse services, the goals of the Park County Concerned

Citizens (PCCC) group, whether the county can provide recycling materials data, incineration and co-generation interests, history behind Livingston's former incinerator shutdown, expressed interests from outside counties and municipalities in providing refuse volume for a Park County incinerator, and the capacity of the Logan Landfill.

Piccolo addressed representatives with questions from the county. Piccolo asked if the time Bell and Associates allocated to incineration analysis in its proposal is sufficient and asked how the number of hours was reached.

Solid Waste Board Member Bob Currie said he is interested in a package proposal from Bell and Associates addressing potential incineration with and without cogeneration that Livingston can compare with other data. He said he would like clarification on incineration and incineration with co-generation with electric production, as currently not enough information exists and he has no concept for a site plan, flow plan, operating costs, and ash production and removal. He said the county also needs help generating a good understanding of incineration requirements and the permitting process.

A Bell and Associates representative said looking at only incineration in dealing with Park County's solid refuse is one way to approach the study update, but that is not how the RFP reads and not how his firm put together its proposal. Commissioner Taylor said the county does not want a study that puts so much attention toward incineration that all other solid waste management options are dropped.

PCCC Attorney Courtney Lawellin said neither the county nor public could make a reasonable rational decision as to whether incineration is a viable solid waste management tool for Park County based on what was in the first Zia Report. Lawellin said the PCCC felt the incineration portion of the Zia Report was inadequate and thus could not compare it to other options.

A Bell and Associates representative said volume of refuse in Park County is a concern with incineration and robust air quality and ash management requirements exist, so he thinks the proposal may be short on hours on incineration. He said he would like to submit some new numbers for the proposal flushed out in detail with added time to the incineration portion than currently exists. Currie said the county needs to know how low of a refuse volume exists, as such would be clarifying information.

Piccolo said the county needs to fully fulfill its settlement agreement with PCCC, and the purpose of the report update is to find the best solution for Park County, incineration or not.

Community Development Director Philip Fletcher said he would like to use the study as part of an update to the solid waste section of the county growth policy and capital improvements program, thus he is interested in some level of looking at other waste management options that can be eliminated.

PCCC President Dick Juhnke said he is looking for a long-term solution and he hopes to get the issue of having incineration in Park County to a public vote. Lawellin said the citizens need to know if a capital outlay will pay off to them over time, as well as viable options into the future. Piccolo said the Commission may have to fund a vote on the issue of county incineration depending on how the report comes back.

A Bell and Associates representative said the firm will resubmit a proposal for Piccolo's review expanding the scope of work on incineration analysis and EPA regulation evaluations in order to address capital and long-term costs. The representative said other forms of disposal will be included in the study, but an emphasis will be placed on incineration costs. He said the firm looks at 20 to 25 year fluxes on incineration because it takes that long to pay off such a system.

Citizen Jim Hunt said some citizens need to attend public meetings to comment appropriately. Commissioner Taylor said the Commission will extend the public comment period.

A Bell and Associates representative said the firm needs to hear what an economic viable alternative is from the various parties involved. He said that definition must be determined by Park County, as it cannot be determined by the firm. The representative said he does not want to repeat history on the issue with a series of unproductive open meetings in which various options were discussed. He said the public input process needs to be workable and substantive and that happens only when communications are properly structured. He said he suggests establishment of an advisory committee of 10-15 people who would represent every key interest in the county relevant to the situation, and that committee would represent the various stakeholders involved. The representative said a number of committee meetings could be set up to provide structure to channel public input, not limit it. He asked Piccolo to provide the firm with some names for the committee to ensure a good cross section of people. He said Bell and Associates will run all information through the committee for input and comments throughout the process to ensure an open process and that everyone on the committee sees the same information.

@3:14:46 p.m., Durgan made a motion to adjourn the meeting. Malone seconded that motion. The meeting adjourned.

February 14, 2011

3:00 – Local Advisory Committee – Mental Health Drop-In Center – Commissioner Taylor attended

February 15, 2011

Review Daily Correspondence / Agenda and Briefing on Current County Projects

@8:31:35 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were

Raea Morris, executive assistant; Ed Hillman, road; and Commission Minutes Clerk John Mueller. No public comment made.

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

Correspondence included:

- Memo re. Pacific Steel certificate of liability insurance
- Memo re. Feb 23 and 24 Cooke City meeting notices
- Citizen memo re. rural address request
- Memo re. February 21 Montana Meth Project Paint the State reception
- Memo from fire planner re. Cooke City Fire Department
- Memo from fair manager re. Feb 15 fair board meeting
- Memo re. letter to editor
- Memo from 911 Dispatch re. Feb 10 meeting
- Memo from DES Coordinator re. May 5 mandatory training

Civil Deputy County Attorney Shannan Piccolo said she will draft a letter regarding expenditure of Yellowstone River Ranch Estates funds for Commission review.

@8:56:33 a.m., Malone made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

February 15, 2011
County Road Updates

@9:01:49 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Ed Hillman, road; Shannan Piccolo, civil deputy county attorney; Lauren Oswald, Forest Service; Duane Long, citizen; and Commission Minutes Clerk John Mueller.

The meeting was scheduled to discuss county road issues.

Citizen Duane Long said he would like to have an obstruction removed from a county road in the Whispering Pines area. Commissioner Taylor said he supports Civil Deputy County Attorney Shannan Piccolo working on the issue once her time allows and he is not for people blocking public rights-of-way.

Road Supervisor Ed Hillman said the road crew is working on Tom Miner Road from the stone house on up and he viewed roads in the southern part of the county on February 14.

Lauren Oswald of the Forest Service said the Forest Service approved a temporary road closure on Main Boulder Road Mondays through Fridays for a timber harvest project. Oswald said the project is currently a couple miles below Four Mile and the Forest Service is plowing out a parking lot for recreation users. Commissioner Malone said the

Commission decided in January the Park County Sheriff's Office is the first contact to make when a road closure is sought.

Oswald said Forest Service work on the Upper Shields River Road will be finished this summer and the Forest Service would like to visit with the Commission after that time to discuss the county taking over road maintenance. She said the Forest Service would also like to have its engineers meet with the Commission about Emigrant Gulch Road.

@9:37:26 a.m., Malone made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

February 15, 2011

Department Head Meeting

@9:40 a.m., Chairman Taylor called a meeting to order in the Community Room. Present were Commissioners Durgan, Malone and Taylor; Ed Hillman, road; Tracy Mosley, Extension; Clay Williams, weed; Raea Morris, executive assistant; Erica Hoffman, GIS/IT; Ed Barich, superintendent of schools; Paul Shea, YGM; Martha Miller, auditor; Denise Nelson, clerk and recorder; Linda Budeski, justice of peace; Richard Wright, refuse; Belinda Van Nurden, DES; and John Mueller, minutes clerk.

Commissioner Taylor opened the floor to public comment. None made.

Recycle Bin: Executive Assistant Raea Morris said a paper recycling bin will be placed in the downstairs lobby for paper recycling in an effort to reduce courthouse solid waste costs.

Mandatory Training: DES Coordinator Belinda Van Nurden said a mandatory safety training day will be held in the first two weeks of May and will cover slips, trips and falls and proper lifting techniques. She and an employee barbeque lunch may be held that day.

HR and Policy Manual: Commissioner Malone said the Commission will present department heads with a personnel issue at the next Department Head meeting as part of a role playing exercise and department heads will have to determine how to handle the situation. Taylor advised department heads to review their personnel policy manuals in advance of the meeting.

Taylor said specific meetings may be held with department heads to train them on the county's personnel policy and how to address various related issues. He said the best advice is to send personnel immediately to the Human Resources Department for consultation.

Roundtable Discussion of Activities: Department heads and elected officials reported on recent and ongoing activities and projects.

Other Business/Comment: None

The next department head meeting is scheduled for March 15, 2011, at 9:30 a.m.

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

February 15, 2011

10:30 A.M. - Human Resources Updates - Commissioners Chambers – Canceled

1:00 P.M. – RC&D Meeting – Farm Bureau Office, Bozeman – Commissioner Durgan attended

February 15, 2011

Signing of Resolution for Establishment of a Fire Season for 2011

@1:32:45 p.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Shannan Piccolo, civil deputy county attorney; Greg Coleman, county fire planner; Bob Fry, fire warden; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to sign a resolution for establishment of a 2011 fire season.

Fire Warden Bob Fry said he has recommended a year-round burning season from January 1 to December 31. Civil Deputy County Attorney Shannan Piccolo said she made that requested change in the proposed resolution.

Commissioner Malone made a motion to sign Resolution #1092 that establishes a fire season for the 2011 fire season that ends December 31, 2011. Commissioner Taylor seconded that motion. Motion passed.

@1:38:19 p.m., Malone made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

February 15, 2011

Signing of Renewal Application for County Insurance Coverage

@2:00:29 p.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Jill Ouellette, HR; Dan Gutebier, Taylor-Leavitt Insurance; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to sign a renewal application for county insurance coverage.

Dan Gutebier of Taylor-Leavitt Insurance provided the Commission with an application for renewal of the county's insurance policy. There was discussion about the county's insurance policy and coverage.

@2:59:19 p.m., the meeting adjourned.

February 15, 2011

Signing of FAA Grant Application for City/County Airport

@4:03:50 p.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Jerri Miller and Kerry LaDuke, airport board; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to sign an FAA grant application for a city/county airport project.

Airport Board member Jerri Miller said the total project cost is \$3.39 million, and the FFA's portion will be \$3,362,050 with \$176,950 as the airport's share before the Montana Aeronautics Board loans \$77,500 and grants another \$77,500 to the project. She said the airport needs to finance \$98,000 of the project through a low-interest loan through the Montana Aeronautics Board. She said the project will be paid for in FY '12 and '13, the project will take place in July or August and the airport may be closed for one month during construction. Miller said she and LaDuke will present the grant to the city commission at its February 15 meeting.

The Commission signed the grant documents.

@4:16:28 p.m., Malone made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

February 15, 2011

6:30 P.M. – Fair Board Meeting – Fairgrounds Office – Commissioner Durgan attended

February 16, 2011

Review Daily Correspondence / Agenda and Briefing on Current County Projects

@8:31:07 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Raea Morris, executive assistant; Ed Hillman, road; 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 GIS/IT re. Gardiner rural address
- Memo re. October 23 Harvesting Clean Energy conference

- Citizen memo re. Gardiner jail building
- Memo from Park County Community Foundation re. presentation request
- Memo re. \$3,395 Tri-County ducting work invoice

Road Supervisor Ed Hillman said a new snow plow operator in Cooke City did not cooperate with the Park Service so the Park Service will not assist the county any longer in Cooke City. Hillman said the county's 950 loader had engine trouble this morning and a road grader broke down. He said road crewmen are now providing him with mileage of work they complete on routes.

Commissioner Durgan reported on February 15 RC&D and Fair Board meetings.

Commissioner Taylor said a citizen requested work on Deep Creek Bottom Road.

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

February 16, 2011

Status Report/Discussion of the Community Development Department

@9:02:05 a.m., Chairman Taylor 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; Mike Inman, Jerri Stevens and Philip Fletcher, community development; Raea Morris, executive assistant; Chuck Donovan, citizen; and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss activities in the Community Development Department.

Community Development Director Philip Fletcher said the meeting was put on the agenda because he held a staff meeting with department staff Jerri Stevens and Mike Inman to discuss the perception of the Planning Division of the Community Development Department and some of the things that irritate people and problems that need to be addressed. Fletcher said there is a perceptual problem concerning the planning division, such as the Cooke City situation and bedside manner. He said there are ways of getting across being right on an issue without antagonizing. He said there is perception by some the department could have done better on that issue.

Fletcher said he will create his department budget using zero-based budgeting, which means the department needs to justify what will be put in the budget and whether the planning division is cost effective for what it is doing and producing because there are perceptions the planning division takes a lot of time to do what it is doing, but he does not know how widespread those perceptions are. He said it seems people feel like the department takes an awfully long time to review certain things.

Fletcher said Inman and Stevens felt it was important to start with the Commission in addressing the supposed perceptions. Fletcher said the key is to have a general discussion with questions and answers to clarify any thoughts or questions the Commission may have regarding the supposed issues.

Inman said he felt a meeting was important to go over a few planning-related issues the planning division is facing, including a proposed cell tower in Cooke city, a Heart K Ranch variance, subdivisions in general and traffic counters. Inman said the division runs into the problem of being forced to follow regulations and procedures outlined in the zoning and subdivision regulations the county has, and some of those regulations are not easy to follow. He said the county must actively administer and process applications and zoning compliance permits, conditional use permits and variance requests in the donut and Cooke City/Silver Gate zoning areas, and the department has processed some map amendments and zone changes as well.

Inman said the Cooke City cell tower proposal is a good example of the division starting the required process and a perception forming in the community from various directions. Inman said he learned from Commissioner Malone and Sanitarian Barbara Woodbury the Cooke City Planning and Zoning Committee felt left out of the cell tower process and the county was not following the right procedures, but per county regulations that entity is not required to review the cell tower proposal. He said such perception requires Stevens and him to defend the county's process. Inman said misperception rarely gets back to the department and therefore it sometimes falls on others' ears. Inman said misinformation covered the gamut at a cell tower site inspection in Cooke City, and it is always best to take peoples' comments and then approach Inman with those comments and try to find out what is going on. Inman said from his perspective he has to follow the regulations to the T, because if the county has not followed the right process and someone challenges a decision, the challenge will always be based on the process. Inman said the regulations are problematic and the goal is to sit down with the Cooke City advisory committee to amend those regulations to clarify the process so the committee can be involved in everything, as they currently are not. Inman said he plans to help the committee create administrative provisions that are easy to follow, and regulations need to be living documents that can be amended as necessary when necessary. He said the cell phone tower issue in Cooke City is a perfect example of why zoning regulations need to be working documents, as that type of use was not considered at the time Cooke City residents drafted their zoning regulations. Inman said he thinks it is the department's responsibility to approach districts when it sees issues with zoning regulations to explain how they can be improved if the district wishes.

Civil Deputy County Attorney Shannan Piccolo said citizen-initiated zoning district regulations are not created or written by the county. She said the county must enforce the regulations and go through the process to implement the district regulations. She said many issues arise from the fact the regulations are not written in the best manner, and the county is stuck implementing regulations that have discrepancies and ambiguities. Piccolo said the planning department can assist with the writing of citizen-initiated zoning regulations if they request such assistance. Inman said Cokedale West LLC was

not receptive to the county's input on its zoning regulations, and they ended up with a lawsuit.

Commissioner Durgan said a consensus will be reached with enough dialogue on issues, so that is what is necessary. Fletcher said a district by district series of work meetings can be put in the department work program for citizen-initiated zoning districts that wish to have assistance.

Addressing Heart K Ranch, Inman said the amount of time it is taking to complete the process looks ridiculous from the outside, but people don't see the entire picture of what has gone on regarding that project. He said the application was submitted, staff worked with the applicant to clarify information that may not have been clear, legal notices were scheduled, the applicant presented something completely different than what was applied for at a site inspection, an adjoining landowner brought that fact to the applicant's attention, the applicant identified the department had the wrong information, staff subsequently canceled all legal notices and public hearings, staff required resubmission of the proper information, re-noticing all hearings took place, and staff will now conduct follow-up site inspections and hearings. Inman said such issues take a lot of time, but are common issues with which the division deals. He said, similarly, the Cooke City applicants identified the wrong adjoining landowners, which caused a delay in that project's process.

Addressing subdivisions, Inman said he began working on the Eagles Bluff Subdivision in 2006 when he first started working at the county and that subdivision application still has not been decided on, as issues have continually presented themselves. Inman said he encourages the commissioners to approach the planning division when citizens express dissatisfaction with how a process is going. He said it is frustrating when the planning division is the last to know when a problem exists that only the division can fix.

Commissioner Taylor said he appreciates Inman's explanation of how the process goes and what can make it complex and lengthy. Taylor said he understands about process and that they must be followed and cannot be sidestepped or shortcut. Inman said he appears to be the bad guy because he must treat everyone the same and must follow all regulations. He said giving people information they do not agree with is the same as him being a bad guy in some peoples' eyes and they take it as Inman making it difficult for them to do what they wish with their land. Durgan said Inman cannot bend the regulations. Inman said as far as he knows the department has not missed any deadlines for any part of a subdivision review since he has worked at the county.

Planning Technician Jerri Stevens said she feels beat up over issues that become confused, such as the Cooke City cell tower, and feels like it is a situation of damned if we do, damned if we don't. Malone said perhaps the Community Development Department should go to Cooke City occasionally or use conference calls to meet with residents when Malone visits Cooke City.

Inman said he knows one member of the Planning and Zoning Commission met with an individual in Cooke City and not only provided specific feedback on the cell tower but identified how he/she would vote on the issue. He said it is perfectly appropriate for a board member to meet with anyone about a proposal, but he/she must identify to the rest of the board that a meeting was held and what was discussed. He said board members should always refrain from disclosing personal opinions on proposals in question. He said giving personal opinions can come back to bite the county in the rear in the end if someone does not like the final vote on a project. Malone said board members are to represent Park County and if they do not want to do that they should get off the board.

Fletcher said he was quite concerned about the perception of the Community Development Department so he expressed that concern to his staff. Taylor said the Commission works with the planning department and does not put a lot of weight in complaints until it talks to department staff because it knows the county must follow processes. He said the Commission will not make statements that it needs to look into Inman's work because it has faith in its employees. Inman said the Commission is welcome to visit with Inman about the status of projects, because he thinks that would be good information for the commissioners to have.

Addressing traffic counters, Inman said counters have been placed on Hammond and Rock Creek roads. Inman said the counter on Rock Creek will be there for two weeks at the request of the road supervisor. He said another counter is damaged and he is troubleshooting with technical support for a fourth counter. Inman said he is disappointed with the performance of the counters given how little the county has used them.

@9:47:07 a.m., Malone made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

February 16, 2011

11:00 A.M. – 9th Street Bridge Construction Meeting – Sterling Bank, CTA Office – Commissioners Durgan and Malone attended

February 16, 2011

Signing of a Contract with Pacific Recycling for Metal Recycling at Landfill

@1:02:13 p.m., Chairman Taylor 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 sign a contract with Pacific Recycling for metal recycling at the landfill.

Commissioner Durgan said the Commission reviewed the contract without negative feedback.

Commissioner Durgan made a motion to sign the contract. Commissioner Malone seconded that motion. Motion passed.

@1:03:13 p.m., Malone made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

February 16, 2011

Discuss Budget to Actual Revenues and Expenditures and Treasurer's Cash for January 31, 2011

@2:04:48 p.m., Chairman Taylor 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 discuss budget to actual revenues and expenditures and Treasurer's Cash for January 31, 2011.

Finance Director Lani Hartung provided the Commission with a budget to actual report of county department and office expenditures. Hartung asked the Commission if it would like to change the county's budgeting process, which will begin shortly. She said the county currently uses incremental budgeting, and Community Development Director Philip Fletcher has mentioned using zero-based budgeting. She said both methods have pros and cons. Commissioner Durgan said perhaps Fletcher should serve as a pilot effort this year on zero-based budgeting.

@2:57:46 p.m., Malone made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

February 17, 2011

Review Daily Correspondence / Agenda and Briefing on Current County Projects

@8:31:29 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Raea Morris, executive assistant; Ed Hillman, road; Lani Hartung, finance; Jill Ouellette, HR; 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 maintenance re. courthouse sidewalk snow removal
- Memo from maintenance re. courthouse lighting
- Memo re. Cooke City EOC realty functions
- Memo from scanning expert

- Memo from Montana Pioneer re. parks and recreation projects
- Memo re. Feb 25 Cooke City cell tower meeting agenda
- Memo re. Gardiner water seepage issue
- Memo from community development re. Bozeman business opportunity summit
- Memo from attorney re. planning board zoning process
- Memo from planning division re. Antler's Lodge zoning complaint
- Citizen memo re. White Lane water issue

Finance Director Lani Hartung said Citizen Max Berg would like to be paid for snow removal in November for \$425. Hartung said CTA Engineering has submitted an invoice for \$2,300 over a contract amount.

Human Resources Analyst Jill Ouellette provided the Commission with a performance appraisal for an employee due in November. Ouellette said the department head is requesting a \$0.75 pay increase for the employee who started at the low end of the pay scale. She said the elected official reviewed her most recent budget and said she feels she can make line amendments to come up with the necessary wage increase for the remainder of the fiscal year. Ouellette said the elected official will attend the Human Resources update meeting to discuss the issue with the Commission.

Hillman said an internal problem exists on a John Deere grader and the machine is at RDO for repair, and a CAT representative said he would give the county \$22,000 and \$11,000 for two used loaders.

Commissioner Malone and Road Supervisor Ed Hillman reviewed values of road department equipment for insurance assessment purposes.

@9:10:13 a.m., Malone made a motion to adjourn the meeting. Durgan seconded that motion. The meeting adjourned.

February 17, 2011

10:30 A.M. – Northwestern Energy Meeting – Bozeman, MT – Commissioner Durgan attended

February 17, 2011

Legislative Work Session Conference Call

@12:02:46 p.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Scott Hamilton, undersheriff; Rick Van Aken, city commissioner; Representatives Skattum and Arthun and Senator Esp (via telephone); and Commission Minutes Clerk John Mueller. No public comment made.

The meeting was scheduled to discuss legislative issues with local legislators.

Undersheriff Scott Hamilton asked about a bill allowing concealed weapons in establishments they currently are not allowed in, such as banks and bar; Sherriff's personnel retirement bill; DNA bill, DUI breathalyzer bill, and medical marijuana abolishment bills.

Commissioner Malone asked about bison. Commissioner Taylor said the county has many mental health patients and legislators are pulling the pegs out from under the county as mental health and senior programs are direct services to citizens.

The legislators discussed bills and projects each is working on.

@12:34:59 p.m., Malone made a motion to adjourn the meeting. Taylor seconded that motion. The meeting adjourned.

February 17, 2011

1:30 P.M. – Planning Board – Community Room – Meeting minutes available in the Community Development Department

4:00 P.M. – Library Board – Park County Library, Bev Steveson Room

4:00 P.M. – 911 Communications – West Room

February 18, 2011

No Meetings Scheduled

Randy Taylor, R.S.
Chairman, Park County Commission
Park County, Montana

Denise Nelson
Clerk & Recorder
Park County, Montana