

**9:30 AM CONVENE**

**PRESENT: Steve Baldwin, Chairman; Roy Rost, Member; Kelsey Phillips, Recording Clerk/Secretary**

**ABSENT: Deb Ranum, Member**

**FALLON COUNTY COURTHOUSE**

**PUBLIC COMMENT –AGENDA/NON-AGENDA ITEMS**

No one appeared for public comment.

**9:52 AM Jason Rittal, County Development Advisor joined the meeting.**

**Parkview-** The leaks in the roof at Parkview 2 have been repaired. Discussion followed on the units and other repairs that may be needed in the future.

**Landfill-** Jason has yet to receive a response from Tom Kachel, Manager of Landfill Operations, in regards to the Landfill scale. Jason will be in touch with him to see if there has been progress.

**Hail Damage Project-** EMC has recommended having Darcy Wassmann, County Attorney, send a letter to First Dakota regarding the Hail Damage Project. Jason has drafted the letter and Terry Sukut, JGA, has reviewed, and Darcy will review before sending. The insurance company, EMC, agrees with Fallon County. They do not believe that First Dakota has anything to stand on, but if they happen to, it will go under EMC, not Fallon County.

**Baker Lake-** Jason will talk to Shannon Hewson, Brosz Engineering, about developing a map of Baker Lake to display the different additions that could potentially be added to the lake. Discussion on where to post this map, as it would be preferred to be somewhere the public can see it and make comments and opinions. An online survey may be a possible idea to get the public more involved. Jason will speak with Shannon and Dustan Davis, IT TECH, to discuss different possibilities.

**Oil and Gas Tax-** Discussed the Oil and Gas Tax. Both Jason and Commissioner Baldwin attended the Interim Committee Meeting with Legislature last week regarding this topic.

**Land Sale-** The notice for the land sale was sent to Darcy late last week, and Jason will follow up. It will be discussed in a public meeting this afternoon as well.

**10:14 AM Jason left the meeting.**

**10:15 AM Bobby Wiedmer, Road Supervisor joined the meeting.**

**Snow Removal-** The Road Department has continued to stay busy plowing snow. The blade trucks have been sent out today, and they are continuing to haul scoria.

**Repairs-** Parts that were ordered seemed to have been mixed up, because the wrong parts were received. Alba Higgins, Shop Foreman, has gotten ahold of the company to address the issue. It will not be needed anytime soon.

**10:23 AM Bobby left the meeting.**

**10:57 AM Darcy Wassmann, County Attorney joined the meeting.**

**10:58 AM Commissioner Ranum joined the meeting, via phone.**

**Response to Geving FOIA Request-** Darcy has reviewed the letter from Jerrid Geving's attorney requesting public information for the Freedom of Information Act Request. Darcy has previously sent information to a different attorney of his and it was returned. Even if there is public information that can be sent, there is confidentiality for the right of privacy of others. Darcy spoke to the individuals affected about their own right of policy. They are willing to waive the right of privacy for Darcy to be able to send out the public information. Darcy advises Commission to release the information. This was public information with confidential material. It wasn't sealed information. Those affected are only waving their right of privacy to Jerrid and his attorney, not the general public. Darcy drafted a letter to the attorney regarding the matter.

**Commissioner Ranum made the motion to release the minutes and letter pursuant to the open record request to Jerrid Geving and his attorney with the disclaimer to not further disseminate the letter.**

**Commissioner Rost seconded the motion. Commissioner Baldwin asked for any further discussion; being none. 3 Ayes. 0 Nays. The motion carried unanimously.**

**County Leases-** Discussion on the county lease for Larry Singer. He isn't happy with the increase of the land lease, which is set at \$4.00 an acre. He would like a reduced price to be considered before signing the lease. Commission has decided that \$4.00 an acre is what the other county leases are set at.

**Fairgrounds-** Discussion on the Fairgrounds beer booths and how late they stay open during the County Fair.

**Community Service-** Commissioner Ranum would like the Commission to be able to have community service workers do jobs for the County, as well as the City. Darcy advised her to talk to the Supervisor of Community Service and they can discuss it further. Commissioner Ranum did have the discussion with the Justice of the Peace regarding this topic.

**11:44 AM Commissioner Ranum hung up the phone, therefore leaving the meeting.**

**11:52 AM Darcy left the meeting.**

**11:52 AM Commissioner Rost made the motion to take a noon recess. Commissioner Baldwin seconded the motion. Commissioner Baldwin asked for any other discussion; being none. 2 Ayes. 0 Nays. 1 Absent (Commissioner Ranum). The motion carried.**

## **NOON RECESS**

### **RECONVENE**

**PRESENT: Steve Baldwin, Chairman; Roy Rost, Member; Kelsey Phillips, Recording Clerk/Secretary**

**ABSENT: Deb Ranum, Member**

**FALLON COUNTY COURTHOUSE**

### **PUBLIC COMMENT – AGENDA/NON-AGENDA ITEMS**

No one appeared for public comment.

**1:14 PM Dustan Davis, IT TECH joined the meeting.**

**Hard-Drive Protection for the Library-** There are ten computers in the Library for public use. With the current protection that is being used for the hard-drives, it will not allow any updates. This works great for protecting viruses, however, it doesn't help keep the computers up to date. Dustan has found a new add-on program that will still protect the computers, as well as allow them to update. Dustan tried the free trial it offers and was in favor of the program. There is a yearly fee for the add on program. It would come out of the Library budget.

**Antivirus-** Dustan was asked to research the potential anti-virus system, Comodo, to find if it was HIPAA Complaint, which it can be. It has a baseline of security and can be adapted to the customer.

**1:39 PM Deb Ranum, Member joined the meeting.**

Dustan would like an answer before April, because the old anti-virus is going to be expiring soon. He will do more testing with the product and revisit with Commission next week.

**1:54 PM Jason Rittal, County Development Advisor joined the meeting.**

**1:55 PM Dustan left the meeting.**

**1:57 PM Fred Hoff and Tina Crawford, Members of the Public joined the meeting.**

**1:59 PM Vance O'Donnell, Member of the Public joined the meeting.**

### **2:02 PM MINUTES APPROVAL FOR WEEK OF MARCH 12-16, 2018**

**Commissioner Rost made the motion to approve the Commission Minutes for the week of March 12-16, 2018 with corrections. Commissioner Ranum seconded the motion. Commissioner Baldwin asked for any other discussion; being none. 3 Ayes. 0 Nays. The motion carried unanimously.**

**Resolution Providing for the Sale of County Real Property Public Hearing-** Jason explained to the members of the hearing that the Commission has developed a resolution to sell County Real Property, and this meeting was to go over the resolution before finalization. State statute has changed since the county has last sold property. The minimum requirement for the notice is two weeks in the newspaper. The Commission will also be notifying adjacent land owners as well as posting the notice online. It will be held as a public auction, regardless of the circumstance. Anything valued over \$20,000 has to be appraised before it can be sold, as it cannot be sold for less than the appraised value. Discussion on whether the title insurance should be covered by the grantor or grantee, and this would be the grantor's responsibility. Commissioner Rost mentioned that 60 days for closing may be better than the 30 days. Commission and Jason do not have any issues with changing the closing to 60 days after purchase, therefore; this will be amended. Discussion on where to post the notices for land sales, and Jason recommends putting the public notice on the Fallon County website. Commission agrees to leave the

down payment at 25%. Appraisals can be picked up at the Clerk and Recorder's Office. A motion will be completed after Jason makes these changes. A public hearing to adopt these changes will not be needed.

Commissioner Baldwin asked for any further discussion; being none. The public hearing is closed.

**2:43 PM Jason left the meeting.**

**2:44 PM Vance, Fred and Tina left the meeting.**

**2:45 PM Trenton Harbaugh, Sheriff joined the meeting.**

**2:46 PM Jason Rittal, County Development Advisor joined the meeting.**

**Land Sale-** Discussed the two county parcels west of town that are being sold, as Trenton will be the auctioneer. The two parcels of land will be sold separately. The appraised value will be the opening bid. This will be held Monday, April 16<sup>th</sup> at 10 AM in the Courthouse Lobby. A notice will be posted in Fallon County Times. Jason has confirmed the specifics with Shannon Hewson, Brosz Engineering.

**2:56 PM Brandon Heal, KLFN joined the meeting.**

**2:57 PM Kathy Newell, Elections Clerk joined the meeting.**

**2:59 PM Trenton and Jason left the meeting.**

**Discussion of Cancellation of Election-** Per Montana code, the Election Administrator may cancel a primary election for a non-partisan ballot if there are less than three non-partisan candidates. There were only two that were designated non-partisan. There will be no non-partisan ballot, it will just go straight to the general ballot. Brenda Wood, Clerk and Recorder, has already signed her portion of the approval of this. Once the Commission signs, it will be sent to Fallon County Times. All candidates will be notified as well.

**Commissioner Rost made the motion to cancel the local Nonpartisan portion of the Primary Election (Justice of the Peace), Section 13-14-115(2)(a)(b) MCA. Commissioner Ranum seconded the motion. Commissioner Baldwin asked for any other discussion; being none. 3 Ayes. 0 Nays. The motion carried unanimously.**

**3:08 PM Kathy left the meeting.**

**3:26 PM Jason Rittal, County Development Advisor joined the meeting.**

**3:28 PM Cathy Kirkpatrick, ONEOK Pipeline joined the meeting via phone.**

**ONEOK Pipeline-** Cathy is the Government Relations Liaison for the ONEOK Pipeline through Wibaux, Carter and Fallon County. ONEOK is finishing with surveys, which has been difficult with the snow. The right-of-way process is moving forward as well. The road crossing permit process will begin after the surveys are completed. Jason asked about a timeline of events for this pipeline, as there have been delays because of the harsh winter. Cathy will send a timeline of events to Jason as soon as possible.

**3:38 PM Cathy hung up the phone, therefore leaving the meeting.**

#### **RESOLUTION 2018-15**

**Commissioner Rost made the motion to adopt Resolution-2018-15- Resolution providing for the sale and disposition of county real property after the duly noted public hearing. Commissioner Ranum seconded the motion. Commissioner Baldwin asked for any further discussion; being none. 3 Ayes. 0 Nays. The motion carried unanimously.**

#### **NOTICE OF PUBLIC LAND SALE**

**Commissioner Ranum made the motion to move forward with the sale of the E1/2NW1/4 (Lying South of Hwy 12) and portion of Kimpton's Subdivision Section 14, Township 7N, Range 59E of Fallon County, MT. The sale will be Monday, April 16<sup>th</sup> at 10 AM. Commissioner Rost seconded the motion. Commissioner Baldwin asked for any further discussion; being none. 3 Ayes. 0 Nays. The motion carried unanimously.**

**3:48 PM Brandon left the meeting.**

#### **FARONICS**

Commissioner Rost made the motion to accept the Faronics 3-year subscription for the Fallon County Library. Commissioner Ranum seconded the motion. Commissioner Baldwin asked for any further discussion; being none. 3 Ayes. 0 Nays. The motion carried unanimously.

#### **CLAIMS APPROVAL**

The Commission reviewed and approved the Mid-Month Claims in the amount of \$148,197.18 and they are filed in the Clerk and Recorder's Office.

#### **Commission Work Session**

Commission reviewed various e-mails, correspondence, revenues, reports, board minutes and agendas. They also signed a Certificate of Appreciation for Lisa Dulin, as she has served 10 years to Fallon County. Your dedication for Fallon County is admirable and appreciated.

**4:53 PM Commissioner Rost made the motion to recess. Commissioner Ranum seconded the motion. Commissioner Baldwin asked for any other discussion; being none. 3 Ayes. 0 Nays. The motion carried unanimously.**

#### **EVENING RECESS**

**WEDNESDAY, MARCH 21, 2018**

#### **10:00 AM CONVENE**

**PRESENT: Steve Baldwin, Chairman; Roy Rost, Deb Ranum (via phone), Members; Kelsey Phillips, Recording Clerk/Secretary; Mike Skillestad, Mark Branson, Montana Department of Transportation; Bobby Wiedmer, Road Supervisor**  
**FALLON COUNTY COURTHOUSE**

**101 Road-** After July 1<sup>st</sup>, 2018, the Montana Department of Transportation is planning on replacing two culverts on the 101 Road. They originally planned on only doing one culvert and leaving the other one for another time, as they couldn't fit both into the budget. After finding another budget to go through, they will be able to have both culverts put in. Concerns were addressed regarding traffic control, and they would like to hear concerns of the public, as well as the Commission. If they placed a detour around the road it would be less headache, less cost, and be a quicker project. Discussed possible detour routes. The MT DOT is expecting this to take about two weeks total. There is not a date set for the project, as it has yet to be sent out to bid. Commission would like to be kept informed so that the public can be updated when there are changes. Fallon County Times and KLFN Radio will also be included with all updates as the project goes on. The north culvert may be worked on first. They will not be putting asphalt on it right away, as they would prefer it to settle a bit first. This has to go through the environmental process as well, because it is considered a wetland.

**Winter Maintenance Issues-** The MT DOT has been receiving phone calls from residents on the 101 Road that are not happy with the snow removal. It is considered a level 4 road, which means it is not a priority road. Lower level roads are the top priority, and the main highways are to come first. The Sheriff's Department has been very understanding of this. Discussed the guidelines on the routes, as well as costs of maintaining these roads.

**10:39 AM Mark, Mike and Bobby left the meeting.**

**10:39 AM Commissioner Ranum hung up the phone, therefore leaving the meeting.**

**10:41 AM Commissioner Rost made the motion to adjourn. Commissioner Baldwin seconded the motion. Commissioner Baldwin asked for any other discussion; being none. 2 Ayes. 0 Nays. 1 Absent (Commissioner Ranum). The motion carried.**

#### **MEETING ADJOURNED**

Commissioner Rost attended the Airport Board Meeting on Wednesday, March 21<sup>st</sup> at 12 PM at the Tavern.

ADJOURN

s/Steve Baldwin, Chairman

MINUTE TAKER:

s/Kelsey Phillips, Recording Secretary/ Clerk

ATTEST:

s/Brenda J. Wood, Clerk and Recorder