

**STILLWATER COUNTY  
COMMISSIONER MINUTES**

**Notice:** These minutes reflect the proceedings of the Board of County Commissioners. The official minutes are on file with the Clerk and Recorder MCA 7-4-2611(2)(b).

**REGULAR MEETING  
September 22, 2020**

**PRESENT** Commissioner Mark Crago, Chair, Commissioner Dennis Shupak and Tyrel Hamilton, members, Shannon Fisher & Madisyn Hudecek, Administrative Assistants.

Others Present: Kevin Ray, Road & Bridge; Carol Arkell, DES; Scott Waltner, Solid Waste; Piney Helmuth, Road & Bridge; Mark Schreiner, Road & Bridge; Emily Schabacker, Stillwater County News; John Carrell, Laurie Carrell & Michael Lorash Citizens.

**PLEDGE** Commissioner Crago opened the meeting with the Pledge of Allegiance.

**MINUTES** September 8, 2020 - Commissioner Hamilton **MOVED** to approve the minutes as presented. Commissioner Shupak **SECONDED**. No discussion. Motion passed unanimously.

**ANNOUNCEMENTS** Carol Arkell announced that as of Monday, September 21, there have been four more positive cases of COVID within Stillwater County bringing the total positive cases to 55. The Public Health nurse has reminded everyone to social distance and to please wear masks. Carol also stated that there were 12 fires within our district. Most of the surrounding counties are still in Stage 1 Fire Restrictions. There are still fire concerns this week with the current and forecasted weather and the fact that the county is low on resources at this time.

**CONSENT AGENDA** **Tax Appeal Board**  
A) Appoint Melissa Young as a Tax Appeal Board Member

**Commission**  
A) Attorney Fee Agreement

Commissioner Hamilton **MOVED** to consent to the consent agenda. Commissioner Shupak **SECONDED**. Discussion – Commissioner Hamilton noted that the Tax Appeal Board appointment is Melissa Young. Commissioner Crago stated that the attorney fee agreement is for the MACO land use attorney Tara Depuy for work on the new fairgrounds project. Motion passed unanimously.

**REGULAR BUSINESS** **Solid Waste**  
A) Approve purchase of two compaction containers. Commissioner Hamilton **MOVED** to approve the purchase of two compact containers. Commissioner Shupak **SECONDED**. Discussion – Scott Waltner stated that the county is upgrading older equipment. Commissioner Hamilton stated that the cost for these is \$15, 183.00 Motion passed unanimously.

B) Removal of Two Unmanned Boxes; Linger Box and Stiles Box - Commissioner Hamilton **MOVED** to approve the removal of the two unmanned boxes. Commissioner Shupak **SECONDED**. Discussion – Scott Waltner stated that these boxes have been there since the removal of the green boxes. These boxes have been filled and picked up once a month but now it is twice a month and they are being filled with used oil, tires and construction debris and has become a cost and liability issue for the county. This action has been recommended by the Solid Waste Board. Motion passed unanimously.

### **Absarokee Sewer**

A) Rescind and Replace Resolution 2020-34 with Resolution Establishing a Revolving Fund - Commissioner Hamilton **MOVED** to rescind and replace Resolution 2020-34 with a resolution establishing a revolving loan fund. Commissioner Shupak **SECONDED**.

Discussion – Commissioner Crago explained that this is necessary for the order of the resolutions required by the bond council. The revolving fund is a guarantee that funds will be available for the maintenance and upkeep of the Absarokee Sewer project now and in the future. Motion passed unanimously.

B) Resolution 2020-35 Absarokee Sewer District Bond. Commissioner Hamilton **MOVED** to approve the Absarokee Sewer District Bond. Commissioner Shupak **SECONDED**. Discussion – Commissioner Crago explained that this is the Resolution replacing the rescinded resolution. Motion passed unanimously.

C) Resolution 2020-36 Approving Tax Compliance Procedures Relating to the Tax-Exempt Bonds. Commissioner Hamilton **MOVED** to approve Resolution 2020-36 approving tax compliance procedures relating to the Tax-Exempt Bonds. Commissioner Shupak **SECONDED**. Discussion – Commissioner Crago explained these procedures memorialize formally certain practices and procedures that the issuer previously practiced with the issuance of bonds. The issuer reserves the right to make exceptions to these procedures as necessary. Motion passed unanimously.

D) Resolution 2020-37 Accepting Grant in the Amount of \$430,000.00. Commissioner Hamilton **MOVED** to approve Resolution 2020-37 accepting the grant in the amount of \$430,000.00. Commissioner Shupak **SECONDED**. Discussion – Commissioner Crago explained that this is the newest grant the Absarokee Sewer District has received. It has been awarded and this is formally accepting it. This grant helps fill the gap in funding for the project. Motion passed unanimously.

E) Resolution 2020-38 Accepting Grant in the Amount of \$408,000.00. Commissioner Hamilton **MOVED** to approve Resolution 2020-38 accepting the grant in the amount of \$408,000.00. Commissioner Shupak **SECONDED**. No Discussion. Motion passed unanimously.

F) Resolution 2020-39 Accepting Grant in the Amount of \$1,448,000.00. Commissioner Hamilton **MOVED** to approve Resolution 2020-39 accepting the grant in the amount of \$4,448,000.00. Commissioner Shupak **SECONDED**. No Discussion. Motion passed unanimously.

### **Clerk & Recorder**

A) Resolution 2020-40 to Change Polling Places. Commissioner Hamilton **MOVED** to approve Resolution 2020-40 to change polling places. Commissioner Shupak **SECONDED**. Discussion – Heidi Stadel explained the polling places in Reed Point, Molt and Rapelje are being changed to accommodate social distancing and to move them out of the schools to the new polling places which are more accommodating. Reed Point will now be at the Fire Hall, Rapelje will be at the Stockman Café and Molt will be at the Community center. Commissioner Crago noted that Stillwater County will be doing in person voting at the polling places. He also noted that voters can still request and absentee ballot as well. Heidi went on to explain that the polling places will be observing social distancing and masks will be worn. There is a Polling Place Protocol Plan in place for election day procedures. Motion passed unanimously.

### **Road & Bridge**

A) Accept John Deere Bid on one 2021 John Deere 772GP Motor Grader. Commissioner Hamilton **MOVED** to approve and accept the John Deere Bid. Commissioner Shupak **SECONDED**. Discussion – Mark Schreiner explained that the Road Department is adding one more motor grader to their fleet and will help keep up on the road services. Motion passed unanimously.

B) Viewers Report on Greenwood Road Abandonment. Commissioner Hamilton read the viewers report and the report from the County Road Superintendent. Commissioner Hamilton **MOVED** to accept the viewers report. Commissioner Shupak **SECONDED**. Discussion – Commissioner Hamilton showed the area of abandonment on the map. Commissioner Crago stated that comments and explanations will be heard during the public hearing. Motion passed unanimously.

**OPEN PUBLIC HEARING** Commissioner Crago opened the public hearing.

**INTRODUCTIONS** Commissioner Crago introduced the board.

**REASON FOR** Abandon a portion of Greenwood Road

**QUESTIONS/ COMMENTS** Mark Schreiner explained the section of the abandonment that was applied for could be expanded to include a greater portion of the road because the access to the cemetery would be from Mountain View Road and not Greenwood Road. This would clean up the abandonment and not leave portions abandoned. Carol Arkell questioned whether this road would now become private and would the addresses stay the same. Commissioner Crago replied that this would be up to the landowners on this road. Commissioner Hamilton added that there were two homes along the road and asked if they were occupied. John Carrell replied they were not occupied at this point. Commissioner Hamilton then asked if there was an intention to have the homes occupied. John Carrel answered yes. Carol recommended that this be a private road and leave the addresses intact. Carol explained that she has no control over the addresses in the google map system when questioned if the addresses for GPS systems and google maps will change. Commissioner Crago asked the landowners if they would be in favor of the additional portions of the road being abandoned as suggested by the viewers report. The landowners replied that they were in favor of the changes.

**CALL FOR PROPONENTS** Two people were in favor of the abandonment.

**CALL FOR OPPONENTS** None opposed

**CLOSE PUBLIC HEARING** Commissioner Crago closed the public hearing stating that written comments will be accepted until 4:30 p.m. on Monday, September 28, 2020. The final decision on the abandonment will be made Tuesday, September 29, 2020 during the Commissioners 9:00 a.m. Agenda Meeting.

**PUBLIC COMMENTS ON COUNTY BUSINESS** – None heard.

**With no further comments hear the meeting was adjourned at 9:25 a.m.**

**APPROVED BY:** /s/ Mark Crago, Commissioner Chairman  
**ATTEST:** Heidi L. Stadel, Clerk and Recorder