

Park County Commission Meeting Minutes
Week of April 23 - 27, 2012
Park County, Montana

April 23, 2012

Daily Correspondence/Agenda and Briefing on Current County Projects

@8:34:51 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, administrative assistant; Shannan Piccolo, civil deputy county attorney; Ed Hillman, road; Sheila Royston, citizen; and John Mueller, minutes clerk.

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

Correspondence included:

- Memo document re. Park County Weed Management bylaws
- Memo email re. MACo prescription discount card revenue sharing counties
- Memo email re. citizen comments for Wilsall green box caretaker
- Memo email re. Arrowhead School District budget amendment proclamation
- Memo document re. Park County landfill gas monitoring figures
- Memo email re. Library Board meeting documentation
- Memo document re. Montana wolf hunt survey
- Memo email re. stress elimination room Safety Committee comments

Commissioner Malone said an individual wants to move forward with an RSID on Chicory Road and he will direct that individual to the civil deputy county attorney.

Commissioner Taylor said he will talk to an Envirocon representative about sending roll off refuse boxes to the city of Livingston.

Citizen Sheila Royston asked why the Commission is not reviewing and posting its meeting minutes in a timely manner. John Mueller, minutes clerk, said he was out of the office on annual leave for the Week of April 9, the Commission will review and approve minutes from the Weeks of April 2 and 16, 2012, on April 23 and will review and approve the minutes from the Week of April 9 no later than April 30, each date within the 21 days as required by Montana Code Annotated.

@8:56:32 a.m., Durgan moved to adjourn the meeting. Malone seconded the motion. The meeting adjourned.

April 23, 2012

Appointing of the Wilsall Fire District Board Members

@9:08:05 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present was John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to appoint a Wilsall Fire District Board member.

Commissioner Malone moved to appoint Bruce Morrow to the Wilsall Fire District for a five-year term that expires May 2017. Commissioner Taylor seconded the motion. Motion passed.

@9:09:40 a.m., Malone moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

April 23, 2012

Appointing of Cooke City Fire District Board Members

@9:35:19 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present was John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to appoint Cooke City Fire District Board members.

Commissioner Durgan said no election was required for the appointments. Commissioner Malone said a letter was submitted recommending Rick Sommers, Matt Asplund and Jeff Ohlinger as trustees for three year terms to the Cooke City Fire District.

Commissioner Malone moved to appoint Rick Sommers, Matt Asplund and Jeff Ohlinger as trustees for three-year terms to the Cooke City Fire District. Commissioner Durgan seconded the motion. Motion passed.

@9:36:43 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

April 23, 2012

10:00 A.M. – Work Session with Northern Rocky Mountain Economic Development District Executive Director for Capital Improvements & Economic Development Topics for Park County – Community Room

April 23, 2012

Review of Minutes for Weeks of April 2 and 16, 2012

@1:13 p.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Taylor were present. Also present was John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to review Commission meeting minutes for the Weeks of April 2 and 16, 2012.

Commissioner Durgan moved to approve the minutes for the Week of April 2, 2012. Commissioner Taylor seconded the motion. Motion passed.

Reviewing meeting minutes for the Week of April 16, 2012, Commissioner Taylor requested a revision to Page 10 of 14, noting the correct spelling of Bannock Trail.

Commissioner Durgan requested a revision to Page 5 of 14, noting he reported on an April 16 Stock Growers Association meeting he attended regarding concerns about brucellosis and bison leaving Yellowstone National Park. Durgan noted he attended a Library Board meeting on April 19. On Page 12 of 14, Durgan noted a memorandum quoted a 2012-2013 Envirocon contract at \$49.97 per ton.

Commissioner Durgan moved to approve the minutes for the Week of April 16, 2012, as corrected. Commissioner Taylor seconded the motion. Motion passed.

@1:29 p.m., Durgan moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

April 23, 2012

1:00 P.M. – Commissioner Malone with Refuse Manager at Meeting at Chico Green Box Site – Chico

April 24, 2012

Road Updates/ Engineering Services Updates

@8:06:12 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; Erica Hoffman, GIS/IT; Shannan Piccolo, civil deputy county attorney; Raea Morris, administrative assistant; Mark Westenskow and Kevin Feldman (via telephone), CTA; Kevin Bales, Altria; Gary Barnhart and Brenda Adams; citizens; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to discuss county road issues and engineering services updates.

Ed Hillman, road supervisor, said road patching oil will arrive that day and he hopes to begin patching county roads next week if he has employees to do so.

There was discussion about the conditions of Rock Creek and Pine Creek Roads getting poor and a complaint about a culvert hindering a feeder ditch.

Kevin Bales, Altria, provided a letter of support for improving a bridge on Rock Creek Road for a county TSEP application. Bales said Altria would like to use a different product for dust control on Rock and Hammond Creek Roads that is more environmentally friendly and provided the Commission with a fact sheet on the product.

Mark Westenskow, CTA Engineering, said a meeting will be held with the Park Service and Gardiner regarding a drainage issue on Main Street, and a permit from the Army Corps of Engineers is still needed for Mill Creek Road.

Kevin Feldman, CTA, reviewed bridge work the county will propose as part of its Treasure State Endowment Program (TSEP) application. He said the county is proposing full replacement of a bridge on Rock Creek Road at a cost of \$91,000, with the county paying for half of that amount. Regarding a Cottonwood Road Bridge, he said the county is proposing addressing the rail and approach on the south side, cleaning the existing deck, installing running boards, conducting south abutment road reconstruction for \$41,239 this year. Commissioner Malone said the county needs to conduct normal maintenance on the Cottonwood Creek Bridge. Feldman said the county is proposing minor rehabilitation of the Castle Mountain Road Bridge at \$40,000 after the county alleviates mud slides and cleans the bridge off. An Indian Creek Road bridge will receive minimal activities of removing and replacing damaged elements, fixing broken parts, installing a bridge rail to current safety standards, protecting the existing structure, repairing potholing in the asphalt surface and at bridge ends for \$5,000 every other year and replacing timber back walls every 10 years. He said the total estimated construction cost to fix the current bridge is \$46,200 with \$62,370 in activity costs, and full bridge replacement is \$352,000 with \$142,000 to rehab the bridge.

@8:42:17 a.m., Durgan moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

April 24, 2012

Discuss Status of Fleshman Creek Project

@8:42:49 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; Raea Morris, administrative assistant; Mark Westenskow, CTA; Clint Tinsley, city of Livingston; Gary Barnhart and Brenda Adams; citizens; and John Mueller, minutes clerk.

The meeting was scheduled to discuss the status of the Fleshman Creek Restoration Project.

Mark Westenskow, CTA Engineering, said CTA continues to work with the city and landowners on access and sewer issues relative to the restoration project.

Lani Hartung, finance, said she submitted a bill to Montana DES on April 23 for a FEMA grant for \$35,000 with hopes of receiving reimbursement of \$26,000.

Citizen Gary Barnhart asked if the project's grants are tied to a 20-year maintenance access requirement, as such would have to be inserted in a property buy-sell agreement. Commissioner Taylor said he will find that answer for Barnhart.

Citizen Brenda Adams asked for a recap of a fairgrounds sewer meeting put on by Robert Peccia and Associates. Commissioner Durgan said the discussion entailed using gravity as much as possible in order to use more sewer line and fewer lift stations with a central lift station in the center of the fairgrounds.

@9:02:06 a.m., Durgan moved to adjourn the meeting. Malone seconded the motion. The meeting adjourned.

April 24, 2012

Daily Correspondence/Agenda and Briefing on Current County Projects

@9:09:04 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, administrative assistant; and John Mueller, minutes clerk. No public comment made.

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

Correspondence included:

- Memo email re. ADA drinking fountain proposal
- Memo document re. CTA Gardiner Airport site visit invoice
- Memo email re. county road department Teamsters Union representation
- Memo document re. TSEP bridge newspaper advertisement
- Memo email re. community room table
- Memo email re. Upper Yellowstone Snowmobile Club grooming thank you
- Memo email re. May 23 Boulder Road meeting
- Memo email re. Altria use of Durablend dust control
- Memo email re. April 30, CTA TSEP grant meeting deadlines
- Memo document re. Taylor-Leavitt Insurance agreement
- Memo email re. citizen mobile home tax penalty forgiveness request

@9:27:02 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

April 24, 2012

Human Resources Updates

@9:38:02 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; and John Mueller, minutes clerk. No public comment made.

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

Jill Ouellette, HR, provided a letter for signature authorizing a previously approved short term work assignment in the environmental health department, a change of status form for weed employees in order to accommodate assisting picking up of refuse at the landfill and an exit interview from an employee in the Justice of the Peace Office. Ouellette said the JP will come in with requested information supporting her request to increase a half time position to full time status.

Ouellette said interviews are scheduled for April 27 for a weed department position and May 2 for a full time road department operator position. She said temporary road department employee interviews are set to be scheduled, as well.

Ouellette said the Health Insurance Committee will meet with the Commission on April 26 to provide a recommendation on the tier system and proposed health insurance plans, and the county must provide employees with 60 days notice for any changes to employee health benefits. She said the county is anticipating a letter from the Department of Labor regarding the status of the Road Department.

@9:50:34 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

April 24, 2012

Discussion of Budget to Actual Revenues and Expenditures and Treasurer's Cash for March 2012

@10:06:01 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; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to discuss budget to actual revenues and expenditures and a Treasurer's cash report for March 2012.

Commissioner Malone said he wants all county employees to agree on one dollar figure per ton for refuse disposal to tell the public.

Lani Hartung, finance, said the March 2012 Treasurer's cash report is off from the Accounting Department balance by \$0.20.

@10:40:04 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

April 24, 2012

12:00 P.M. – Airport Board Meeting – Mission Field, Livingston – Commissioner Durgan attended

April 24, 2012

Discussion/Decision on Grants for Proposed GIS Data Layer Update and E-Cycle Event

@1:33:56 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; Raea Morris, administrative assistant; Parks Frady, CTA; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to consider grants for a proposed GIS data layer update project and e-cycle event.

Commissioner Malone moved to approve the proposed GIS data layer update grant. Commissioner Durgan seconded the motion. Motion passed.

Commissioner Durgan moved Park County participate in the E-Cycle event, which was approved by the Grants Review Committee, and is scheduled to take place on May 5. Commissioner Taylor seconded the motion. Motion passed.

@1:42:35 p.m., Durgan moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

April 24, 2012

5:30 P.M. – Museum Board Meeting – Yellowstone Gateway Museum, Livingston – Commissioner Taylor attended

6:30 P.M. – MSU Extension 4-H Meeting – Community Room

April 25, 2012

Daily Correspondence/Agenda and Briefing on Current County Projects

@8:45:07 a.m., Commissioner Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Raea Morris, administrative assistant; Ed Hillman, road; and John Mueller, minutes clerk. No public comment made.

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

Correspondence included:

- Memo document re. Jim's Backhoe certificate of liability insurance
- Memo document re. Ruggles' Excavation special fuel use contractor license
- Memo email re. April 25 SWB fieldtrip
- Memo document re. Upper Yellowstone Snowmobile Club certificate of liability insurance
- Memo document re. citizen refuse assessment
- Memo email re. SWB vacancy policy
- Memo email re. Willow Creek Restoration meeting
- Memo document re. Royal Teton Ranch green box site agreement
- Memo document re. county auditor semi-annual report

Commissioner Malone said he submitted a meeting request for May 2 to meet with the GIS/IT manager and road supervisor to discuss road grader districts.

Commissioner Durgan reported on an April 24 Airport Board meeting.

@9:04:48 a.m., Durgan moved to adjourn the meeting. Malone seconded the motion. The meeting adjourned.

April 25, 2012

Discussion of Park County Loss Runs and Claims

@9:05:52 a.m., Commissioner Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Malone were present. Also present were Jill Ouellette, HR; Raea Morris, administrative assistant; Dan Gutebier, Taylor-Leavitt; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to discuss Park County loss runs and claims with Taylor-Leavitt Insurance.

Dan Gutebier, Taylor-Leavitt, provided the Commission with a report of all worker's compensation claims made by Park County employees and accident claims.

@9:58:25 a.m., Durgan moved to adjourn the meeting. Malone seconded the motion. The meeting adjourned.

April 25, 2012

9:30 A.M. – Western Montana Mental Health – Mental Health Center, Butte, MT – Commissioner Taylor attended

10:00 A.M. – Discussion of CTS Software (I.T.) - Community Room

April 26, 2012

Health Insurance Committee Report of Employee Input for Rate Structure;
Discussion/Decision for Additional Benefit Plan Choices for FY2013

@8:05:41 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, administrative assistant; Scott Hamilton, Jill Ouellette and Dan Hackman, insurance committee; Wes Venteicher, Livingston Enterprise; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to review a health insurance committee report on employee input for rate structure and consider additional benefit plans for Fiscal Year 2013.

County insurance committee representatives provided a report from the Health Insurance Committee for review, which included employee comments on the current county tier rate structure and a standard rate structure.

Commissioner Malone moved to drop the RM 500 plan. Commissioner Durgan seconded the motion. Motion passed

There was discussion about the current county tier rate structure and a standard rate structure. Jill Ouellette, insurance committee, said the tier structure was put into place to encourage more employee families to sign up for family benefit plans, which was more possible because single employees without children or spouses on plans paid into the tier. She said more employee families have not signed up for plans, however. Ouellette said the county had been contributing to employee plans in the past, but major premium increases over the last three or four years have required the Commission to require employees to pay a portion of their health benefit plans, which has resulted in employees without children or spouses paying more for their plans to assist employees with spouses and/or children on county benefit plans. Commissioner Durgan said all indications to him are to change the tier structure to the standard structure for 2013.

Commissioner Durgan moved to change the present health rate structure to the standard rate. Commissioner Malone seconded the motion. Motion passed unanimously.

Commissioner Durgan moved to offer the following plans in addition for Fiscal Year '13, the RM 1500, RM 2000 and RM 3000. Commissioner Malone seconded the motion. Motion passed unanimously.

@8:48:35 a.m., Malone moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

April 26, 2012

Daily Correspondence/Agenda and Briefing on Current County Projects

@8:30 a.m., Commissioner Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present was Raea Morris, administrative assistant; No public comment made.

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

Correspondence included:

- Memo email re. cleaning contract addendums
- Memo email re. airport sponsor insurances
- Memo email re. Montana Department of Labor road and bridge construction
- Memo document re. Park County floodplain development permit approval
- Memo email re. May 3 Park County noxious weed fair
- Memo document re. Montana FWP news release
- Memo document re. Stenberg Subsequent Minor Subdivision staff report

Commissioner Malone reported on an April 25 tour of solid waste facilities in Broadwater County.

Commissioner Taylor reported on an April 25 Western Montana Mental Health meeting. He said he will talk to the county finance director about providing funding allotted to the local mental health agency.

@8:46 a.m., the meeting adjourned.

April 26, 2012

Opening of Janitorial Service Bids

@9:04:16 a.m., Commissioner 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; Raea Morris, administrative assistant; Pam Payovich, city of Livingston; Diane Gracey and Leanne Sudbeck, Montana Clean; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to open janitorial services bids.

Civil Deputy County Attorney Shannan Piccolo said two addendums were added to the bids: 1) type of floor wax and 2) clearing up confusion about gross tax receipts, which is statutorily required under MCA.

Commissioner Taylor opened three sealed bids as follows:

- J and J Cleaning for \$3,990 per month

- Montana Can Cleaning Service for \$3,852 per month
- Montana Clean for \$2,400 per month

Commissioner Malone moved to provide all bids to legal counsel for review and schedule a public meeting after that review to award the successful bidder. Commissioner Durgan seconded the motion. Motion passed.

@9:12:33 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

April 26, 2012

Signing of CTA Task Order #1 on Engineering Services for Solid Waste Compaction Facility near Gardiner

@9:37:14 a.m., Commissioner 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; Mike Inman, planning; Parks Frady, CTA; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to sign a CTA Task Order #1 for engineering services for a solid waste compaction facility in Gardiner.

Parks Frady, CTA Engineering, provided the Commission with a modification to an existing task order. Frady said CTA has looked at a solid waste facility in Gardiner near the airport, took comments from the county airport board and commissioners about logistics of a facility in that location, and now it is ready to go from a conceptual design to something that will meet the needs of the county.

Mike Inman, planning, said no one is going to argue that changes to the current facility in Gardiner are not an improvement to the facility, but the problem will be the actual type of use of the facility, which may confound the site's grandfathered status regarding the Airport Affected Area zoning area.

Commissioner Malone said he thinks the county is in a do-nothing mode with the site at present given the Airport Board's comments against changing the site, thus he recommends the Commission does not sign the task order until it does more research on the issue.

@9:56:51 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

April 26, 2012

Discussion of GIS/IT Department Budgets

@10:05:52 a.m., Commissioner Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were

Erica Hoffman, GIS/IT; Martha Miller, auditor; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to discuss the GIS and IT Department budgets.

GIS/IT Manager Erica Hoffman presented the Commission with her proposed budgets regarding her department projects and goals for the upcoming fiscal year. Hoffman said her GIS budget includes funds for a full time GIS technician, a position she would like to permanently fill in the GIS Department. She said that position would be paid for by three departments paying three equal amounts.

Hoffman said decisions on her budget need to be made in advance of the start of the fiscal year on July 1, as many departments within the county rely on GIS and IT Department efforts and equipment purchases at all times throughout the year. Hoffman said she would like to know by June 15 as to whether the Commission will fund her budget requests.

@10:48:16 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

April 26, 2012

Signing of Extension of Envirocon Contract

@11:10:29 a.m., Commissioner 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 John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to sign an Envirocon solid waste hauling contract extension.

Civil Deputy County Attorney Shannan Piccolo said the extension is for one year and includes a termination clause with a 60-day notice. Commissioner Durgan said the contract will cover April 16, 2012, to April 15, 2013, for a cost of \$49.97 per ton.

Commissioner Malone moved to sign the contract with the 60-day termination clause. Commissioner Durgan seconded the motion. Motion passed.

@11:11:38 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

April 26, 2012

Discussion/Decision on Park County Rural Fire District #1 Mill Issue

@11:34:03 a.m., Commissioner Malone called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Raea Morris, administrative assistant; Martha Miller, auditor; Dann Babcox, Dan Karell,

Nicki Shipley, Jeff Schoenen, Chuck Donovan, Larry Blakely, Courtney Lawellin, PCRFD#1; Larry Lahren, citizen; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to consider a decision on a Park County Rural Fire District #1 (PCRFD#1) mill issue.

Larry Blakely, PCRFD#1 board chairman, said PCRFD#1 was shorted 3.65 mills by the county in Fiscal Year 12 in the amount of \$46,243.31, and PCRFD#1 would like the money, as it feels the error was made on the part of Park County. Blakely said the shortage required the district to amend its budget. Chuck Donovan and Dan Karrell, PCRFD# board, said it is illegal, per Montana Association of Counties (MACo), to add the shorted mill levy to next year's mill levy. Commissioner Malone said the Commission has no authority over setting PCRFD#1 mill levies.

Dann Babcox, PCRFD#1 chief, said he suggests Park County inform MACo of the county's error and have MACo pay the shortage as the county's insurance carrier, as the district feels the mistake was made by the county without proper notification to the district board or the Commission. Courtney Lawellin, PCRFD#1 board, said the district is asking for the claim of \$46,243.31 to be submitted to the county's errors and omissions carrier and not to the county general fund.

Blakely said he received a telephone call from Lani Hartung, county finance director, in September 2011, in which he was told the county was going to reduce PCRFD#1's number of mills and drop them back to the voted mill levy, as those mills had been increasing every year in error. Blakely said Hartung said PCRFD#1 could add the difference to the next year's levy if it turns out there had not been a mistake. Blakely said PCRFD#1 first heard about its mills being reduced to 13 mills in September 2011, when Hartung told Civil Deputy County Attorney Shannan Piccolo in front of Blakely the mills had been reduced for FY '12.

Babcox said Montana Code Annotated Section 15-10-425 states mills are permitted to increase in increments to account for inflation. He said, therefore, PCRFD#1's mills had increased 3.65 mills from 13 mills from 1999 to current. Babcox said the district was unable to locate any meetings in which the Commission said it was going to reduce the district's mills, and it is the district's understanding the Commission was responsible for the mill reduction to have occurred if there was indeed an error. He said such decision would have had to have been done in a public meeting, hopefully with the attendance of the PCRFD#1 Board. Babcox said such was not done, and hindsight showed from Blakely and Piccolo's discussions with MACo the mill levies had been done correctly the whole time. He said PCRFD#1 feels the mill reduction error was committed by Park County because it was not done by Commission decision in a public meeting with discussions with the district board.

Karrell read into the record a transcript from an April 10 PCRFD#1 meeting in which a county employee said the Commission made the final decision to reduce the district's

mills to 13. Karell said the Commission has someone in the courthouse who is lying one time after another in the transcript to cover themselves and get the Commission in hot water. Karell said he does not feel the commissioners knew anything about the mill change, but they have a serious problem in the courthouse.

Commissioner Durgan said the Commission signed off on the preliminary budget in which it was told mills would left on the table for PCRFD#1. Durgan said he agreed with the budget at that point because PCRFD#1 had such a large reserve, and it is the Commission's policy not to have more than 33 percent in reserves. He said he understands the high reserve contained funds that were to go into a Capital Improvements Plan (CIP). Malone said he thinks the mills left on the table were from the general fund and did not have anything to do with fire districts.

Durgan said the preliminary budget was out for 30 days for public inspection before it was signed off on by the Commission, so everyone should have been more diligent. Babcox said the district was told the mills reduction was already done, not that it might occur. He said the district would like the records in the county finance department changed to reflect its CIP was in fact started in December 2010 with board discussion and votes in public meetings, not in February 1, 2012 as records show.

Karell said PCRFD#1 mills are its business as to whether they are left on table, and it is none of the county's business. He said PCRFD#1 was never notified of the issue. Durgan said there never should have been any reason for the county finance officer to tell PCRFD#1 how many mills it would get.

Malone said suggests the PCRFD#1 Board submit a letter to the Commission stating what it claims happened and a requested remedy. Blakely said the board will have a meeting, draft a letter requesting the \$46,243.31, and submit it to Park County.

Donovan said state law states PCRFD#1 should be dealing directly with the county treasurer's office and not the county finance department.

@11:59:08 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

April 26, 2012

2:00 P.M. – Presentation of Draft Treasure State Endowment Program Grant Application and Final Public Comments – Wilsall Fire Hall

April 27, 2012

9:00 A.M. – Commissioner Taylor in Wilsall to Hear Area Resident Concerns – Val's Mercantile, Wilsall

10:00 A.M. – Commissioner Malone in Cooke City to Hear Area Resident Concerns –
Cooke City Community Center

10:30 A.M. – Commissioner Taylor in Clyde Park to Hear Area Resident Concerns –
Clyde Park Town Hall

2:00 P.M. – Commissioner Malone in Gardiner to Hear Area Resident Concerns –
Gardiner Community Center

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

Denise Nelson
Clerk & Recorder
Park County, Montana