

Monday, May 20, 2013

PRESENT 8:00 AM

Deb Ranum, Chairperson; William L. Randash and Steve Baldwin, Commissioners convened to review mail and answer phone calls.

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

10:00 AM-Mike Choat and Bobby Wiedmer, Road Foreman met to discuss the Choat Pit.

Blading-Bobby discussed the blading he completed on the Ollie and Big Hill Roads.

Kurt Alme, Yellowstone Boys and Girls Ranch joined-10:03 AM; **Rich Batterman**, County Attorney joined via speakerphone.

Choat Pit-Discussed how to get the scoria off the pit, in a safe manner, for the County to crush. Commission feels it is unsafe for our workers to have equipment on top of the pile.

Final decision-Crush what is ready, haul it off, clean up, close the pit, pay YBGR and Mike and seed it so the pit can be closed. Mike and Kurt left the discussion.

ROAD REPORT

Camera-Bobby needs a new camera for the Road Department. Permission granted to purchase.

New Truck Box-The truck box was installed on the truck and is ready to be sent out to work.

Roads-Working on roads in Ollie; 3 blades are in District 3 working on roads; District 2 has nothing to blade at this time; blading the new material laid on the Anticline Road in District 1.

New Computer and Software-Don Dilworth, IT cannot get any better price than what NAPA offers for the software and computer. Permission granted to purchase all through NAPA.

Bridge-The bridge near Ketchum's is in Carter County.

Discussion-Fallon County has always maintained that road and has an easement on the road. Commissioner Randash feels the Carter County Commissioner's should be contacted to see if they would pay for part of the overall costs. Commissioner Ranum suggests Carter County put it out to bid; they may get a better bid.

Carter County Commission "on speakerphone" was asked if they would be willing to cost share placement of a new bridge on Milk Creek on (South Plevna Road). Carter County Commission would like to discuss it with their Road Foreman and view it. Bobby felt he would meet with them as well. Commissioner Ranum felt the costs could be split 2/3rds Fallon County and 1/3rd Carter County. Carter County Commissioner's felt that was a fair deal but will discuss further.

Jon Brosz, Brosz Engineering met to discuss a Filtration System for the Golf Course for the water taken from the lagoon.

A phone call was returned to Landowner, Fred Hoff by Commissioner Ranum regarding his input on Secondary Highway 336 or the Ollie Road.

The Commission approved pavement for the Apron Expansion project at the Airport. This will be located by the BLM's water suppression depot.

EASEMENT

The Commission signed the DeGrand Easements for Arthur and Kathy L. DeGrand on Hidden Water Trail and Private Drive in Section 7-5-61; Dukart Access and Private Drive in Section 13-5-60; Private drive in Section 18-5-61.

TRAINING

Land-Use Training-The Commission plans to attend the Land-Use training meeting in Lewistown on the 19th of June which takes place the day after the MAOCG Board meeting in Lewistown.

PUBLIC COMMENT

11:10 AM- Nikki Slagter and Rochelle Conroy met to discuss issues at the Fairgrounds.

Nikki-Stated they were there to appeal for leadership and guidance for the issues they are having with the Fair Board. They feel they have opened up a can of worms; the Fair Board is now dysfunctional.

They feel the rest of the Fairgrounds does not exist just the Fair and the Fair Board does things beyond their guidelines. Nikki and Rochelle would like the Commission to help the Fair Board get on track.

11:15 AM-Lynda Herbst-Custodial Supervisor met for her scheduled meeting.

The group discussed the following items. The Commission plans to work on updating **ALL** Board Resolutions within their parameters; Discussed open range laws in Montana; fence legalities; discussed the change the Commission made by allowing the Equestrian Law be the guideline; discussed the east gate being closed and the legality of the existing Resolution for the Fair Board.

11:30 AM-Rochelle and Nikki left the meeting.

Training-Lynda stated Bruco will be holding a training June 4th in Billings. Both of her custodial assistants would like to attend. The cost is \$25.00 per person and they are allowed to use the County car because they are County Employees. Permission was granted for them to attend.

Carpet Cleaning-June 22nd-Sherry Curry will be here to shampoo as much of the Courthouse carpeting she can.

BUDGET

Courthouse Windows-Commission would like Lynda to get some quotes for replacing the windows in the Courthouse – They are the original windows, (almost 40 years old) and are not energy efficient.

Shampoer-The Commission would like to continue to get the carpets commercially cleaned at this time.

Employee hours-Lynda feels she may need more hours for her assistants due to the Dispatch/Sheriff remodel creating more square footage.

CLOSED-PERSONNEL

11:30 AM-Tim Barkley, Sheriff waited in the Clerk and Recorder's office for his appointment. Lynda left at 11:45 AM.

SHERIFF BUDGET

11:45 AM-Tim discussed his various budgets.

Patrol Vehicle-Tim feels the actual cost would be around \$36,000-\$40,000 but budgeted \$50,000 to allow for set up of the vehicle. The vehicle Tim uses has approximately 222,000 miles on it. The Dodge Wagon is used for transports with the exception of winter transports.

Laptop-Needs to be updated.

Capital Outlay-Tim has an unallocated \$10,000 for items that may come up but it is not earmarked for anything specifically.

Juvenile Placement-Has to budget those funds in case something comes up.

CORONER BUDGET

This budget will remain the same.

CARE OF PRISONER BUDGET

This budget is pretty much the same; may purchase an Automated Fingerprinting System/Live Scan.

SEARCH AND RESCUE BUDGET

Discussed Plainsmen Search and Rescue is a private organization. Tim stated he is in charge of all Search and Rescue related incidents and the Plainsmen Search and Rescue is a resource he can use. The Boat is owned ½ by Sheriff and ½ by Plainsman discussed possibly buying out the Plainsman Search and Rescue portion.

CLOSED-PERSONNEL

12:45 PM-RECESS

Commissioner Baldwin made the motion to take an hour lunch break. Commissioner Randash seconds the motion. 3 Ayes. 0 Nays. Motion carried unanimously.

Noon Recess

1:30 PM-Reconvened with Deb Ranum, Chairperson and Steve Baldwin, Members present. Commissioner Randash was excused briefly.

CLAIMS APPROVALS

The Commission started reviewing and approving the Mid Month claims.

1:55 PM-Jon Brosz, Brosz Engineering dropped off paperwork for bridges. This pertains to all box culverts previously discussed in earlier meetings except for the Tronstad Bridge.

Commissioner Ranum discussed bidding bridges together to save costs. Jon felt it would not save costs unless you want to lump the precast verses cast in place together. Discussed the bridge near Ketchum's. It was felt it would be cheaper to bid the Sparks and Ketchum Bridges together to save money; this is something that will need to be decided. The TransCanada Bridges are precast only.

Water treatment-Discussed possibly purchasing a water treatment unit for the golf course.

2:00 PM-Desiree' Thielen-Planner joined for her scheduled appointment.

Back to Jon Brosz-Golf Course water treatment unit; it was felt a larger unit may be needed to keep up with the needs at the Golf Course; the cost to operate the system may be approximately \$1,500 or less per month. This will take the place of all the chlorine Eric Kary, Golf Course Supervisor is now using; although Eric will still have to test the water. This would be used in conjunction with the lagoon and should solve issues of use of treated lagoon water. Jon stated we have to meet the new standards by 2017 as of now per the DEQ the current method does not meet the standards. Jon feels if they go forward with this process and ask for permission to do the watering the way it has been in the past, they may allow this. Jon feels the Commission, City Council and Golf Board need to write a letter to get this rolling. Jon will talk to Rachel about this, summarize in an email and will keep Eric in the loop. Discussed where the filters would need to be disposed. Decision is to MOVE FORWARD.

Sandstone Creek-Discussed the Sandstone Creek drainage that Chuck Lee, DES/911 Coordinator took a video.

North Baker Water Drainage-Jon stated the MT DOT is not going to budge on the 150' Right of Way. The decision is to discuss this further with the MT DOT. Commissioner Ranum stated possibly they would receive more assistance and cooperation by working through Mike Tierney, State of MT.

Upper Baker Lake – The soil sample sent to Laurel for testing stated this material is good binder.

Bridges-Jon will wait until we hear from the Corp of Engineers on the two bridges.

2:30 PM-PLANNER UPDATES

Desiree' Thielen, Planner met to update the Commission on various Department projects.

Hearings-Discussed an application that was received late; notified the proper length of advertising did not take place so they are advertising for another week.

Additional help-Desiree' feels if we have KLJ or someone similar assist her with subdivision reviews she probably would not need another person in her office. Desiree' explained that is what Richland County does.

2:40 PM Commissioner Randash returned for the balance of the day.

COMMISSIONER DISCUSSION

Awnings-Commissioner Baldwin made the motion to grant permission for Scott Rabbitt, Park Supervisor to order two awnings (20 x 40). Commissioner Randash seconds the motion. 3 Ayes. 0 Nays. Motion carried unanimously.

2:45 PM -Commissioner Randash made the motion to approve the May 6-9 minutes with corrections as follows:

Meeting with Nicole Schuler and Mona Madler. Sentence stated-**"Commissioner Ranum asked if there was going to be any assistance for those who want to tear down hold housing"**. This was changed to state **"Commissioner Ranum asked if there was going to be any assistance for those who want to tear down old housing"**.

Also corrected spelling and grammar errors.

Commissioner Baldwin seconds the motion. 3 Ayes. 0 Nays. Motion Carried Unanimously.

Fair Board questions submitted to the Commission:

Supplies-The Commission approved the purchase of table cloths, chair covers, napkins, etc from Gwen Hall as previously approved by the Fair Board.

Wash rack-The Sanitarian wants to run a pipeline from the wash rack to the tree row on the South side of the Barn. The Commission all agreed not to run the pipeline and to have the wash rack tank pumped. Discussed possibly having Cliff Tudor check the water pressure for wash rack.

Starplex-Discussed the Fair Board hiring a Company to man the gates, pick up garbage or anything they need them for so the employees can do their jobs (during the Fair only). Will discuss this further with Barb Lechler, etc.

Cement Pad-This would be around the Junso Memorial and Lutheran Stands-Commission granted permission.

Bobby Wiedmer, Road Foreman met to update the Commission on some Road items.

County had received calls from people expressing concern of the flooding in the Ollie/Carlyle area; the Road Foreman called the MT DOT in Baker and Glendive. The Glendive DOT stated they would take it into consideration and Baker DOT told him they could probably get to the road by the end of the week.

PUBLIC COMMENT

3:35 PM-Gary Irgens joined to discuss some concerns.

RV Park-Discussed a landowner that wants to place an RV Park adjacent to the Irgens property. Gary expressed his concerns. Gary stated after it passes through the Planning Board it was his understanding the Commission has the final say. Gary also stated he is not the only landowner that has an issue with this. The hearing for this will be tonight but the public hearing would be next month. Gary is concerned for his family.

4H-Gary will visit with Extension Agent about access to (2-3) horse stalls for small animals (previously discussed).

Back to Fair Board questions

Restrooms/Big Barn-Quote was received from Upland to remove and replace restroom partitions in the men's and women's restrooms. Commission approved this quote.

Grazing Pen-This would be for horses and would be built using continuous fence. NO decision at this time. Commission feels more information is needed.

4:00 PM Vera Abrams, Librarian and **Jan Townsend**, Library Board Member

Safety Budget

Vera stated there is not much change in this budget. Vera has asked for an increase in wages for the Safety Investigator.

Purchased services-The rates are going up for DOT Drug and Alcohol testing. Vera found this information after contacting the Hospital. The Hospital plans to increase their costs.

Library Endowment Fund Budget

Vera plans to spend some of the funding available.

Central Grant Center-Commissioner Ranum asked if the Central Grant Center was still available. Vera explained Chuck Lee told her he does not have time to attend the trainings, etc, therefore the Grant Center is no longer available in our County.

Library Budget

Wages-Vera stated she figured the cost of wages and benefits for the Library Budget.

Back Room-Would like to reface the cupboard doors and replace the counter tops. . Vera feels that is the last thing that needs to be completed in the Library.

Programs-Summer reading 29th of May and runs for approximately 6 weeks. The final event will be July 17th. Brenda Hansen will read, show movies, assist with crafts, etc.

Story Time-Last week of Story Time is this week due to the fact it is the last week of school.

Current Staff-Diana will take over the Montana Memory Computer Project. That will give Diana (5) more hours per week the rest of the staff wants to stay at 30 hours per week.

Library Board-Jan wanted an update on the wages to report back to her board. Commission stated they will be working on the wages the first week in June.

4:25 PM-Rochelle and Kirk Conroy, Nikki Slagter, Public; Don Selle, Don Buerkle, Wanda Pinnow, and Pat Ehret, Fair Board; Barb Lechler, Fair Secretary.

Bird netting-Discussed the man-lift; cost to transport it to Baker and using cables to keep the netting in place. Don Buerkle wants to talk to Terry Sukut, JGA Architect about the tinsel strength. Commissioner Randash discussed the issue of this possibly interfering with the sound system.

Sound System-Discussed the sound system for the Ranch Rodeo and Fair week. A test will need to be performed before the Ranch Rodeo.

Courtney Dietz, Fair Board Member joined at 4:35 PM.

Electrical issue-Pertaining to the outlet in the Grandstands. Barth Electric will move it so it is not in line with pipe condensation.

Insect spraying-Commissioner Ranum asked if they spray for insects and if anyone felt the smell would keep the birds out. Barb could visit with Ecolab about that.

Emergency alarm-Barb explained the alarm for the Grandstands has to ring into Dispatch, it is a requirement and now everyone knows about it. Mike Gunderson will drain the fire suppression system 3 times per year to alleviate this issue.

Starplex-Commission stated they granted permission for the Fair Board to use Starplex to assist with duties, during the Fair only.

Employees-They have 7 applicants and will decide at the meeting who they will be hiring.

Wages-Discussed wages to assist with enticing youth.

Concrete-Between the Lutheran and Junso Memorial Stand; Permission was granted by the Commission to proceed with this stressing they check on MDU, sewer and water first. The Board stated they had checked on this already.

Partitions for the barn restrooms-Permission granted to proceed with purchase of new partitions and discard the old partitions.

Wash Rack-The decision was to have the holding tank pumped rather than piping to the tree row. They will need someone to install the holding tank/Cliff Tudor was going to be asked to install. Commission stated that was fine.

Water Pressure issue-Wanda stated she felt there is no water pressure issue, but felt it was due to the amount of youth washing their livestock at one time.

Barn electrical issues-This will be taken care of before the Fair by Barth Electric. Barb already has them scheduled.

Supplies-Chair cover, table cloths, napkins, table runners-Permission granted to purchase.

Exercise arena-Undecided, it was thought it would cost about \$10,000.00 to build the outside frame only, which did not include the continuous fence. Don B stated he is not really in favor of this; Commissioner Randash stated he is not either, feels it is not for taxpayers to pay. Don S stated they have the outdoor arena and 2 round pens to turn their horses to exercise.

Perimeter fence-This is the fence that does not meet "legal fence" requirements. Steve is worried about the close proximity to Airport Road and the possible liability issues.

Wild Horse Race-Is a sanctioned event and it is a horse race. Don S. stated there are no specifications on the height of fence for horse racing. The group discussed putting money into the existing fence rather than putting money into a new fence. Don B discussed the liability if a horse gets loose. Don S we don't have a legal fence and the open range law states all lands in the state of Montana not enclosed by a fence of not less than two wires in good repair. The term "open range" includes all highways outside of private enclosures and used by the public whether or not the same have been formally dedicated to the public.

Horses-There are no loose horses allowed, they can lead their horse by a rope, etc. Courtney stated that rule was in place before he came on board.

Board Resolutions-Commissioner Baldwin stated the Commission is planning to review **ALL** Board Resolutions in the near future. Don B stated they would like the protocol to be very clear. Don further stated it is very difficult when individuals leap frog over the Fair Board to the Commission. They would like clear rules that it would come back before the Fair Board and again back to the Commission.

Questions/Discussion-Wanda asked if a Commissioner comes to the Fair Board and says they do not want something done the way the Fair Board is doing something is that a direct order to the Board or is the representative of the Commission giving a suggestion. Hopefully the resolutions would clarify that. Commissioner Ranum stated she does not want one person contact. Wanda stated they would like to receive the directives in writing. Pat stated they are in hopes to resolve the issues as they need to

concentrate on the Fair. Commissioner Ranum asked if the Fair Board would like to be just the Board for the Fair or the Fair **and** all other events. Wanda asked how they would separate the other areas of the Fair. Don B-Feels it works better the way it is going now. The confusion ends up being more problem than the issue.

4 H small animal-Discussed the amount of stalls needed and feel they need up to 3 stalls. Wanda stated with the square footage required they would need 5 stalls and that was already agreed upon.

Cages-Roddy Rost has them; he has been storing them until Fair.

Awnings-Commissioner Ranum stated they are ordering two (2) awnings for the County. Scott Rabbitt, Park Supervisor will store and is the contact person.

Turnouts-The Fair Board will not charge additional for turnouts in front of the horse stalls. 12 x 24 for a single; 24 x 24 for a double, etc, etc.;

Charge for heaters – Yes that would be okay with the Commission at a charge of \$5.00 per month.

Prorating-There will be no prorating-Cost will be \$1.00 per day; \$30.00 per month.

Tack stall-\$10.00 a month.

Empty Stall-Discussed an empty stalled not being used-The charge is \$30.00 per horse/per stall, if they cover the empty stall with their turn outs or tack the charge is \$10.00.

Trailer/Hay-No charge for trailer or hay; they have to park in the big parking lot.

Move from lower stalls-Don S stated November 1st is when they usually move from the lower to upper stalls Have not been doing that due to the open winters and no one can get small square bales so have been getting large round bales which do not fit in the stalls. There are no large round bales allowed in the barn unless they take them apart and put in a stall.

Overnight charge-Is \$10.00 for someone that brings a horse in to try for a week. This is because no one cleans the stall and the Barn manager would have to clean it.

Barn Manager-Who is the authority for the barn manager? Don B would like the Barn Manager to come to the Fair Board. Who the staller's report to is also confusing.

Lease-The new lease drawn up by the County Attorney is ready for the Commission to review. This lease has some Fair Board changes.

Discussion-Commissioner Ranum knows someone that would make square bales. Wanda stated she has also been in touch with someone that would. Netting issue was further discussed.

Budget-Commissioner Ranum would like to see a long term plan for the budget. The Fair Board will be getting something back from Populous in a week or two.

Event Insurance-Discussed event insurance for Ranch Rodeo.

ENCROACHMENT PERMITS

The Commission reviewed and approved the following Encroachment Permits for Keystone XL.

#566-Construct an approach onto Westmore Road in Section 3-Township 10 North-Range 56 East.

#567-Construct an approach onto Airport Road in Section 18-Township 6 North-Range 60 East.

#568-Construct an approach onto Webster Road in Section 4-Township 3 North-Range 61 East.

The fee of \$450.00 was paid by TransCanada for the above named permits.

REVENUES

Bowers Oil and Gas-March, 2013-Oil and Gas Royalties-\$14.58

Conoco Phillips-May, 2013-Donation to Senior Citizens-\$2,500.00-Thank you!

CLAIMS APPROVALS

6:15 PM-The Commission finished reviewing and approving the Mid Month claims in the amount of \$610,443.91 and they are filed in the Clerk and Recorder's office.

6:20 PM- CLOSED PERSONNEL

ADJOURN-6:30 PM.

ADJOURN
s/Deb Ranum, Chairperson

ATTEST:

s/Brenda J. Wood, Clerk and Recorder