

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 NOVEMBER 24, 2015

Present: Commissioners Dennis Shupak, Chair; Maureen Davey and Gerald W. Dell, Members. Others Present: Monica Plecker, CTA Planner; Tom Kelly, North Star Land Services; April Limburg, Planning Admin Support; Jerry Friend, Treasurer; Will Patterson, Weed Coordinator; Mark Schreiner, Road Superintendent; and Ric Hanners, Stillwater County News.

Minutes Approval:

Commissioner Davey **MOVED** to approve the minutes of September 29, 2015. Commissioner Dell **SECONDED**. Motion passed unanimously.

Special Issues:

Stillwater River Road Rockslide: Commissioner Dell gave an update and said on December 2, 2015, a representative from the engineering firm Shannon & Wilson will be in Stillwater County to conduct their assessment of the rock fall. Commissioner Davey said the County Attorney's Office is preparing another message for the website.

Regular Business:

1. Sekora Minor Subdivision - Monica Plecker, CTA Contract Planner, presented the 2 lot minor off Upper Flat Road and Sekora Lane, located in Sec 2, T2S, R20E, MPM. Landowners are Leo and Joan Uhrich, and developer representative Tom Kelly, North Star Land Services. Ms. Plecker read the eight (8) preliminary conditions that have been recommended to be addressed by Staff and the County Planning Board.

Discussion - Commissioner Davey asked if there are any water rights to this property off of Shane Ditch. Tom Kelly said Leo Uhrich has water rights on the remaining part that is left over. Commissioner Davey asked about the waste water ditch that runs north and south, asking if that is on this property. Tom Kelly said it is not on this property. Kelly said there is a dry coulee that runs through the property from the west headed east.

Following discussion, Ms. Plecker said an amendment such as adding language to Condition No. 3 as *Per Section IV.N, an easement for the Shane Ditch and any other or water facility shall be shown on the final plat . . .* that way that easement would be shown. Discussion continued regarding easement footage, size of ditch, and historical use.

Commissioner Dell **MOVED** to approve Sekora Minor Subdivision with the eight (8) conditions recommended by Planning Staff and Planning Board and the amendment of condition no. 3 to include the language and any other or water facility as discussed. Commissioner Davey **SECONDED**. Motion passed unanimously.

2. Public Information Meetings Scheduled

a. MDT - Commissioner Dell said the Montana Department Transportation Secondary Road System will be holding a public meeting on December 3, 2015, at 7:00 PM at the Cobblestone Community Center, 203 South Woodard Ave, Absarokee, MT, to address the Stillwater River Bridge (Johnson Bridge) Replacement near Absarokee. Publication will be in the Stillwater County News.

b. Federal Highways Administration - Commissioner Dell said a public meeting will be held on December 15, 2015, at 6:00 PM, located at 21 Main Street, Fishtail Library/Community Hall, Fishtail, MT, to address the reconstruction of 3.6 miles of West Rosebud Creek Road and the replacement of Allen Grade Bridge. Publications will be in the Stillwater County News and the Billings Gazette.

3. Stillwater County Weed Management District

Will Patterson, Stillwater County Weed Coordinator, explained that both of the following grants are continuing grants that have been in place for the past two-years:

- a. Fishtail Weed Management Area in the amount \$14,098;
- b. Two Rivers Cooperative Weed Management Area in the amount of \$17,512.

Patterson said both grants have been successful in the past. He said the Two Rivers grant is for treating the noxious weeds on the Stillwater River and the Yellowstone River. He said the Fishtail grant is approximately twelve landowners treatment of over 500 acres of noxious weeds. Both applications were presented and approved by the weed board for recommendation to the Commissioners for approval to submit to the Department of Agriculture. Commissioner Davey **MOVED** to approve the both applications presented. Commissioner Dell **SECONDED**. Motion passed unanimously.

c. Landowner Weed Management and Non-Compliance letter (form approval request). Will Patterson, Weed Coordinator, explained the Weed District along with the County Attorney have been reviewing/revising a non-compliance procedure letter that will go out to landowners that have noxious weeds on their land and are not treating them in one of the three approved methods through the state. Commissioner Dell **MOVED** to approve the use of the forms for non-compliance as recommended by the Weed District Board and presented by the Weed District Coordinator. Commissioner Davey **SECONDED**. Motion passed unanimously.

4. Road Department

Encroachment Permit Applications #2015-38 thru 2015-40 Northwestern Energy, Applicant, for the installation of 100kV overhead electric transmission lines for the Chrome Connection Project from Rapelje to Stillwater River in the county rights-of-way with construction beginning in January 2016. Commissioner Davey **MOVED** to approve the applications with the conditions recommended by the Road & Bridge Superintendent. Commissioner Dell **SECONDED**. Motion passed unanimously.

Consent Agenda:

1. Human Resources - EEOP Utilization Report
2. Planning - CTA Professional Planning Services renewal for a period of six-months
3. Sheriff - Patrol Vehicle budgeted purchase request - 2016 Ford Explorer in the amount of \$32,496.95
4. Town of Columbus - CTEP Columbus Pike Avenue Path Change Order No. 1 (additional equipment allowance), and Change Order No. 2 (unanticipated subgrade stabilization).

File Items: 1. Treasurer Cash Report - month ending September 30, 2015 - total investments/cash \$28,909,869.82

Commissioner Dell **MOVED** to approve the Consent Agenda and place the file items to file.
Commissioner Davey **SECONDED**. Motion passed unanimously.

Meeting Adjourned: Hearing no further business, Commissioner Shupak adjourned the meeting at 9:32 AM.

Claims and

Warrants: Claims were examined and warrants ordered drawn in the amount of \$471,942.72 and payroll in the amount of \$369,335.53 for a total of \$841,278.25 for the month ending November 30, 2015.