

STILLWATER COUNTY COMMISSIONERS 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 MARCH 14, 2017

- Present:** Commissioners Dennis Shupak, Chair; Maureen Davey; Mark Crago, Members; and Lori Dobitz, Administrative Assistant.
- Others Present: Jerry Friend, Treasurer; Rich Cowger, Columbus Fire Chief; Steve Conzales, Williams Civil Construction; Lee Cornell, Justice of Peace; Nancy Rohde, County Attorney; Carol Arkell, Fire Warden; and Mikaela Koski, Stillwater County News.
- Open Meeting:** Commissioner Shupak opened the meeting at 9:00 am with the pledge to the flag.
- Minute Approval:** Commissioner Crago **MOVED** to approve the minutes of February 28, 2017. Commissioner Davey **SECONDED**. Motion passed unanimously.
- Claims:** None presented
- Special Issues:**
- a. Stillwater River Road - Commissioner Crago reported there are no new updates on the rockslide at this time.
 - b. Legislation 2017 - Commissioner Davey stated every Monday morning she participates in a legislative updates conference with the MACo Executive Committee. She reported on HB 133 - *generally revise sentencing laws*, in which Lee Cornell, JP submitted his comments to the Commission to relay to MACo; and LC1815, *Eliminate state share for county attorney salary*. She said the bills are related in the fact the State is trying to put the burden on the counties for funding and MACo will be opposing HB 133.
- Regular Business:**
1. Airport Master Plan and Layout Plan - Commissioner Crago **MOVED** to accept and approve the Layout Plan as recommended by the Columbus Airport Board. Commissioner Davey **SECONDED**. Motion passed unanimously.
 2. Old Hospital Building - Commissioner Davey said the commissioners had another structural engineer look at the old hospital conducted by Krivonen Structural Consultants. The report is filed in the Clerk and Recorders office for review, Document #368108.
 3. Federal Lands Access Program (FLAP) - West Rosebud Road - Mackay Gravel Pit Reclamation Bond. Commissioner Crago explain the county received an email from Williams Civil Construction (WCC) requesting the Commission to lower the bond

that is required by DEQ. He said the Road Department has asked WCC to obtain a 2 million dollar reclamation bond for the proposed Mackay Pit related to the West Rosebud Road construction project. WCC discovered during the DEQ application process that the reclaim rate is actually \$70,996.00. Mark Schreiner, Road Superintendent, said he would like to take the issue up with the County Attorney. Steve Gonzales, WCC, said he provided a copy of what the bond was in the DEQ form and that WCC has a 2-million dollar liability policy for spills and so forth for pollution. (He handed a copy to the commission). Mr. Gonzales agreed to have Stillwater County listed as an additional insured as requested by Commissioner Crago.

Commissioner Davey **MOVED** to postpone action until review by the County Attorney. Commissioner Crago **SECONDED**. Motion passed unanimously.

4. County Boards :

a. County Planning Board (CPB) - Commissioner Davey **MOVED** to appoint Carolyn Hutson to the CPB for a term to expire January 31, 2019. Commissioner Crago **SECONDED**. Motion passed unanimously. Commissioner Crago **MOVED** to appoint Burt Williams to the CPB for a term to expire January 31, 2019. Motion **FAILED** to lack of a second. Commissioner Davey **MOVED** to appoint Brenda Studiner to the CPB for a term to expire January 31, 2019. Commissioner Crago **SECONDED**. Motion passed unanimously.

b. Library Board - Commissioner Davey **MOVED** to appoint Lynda Grande to the Library Board to fill an unexpired term until June 2020. Commissioner Shupak **SECONDED**. Commissioner Davey stated the applicant has served on previous library boards and comes with good experience. Motion passed.

c. Columbus Fire District Board - Commissioner Crago **MOVED** to appoint John Patterson to the Columbus Rural Volunteer Fire District Board for a term to expire May 2020. Commissioner Davey **SECONDED**. Motion passed unanimously.

5. County Commissioners - Commissioner Davey **MOVED** to adopt **Resolution 2017-22** canceling the Agenda of April 4, 2017, and schedule a special meeting on April 6, 2017 at 10:00 AM. Commissioner Crago **SECONDED**. Motion passed unanimously. This resolution is filed with the Clerk & Recorder, Document #368163.

6. Special Election Resolution - Heidi Stadel, Election Administrator, is requesting the Commissioner adopt a resolution requesting a mail ballot election due to SB 305, bill for an act entitled: *"an act generally providing how the special election to fill the 2017 vacancy in the office of united states representative for montana may be conducted; and providing an immediate effective date."* She stated should SB 305 pass, we will be able to hold this special election by mail, however, if it does not pass, we will still be able to conduct the election by poll. She explained the resolution needs to be in place seventy-days prior to the election, if it passes legislature.

Commissioner Davey **MOVED** to adopt **Resolution 2017-23** requesting the mail ballot election as read. Commissioner Crago **SECONDED**. Motion passed unanimously. This resolution is filed with the Clerk & Recorder, Document #368164.

Public Comments: None heard.

Meeting Adjourned: Hearing no further business, Commissioner Shupak adjourned the meeting at 9:28 AM