

Monday, November 23, 2009

Deb Ranum, Chairperson; Donald Rieger and William L. Randash, Members and Brenda J. Wood Clerk and Recorder were present for a regular November session.

Commissioner Randash spoke of the Eastern Plains Economic Development Corporation meeting he attended, as a Board Member, with Jason Rittal, Executive Director-EPEDC.

Commissioner Randash discussed working with Mike Carlson on the anemometers placed in various areas in the County. There are panels around the County anemometer at the old landfill; there is no gate going into that tower and Mike has to crawl over the top of the panel. For ease and safety reasons, the Commission agreed to make the necessary changes unless there are plans to move the anemometer. Bob Nansel is bringing some farmers/ranchers to Fallon County to view the area where the Wind Farm is located. Commissioner Randash wondered if the Plevna Senior Bus could be used to transport everyone, as the Commission would also take part in this. The Commission agreed the bus could be used for this as the Commission and Nico Cantalupo, Extension Agent will be part of the presentations.

Clayton Hornung, Mayor, City of Baker met to present the monthly City of Baker updates. Clayton stated he is concerned about getting the Inter-local Agreement between the City and Fallon County signed before the end of the year, or some type of resolution for the JP/City Judge issue, as the City Judge is only appointed through the end of December. Clayton stated Nicole Brown, JP/City Judge does not want to turn anyone away if it is a day when she is only having County or City Court. Clayton stated he feels they (City/County) need to make a decision as to the splitting of office supplies. Clayton stated they will not need office space if they do move her down to the old fire hall but Clayton stated he does not want to move anyone out because it is nice to have access to the courtroom, etc. The group discussed the splitting of hours and how it may work best for everyone. The Commission stated they do not plan to change their minds on this issue. They feel the JP will work the 15 hours for the County and the City and City Judge can work out how they want her to work her hours for them. The Commission stated they are more than willing to share the office but they no longer want hours worked for both entities to be the same hours as they feel this is "double-dipping". They further understand this is not "illegal" but this is no longer the wishes of the Commission. Clayton will return this information to the Council.

CLOSED-HIPAA

Debbie Wyrick, Deputy Clerk and Recorder met to discuss Fallon County's current Drug and Alcohol Policy. Victory Insurance (County's Work Comp carrier) will come next Monday to talk to Debbie and Vera Abrams, Safety Supervisor and review the policy with them. He may also eventually want copies of portions of the policy. They will schedule him to meet with the Commissioner's after their meeting.

HIPAA Webinar-Debbie discussed the Webinar information from the session she and the Commission listened to on November 9, 2009.

Nico Cantalupo, County Extension Agent stopped to visit with the Commission about the farmers/ranchers from South Dakota that are planning to visit the Wind Farm in Fallon County. Nico has some information the Farmer/Rancher's need to ask those that are confronting them about Wind Farms.

Noon Recess

Reconvened with all present.

John Beach, Golf Course Board Member and Eric Kary, Golf Course Supervisor met to discuss the winter plans for the golf course. The plan was they would have Eric work as long as he could, until the weather gets really poor. The Commissioner's gave permission for the Road Department to help haul dirt and stockpile it at the Golf Course. Eric then plans to excavate the bad spots when the ground is frozen then bring the dirt over to pile it on those areas. Commissioner Randash asked if Eric had located any dirt. Eric felt if he could get the dirt from Sieler's, it would be relatively good dirt.

Restroom-The group discussed installing the restroom at the golf course shop. Eric stated he is working with Mike Rinaldi, Sanitarian on this also and the plan is to do the same for the Airport.

The Commission granted permission to proceed with the Golf Course winter projects as long as the weather remains good.

Greg Cade, Universal Field Service met to discuss the camp yard for TransCanada. Greg is filling in for Larry Bell who is the field person for Fallon County. **Sites**-Greg explained they have to have a couple of sites and then the State of Montana makes the final decision as to where the camp will be located. They would like to do an option agreement with Fallon County. They are looking at 80 acres in the beginning and possibly will expand to 120 acres via an option. **TransCanada lease**-They will pay \$800 per acre for the lease term of 3 years or \$64,000 per year. **Restoration**-Greg stated they will restore the site back to its original state. **Waste Disposal**-The group discussed the type of waste disposal they would have. Greg was not sure if it would be septic or what type they would be approved to have. **Restoration**-The Commission asked if they would remove everything. Greg stated, yes, unless the landowner wants everything to stay. **Water well**-The Commission wondered if they would drill a water well. Greg was not positive but he felt they would. **Sanitation**-Commissioner Ranum asked if Greg had contacted the Sanitarian. Greg stated they will have to wait for the process of approval from the State of Montana before they pursue that further. The group discussed the process of approval and how long it will take to approve. Greg was not sure how long it would take to get the State's approval. **Pipe storage**-Commissioner Rieger asked if they would be storing pipe on the premises. Greg stated they could and probably would. Greg will leave a copy of the lease and the maps they will be working from. **Access**-Commissioner Rieger asked if the access to the Highway would be gravel or paved. Greg stated he felt it would probably be gravel or some type of rock surface. **Dust Control**-Commissioner Rieger discussed #7 of the contract which involves dust control. Greg felt they would use a water truck. **Diagram**-Commissioner Randash discussed the kitchen on the diagram. Greg stated they will have a kitchen because they work daylight to dawn. Commissioner Ranum asked if they were really going to have their own medical facility. Greg stated yes, they have to have one. They may use our doctors but they may also hire their own doctors. They will have trailers set up for various uses and also for housing. **Contact person**-Commissioner Ranum asked if there were any complaints, who will be the contact person? Greg stated anyone can contact Greg or he can find someone who can assist the caller. **Camp site discussion**-They have 3 possible camp sites located they will sign options with, but, the State of Montana will make the final decision as to whom they will let them use. **County lease**-The Commission stated they had a county tax payer leasing some of the pasture in that area and they will discuss this issue with that individual later. **Impact to County roads**-Greg stated there will be some impact and they will compensate for the roads also. **Option Agreement**-Commissioner Randash asked what amount they would pay landowners to sign the option. Greg stated landowners would be paid \$5,000.00 and if the land is chosen then they will get \$5,000.00 and the rest paid in 3 installments and the \$5,000.00 will all be part of the \$800.00 per acre. **Traffic Control**-Commissioner Rieger asked how the pipe would come in. Greg stated it will probably come in by train; the routing of trucks coming in and out of the camp site will be defined so the congestion is contained to certain areas. **Perimeter of camp site**- The perimeter of the camp sites are completely fenced. **Bridges**-Commissioner Rieger asked how they would move equipment over some of the bridges with load constraints. Greg stated they have portable bridges in those instances that they place over those bridges and then they move their equipment. The Agreement will be reviewed by the County Attorney before the County can sign and they will then get back to Greg.

Mona Madler, SMART Director met to update the Commission on the Veteran's War Memorial-Mona is working on the final list to be placed in the paper. They want to make sure they have all of the names correctly submitted before they start engraving. They are allowing the public ample opportunities to view the list of names.

Trading Card Program-Mona is working with the school on this program. The Student has an actual Football, Basketball trading card with the Student's information. They can get different pictures and Leslie Bohle has donated the sitting fee for this. The Student has to have a 3.0 grade point average, letter of recommendation from a Teacher and community member. These Students have a high standard of community involvement, these are leaders and all of the positive things they are doing or do not do are listed on the cards; then they trade their cards to others, hopefully the younger generation.

The Student's involved get a discount on certain things around town. There is an Advisory Committee in charge of the program. There is a contract to sign before the student signs up for the program and if they do something wrong, they go before the council and then have to go to everyone they traded their cards to and tell them why they did what they did. They plan to start with Baker and Plevna and hopefully later will include Wibaux and Ekalaka.

Port Authority lots-Mona reported all of the buildings on those lots were tore down last week. The Port Authority is now going to come up with a design for the housing. The Port Authority has approximately \$77,000.00 in the bank. Commissioner Randash stated you do not have enough money to purchase the new buildings then, do you. Mona stated they will have to seek low interest loans because the Port Authority can be bonded. They plan to build them, sell them and then use the funds to do it again. Commissioner Randash felt they could only purchase the property if it was foreclosed upon. Mona is not sure and feels the rules could have changes by then. Mona stated the City was going to help them tear the buildings down, etc; instead Lee Moore tore down and hauled it away to the Landfill free of charge. Tipping fees-Mona asked if the County would waive the tipping fee and the City would then pay the Port Authority \$400.00 for the demolition of the buildings. Commissioner Rieger's only thought was Fallon County still has to pay the State tipping fees. The Commission agreed to waive the tipping fee.

Bobby Wiedmer, Road Foreman brought in the information for the State bridges on the Wyrick property.

With one bridge they used (2)-98' long 9' diameter metal culverts; the other bridge they used (1)-80' long cement box culvert 14'W x 5' H. The sign states: This project was funded by the American Recovery and Reinvestment Act....

MDT	ARRA	USDOT
Bearcat	EMBLEM	Tiger

Project cost .62million

Alba Higgins, Shop Foreman joined the group to discuss the repair costs for the Road Dodge pickup and other items of business. The cost is \$2,000 for re-manned part. Commissioner Rieger felt they should try to get one from a salvage yard. Alba will check around at the salvage yards.

Jon Brosz, Brosz Engineering joined the discussion. Jon wanted to make sure the Stark Bridge change orders looked okay to the Commission. The Commission agreed they did. Jon stated there was more rip rap hauled in for the Anticline box culvert and that was completed as a change order.

Jon stated he has about 1 ½ days left of bridge inspections and 1 week of office work for load constraints. Jon stated he has concerns regarding the Straub Access and other bridges.

Jeanette Dye Bridge-Jon is working on that this week.

Low water crossing-That is on hold for now.

New Road/Park Building Project drainage was discussed-Jon stated they will extend the culvert and they will also be able to utilize the area behind the shop.

Buzzer, new shop-Bobby asked if they could place a buzzer on the phone line for the new shop-The Commission granted permission to do so. Bob stated some crew members are building an approach on the Duck Creek Road for Roddy Rost. The rest of the crew is hauling gravel to blade operator on the Anticline Road. A shop member and road crew member took truck #161 to Billings for a tune-up on the injector pump and to replace the injectors.

In order for Fallon County to qualify for the CDBG Disaster Recovery Grant, the Commission had to write Letters and pass Resolutions and all are filed in the Clerk and Recorder's office:

- 1) HATCH ACT RESOLUTION IS FILED IN THE CLERK AND RECORDER'S OFFICE
- 2) DESIGNATION OF ENVIRONMENTAL CERTIFYING OFFICIAL RESOLUTION IS FILED IN THE CLERK AND RECORDER'S OFFICE
- 3) LETTER of NOTIFICATION OF DESIGNATION OF ENVIRONMENTAL CERTIFYING OFFICIAL IS FILED IN THE CLERK AND RECORDER'S OFFICE
- 4) LETTER OF FINDING OF EXEMPTION IS FILED IN THE CLERK AND RECORDER'S OFFICE

5) FAIR HOUSING RESOLUTION IS FILED IN THE CLERK AND RECORDER'S OFFICE

6) EEO POSTER IS FILED IN THE CLERK AND RECORDER'S OFFICE

Tom Barth, Landfill Manager met to ask a few questions of the Commission. Dale Leivestad, Petrocomp would like to dispose of exempt soil. The Commission made the decision not to allow any soil disposals as of this time. Tom wondered if the Port Authority had permission to have the tipping fee waived for disposal of their buildings. The Commission granted permission to have it waived.

The Commission received a response from the Department of Administration regarding the response from Fallon County to the Fiscal Year 2008 Audit Report. The response was reviewed, the DOA agreed to the corrective action regarding the annual report being late.

Fallon County was fined by US Dept. of Labor/Mine Safety and Health Administration an amount of \$100.00 regarding safety issues they found with the crusher. The State of Montana has new laws now and they send the inspector out frequently. The safety issues were fixed immediately.

REVENUES:

Continental Resources, Inc-Oil and Gas Royalties-September, 2009-\$7,250.29.

JOURNALS APPROVED:

Journal 160-Reverse Journal 46 from original roll
Journal 784-Adjust Compensated Absences
Journal 161-Reroll balances to FY2010 after corrections were made.
Journal 162-Reverse Journal 38 from original roll
Journal 785-Adjust Solid Waste Compensated Absences
Journal 786-Correct and enter May and June Ambulance bookkeeping
Journal 163-Reroll Balances to FY2010-

MINUTES APPROVED:

The Commission reviewed and approved minutes for October 26th and November 2-November 5, 2009.

Adjourned.
s/Deb Ranum, Chairperson

ATTEST:

s/Brenda J. Wood, Clerk and Recorder