

Park County Commission Meeting Minutes
Week of April 30 – May 4, 2012
Park County, Montana

April 30, 2012

Daily Correspondence/Agenda and Briefing on Current County Projects

@8:38:55 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Taylor were present. Also present were Raea Morris, administrative assistant; Jill Ouellette, HR; Tracy Mosley, Extension; and John Mueller, minutes clerk. No public comment made.

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

Correspondence for April 26 included:

- Memo email re. May 3 juvenile probation meeting
- Memo document re. letter of recommendation
- Memo email re. city building cleaning issues
- Memo email re. April 27 mail room times
- Memo document re. Envirocon waste disposal services contract
- Memo document re. Great West Engineering Main Boulder Road Drainage Improvements documentation
- Memo document re. Gold Rush Expeditions advertisement
- Memo email re. economic development director out of office schedule
- Memo email re. Taylor-Leavitt contract signing
- Memo document re. Public Service Commission motor carrier amendment
- Memo document re. Clyde Funk storage business proposal

Correspondence for April 27 included:

- Memo email re. e-waste recycling event advertisement
- Memo document re. janitorial services bid invoice
- Memo document re. May Angel Line meeting agenda
- Memo email re. county building insulation issue
- Memo email re. telephone codes
- Memo document re. Southwest Juvenile Detention Board meeting minutes
- Memo email re. Planning Board donut zoning district meeting request
- Memo email re. Park County Atlas proposal
- Memo document re. Commission Office copy machine contract

Jill Ouellette, HR, said MACo advised her that the county needs to drop one of its RM health benefit plans per MACo policy. The Commission asked Ouellette to seek employee input on which plans the county should offer. Ouellette said the Department of Transportation will audit the county, which will require her to do a lot of preparation work.

Tracy Mosley, MSU Extension, said the Montana Cowboy Hall of Fame and Western Heritage Center committee selected Big Timber, but property offered by Park County is the second choice.

The Commission scheduled meetings to discuss the donut zoning district and an atlas proposal.

@9:03:24 a.m., Durgan moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

April 30, 2012

Signing of Contract with Bainter Construction for Mill Creek Road Project

@9:05:13 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Taylor were present. Also present were Shannan Piccolo, civil deputy county attorney; Parks Frady, CTA; Valerie Bainter, Bainter Construction; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to sign a contract with Bainter Construction for a Mill Creek Road Project.

Civil Deputy County Attorney Shannan Piccolo said she added a sentence to the contract stating the contractor has until July 31, 2012, to complete the project in the event permitting or high water issues creates a delay. Valerie Bainter said her company can start on the project at any time. Parks Frady, CTA Engineering, said the project is within a grizzly bear and Canada lynx study area, which is causing the Army Corps of Engineers to delay approving the project permit.

Commissioner Durgan moved to sign the contract. Commissioner Taylor seconded the motion. Motion passed.

@9:20:13 a.m., Durgan moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

April 30, 2012

Discussion of ArcaSearch Software

@9:46:33 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Taylor were present. Also present were Shannan Piccolo, civil deputy county attorney; Erica Hoffman, GIS/IT; Denise Nelson, clerk and

recorder; Peter Fox, ArcaSearch; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to discuss ArcaSearch database software.

Peter Fox provided a presentation on ArcaSearch data archiving software, which uses digital photography for its digital imaging instead of flatbed scanning. Fox said he will provide a survey inventory cost quote for any set of county department records at no charge.

@10:16:13 a.m., Durgan moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

April 30, 2012

Discussion/Decision of a 2012 Capital Improvements Plan for Roads and Bridges

@10:19:57 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Taylor were present. Also present were Shannan Piccolo, civil deputy county attorney; Parks Frady and Kevin Feldman (via telephone), CTA; Sheila Royston, citizen; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to consider a 2012 Capital Improvements Plan (CIP) for county bridges.

Kevin Feldman, CTA Engineering, said the proposed CIP is similar in content to the plan adopted by the Commission in 2010 with a few minor revisions, including better organization. He said the plan also addresses bridge demolition and rehabilitation, roadside design and guardrails, and waterway size and hydrology parameters, as well as Coal Camp Road culvert, Tom Miner Bridge and Miller Creek Drive bridge work.

Feldman said the county's Treasure State Endowment Program (TSEP) grant application prioritizes proposed work on major structures ranking them one through four in 2013 and 2014 as follows:

Year 2013:

- Rock Creek Road bridge over Rock Creek
- Indian Creek Road bridge over Shields River

Year 2014:

- Cottonwood Bench Road bridge over Cottonwood Creek
- Castle Mountain Road bridge over Brackett Creek

Commissioner Durgan moved to accept the Park County Capital Improvement Plan for bridges for 2012. Commissioner Taylor seconded the motion. Motion passed.

@10:49:13 a.m., Durgan moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

April 30, 2012

Discussion/Decision on 2012 Treasure State Endowment Program Construction Grant Application

@10:49:31 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Taylor were present. Also present were Parks Frady, CTA; Sheila Royston, citizen; and John Mueller, minutes clerk.

The meeting was scheduled to consider a 2012 Treasure State Endowment Program (TSEP) construction grant application.

Parks Frady, CTA Engineering, said signing of the county's TSEP construction grant application is scheduled for May 2, which will include Professional Engineering Reports (PER), a uniform application and project financial data. Frady provided a history of the Park County bridges for which work is proposed in the application, including sufficiency ratings, descriptions of individual issues of each bridge, and a narrative of a proposed solution of each bridge. Frady said the estimated total project cost for work on the four bridges is \$219,990, with proposed funding sources of \$109,955 in cash from the county bridge fund and matching \$109,955 TSEP funds.

Frady said funding for the projects will or will not be awarded by the Montana Legislature in 2013. Frady said Park County has the option to re-evaluate the timeframe in which projects would be completed if awarded funding, and the county has committed Payment In Lieu of Taxes funds to complete the projects if TSEP funding is not awarded.

Commissioner Durgan moved to accept the 2012 construction grant application as prepared by CTA Engineering for the Treasure State Endowment Program. Commissioner Taylor seconded the motion. Motion passed.

Citizen Sheila Royston said she is opposed to the application, because two of the four proposed bridge projects selected are for the primary benefit of Johnstone Ranch, namely Indian Creek Road and Cottonwood Bench Road. She said the public was not adequately informed of the application and she believes there was a deliberate attempt to confuse the public so such would go undetected.

Royston said she took issue with Johnstone's comment at an April 26 meeting in which he stated he could get a letter from the Wilsall fire department because he is on that fire district board. She said it appears Johnstone is using his position on the rural fire board for personal gain. She said the public may not want to fund two projects that will primarily benefit him, and she takes issue with that. Durgan said he thinks Johnstone's comment about obtaining a letter was made to simply state it would not be difficult to obtain a letter because he has access to the board, not that he would use his position on the board to guarantee a letter of support for the project.

Royston said an incorrect advertisement in the newspaper of the second public meeting was never corrected.

@11:25:40 a.m., Durgan moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

April 30, 2012

Discussion/Decision on Resolution for 2012 Treasure State Endowment Program Construction Grant Application and Funding Commitment

@11:34:52 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Taylor were present. Also present were Shannan Piccolo, civil deputy county attorney; Parks Frady and Kevin Feldman (via telephone), CTA; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to consider a resolution for a 2012 Treasure State Endowment Program (TSEP) construction grant application and funding commitment.

Parks Frady, CTA Engineering, said the resolution was prepared by the civil deputy county attorney as a commitment of funding for four bridges as part of a TSEP grant applications. Commissioner Durgan read the resolution into the record.

Commissioner Durgan moved to accept Resolution #1126 as prepared by county legal staff. Commissioner Taylor seconded the motion. Motion passed.

@11:39:34 a.m., Durgan moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

April 30, 2012

1:00 P.M. – Discussion of Staffing in Justice of the Peace Office with Possible Decision of Adding Hours to Recent Vacating Part Time Position – Commission Chambers – Canceled due to JP scheduling issues

April 30, 2012

Review of Minutes for Weeks of April 9 and 23, 2012

@1:49:00 p.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Taylor were present. Also present was and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to review Commission meeting minutes for the Weeks of April 9 and 23, 2012.

Commissioner Taylor noted grammatical changes to both sets of minutes.

Commissioner Duragn moved to approve the minutes for the Weeks of April 9 and 23 with corrections. Commissioner Taylor seconded the motion. Motion passed.

@1:52:43 p.m., Durgan moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

April 30, 2012

Discussion/Decision on Waiving Penalty and Interest of Citizens Taxes

@2:05:21 p.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan and Taylor were present. Also present were Kevin Larkin, treasurer; Jeremy Shields, citizen; and John Mueller, minutes clerk.

The meeting was scheduled to consider waiving penalty and interest on citizen's taxes.

Treasurer Kevin Larkin said the property in question is a lone mobile home in the former West End Trailer Court on the Jesson Property adjacent to I-90. He said trailer owner Jeremy Shields has not paid taxes on the mobile since 2005, and he is asking the Commission to waive the penalty of \$39.06 and interest of \$681.88 on the mobile and he will pay the base taxes of \$2,213.90. Shields said he plans to pay the base taxes off in full with the money he receives from sale of the mobile in question, which he expects to happen in the near future.

Commissioner Durgan moved to waive the penalty and interest on the particular piece of property as recommended by Treasurer Larkin. Commissioner Taylor seconded the motion. Motion passed.

@2:07:28 p.m., Durgan moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

April 30, 2012

2:30 P.M. – Discussion/Signing of JPIA Agreement with Taylor Leavitt Insurance – Commission Chambers – Canceled by Taylor-Leavitt

April 30, 2012

Signing of Lease Agreement for Church Universal and Triumphant Green Box Site

@3:04:32 p.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan 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 a lease agreement with the Church Universal and Triumphant for a green box site.

Civil Deputy County Attorney Shannan Piccolo said the two-year agreement contains the same terms and conditions as in previous years and contains a termination clause.

Commissioner Durgan moved to sign off on the two-year lease agreement with the Church Universal and Triumphant. Commissioner Taylor seconded the motion. Motion passed.

@3:06:39 p.m., Durgan moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

April 30, 2012

5:30 P.M. – Special Board of Health Meeting – East Room – Commissioner Taylor attended

Voided Checks

Claims #s: 74839

Payroll #s: 47863

May 1, 2012

Road Updates/ Engineering Services Updates

@8:07:11 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; Barbara Woodbury, environmental health; Philip Fletcher, economic development; Mark Westenskow, CTA; Clint Tinsley, city of Livingston; Brenda Adams and Gary Barnhart, citizens; and John Mueller, minutes clerk. No public comment made.

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

Mark Westenskow, CTA Engineering, provided the Commission with CTA's engineering updates report with status of project efforts.

Ed Hillman, road supervisor, said road crewmen nearly completed pothole patching on Merrell Lane on April 30. Hillman said he thinks Chad Standish needs to grade Five Acre Tracts Roads, as their condition is getting poor. Hillman said a road crewman is currently grading on Guthrie Lane.

Commissioner Taylor said 15 MPH signs on Deep Creek Bench Road need to be taken down, as they were erected illegally, and outlying road shop buildings need to be sealed per the state fire marshal. Commissioner Durgan said the road between the silos at O'Hair's and the Brisbin Hall needs to be graveled.

@8:33:39 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

May 1, 2012

Discussion/Status of Fleshman Creek Project

@8:33:42 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; Barbara Woodbury, environmental health; Philip Fletcher, economic development; Mark Westenskow, CTA; Clint Tinsley, city of Livingston; Brenda Adams and Gary Barnhart, 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 talk with St. Mary's Church and View Vista Drive residents about project sewer specifics. He said the target date for the next public project meeting is July.

Barbara Woodbury, environmental health, said got a call from Montana DNRC about Fleshman Creek being dewatered. Clint Tinsley, city of Livingston, said no water is ever in Fleshman Creek in the area near Sacajawea Park at this of year, which is essentially the inlet from the river.

Citizen Gary Barnhart asked about 20-year maintenance easements associated with the project. Civil Deputy County Attorney Shannan Piccolo said she will obtain copies of all project grants to learn about maintenance requirements and draft a letter addressing those requirements. Commissioner Malone said he will provide Piccolo with the documentation.

Citizen Brenda Adams said it is better to be upfront with private landowners and give them advanced notice of all things that will go on with the project regarding their property and requirements per the grants. Adams said she is still waiting for an answer on where a sewer system lift station will be located. Westenskow said CTA is still developing all project options.

Commissioner Durgan said the county will have a lot more answers to citizen questions as soon as Oasis Environmental comes back with a final design.

@8:55:44 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

May 1, 2012

Daily Correspondence/Agenda and Briefing on Current County Projects

@9:06:38 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; Barbara Woodbury, environmental health; Diane Gracey, Montana Clean; 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. April Fire Council meeting notes
- Memo email re. Standish Excavation invoice
- Memo email re. May 3 women's restroom ADA work
- Memo email re. April 30 Coal Camp Road work and closure
- Memo email re. Cooke City Water District resort tax funds
- Memo email re. city of Livingston janitorial cleaning complaints
- Memo email re. Southwest Juvenile Detention grant
- Memo documents re. public information requests
- Memo email re. MACo spring district meeting
- Memo email re. Montana Clean complaint response
- Memo email re. Noxious Weed Fair
- Memo email re. Western Montana Health funding request
- Memo document re. Stillwater Mine county employee numbers
- Memo document re. TSEP grant resolution

Barbara Woodbury said the Board of Health denied a septic tank holding variance request for a chicken processing plant in Wilsall at its April 30 meeting. She said voters in Cooke City voted 21 to 20 to form a sewer district in Cooke City, but those results are not official.

Dianne Gracey, Montana Clean, said she knows there have been a few complaints about Montana Clean's janitorial services, as some things can be overlooked at times or simply not seen with 7,900 square feet. Gracey said she is happy to address any cleaning issues, but she cannot do so if not told about them. She said Montana Clean has always taken care of complaints the very same day.

Taylor said the Commission will take complaints in its office and forward them to Gracey and will expect them to be addressed the next day. She said claims that the city and Police Department have not been cleaned in a year are ridiculous.

@9:43:22 a.m., Durgan moved to adjourn the meeting. Malone seconded the motion. The meeting adjourned.

May 1, 2012

Human Resources Updates

@9:43:38 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; Raea Morris, administrative assistant; 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 change of status form for a detention officer who resigned his position. Ouellette said interviews for a road department operator position were completed, and a verbal offer was given and accepted. She said temporary road worker positions were filled for patching roads, and those employees started work the previous morning. Ouellette said interviews were conducted for seasonal weed sprayers on April 26, but she still needs to contact appropriate individuals regarding those interviews. She said she is gathering data requested from the Department of Transportation regarding an audit.

There was discussion about the Safety Committee chair's email sent earlier that morning regarding not participating with the hosting of the Commission's May 15 mandatory employee safety training. Commissioner Taylor said he will invite the chair to the next day's 8:30 a.m. correspondence/current projects review meeting to discuss Safety Committee chair responsibilities relevant to the training effort. Ouellette reminded the Commission that it asked the committee chair to boost attendance and feed employees for the annual mandatory safety training two years ago in a safety meeting, but the chair refused to feed anyone or put in any more effort than they presently had regarding getting employees to attend. She said the Commission then asked Ouellette to handle food and additional promotional efforts to increase attendance, and Ouellette was asked by the Commission again this year to complete the same duties. Ouellette said she has no interest in taking over committee chair responsibilities. She did state that if asked by the Commission to do so, then she would need to utilize the "short term help" funds in her budget to employ an individual a few hours per week to assist with the training database data entry (which includes safety) and with HR workload.

@9:56:57 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

May 1, 2012

Review and Consideration of Stenberg Subsequent Minor Subdivision

@10:06:08 a.m., Chairman Taylor called a meeting to order in the Community Room of the City/County Complex. Commissioners Durgan, Malone and Taylor were present. Also present were Mike Inman, planning; Shannan Piccolo, civil deputy county attorney; Sheridan Stenberg and Sandra Irby, applicants; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to review and consider the Stenberg Subsequent Minor Subdivision application.

Conflict of Interest: None reported

New Business

A. Stenberg Subsequent Minor Subdivision

Subdivision Administrator's Report: Mike Inman, subdivision administrator, said the subdivision in question was previously approved in 2007, but the application was put on hold then nullified after a one-year time period expired. He said the current application is essentially the same as the previous application with one existing house on one of the three lots on the property. He said the subdivision is off of Jupiter Way and Capricorn Drive as shown on an aerial overhead view of the application. Inman said the application consists of three lots with a cul-de-sac with two of the lots having their own driveways.

He said the application is proposing to install an underground water tank as the fire fill site for the lot with the existing house and is proposing sprinklers in any structures built on the other two lots. He said the Planning and Development Board reviewed and recommended approval of the application at its April 19 meeting.

Inman reviewed the subdivision's effects on criteria required to review per Montana Subdivision and Platting Act the Park County subdivision regulations. He said the applicant is proposing \$2,500.20 as cash in lieu of parkland dedication.

Applicant's Presentation: The applicant said she feels there is not enough property in the lots to permit horses, thus covenants will state lot owners cannot own horses.

Public Comment on Water and Sanitation: None made

Commission Discussion: Addressing Affects on Wildlife, Inman noted the applicant intends to file a covenant stating the keeping of livestock shall not be permitted, other than one dog or two cats over the age of six months per tract. Commissioner Malone moved to accept that change. Commissioner Durgan seconded the motion. Motion passed.

Addressing Affects on Agriculture, Inman noted the applicant intends to file a covenant stating a limit of one dog per lot. Commissioner Malone moved to accept the recommendation. Commissioner Durgan seconded the motion. Motion passed.

Commissioner Malone moved to accept the recommended findings and conditions on Roman Numerals I through XIII. Commissioner Durgan seconded the motion. Motion passed.

Commissioner Malone moved to approve the Stenberg Subsequent Minor Subdivision with findings and conditions as indentified and amended by the Park County Commission. Commissioner Durgan seconded the motion. Motion passed unanimously.

@10:31:36 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

May 1, 2012

3:00 P.M. – Parks and Recreation Board – East Room – Minutes available at www.parkcounty.org and in the Planning Department

May 2, 2012

Daily Correspondence/Agenda and Briefing on Current County Projects

@8:35:11 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Raea Morris, administrative assistant; Belinda Van Nurden, DES; Suzanne Brown, health department; 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. Branding Livingston information
- Memo email re. employee healthcare insurance plans
- Memo email re. new Park County website
- Memo email re. PCRFD#1/county IT contract
- Memo document re. postage meter log
- Memo document re. Gardiner sidewalk usage and water drainage
- Memo email re. Title III SRS funds
- Memo document re. SAR building for CTA contract
- Memo document re. citizen refuse request form
- Memo document re. county bridges Capital Improvements Plan

Commissioner Malone reported on a May 1 site visit in Gardiner for street design surveys.

Commissioner Taylor asked Belinda Van Nurden, Safety Committee chair, if logistics are set for a mandatory employee safety training day on May 15. Van Nurden said logistics for the training have been going through Jill Ouellette, safety committee member, and Van Nurden has not been involved with logistics, just as she was not involved in the event logistics last year. Van Nurden said she will record one of the trainings and Suzanne Brown, health department, will add a 15-minute bloodborne pathogen training as required annually. She said she will contact Dan Gutebier, Taylor-Leavitt Insurance, about the length of trainings in order to accommodate the bloodborne pathogen video.

@9:05:00 a.m., Malone moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

May 2, 2012

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

May 2, 2012

City/County Meeting

@9:34:50 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Raea Morris, administrative assistant; Belinda Van Nurden, DES; Suzanne Brown, health department; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to discuss joint activities between the city and county commissioners.

Update of City/County Compact: Commissioner Taylor said the county has signed a resolution approving the City/County Compact. Adam Stern said the city has done the same.

County Solid Waste Update: Commissioner Malone said Solid Waste Board members toured Broadwater County refuse facilities and will have a master plan completed by July 31.

Fleshman Creek Restoration Project Update: Taylor said CTA Engineering surveying work is completed, and CTA and Oasis Environmental are in the design phase and hope to have that completed in July.

City Effort in Updating Growth Policy: Stern said the city will review all city zoning districts at a meeting in two weeks, and it is developing a history of Livingston for insertion in the growth policy. He said the city parks and trails master plan will be inserted in the growth policy, as well. Stern said he will invite the county Parks Board chair and Mike Inman, planning, to a city parks and trails steering committee meeting in late May.

Courthouse Doors: Taylor provided samples of what new courthouse doors will look like, and said efforts are continuing with the Sheriff's Office in redoing building locks.

County Donut Zoning: Taylor said there is no donut zoning in the county. Commissioner Malone said 90 percent of citizens at a meeting on March 28 said they did not want the zoning. Taylor said citizens can take care of themselves by initiating zoning.

Building Cleaning Contract: Taylor said it looks like the county will go with the same cleaning company, but complaints will be immediately directed to the contractor for remedy.

@10:27:22 a.m., Malone moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

May 2, 2012

Signing of 2012 Treasurer State Endowment Program Construction Grant Application

@11:13:37 a.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; Parks Frady and Kevin Feldman, CTA; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to sign a 2012 Treasure State Endowment Program (TSEP) construction grant application.

Parks Frady, CTA Engineering, provided a TSEP grant construction application for bridge projects discussed on April 30 when the Commission voted to approve and submit the document.

Commissioner Malone moved to sign the Treasure State Endowment Program application for a construction grant for four Park County bridges. Commissioner Taylor seconded the motion. Motion passed.

@11:19:27 a.m., Malone moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

May 2, 2012

1:00 P.M. – Discussion of Park County Road Department Grader Districts with GIS Department – Community Room

May 3, 2012

8:30 A.M. – Juvenile Detention Board Conference Call – Commissioner Durgan attended

May 3, 2012

Daily Correspondence/Agenda and Briefing on Current County Projects

@8:35:08 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Malone and Taylor were present. Also present were Raea Morris, administrative assistant; Scott Hamilton, PCSO; 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. CASA budget request
- Memo email re. environmental health community/economic development projects
- Memo email re. Reverse 911 advertisement request
- Memo document re. Ace Roofing transfer station quote
- Memo document re. county roll off report
- Memo document re. Main Boulder Road Great West Engineering invoice
- Memo email re. quality schools grant HVAC/electrical system application upgrades letter of support
- Memo document re. road shop thermal barrier quote
- Memo email re. audit committee
- Memo email re. county mandatory safety training
- Memo email re. Yellowstone River invasive week species mapping
- Memo email re. MACo conference bidding
- Memo document re. May 4 SWB meeting agenda
- Memo email re. Community Networking meeting
- Memo email re. Gallatin County Grants Administration allocation spreadsheet
- Memo document re. Green Acres Park restrooms request

Commissioner Malone told Undersheriff Scott Hamilton a citizen complained about a dangerous section of Jardine Road apparently damaged by a county road grader.

The Commission reviewed meeting requests.

@8:53:22 a.m., Malone moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

May 3, 2012

Discussion/Decision on Adopting Preliminary Engineering Report Application for Sewer System at Fairgrounds

@9:04:40 a.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; Barbara Woodbury, environmental health; Kim Knutson, fair; Mike Adams, Ed Flatt and Bob Skillman, fair board; Mark Westenskow, CTA; Gary Barnhart, citizen; and John Mueller, minutes clerk.

The meeting was scheduled to consider adopting a Preliminary Engineering Report (PER) application for a fairgrounds sewer system.

Barbara Woodbury, environmental health, said Robert Peccia and Associates has held public meetings as required for the PER and the Commission needs to formally accept the

PER in order to apply for grant and Renewable Resources Grant and Loan funding for the project. Commissioner Durgan read the resolution into the record.

Commissioner Durgan moved to sign Resolution #1127. Commissioner Malone seconded the motion. Motion passed.

@9:14:00 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

May 3, 2012

Appointing of Member to Solid Waste Board

@9:42:15 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; Ed Hillman, road; Mark Westenskow, CTA; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to appoint a member to the Solid Waste Board (SWB).

Commissioner Malone moved to appoint Bert Otis to the Solid Waste Board to fill out John Schuler's remaining term. Commissioner Durgan seconded the motion. Motion passed.

@9:42:47 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

May 3, 2012

12:00 P.M. – Senator Tester Outreach with Jennifer Madgic – Community Room

May 3, 2012

Discussion/Presentation of Engine 8 Design Proposal of Branding Livingston

@2:06:52 p.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; Brad Bunker, Engine 8 Design; Kristen Wester, Nittany Grantworks; Dan Kaul, citizen; and John Mueller, minutes clerk.

The meeting was scheduled to discuss an Engine 8 design proposal to brand Livingston.

Brad Bunker, Engine 8 Design, said he is attempting to establish a long-term promotional campaign for the city of Livingston with a logo and billboard signage. Bunker said he has received commitments to the program from Vision Livingston, Livingston Chamber of Commerce, city of Livingston, Livingston Urban Renewal Agency and private businesses. He provided the Commission with a printout of the proposed campaign with associated dollar amounts to support the idea of bringing in more tourist dollars and

sustaining vitality of businesses throughout the county. Bunker said he is asking for three-year funding and assistance commitments.

Commissioner Malone said his opinion is the county should commit to \$2,000 for the next three years. Commissioner Durgan said he agreed. Bunker said he needs at least a letter of commitment by May 25.

@2:27:53 p.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

May 4, 2012

Daily Correspondence/Agenda and Briefing on Current County Projects

@8:35:22 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. economic development director work schedule
- Memo email re. surplus sanitation equipment
- Memo email re. Lone Island maintenance upkeep of subdivision roads
- Memo email re. February HRDC Community Networking meeting
- Memo email re. sewer district ballot issues
- Memo document re. Western Montana Mental Health reimbursement check
- Memo email re. Gardiner Gateway Project MOU update
- Memo document re. Wilsall Community Center cleaning invoice
- Memo email re. DNRC fire warden appointment error
- Memo email re. Gardiner dance hall citizen letter
- Memo email re. auditor out of office schedule
- Memo email re. 2013 juvenile detention application
- Memo document re. fairgrounds sewer PER Resolution #1127
- Memo document re. fairgrounds sewer funding application Resolution #1128
- Memo email re. women's restroom ADA work

Commissioner Malone said Citizen Richard Roberts came in with concerns about speed limit signs removed from Deep Creek Bench Road.

@9:13:56 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

May 4, 2012

Discussion/Decision of Waiving Penalty and Interest on Citizens Taxes;
Discussion/Decision on Abating Taxes on Citizens Taxes

@9:19:46 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Kevin Larkin, treasurer; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to consider waiving penalty and interest on a citizen's taxes and abating taxes on a second citizen's taxes.

Treasurer Kevin Larkin said Jim Stands was given a trailer to live in that is no longer titled and was deemed unlivable by Montana DOR. Larkin said no moving permit was obtained and \$800 in taxes were not paid off when the trailer was given to Stands.

Commissioner Malone moved to waive the taxes as Stands did not own the trailer and the taxes will be hard to collect. Commissioner Durgan seconded the motion. Motion passed.

Larkin said a second mobile sitting in the former Viers mobile home park is to be sold to someone who will fix it up. Larkin said the buyer is willing to pay over \$1,000 in taxes on the mobile and is asking the Commission to remove penalties and interest in the amount of \$131.86 from the trailer.

Commissioner Malone moved to remove the penalty and interest from said trailer. Commissioner Durgan seconded the motion. Motion passed.

@9:24:12 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

May 4, 2012

Signing of Resolution to Accept Capital Improvements Plan on Bridges

@9:38:13 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 sign a resolution to accept a Capital Improvement Plan for county bridges.

Commissioner Durgan read the resolution into the record.

Commissioner Durgan moved to accept and sign Resolution #1129. Commissioner Malone seconded the motion. Motion passed.

@9:39:22 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

May 4, 2012

Canvassing of Cooke City Sewer District Elections

@10:07:15 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Denise Nelson and Jan Buckner, clerk and recorder's office; Barbara Woodbury, environmental health; Raea Morris, administrative assistant; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to canvass votes of the Cooke City sewer district election.

Jan Buckner, deputy clerk, said the election was held on April 30, 2012, and a judge panel consisting of Denise Nelson, Jan Buckner and John Mueller counted votes for and against the district three times, and results showed 21 votes for creating the Cooke City Sewer District and 20 votes against creating the district.

Buckner said 62 ballots were mailed out to 45 registered voters and 17 property owners within the proposed Cooke City Sewer District. She said the county received back 46 ballots with 41 ballots voted and five returned undeliverable. Buckner said 25 ballots returned were from registered voters and 16 were from property owners. She said state law requires the county to have 40 percent of registered voters within the proposed district vote, and 55.6 percent voted in the election.

Clerk and Recorder Denise Nelson read into the record Montana Code Annotated defining voting parameters for the type of election held in Cooke City.

Commissioner Malone moved the county accepts the election results. Commissioner Durgan seconded the motion. Motion passed.

@10:27:33 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

May 4, 2012

1:00 P.M. – Special Solid Waste Board Meeting – Commission Chambers

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

Denise Nelson
Clerk & Recorder
Park County, Montana