

Monday, May 6, 2013

CONVENED 8:00 AM

PRESENT Deb Ranum, Chairperson; **Steve Baldwin**, Commissioner. **William L. Randash** was excused to leave the state.

NON-AGENDA

9:30 AM-Brenda J. Wood, Clerk and Recorder and **Debbie Wyrick**, Deputy Clerk and Recorder were asked to join the conversation with **Sheryl Wood**, MACo (on speaker phone). Sheryl phoned in regarding Fallon County's decision to sign up with the State of Montana's provider, (Great West Retirement Services) for their 457 Deferred Comp Plan. Sheryl expressed concern that Fallon County do their due diligence and research NACo's 457 Deferred Comp Provider, (Nationwide Retirement Solutions). Sheryl feels NACo's provider may offer more to the employees than the State's Deferred Comp Provider. The Commission will discuss further.

PAYROLL AND WITHHOLDINGS

The Commission reviewed and approved April, 2013 payroll and withholdings in the amount of \$400,110.70 and they are as filed in the Clerk and Recorder's office.

10:00 AM ROAD/SHOP REPORT

Bobby Wiedmer, Road Foreman and **Alba Higgins**, Shop Foreman met to present the Road Report. **Plevna Cemetery**-May need some top soil delivered. Bobby will meet with Larry Dahl, Plevna Cemetery Caretaker regarding needed supplies.

North Baker Road-Bobby reviewed the road going past Richard Chester's office in North Baker area. Bobby stated a culvert needs to be placed.

Cattle guards-Cattle guards will be placed for Tim Barkley and Nick O'Connor. The O'Connor cattle guard may be placed this week. Nick has paid for his cattle guard, which is at Baker Metal & Recycling.

Blading-Still blading some roads even though it is dry.

Shop Report-Alba discussed the need to purchase diagnostic software. The Road Department has an old version of software and they are unable to reap the benefit when diagnosing problems. The new software, with a laptop would be \$5,600.00. Alba feels we could purchase our own laptop and save the County some money. This is "read only" software; the only way they would be allowed to change the parameters would be to purchase programs from each company separately, i.e. Cummins. The Annual Service Agreement is \$399.00. Commissioner Baldwin suggested asking if they would be able to download to a desktop incase the program would crash or to allow the availability to view it at your desk, etc. Alba will contact Don Dilworth, IT Department regarding purchasing a rough system computer. Commissioner Ranum suggested also purchasing a sunscreen for ease of reading and check on battery life. Permission granted to purchase.

New blades-There are some cracked windows on some of the new blades. They are trying to get this covered under warranty.

Mack Truck-The Mack truck which was being repaired in Glendive is finished.

Pits/Leases-The DEQ was here yesterday to view prospective pits.

Bridges-Discussed the bridge North of Plevna on Cemetery Road; Bobby stated they are watching the bridge; it (has some holes in it). Bobby will contact Jon Brosz regarding this bridge.

PUBLIC COMMENT-No one appeared for Public Comment.

11:00 AM DEPT OF REVENUE/TREASURER-TAX BILLING ISSUE

LaRita Huether, Department of Revenue and **Barb Ketterling**, Treasurer/Assessor met to discuss the issues which occurred after the Personal Property down load. LaRita stated she realized there was an issue when she could not get them to balance. The issue occurred when Denbury Resources Real Estate taxes were changed to Personal Property Taxes.

Barb and LaRita explained Denbury will pay the 2nd half of their Real Estate taxes this month and then will have to pay their Personal Property Taxes (each well head) within 30 days. Barb and LaRita wanted the Commission to be aware.

Tyler Technology (County's Software Company) was notified; Tyler cannot fix the problem. This download will have to be removed and the State will need to process a new download.

LaRita will speak to the individuals in charge at the State level and report anything she finds out to the Commission. This may also affect the certification of the levies.

11:30 AM ROAD TECHNICIAN REPORT

Spencer Huether, Road Technician met to update the Commission on the upcoming work load.

Easements-Commissioner Ranum stated the Commission wishes to leave the wording for our easements as they are. Spencer had brought in another version for the Commission to view and this was the decision after their review.

Roads-Spencer discussed roads left to declare.

Bridges-Discussed 15 bridges the County wants to replace. Spencer stated the bridge to Steffes's is on State Land. Spencer felt we did not have easement for that road. More research will be completed on this.

More Work-Spencer is still working on the 11 boxes of various road-related items found in the basement vault by Debbie Wyrick. Spencer stated so far he has found 44 roads, etc that have not been abandoned and only has the first 4 boxes completed.

Road Hearings-Will not have any further Road Hearings until he can complete a group of them at one hearing.

RECESS

Commissioner Baldwin made the motion to recess for lunch. Commissioner Ranum stepped down from the Chair to second the motion. 2 Ayes. 1 Absent. Motion carried.

Noon Recess

1:00 PM-RECONVENE

Deb Ranum, Chairperson; Steve Baldwin, Commissioner and Brenda Wood, Clerk and Recorder reconvened.

CLAIMS APPROVALS

The Commission reviewed and approved April, 2013 end of month claims in the amount of \$234,474.40 and they are as filed in the Clerk and Recorder's office.

JUVENILE DETENTION CONFERENCE CALL

Linda Kennel, Juvenile Detention Board Member is covering the call so the Commission did not have to.

APPROVAL OF MINUTES

Commissioner Baldwin made the motion to approve the April 22 and April 29, 2013 minutes with the following corrections:

April 22nd-APPROVED AFTER SPELLING AND GRAMMAR CORRECTIONS MADE.

April 29th-Planner Report-Workforce Housing-last sentence stated " **Desiree' will meet, make the CA changes and meet next week; they will publish scheduled Public Hearings and get started**" This was corrected to state "**Desiree' will make the County Attorney's changes and meet next week; the Public Hearing will then be scheduled**". **Commissioner Discussion**-sentence stated "**Commissioner Ranum is concerned regarding all the shifts Brenda has to work and the time of year (Summer Vacations) may put them in a larger bind**" This was corrected to state "**Commissioner Ranum is concerned regarding all the extra shifts (over time) Brenda has to work and the time of year, (Summer Vacations), may put them in a larger bind**". **BLM MEETING** – sentence stated "**Kevin further explained the BLM would have the availability to also service North and South Dakota**" This was corrected to state "**Kevin further explained the BLM would have the availability to also service North and South Dakota during the fire season**". **MISCELLANEOUS**- sentence stated "**Commissioner Ranum stated Randi Wenz phoned in regarding an issue with the bridge to their residence**" This was corrected to state "**Commissioner Ranum stated Randi Wenz phoned in regarding an issue with bridge on Sage Trail**". **LANDFILL**

REPORT/BUDGET-Tanks – sentence stated “Tom would like to order more 3000 gallon tanks; Tom will contact B & B about the size truck used to bring water to the Landfill” This was corrected to state “Tom would like to order two (2) more 3000 gallon tanks; Tom will contact B & B about the amount of water their trucks can haul”.

Commissioner Ranum stepped down from the Chair to second the motion. 2 Ayes. 1 Absent. Motion carried.

2:50 PM-Bob Neumann stopped to say he was in favor of abandoning the roads from this hearing (Petition 94 & 99). Bob left before the scheduled Road Hearing.

**ROAD HEARING-3:00 PM
FALLON COUNTY COMMISSIONER’S OFFICE**

PRESENT-Ralph and Linda Rising; Rod and Brenda Kramlick; Bobby Wiedmer, Road Foreman; Spencer Huether, Road Technician; Deb Ranum and Steve Baldwin, Commissioners and Brenda J. Wood, Clerk and Recorder.

Complete minutes are filed in the Clerk and Recorder’s office.

3:45 PM-Gary Irgens met to discuss the 4H Small Animal Fair Projects.

Discussion-Gary discussed some issues they are having with a member of the Fair Board, who is also a 4H Leader. The small animals were moved from the West End of the Barn to the East End of the Barn and now want to move them around the corner where the horse stalls are located. Gary stated they (4Her’s) feel this is a great location.

Elin Westover, Extension Agent joined the discussion.

Discussion continued-Gary stated it was suggested they would use two (2) horse stalls, order some cages, mount them to the stalls and pour a cement floor that could be cleaned. They have now run into problems because one (1) Fair Board Member comes to the 4H meetings and tells them what they will or will not be available to do; that information is then never relayed to the Fair Board. Steve asked if they had gotten on the Fair Board Agenda. Elin stated she noticed they are on the next Fair Agenda. Gary feels they are being shoved out of the barn. The Council will pay ½ of the cost of the cages and Fair Board has agreed to pay for the other ½. Gary would like to see the cages screwed to the wall, place stub walls in for safety and place cement floors so they could be hosed down. The Commission stated they will be speaking to the Fair Board and will see what they can do to help. Gary and Elin stated this was proposed to the Fair Board last Sunday.

Mission Statement-Commissioner Baldwin discussed the Fair Board Mission Statement.

4:00 PM-Lisa Kilsdonk, Fallon County Times reporter joined the discussion.

Concern-Electrical concerns were discussed; the breaker trips frequently when drying animals, etc. Elin stated she has been told the Fair Board plans to fix the problems.

Water pressure issue-The Commission stated they are working on the water pressure.

Drainage-The group discussed the drainage issues and the wash rack for the animals; also work in progress. Elin and Gary left the discussion.

Lisa asked if the Commission had any news items for the paper.

Dispatch Addition-Commissioner Ranum stated the best resource for this would be Chuck Lee, DES/911 Coordinator. The kitchen will be upgraded due to cooking for Detention Center inmates. They also needed to update the equipment room to accommodate the new equipment.

Centennial Celebration-Work in progress.

Oil Impacts-Lisa stated she would be completing a story of oil industry impacts within the month.

CLOSED PERSONNEL

4:30 PM-Chuck Lee, DES/911 Coordinator met to ask a few questions.

911 Tower-Chuck asked if he could sell the tower or should it be sold at auction. Chuck stated he would get an answer from the County Attorney.

DES pickup-Chuck would like a new pickup for DES/911 and Joe Janz, Outside Maintenance would like Chuck’s existing pickup.

4:30 PM-Scott Rabbitt-Park Supervisor discussed placement of cement and new park surfacing in the County Park to allow for handicap capability. Commissioner Ranum asked if they would place this in the City Park as well and the County would pay for it. Commissioner Baldwin suggests Scott discuss this with the City. Scott will also visit with the Schools. The hope is they can save money by placing in more parks. Commission agreed to move forward with this project.

4:45 PM Joe Janz, Outside Maintenance and Barb Lechler, Fair Secretary met to discuss the Fair acquiring the sweeper and John Deere tractor from Outside Maintenance. The Commission granted permission for Fairgrounds to take Outside Maintenance tractor and sweeper.

Fairgrounds update-Barb stated she has been in contact with Starplex. This Company provides services such as cleaning, labor to man gates, etc during the Fair. Barb stated they do not have enough man power to do all the cleaning they need to, etc during the Fair and felt this would be an option for them. Starplex is going to give her a quote for services.

5:20 PM-RECESS

Commissioner Baldwin made the motion to recess. Commissioner Ranum stepped down from the Chair to second the motion. 2 Ayes. 1 Absent. Motion carried.

Tuesday, May 7, 2013

RECONVENE 8:00 AM

PRESENT Deb Ranum, Chairperson and **Steve Baldwin**, Commissioner. **William L. Randash** was excused to leave the State.

10:00 AM-Brenda J. Wood, Clerk and Recorder joined the Commission.

10:00 AM-Angie Rabbitt, Recreation Director met to present the Recreation Report and Budget.

4th of July Celebration-Pippi the Clown -\$850.00 and **Magicians** with inflatable's-**\$2,500.00 plus cost to man the inflatable's at \$12.00 per hour**, are booked for the day.

Concessions-A Relay for Life Team has stated they would be interested in having a Concession stand and may also provide a dunk tank.

Senior Citizens-The Senior Citizens would like to provide hard ice cream.

Tom Harger-Lemonade/donut stand

Roger Meggers-Three Air Shows; Roger did not feel he would need to close any roads or areas around the lake. Angie hopes that is the case so there is enough parking for everyone.

Fishing Derby-Will speak to Todd Enders about doing a Fishing Derby-Commissioner Ranum suggested if not possibly Todd would have another suggestion.

DJ-Vaughn Zenko is booked as the DJ and will provide sound and lights for the Magician. Vaughn will get a donation from the Chamber for his services. T-Shirts will also be provided.

Centennial Celebration-Angie shared her information with the Chamber as well; possibly they can keep some of the same entertainment over Friday and Saturday as well.

Paper-The group stated the Fallon County Times had a nice write up in the paper about the Celebrations.

Newsletter-Angie is working on her news letter.

Summer Plans-Touch a truck; Fallon County Days; Youth Rodeo; Basketball, Volleyball, Tennis, Art and Cheer-Camps; Youth T-ball; Soccer; Gymnastics.

Preschool-Angie had to back off on Pre-School programs in order to provide what she has. There is not enough manpower but has had people inquire about more Pre-School programs.

Budget-Angie stated she budgets and stays within the City's budget. Items needed-New Computer; Would like to hire a part-time assistant (20 hours) per week. Angie explained the Recreation Program was designed to be self-sustaining. The revenues were to cover the cost of the program (with the exception of wages). The City had asked her to reduce programs rather than hiring an assistant. Angie did that and now her numbers are up so would like to hire an Assistant. The Commission agreed they would be interested in funding an assistant.

After School Program-Angie explained the After School Program is the most important program she has. Angie has no Babe Ruth team this year but had some 13 year olds show up for another related program which she was excited to see.

Electrical issues-Angie stated in the past they have had some electrical issues at the gazebo during the 4th of July Celebrations. The group was concerned with all the added extra functions, this should be checked out. Angie stated they can use the Amphitheatre which helps.

Tents-Commissioner Ranum discussed renting tents for shade. Angie stated the Relay for Life program rents from someplace in Billings. Commissioner Baldwin suggested possibly purchasing one for various County events. Will do some research on this.

Profit and Loss-Angie discussed her budget from last year and stated she really watches her budget. Last year her profit would have exceeded her expenses if she would not have had to purchase a vehicle.

Angie left the meeting to return next month for more updates.

Cyndy Maxwell and Vern Petersen-Joint Powers Trust, **Alba Higgins, Debbie Wyrick and Selena Nelson**- Health Insurance Committee met to discuss the workings of the Joint Powers Trust.

JPT- JPT provides the Stop Loss and Reinsure for EBMS and JPT also has its own Stop Loss Carrier.

Health Insurance Reform-Insurance reform was discussed as being very overwhelming and a challenge.

Discussion-There are 8,000 +/-lives in the Trust. Debbie discussed the issues with mandates associated with educating employee and dependents. Vern stated he feels they may be able to assist with this. Alba discussed the driving costs associated with Health Care Reform. Vern discussed the fact there are 22 different taxes and some states are discussing 50% increases in Health Insurance Premiums. Vern and Cyndy left the discussion.

EideBailly-Independent Third-Party Contractor presented a quote to the County to assist with the proposed changes mandated by Health Care Reform in the amount of \$4,500. Consulting work will be priced at \$1,000 for up to 4 hours of consulting services. Any additional fees will be defined in a new engagement letter. The Commission will discuss this further.

RECESS

Commissioner Baldwin made the motion to recess. Commissioner Ranum stepped down from the Chair to second the motion. 2 Ayes. 1 Absent. Motion carried.

Noon Recess

1:00 PM-RECONVENED

PRESENT Deb Ranum, Chairperson; **Steve Baldwin**, Commissioner.

1:10 PM-Nicole Schuler-Executive Director for Baker Chamber of Commerce met to update the Commission on the Centennial Celebration.

Friday-Booked Portrayals and Reenactments-\$400.00 plus mileage from Sidney to Baker 130 miles at .50 per mile and motel room.

Other-Also trying to book square dancers; wagon rides; utilize some of the Thursday entertainers; local groups are interested in doing kids games;

1:25 PM-Mona Madler, SMART Director joined the discussion.

Saturday-Farmers Market; Ranch Rodeo in the afternoon (Committee keeps them informed). SMART will be the money holder for them so they do not have to get an EIN#. The Chamber will provide a fund raiser meal; Fire Works Committee may provide some type of fund raiser as well; Saturday night meal-plan to take it uptown for a barbecue (if Lee Moore is unavailable, they will use an alternative); street dance-Commissioner Ranum discussed getting a good band.

Sunday-No plans; this will allow families to wind down and head home.

Veteran's Memorial-Drury Phebus is working on some plans for Memorial Day. Would like to have a meal, have the Color Guard march to the Memorial; speaker and 21 gun salute. Mona was asked to help Drury with some of this.

Centennial Meeting on May 14th-Mona was asked to speak in Billings about happenings in our area; several others were also asked to attend and speak. Mona stated the people from Billings want to help

us. Any thoughts the Commission would like Mona to take to the meeting, please contact here before she leaves for the meeting. Mona will not be at the Centennial meeting due to this meeting.

Removal old Housing-Commissioner Ranum asked if there was going to be any assistance for those who want to tear down old housing. Mona stated no help this year.

Lake-Making progress for some property owners bordering the Baker Lake; those not included in the previously disturbed areas are able to apply for permits for work in their area. The problem being the time frame it takes to get the permit approved, but the Planner has been making great strides in that area.

Energy Expo-There will be an Energy Expo in Glendive next Wednesday and Thursday. Commission had no information; Mona or Nicole will send the information to them.

2:00 PM-Elin Westover, Extension Agent met to present some updates and budgets. Elin reviewed the Board Member Training Flyer, Quarterly Report and Budget with the Commission.

Quarterly Report-Elin listed several Training and Education classes she has presented and attended; listed Programs/Events she will present and/or attend; Elin has presented a NRCS Animal monitoring Workshop; Master Gardeners Workshop; had a booth at the Carter County Health Fair; Elin was successful in obtaining grants for workshops; listed her goals of Water Quality Awareness, Improve 4-H/FFA Carcass Quality through education, contest and ultrasounding; continue working in collaboration with County Boards, Continue on with Master Gardener Program; Follow-up program evaluations and establish a Community Garden for Baker.

Budget-Discussed the State has frozen their salaries again; her office staff makes more per hour than she does. The Extension Budget funding is short; however, the State of Montana wants to keep an Agent in every County. Would like to budget for some ultrasound software; funds for a Community Garden; feels they need to increase their postage budget to ship samples; assist the other Departments in the Basement with the cost of a new copy machine; extra monitors and possibly do something different for a pickup.

2:30 PM-CLOSED-PERSONNEL

LETTER of SERVICES

Debbie Wyrick, Deputy Clerk and Recorder met to discuss County business.

Letter of Service for EideBailly-The Commission agreed to sign the Letter of Services for EideBailly to provide tax consulting services as requested for analytical health care reform. The services will remain advisory in nature, with decision making and oversight of services remaining the responsibility of management. Commissioner Ranum signed as Chairperson.

Seasonal pay-Discussed paying ADULT seasonal workers a different rate, i.e. Baker Cemetery Assistant, at least the same rate of pay as the Plevna Cemetery Assistant.

4:00 PM-Nicole Brown, Justice of Peace and **Clayton Hornung**, Mayor-City of Baker met to discuss possible Interlocal Agreement.

DISCUSSION

Separate Hours in the same office-Nicole stated she is not willing to do this as she feels this is a disservice to the public;

Cross Training-Both City and County Clerks have been cross-trained;

Employed by-Discussed both employees being County Employees with the City reimbursing for one;

Interlocal Agreement-Cannot engage in an Interlocal Agreement until after the Election;

Office Hours-If it was agreed upon, the office hours and other particulars would be decided in the Interlocal Agreement;

Budget-Nicole asked if she needed to turn the budget in for the JP as normal; the decision was yes;

Position change-Discussed changing Nicole from two elected positions to one elected position. Clayton wants to discuss this with the Council again;

Office Share-Clayton feels two judges (City/County) could share the same area, but separate offices. Nicole stated she would not be interested in that;

Decision-The Commission will discuss this with Commissioner Randash as well and obviously further discussion will be needed later;

Darcy Pankratz, City Attorney joined the discussion at 4:55 PM;

City Lagoon-The issues regarding the new cell for the City Lagoon. Still waiting to hear more from Brosz Engineering;

Public Works Director-As of this time they have one application in house for the Public Works Director and have gone out to the public;

TransCanada-They have the funds from TransCanada but have run into problems with the new cell. Need to get things clarified with FEMA and City/County Planner;

Alleys/Drainage-They have Peccia coming to look at alleys in the down town area, drainage, etc;

Lawlar Annexation-Amber Lawlar has presented her information for Annexation to the City of Baker;

East side plan-The developer is still working with MT DOT on the drainage issues;

City County Planner-Cost share this position was discussed and the need for an Interlocal Agreement;

Declaratory Judgment-Will be discussed at the next City Council Meeting.

City Council-Next meeting will be May 14th.

Commissioner Ranum stated **Tim Barth**, Century phoned and stated Century would be willing to pay more for the hot mix staging area. They will now pay \$4,800.00 per year for the site.

Scott Rabbitt, Park Supervisor brought some information pertaining to tents to be used for shade.

RECESS

Commissioner Baldwin made the motion recess. Commissioner Ranum stepped down from the Chair to second the motion. 2 Ayes. 1 Absent. Motion Carried.

Wednesday, May 08, 2013

8:00 AM-CONVENE

PRESENT-**Deb Ranum**, Chairperson; **Steve Baldwin**, Commissioner. William L. Randash excused to be out of state.

9:40 AM-Brenda J Wood, Clerk and Recorder joined the Commission.

9:40 AM-Debbie Wyrick, Deputy Clerk and Recorder met at the request of Commissioner Ranum.

Joint Powers Trust-The amount paid to the Trust was \$531,000+/-

-The amount paid back to Fallon County was \$381,000

-Total fixed cost (projected to be paid this year-\$873,000)

Commissioner Ranum asked if Fallon County could do without JPT reinsurance.

Brief Discussion-Decision was probably but will continue on as we are presently.

10:45 AM-Desiree' Thielen, Fallon County Planner met to update the Commission on various projects.

Plat Status report-17 Plats/COS's in various stages of progress.

Discussion-Some Plats/COS's have not progressed forward. The Commission made the decision once a preapplication is received from the Landowner/Developer, they will have 6 months to progress forward, otherwise the process will have to be started over again.

Lake-Desiree' discussed sending all permits (i.e. Boardwalk; boat docks, etc) to ALL agencies such as the Army Corp, DEQ and DNRC. Desiree' has been in contact with the some of these Agencies. The EPA told Desiree' they have never received a response to their letter dated June 9, 2011. This is where it is felt some of the issues have stemmed from. The decision is to respond.

Work Force Housing-Have set our bond amount at \$350,000; Buffalo, SD set their bond at \$500,000. Sanitarians costs would be a per bed or per unit basis. County's fees would be \$500.00 flat rate plus per bed or per unit. The Commission made the decision to charge per bed. Rich Batterman, County Attorney and Desiree' are working on a response to TransCanada regarding Work Force Housing.

Landscaping-Desiree' explained Fallon County's standards are above and beyond standards. The Commission discussed revising and looking at other County standards.

Roads-Discussed whether or not they would have to complete their roads to County Standards. The Commission stated yes they would.

Boards-Desiree' discussed creating a Board of Adjustment and Zoning Commission; it was felt these Boards cannot be the same as the Planning Board. More research to be completed on the Boards.

BUDGET-Office Staff-Desiree' would like to employ another person in her office on a Full Time/Permanent Basis. Commissioner Ranum would like to see a list of duties for this position and a possible pay scale. Discussed possibly a Surveyor with other duties; Desiree' will discuss services which could be provided by a Surveyor, with a Surveyor. **Vehicle**-Desiree' may need a vehicle; she understood that the Extension Office may be getting a different vehicle and the Extension vehicle would be great for them. **Copier**-This is cost shared with the other Basement Departments. **Plotter**-Need to budget for a new plotter as they no longer make parts for their plotter. They do not plan to purchase new until necessary.

RECESS

Commissioner Baldwin made the motion to recess. Commissioner Ranum stepped down from the Chair to second the motion. 2 Ayes. 1 Absent. Motion carried.

Noon Recess

1:00 PM-RECONVENED

PRESENT Deb Ranum, Chairperson; **Steve Baldwin**, Commissioner; **Brenda Wood**, Clerk and Recorder joined the discussion.

1:00 PM Rich Batterman, County Attorney; **Desiree' Thielen**, County Planner and **Don Davis**, Universal Field Services, representing Denbury Green Pipeline-Montana, LLC .

Pipeline update-Don discuss the Right of Way for a new 22" CO2 pipeline. The pipeline originates in Belle Creek. It is approximately 142 miles long starting in Powder River County, through Carter County and Fallon County, will then end in Wibaux County.

Preliminary Map-Don provided a preliminary map of the pipeline; this map has already had changes made to it.

Discussion-Don stated they hope to be shipping CO2 by 2016. Don stated they will be contacting Fallon County landowners very soon.

Haul Route Agreement-Rich stated bonding would be his recommendation. They will have to get an Encroachment permit from the Clerk and Recorder's office or online and the County prefers they bore the County Roads. Easements 50' permanent and an additional 50' temporary.

Landowners-Desiree' explained the Landowners have formed groups. Don said they are aware of that.

MFSA-(Major Facility Siting Act)-Desiree' asked if they were aware of the MFSA guidelines they have to follow for any pipeline over 16". Don stated they have certain individuals that take care of permits, etc; Don will make sure they are aware.

Bobby Wiedmer, Road Foreman joined the discussion.

Housing-Desiree' asked what they were doing for housing. They are not looking at that at this time. Desiree' discussed Fallon County's work force housing guidelines.

Education materials-Desiree' asked if they had education materials for their Pipeline. Desiree' and the Extension Agent are putting on an educational training regarding pipeline awareness. Don does have some items he could send to Desiree'.

Floodplain-Desiree' asked if they would be crossing creeks or floodplains; if so they need to contact state and local levels. They will be following the area of the Bison Pipeline. Don left the discussion.

1:25 PM-Jon Brosz, Brosz Engineering joined the discussion.

Upper Lake-Preparing to send the gate plans to NRCS and DNRC. Jon stated the surveyor found the outlet structure is lower than the spillway; Jon stated they feel it is not worth dewatering and removing the silt; because they still have to repair the outlet structure and hole.

Total Repairs-Primary spill way, gate, slip-line the pipe, fix the hole and rip rap the primary spill way. Jon stated these are all specialty items and if all three projects are completed and quotes are under \$80,000 each, Fallon County would not have to go to bid.

Upper Dam/grass-Commissioner Ranum asked if Jon had checked the grass on the upper dam. Jon stated the grass has not come in yet.

Lake-Discussed the letter received from the EPA regarding the Baker Lake. If we could find the actual restoration plan submitted by Interstate Engineering the letter could be addressed. The Clerk and Recorder felt the letter had been addressed already.

Lagoon-The Group discussed the new cell for the City of Baker's lagoon. Jon has requested the original model from FEMA to address the issues FEMA is having with the new cell. FEMA is looking for it and will send to Jon. Jon stated after this is found they can do a no rise certification and it will be submitted to FEMA and Desiree' for approval. The Attorneys are working on the well issue with John Beach and John is willing to work with them as well.

MAP-County will need to decide if they want to revise the County FIRM.

Rural Water-DEQ approved a new filtration system in a roll off system. The water from the lagoon is then certified for reuse. This system removes fecal matter, ammonia, nitrogen, phosphorus, etc, etc, etc. This would work for the Golf Course water issue. Jon stated it reportedly costs approximately \$800.00 per month to run it. The cost per unit is approximately \$225,000 plus the cost of piping, etc. The sulphur burner would still have to be used to lower the PH. Commission felt this would be a wonderful idea; Jon will look into this.

1:50 PM Betty Mueller joined the discussion.

North Baker Drainage-Jon stated the MT DOT of Glendive was working with them; Glendive sent it on and now there are many things that have to be dealt with. Jon recommends doing the drainage in two projects-1) fix the issue on Shell Oil Road and the ditch behind North Baker. 2) Leave the area by the highway for now.

Bridges-The paperwork for the Bridge on Sunny Bank Road is ready to mail.

Bridge on Division Road-Jon will have the design completed by the end of this week.

1:55 PM-Vera Abrams, Librarian joined the discussion.

TransCanada bridges-Jon stated he has heard nothing from TransCanada regarding these bridges. Webster Road -Bridge on Soda Creek may need more work than most.

1:57 PM-Mary Lou Ryden, Ambulance Member joined.

Jon, Bobby and Desiree' left the discussion.

2:07 PM-Debbie Wyrick, Deputy Clerk and Recorder met to discuss exempt/non-exempt positions.

-457 Plan-After further discussion the Commissioner feels they did their due diligence and will leave the 457 plan with the State and will not pursue it with NACo (National Association of Counties) as recommended by Sheryl Wood, MACo Representative.

Exempt/Non-Exempt employees were discussed. Debbie stated she feels we need to contact Rich Batterman, County Attorney regarding individuals in questions to get a definite definition.

Debbie asked if there were further questions on exempt/non-exempt. No questions Debbie left the discussion but before leaving Commissioner Ranum asked if that was all she was going to discuss as the afternoon was blocked off for wages and position discussion. Debbie explained all she had prepared was Exempt and Non-Exempt information. The Clerk and Recorder felt the Commission wanted time to review the salary schedule, etc during this time. Debbie left the discussion.

Betty stated she was here to discuss the Council on Aging pay as she had reviewed the Salary Schedule and had some concerns with regard to how some of the wages were derived. Betty would like to be contacted when the Commission discusses wages.

Vera stated she was planning to report the information to her Board. Vera stated her Board is also quite concerned with the Salary Schedule and would also like to be contacted when the Commission discusses wages.

3:00 PM-Scott Rabbitt, Park Supervisor met to update the Commission on Park information.

Tents-Scott brought information for the Commission to review regarding tents (to provide shade) that can be purchased for various events .

3:05 PM-Desiree' Thielen, Planner joined the discussion.

Plevna Playground-Scott stated the inventory for the Plevna Parks is listed with his other park inventory. Scott did not know if that meant he is responsible for maintenance of the park. It was felt by the Commission and Desiree' the Town of Plevna maintains the park. Desiree' discussed the ill condition of the existing playground equipment for that park. The Commission stated they would be willing to

purchase new equipment for the park and asked Scott to check further on the equipment and meet with the Town Council to gain their knowledge and permission to work on that park. Desiree' stated they meet on Monday the 13th at 7:00 PM at the old Fire Hall. Scott will attend that meeting and left the discussion.

3:15 PM Desiree' met to discuss a few updates.

City Water Tower-The City did not get a permit from the FAA for the construction of the new water tower. The water tower will be too close to the Airport; a permit will have to be filled out and sent in.

Boards-Desiree' discussed the Zoning Commission and Board of Adjustment Boards. The Airport Commission is currently the Zoning Commission; the Board of Adjustment is the Planning Board. Desiree' did not know if new Boards would have to be created or not.

Administrator-Need to find out who the Administrator is whether it be Desiree' or whom.

4:00 PM-Jennifer Mettler, BHS Clerk- Jennifer discussed the Procurement Cards used by the School for various departments' purchases. Information was given to Commissioner Baldwin and he will further research.

Recess

Thursday, May 09, 2013

8:00 AM-CONVENE

PRESENT-Deb Ranum, Chairperson; **Steve Baldwin**, Commissioner. William L. Randash excused to be out of State.

9:30 AM-Commission attend the Safety Meeting.

10:15 AM David Espeland, CEO and Selena Nelson, CFO-Fallon Medical Complex met to present the monthly report.

Mill Levy-With the passing of the Mill Levy which everyone is always thankful for, David stated they plan to use this funding for updated security systems and for the major floor repairs in purchasing.

Contract Nursing-Use of Contract Nurses and CNA's is still up. Commissioner Baldwin asked if there were specific reasons. Selena stated there is a shortage (everywhere) and the work seems to be too hard for the youth.

Wages-David stated the wages are where they should be in comparison to other areas but are looking at giving another increase this year.

Healthcare Reform-This was discussed in great length.

Budget-Selena stated she did not foresee changes to the budget from last year.

EMR-Selena stated they are going to update the Electronic Medical Records for the Clinic and the financial side as well. The Commission agreed to allow the Hospital to keep the incentive payment to assist with this payment. Selena stated they have to go live by July, 2014.

MESSAGES

The Commission was informed by LaRita Huether, Local-Department of Revenue the DOR in Helena had made the decision to move the Denbury Real Estate changed to Personals back to Real Estate until next year.

RECESS

Commissioner Baldwin made the motion to recess. Commissioner Ranum stepped down from the Chair to second the motion. 2 Ayes. 1 Absent. Motion Carried.

Noon Recess

1:00 PM-RECONVENED

PRESENT Deb Ranum, Chairperson; **Steve Baldwin**, Commissioner.

COMMISSIONER DISCUSSION

The Commission reviewed Folder information.

REPORTS/MINUTES/FLYERS

April, 2013-Detention Center Report-6 prisoners held for 87 days; 3 Fallon County and 84 City of Baker Days. No revenue collected for the month.

May, 2013-State of MT-DOT-Fuel Tax Reimbursement-\$4128.33

April, 2013-Ambulance Report-21 Runs; Charges-\$19,340.00; Payments (13,037.65); Medicare Adjustments-(\$2,708.63)

May, 2013-Seniors in Action Flyer

April 4, 2013-Baker Rural Fire District Minutes-Warrants Issued-\$4,726.32

April 11, 2013-Plevna Rural Fire District Minutes-Warrants Issued-\$2,456.79

MISCELLANEOUS REVENUES

February-March, 2013-Denbury-Oil and Gas Royalties-\$4,231.12

January-February, 2013-ConocoPhillips-Oil and Gas Royalties-\$4,962.22

Denbury –Surface Damage Payment-PNL-44X-18B-\$5,899.42

State of MT-Department of Revenue-HB758-Oil and Gas Distribution payment for December, 2012-\$53,997.34

ADJOURNMENT

Commissioner Baldwin made the motion to adjourn at 3:00 PM to meet with the Fair Board and Populous at the Fair Grounds. Commissioner Ranum stepped down from the Chair to second the motion. 2 Ayes. 1 Absent. Motion Carried.

s/Deb Ranum, Chairperson

ATTEST:

s/Brenda J. Wood, Clerk and Recorder