

Park County Commission Meeting Minutes
Week of September 24 – 28, 2012
Park County, Montana

September 24, 2012

8:30 A.M. – 5:00 P.M. – Montana Association of Counties Annual Conference – Great Falls, MT – Commissioners Malone and Taylor attended

September 25, 2012

8:30 A.M. – 5:00 P.M. – Montana Association of Counties Annual Conference – Great Falls, MT – Commissioners Malone and Taylor attended

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

5:30 P.M. – Museum Board – Yellowstone Gateway Museum, Livingston

September 26, 2012

8:30 A.M. – 5:00 P.M. – Montana Association of Counties Annual Conference – Great Falls, MT – Commissioners Malone and Taylor attended

1:00 P.M. – Weed Board Meeting – East Room – Commissioner Durgan attended

September 27, 2012

8:30 A.M. – 5:00 P.M. – Montana Association of Counties Annual Conference – Great Falls, MT – Commissioners Malone and Taylor attended

September 28, 2012

Correspondence/Agenda and Briefing on Current County Projects

@9:03:17 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; Greg Coleman, fire warden; Warren Newhouse II, refuse; and John Mueller, minutes clerk. No public comment made.

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

Correspondence for September 21 included:

- Memo email re. ITAC meeting

- Memo email re. YGM Board meeting agenda
- Memo email re. Safety Committee minutes sign off
- Memo document re. Yellowstone River Bridge closure meeting
- Memo email re. October 10 MSU Extension/City of Livingston economic development meeting request
- Memo email re. Library Board packet
- Memo document re. Cooke City Water District legal opinion
- Memo document re. city street annexation
- Memo document re. citizen public information request
- Memo document re. Shields Valley Senior Center budget
- Memo email re. Pine Creek Fire update
- Memo email re. MACo committee meeting
- Memo email re. family transfers meeting requests
- Memo email re. MACo Healthcare Trust newsletter
- Memo email re. Pine Creek Fire recovery meeting

Correspondence for September 24 included:

- Memo email re. American Land Rights request
- Memo document re. Gardiner Gateway Project letter of support
- Memo email re. MSU Extension drought issues
- Memo email re. Pine Creek Fire update
- Memo email re. FHWA Map 21 webinars
- Memo email re. October 4 SWB meeting scheduled
- Memo email re. Draft September 21 SWB meeting minutes

Greg Coleman, fire warden, said the county needs to allocate encumbered Title III funds by the end of the day and recommends funds go to Search and Rescue and fighting wildfire. The Commission said the funds had already been accepted as allocated when the fiscal year budget was passed.

The Commission signed fire ban extension resolutions. Commissioner Taylor directed Coleman to advertise the county extended the open burning ban, and there is a question about whether to permit fires in established hunting camp rings.

Coleman said the Branding Livingston logo committee will make a final design decision on October 9. Taylor said he would attend that meeting.

There was discussion about the Pine Creek Fire debris depository, and the Commission established new operating hours.

@9:32:13 a.m., Durgan moved to recess the meeting until 11:00 a.m. Commissioner Malone seconded the motion. The meeting recessed.

@11:02:13 a.m., the meeting reopened. Also present were Lani Hartung, finance; Erica Hoffman, GIS/IT; and Bob Currie, SWB.

Commissioner Malone said the Airport Board denied the Commission's Gardiner Airport Affected Area variance request. He said the Commission needs to take action with the Gardiner green box site in the interim to avoid bear issues, possibly compacting refuse in the large roll off boxes currently at the site.

Bob Currie, Solid Waste Board, said he recommends putting a new 40-yard roll off at a manned Shields Valley green box site to see how loads come in. He said individuals in Idaho compact refuse within boxes with heavy equipment and get 10 tons or more per box. Malone said he thinks the same effort should be done at the Gardiner site. The Commission said it would run the trial at the two sites. Currie offered to take his own Bobcat to the sites to conduct the trial compaction.

At the request of GIS/IT Manager Erica Hoffman, Commissioner Durgan said he is willing to trade offices with the GIS/IT Department in order to provide the GIS tech with a private office for work efficiency and create an open space in the GIS Department for map display.

Correspondence for September 25 included:

- Memo email re. Fair Board seat advertisements
- Memo email re. Clean Water Act justices
- Memo email re. Montana DNR construction cost data app survey
- Memo email re. MACo state and local government tax summary
- Memo email re. MSU Extension winter access survey final report
- Memo email re. county jail inspection results
- Memo email re. Commission Airport Board meeting proposal
- Memo email re. PCRFD#1 Yellowstone River Bridge meeting request
- Memo email re. mobile home tax abatement request

Correspondence for September 26 included:

- Memo email re. October Community Networking meeting agenda
- Memo document re. Great West Engineering Pierce Pit
- Memo email re. October 10 MSU Extension economic development meeting
- Memo email re. PCRFD#1 communications issue
- Memo email re. GIS office request
- Memo email re. Pine Creek Wispwest service
- Memo email re. Montana DNRC
- Memo email re. Map 21 webinar
- Memo email re. MT LTAP meeting

Correspondence for September 27 included:

- Memo email re. NWF renewable resources proposal letter of support
- Memo email re. 2012 fire season public comment session
- Memo email re. November 1 Fire Council meeting
- Memo email re. Nittany Grantworks letter of support request
- Memo email re. 2012 Safety Fest schedule
- Memo email re. Pine Creek Fire update
- Memo email re. MDOT bridge project update
- Memo email re. employee safety video viewing schedule

Commissioner Durgan reported on road grading by a road crewman. There was discussion about reprimanding the crewman if supervisor directives continue to not be followed. Durgan reported on the Weed Board and Yellowstone Bridge replacement project meetings.

Lani Hartung, finance, provided corrected school mill levy budgets for Commission signature.

@12:03:58 p.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

September 28, 2012

Discussion/Decision on Offering In-Kind Support for a Department of Environmental Quality Outreach Project

@9:33:06 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Mike Inman, planning; Kristen Wester and Kerry Fee, PCEC; Bob Currie, SWB; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to consider offering in-kind support for a Department of Environmental Quality Outreach Project.

Kristen Wester, Park County Environmental Council (PCEC), said the Shields Valley Watershed Group decided not to involve itself in a proposed education and outreach effort, which would be a series of workshops over three years to discuss the pros and cons of oil and gas extraction. She said the workshops would address nonpoint source pollution that can result from industry efforts and would require no cash outlay from Park County, but proposes seven commissioner in-kind contribution hours per year for attending forums; 10 hours per year for planning department efforts; and seven hours per year for the county IT tech to provide associated website updates.

Commissioner Malone asked how the program is to be a balanced effort if the title of the proposed program denotes it as a PCEC program. Kerry Fee, PCEC, said the effort initially started as a joint effort with the Shields Valley Watershed Group, but that group decided not to participate. He said the effort may include water quality monitoring, and

is intended to serve as an initial step in helping Park County become prepared for the numerous diverse impacts resulting from oil and gas extraction.

Commissioner Durgan said he is all in favor of information gathering and helping to present both sides of the story, but he is not in favor of the county advocating for or against oil or gas extraction. Wester said the program is an education and outreach effort, not an advocacy effort.

Commissioner Taylor said he agrees with Durgan. Taylor said his concern is the oil and gas industry corporation listed as a possible speaker at forums may not participate in the effort, which will make it one-sided. He said he would like a commitment from the corporation that it will in fact participate. Wester said industry corporations have provided presentations in other states for similar efforts and does not think it will be an issue to get them to participate.

Malone said the county can get ready for the coming of industry, but it cannot do anything until it receives tax base money to do such. He said it seems to him the county Planning and Development Board deals with economic development, so he thinks the effort should run through that board. Wester said PCEC will submit the grant, and Park County would sign a letter of support that it is behind the education and outreach effort. She said the county would incur 50 to 70 hours of work if it took on the effort itself.

Malone said he has concerns if the county does not approve of the forum agendas, and if it commits to the project and then pulls out, it will have to write a check. He said he thinks the Park County Planning Board should facilitate the effort and be on the title and assist in creating the agenda. Fee said the former county economic development director and a planning board member approached PCEC to assist with the effort, and board member Peter Fox has been the liaison between the board and a separate county natural gas committee in order to provide regular updates to the entire planning board.

Senior Planner Mike Inman said the oil and gas extraction issue is not new to the Planning and Development Board, Planning Department or the Commission, as the planning board already had a natural resources subcommittee. He said grants and education and outreach have always been board priorities. He said the board was the front runner for the proposed effort, but other groups with time and finances have put together a more substantial program. Inman said he sees the proposal as an education and outreach program the county would participate in and not facilitate.

Malone said he thinks the planning board needs to look at the agenda, the title contains the name PCEC, and that language in the proposal is concerning to him. He said the presentation should go to the planning board for it to decide if the county should be involved. He said he has no problem with the program if it is a balanced approach, but he thinks the planning board should be involved. He said the agenda should be reviewed by more people than the commissioners, who do not have the time to do such.

The Commission reviewed the program letter of support as provided by Wester. Malone said Park County's goal to provide a balanced view, so he wants to be assured the planning board will have a chance to review each meeting agenda. Wester said she would insert language in the application and letter of support stating such.

Malone said Park County will pull its support if it does not like the first meeting agenda and it will not pay Montana DEQ anything. Inman said he will submit appropriate language to Wester for the application stating the Park County Planning and Development Board and Commission will have the opportunity to review all meeting agendas and provide comment prior to the forums happening. Wester said the application will include specific specification of what the county's contribution will involve.

Commissioner Durgan moved to sign the letter of support for the project and offer in-kind as indicated. Commissioner Malone seconded the motion conditional upon his approval of the language as provided by Inman. Motion passed.

Malone said he commented on the federal budget, but it did no good.

@10:16:27 a.m., Durgan moved to adjourn the meeting. Malone seconded the motion. The meeting adjourned.

September 28, 2012

Discussion/Decision of Copy Machine Upgrade with J & H Inc.

@10:22:54 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; Erica Hoffman, IT/GIS; Johan Williams and Kyle Domin, J&H; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to consider a Commission Office copy machine upgrade with J&H, Inc.

Kyle Domin of J&H provided a five-year lease agreement at \$43 per month, machine delivery and a receipt form for signature, as well as an optional operations and maintenance contract. Domin provided a breakdown of cost savings and expanded functions the new machine would provide.

Commissioner Malone moved to accept J&H's proposal for the lease. Commissioner Durgan seconded the motion. Motion passed.

The Commission said its current copy machine will go to the Road Department.

@10:32:27 a.m., Durgan moved to adjourn the meeting. Taylor seconded the motion. The meeting adjourned.

September 28, 2012

Discussion of Budget to Actual Revenues and Expenditures

@10:41:16 a.m., Chairman Taylor called a meeting to order in the Commissioners Chambers. Commissioners Durgan, Malone and Taylor were present. Also present were Martha Miller, auditor; Lani Hartung, finance; Bob Currie, SWB; and John Mueller, minutes clerk. No public comment made.

The meeting was scheduled to discuss county budgeted to actual revenues and expenditures.

Lani Hartung, finance director, provided a budgeted to actual financial report for the month of August.

@10:52:16 a.m., Malone moved to adjourn the meeting. Durgan seconded the motion. The meeting adjourned.

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

Denise Nelson
Clerk & Recorder
Park County, Montana