

**STILLWATER COUNTY
COMMISSIONERS MINUTES**

**REGULAR MEETING
FEBRUARY 17, 2015**

Notice: These minutes reflect the proceedings of the Board of County Commissioners. The official minutes were approved and will be filed with the Clerk and Recorder (MCA 7-4-2611(2)(b)) in their entirety, and the complete current month ending, along with resolutions and other supporting documents.

Present: Commissioners Dennis Shupak, Chair; Maureen Davey and Gerald W. Dell, Members; Lori Dobitz, Administrative Assistant; Sheriff Clifford Brophy; Carol Arkell, DES Coordinator; George McArthur; Shirlee Keffer, Stillwater Republican Women; and Robert Witham, Stillwater County News.

Public Comments: Public Comment on matters within the Commissioners jurisdiction pursuant to §2-3-103, MCA, public comments will be accepted on any public matter that is not scheduled on the Agenda.

Shirlee Keffer - stated she wanted to clarify what was published in the newspaper on February 5, and February 12, 2015, that had to do with her presence at the commissioners meeting on February 3, 2015. I used the word transparency, she said, like this bag (holding up bag) you can see through it, that is transparency. I am a student of local government, and your word jurisdiction as far as what takes place in our county. Having said that, in defense of my word of transparency is that I thought it was a communication tool that the commissioners could use to serve us, the residents of Stillwater County. In as much as, I expected to pay for the minutes and that is really not an issue. But if the minutes were put on the website, I can look at what was in the County Commissioners minutes and I can compare that to what is in the newspaper, and I can compare it to what I thought I heard or what I said in the meeting.

She also said, The citizen who wrote the letter on the 12th (Feb), he wasn't even present, so he doesn't know what I said. Only maybe from the article from the 5th (Feb). As far as the Commissioners, I feel that you have before us, as a citizen, you give me your schedule, which is on the website. You give me your agenda, which I have printed, so I can decide whether I am going to be able to be here or not, or if there is something of importance that I want to be here. But again, as I look at this room, there is maybe two citizens present at this meeting. We have a reporter and two department heads. I would get excited if we had representation from our communities and to say,

Let's be engaged to know what is happening in our county. I know this probably won't get published in the newspaper because it is during public comments, but I will be addressing a letter to the editor to what I said today.

Minutes Approval: Commissioner Davey **MOVED** to approve the minutes of January 20, January 27, and February 3, 2015, as presented. Commissioner Dell **SECONDED**. Discussion - Shirlee Keffer asked if the minutes, that are being approved, if her comments are in them during the public comments. Commissioner Davey said yes they are and the way she understands it, anything under our jurisdiction like Ms. Keffer mentioning transparency will be in the minutes. Shirlee Keffer thanked the Commissioners. **Vote** - Motion passed unanimously.

Report(s):

1. 2015 Legislative Session - Commissioner Davey stated on the MACo website, there is a section that one can read bills that will effect local government. She said today HB 235 is going to be heard about the Metal Mines License Tax in the house appropriations committee. Another bill MACo supports is in regards to a deputy county attorney receiving longevity because of the competition. The retention for deputy county attorney's is tough, so there is some longevity there that is proposed legislation that MACo is backing, Davey said.
2. Local 3877 AFSCME - Pursuant to the Working Agreement between Stillwater County and the Local 3877 - AFSCME, the two local arbitration board members, Bruce Neilson and Gerald Dell, have selected Tonya House as the third member and chairman of the board for calendar year 2015.
3. Justice Court Report - Fees in the amount of \$9,938,12 were collected for the month ending January 31, 2015.
4. Clerk & Recorder - Fees in the amount of \$6,272.10 were collected for the month ending January 31, 2015.
5. Montana Department of Revenue - Of the total \$35,602.85 Oil and Natural Gas Production Tax for 3rd Qtr 2014, Stillwater County Government received \$16,192.17 The remaining funds are dispersed to elementary and high school retirement; and certain school levy districts.
6. Sheriff's Report - Fees in the amount of \$300 were collected for the month ending January 31, 2015.
7. MDT Aeronautics Division - Columbus Airport 2015 project update. Commissioner Dell read a letter from MDT stating the Montana

Aeronautics Board has considered the request for financial assistance for airport development. They informed the county that the request, in the amount of \$8,333, was denied because not every request for financial assistance can be met and many of the requests that are approved are not fully funded. The project total costs was estimated at \$16,667. Travis Eickman said in an email to the commissioners that MDT only had \$325,000 in grant funds to award against \$1,641,648 in requests.

Courthouse Facilities

Space Project:

Commissioner Dell said written comments on the courthouse facilities space project were submitted by the following three citizens:

1. Scott Waltner, letter dated February 5, 2015
2. Joe Welter, letter dated February 16, 2015
3. Bill Hagen, letter dated February 17, 2015

Commissioner Dell stated the letters will be filed in the office of the Clerk & Recorder. Shirlee Keffer, said this is just another example, if as a citizen, if we were here we would know what is going on. If one printed out the agenda they could see it was on the agenda. You as our commissioners are giving us this information, but if we are not acting upon it as an individual then whose to blame of not being aware of what is happening. Unfortunately, I was not attending the meetings back four years ago, but I am attending now on a regular basis and becoming a student of our local government.

Benbow Road TSEP

Project:

MT-TSEP-CG-15-761 - Great West Engineering, Inc. - Commissioner Dell **MOVED** to issue the Notice of Award and approve an agreement between Contech and Stillwater County for the furnishing of 84"x 60' metal culvert for the Benbow Road culvert replacement project in the amount of \$8,970 . Commissioner Davey **SECONDED**. Discussion - Davey said this will complete the last go around with the TSEP Projects for Stillwater County. Dell said this particular project was awarded through the TSEP the same time the Rosebud Cemetery Road Bridge Project was approved which was completed a year ago. This is finishing up this portion of it, he said. Shupak said the county will install the culvert and keep one lane open during the installation which will be completed in a quick manner. **Vote** - Motion passed unanimously.

Sheriff's Office:

Sheriff Brophy submitted an agreement for Commissioner approval for a subscription to IamResponding.com's Emergency Responder Reply System. The Agreement is between Emergency Services Marketing Corp., Inc, a licensed provider of the program. Sheriff Brophy said this is the same system that the Columbus, Park City, and Absarokee Fire departments are using. This system is a service that augments the current paging system. It will not

replace the current radio pagers, he said. When dispatch types up their call for service and pushes the save button, our program sends an email out to the IamResponding company and then it is converted into a SMS text message and it goes to a responders phone. So they get a pre-alert basically. It is not our formal paging system. We still rely on our pagers for that. Brophy said Search and Rescue is in an unique situation because they are spread out all over the county, so a single radio paging system will not reach everybody.

It is his recommendation that the agreement for the one time cost of \$50 and an annual cost of \$300 be approved.

Commissioner Davey **MOVED** to approve the agreement as recommended by Sheriff Brophy. Commissioner Dell **SECONDED**. Motion passed unanimously.

Solid Waste Dept.: Commissioner Dell **MOVED** to approve the Big Sky Septic Service Proposal Agreement for to service and clean the portable toilets at all the solid waste site locations in the amount of \$143.70 per month April-September and \$158.70 per month October-March, as recommended by Scott Waltner, Supervisor. Commissioner Davey **SECONDED**. Motion passed unanimously.

DPPHS: Commissioner Davey **MOVED** to approve the Department of Public Health/Human Services - Task Order/ Contract #15-07-4-31-144-0 to the Stillwater County unified government master contract that covers the period of July 1, 2012 through June 30, 2019, for the Immunization Program. Commissioner Dell **SECONDED**. Motion passed unanimously.

DES: Pre-Disaster Mitigation Plan - Carol Arkell, DES Coordinator, is recommending approval of the Tetra Tech agreement for the Pre-Disaster Mitigation Plan update. She said the grant was awarded by the State DES on December 10, 2014. The HMPG funding of \$25,000, with a soft match of \$8,333.34 for a total project cost os \$33,333.34. Commissioner Dell **MOVED** to approve the Tetra Tech Consulting Services Agreement for the Pre-Disaster Mitigation Plan update as recommended Arkell. Commissioner Davey **SECONDED**. Motion passed unanimously.

Human Resources - Note

1. New Hires

1. Rebecca L. Carter, Clerk, Clerk & Recorder's Office, full-time, effective Feb. 5, 2015.
2. Jim Burrows, Rover, Solid Waste Department, permanent part-time, effective Feb. 5, 2015.
3. Angela Georgeson, Assistant Advocate, Victim/Witness Program, effective Feb. 9, 2015.

4. Rachel Smith, Payroll/Safety Clerk, Finance and HR, full-time effective March 2, 2015
2. OSHA Form 300A - Summary of work related injuries and illness was submitted by Joe Morse, Human Resources. This notice will be posted in the bulletin board until April 30, 2015 as required by OSHA.

Recessed at 9:38 AM

**FEBRUARY 17, 2015
MOTOR GRADER LEASE BID OPENING
1:30 PM**

Present: Commissioners Dennis Shupak, Chair; Maureen Davey and Gerald W. Dell, Members; Lori Dobitz, Administrative Assistant; Mark Schreiner and Randy Werdal, Road & Bridge; Shirlee Keffer, Stillwater Republican Women; Kraig Pester, Tractor & Equipment; Eric Bechtold and Mike Pool, RDO Equipment; and Joe Morse, Finance Specialist.

Bid Opening: Commissioner Shupak stated this is the time and place to open the sealed bids for eight (8) 2015 Motor Graders Lease Bid. Commissioner Dell said the county advertised for the lease of eight (8) new 2015 motor graders, less trade-in of nine (9) used motor graders currently in use. Commissioner Shupak instructed Joe Morse, Finance Specialist, to open and read the bids.

Joe Morse stated the county received two (2) bids and proceeded to open and read them.

Commissioner Dell **MOVED** to take all bids under consideration.
Commissioner Davey **SECONDED**. Motion passed unanimously.

Adjourned at 1:38 PM