

Deer Lodge, Montana

February 6, 2012

The Board of Commissioners for Powell County, Montana, met in regular session at 10:00 o'clock A.M. Present: Presiding Officer Donna Young and Members Ralph E. Mannix, Jr. and Cele Pohle.

Commissioner Mannix reported on the Eastside Deer Lodge Valley Landscape Restoration Management Project Revised Draft Environment Impact Statement that will be held on February 21, 2012. The Watershed Resource Coalition (WRC) met later in the courthouse. The WRC decided by consensus to continue to support the project in spite of the tremendous reduction in acres.

Clerk and Recorder Diane Grey presented the correspondence:

1. The following letter was received from Dr. Corbin.

January 22, 2012

Powell County Commissioners
Powell County Courthouse
409 Missouri Ave
Suite 202
Deer Lodge, MT 59722

Deer Commissioners:

When I accepted this position Nancy Nelson was our county health nurse and my role was one of supervision regarding policies and to assist with any questions she might have. Your office has chosen to eliminate the county health nurse position and as a result I have found myself doing the duties of the county health nurse. My private practice has grown to a point where these duties are taking away from my patients. I am willing to continue to accept these responsibilities but will be charging the county and additional \$100.00/hour for health nurse activities. If this is acceptable to your office then I will continue in the position. If you choose to hire a county health nurse then I will be happy to continue in this position at the current agreed upon rate.

If you have any questions or concerns please feel free to contact me at 406-846-7770. Please notify me in writing of your decision as soon as possible.

Respectfully,

s/ Michelle Corbin, MD

Commissioner Young reported on the seminar that she attended in Helena. The regional training for Worker's Compensation Joint Powers Trust covered related employer issues.

Commissioner Young signed the Annual Assessment Fee and Progress Report for the Powell County gravel pits.

In Ovando on Friday, Commissioner Mannix, Roger Hanson Powell Rural Disposal District and Duane Hoxworth, District 2 Road Foreman, and Bill Hooker worked on how to keep the grizzly bears out

of the landfill dumpsite. Also in attendance were the Fish, Wildlife and Parks (FW&P) and the Blackfoot Challenge. The FW&P and the Blackfoot Challenge will proceed.

Commissioner Young reported on a conference call with the Juvenile Detention Committee. Cil Robinson reported that the electronic monitoring device program was very successful.

2. The following letter was received from the Montanan Department of Commerce:

Montana Department of Commerce
Treasure State Endowment Program
PO Box 200523
Helena, MT 59620-0523

February 3, 2012

Donna Young, Chairperson
Powell County Commission
409 Missouri Avenue
Deer Lodge, MT 59722

Re: **Notice to Proceed** for the Powell County, MT Bridge Project
Contact #MT-TSEP-CG-10-511

Dear Chairperson Young:

Powell County was awarded a \$304,248 grant from the Treasure State Endowment Program (TSEP) by the 2009 Legislature for its bridge improvement project. In accordance with the terms of the TSEP contract [Section 8], the County has provided the required documentation for the firm commitment of non-TSEP funding for the project and an acceptable project management plan and implementation schedule and the County is in compliance with accounting, auditing and reporting requirements of the LGS Bureau of the Department of Administration. You may consider this letter your authorization to be reimbursed up to \$304,248 for eligible project costs incurred on or after May 6, 2009, the effective date of your TSEP contract. A copy of this "Notice to Proceed" should be retained with your project records.

If you have any questions, please contact me at 406-841-2780 or e-mail me at nkuntz@mt.gov.

Sincerely,

s/ Nick Kuntz
TSEP Program Specialist
Montana Department of Commerce

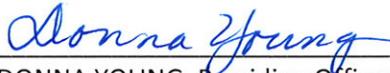
ECC: Chris Laity, Great West Engineering

Claims against the County were examined, approved and ordered paid by the Board of Commissioners for the month of January, 2012, and a record of such is on file in the office of the Clerk and Recorder.

At 2:00 P.M., Bernard Barton was in to discuss the Fire Council Meeting that will be held on Wednesday at 7:30 P.M. in Avon, MT.

On motion, the meeting was adjourned at 5:00 o'clock P.M.

APPROVED:


DONNA YOUNG, Presiding Officer

ATTEST:


DIANE S. GREY, Clerk

Deer Lodge, Montana

February 7, 2012

The Board of Commissioners for Powell County, Montana, met in regular session at 10:00 o'clock A.M. Present: Presiding Officer Donna Young and Members Ralph E. Mannix, Jr. and Cele Pohle.

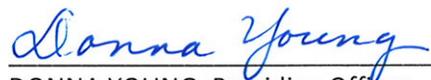
Presiding Officer Donna Young opened the Notice of Award for the Dempsey Lake Road Bridge. Those in attendance were the Board of Commissioners, Chris Laity with Great West Engineering and Clerk and Recorder Diane Grey. Mr. Laity stated that because it was a Notice of Award, the bids had already been opened. Commissioner Mannix moved that Oldcastle Pre-cast with the bid of \$57,400 be awarded the bid for the Dempsey Lake Road Bridge Box Culvert Package. Commissioner Pohle seconded the motion and the motion carried.

Bob Toole stopped in to visit with the Board.

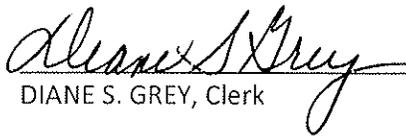
Dave August, candidate for House District 85 and his son Nick stopped in to introduce himself to the Board.

On motion, the meeting was adjourned at 5:00 o'clock P.M.

APPROVED:


DONNA YOUNG, Presiding Officer

ATTEST:


DIANE S. GREY, Clerk

Deer Lodge, Montana

February 8, 2012

The Board of Commissioners for Powell County, Montana, met in regular session at 10:00 o'clock A.M. Present: Presiding Officer Donna Young and Members Ralph E. Mannix, Jr. and Cele Pohle.

At 11:00 A.M., Commissioner Young opened the continuation of the public hearing on the use of the Powell County Hospital Building. Those present were: Mary Ann Fraley, Tom I. Goddard, PJ Wright of the Silver State Post, Pat Hansen of the Montana Standard, Bob Bonato, Clint Froke, Gary Chilcott, Pam Ingraham, Diana J. Solle and Sheila Mettetal. Mr. Bonato read a cover letter with regards to the old county hospital. Mr. Bonato stated that he could not operate under an established 501(c)(3) because he would be in direct competition with the new hospital and that is something he does not want to do. He can obtain a provisional 501(c)(3) but at this point in time the Commissioners need an established one. County Attorney Lewis Smith is still researching this. Various attendees made comments in support of Mr. Bonato and the Cottonwood Commons. At some point, Diana Solle, Victims Advocate for Powell County would like to have a transition home and rooms for her clientele. Mrs. Solle just would not be in on the first phase. Mayor Fraley asked what the difference was between a 501(c)(6) and the 501(c)(3). Mr. Smith explained the difference to her and stated that it has to be the 501(c)(3) because of the type of bonds that were in effect until June 30, 2018. Cele Pohle explained that the building and bonds were owned by the County and the Internal Revenue Service rule states that it has to remain tax exempt. Mr. Bonato again stated that he could obtain a provisional with no problem. Mrs. Pohle asked him if he had any letters of support from anyone wanting to come in. Mr. Bonato stated that those interested want to have a commitment from the Commissioners first. The Veterans Administration, the Western Montana Mental Health, free clinic programs are all interested. Cele Pohle stated that the county cannot sell the old hospital without an appraisal and that is why it has to be leased. Rem Mannix stated that Cottonwood Commons was a fantastic idea, but it all comes down to what we can do – lease for \$1.00 a year, the current appraisal is quite high and a 501(c)(3) is an absolute. He stated that no matter how much we want this to happen, we have to follow the law. Mr. Bonato stated that his goal was to have it up and running and it has to be affordable. Mrs. Pohle stated that we cannot do commitments. Clint Froke was wondering about Mike Thatcher with Community Counseling & Correctional Services and if he had a 501(c)(3). Bob Bonato said that the Montana State Prison was looking for a place for old inmates, geriatric treatment for them, but he was told that others have concerns when they are in

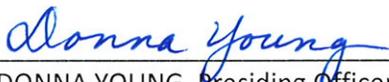
public places. Mrs. Pohle stated that they were the Department of Corrections responsibility. Cele also stated that Mr. Bonato Request for Proposal (RFP) was not complete. If the Board threw caution to the wind, the county still owns the buildings and if there was no cash flow, then it all becomes a lien against the county. There were concerns about the payroll expense being only \$10,000 a month. Mr. Bonato stated that he would be setting up the initial operations, that it would be gradual and then expand quickly to two to three per week. He would not be making the normal administrator's salary. He felt he could provide the services for less than \$2,000 of the competition and if he could get it occupied it would be cheaper. Commissioner Young stated the first problem was there is not a 501(c)(3), it is the county's responsibility to be cautious and that it is a great idea, but it cannot be done without a 501(c)(3). Mr. Bonato agreed but wants a provisional 501(c)(3). Attorney Smith said that the process would take a minimum of four to six months and up to a year. Mr. Bonato again stated that he needs a commitment, because of the costs incurred by him and Commissioner Pohle again stated that the county could not give him a commitment without the proper paperwork. The remodel money must come from somewhere and if it all falls apart the county will be assuming any liens. After further discussion along the same lines, Presiding Officer Donna Young called for a motion. Commissioner Mannix moved that the county not accept a provisional 501(c)(3). Commissioner Pohle seconded the motion and the motion carried. It was further stated that County Attorney Smith would continue to look into seeing if a provisional 501(c)(3) could work and if so he would let Mr. Bonato know.

At 11:00 A.M., Diana Solle requested signatures on the Victims' Assistance Grants. The budget for the Victims Witness Program was discussed.

At 2:00 P.M., Duane Hoxworth, Road Foreman for Road District #2 talked about the Cenex Fuel Contract. Contracts to enter into an agreement with Cenex for two Refined Fuels Sale Agreements were signed. By consensus, the contracts will be for the shops at Avon, Helmville, Ovando and Powell Rural Disposal District.

On motion, the meeting was adjourned at 5:00 o'clock P.M.

APPROVED:


DONNA YOUNG, Presiding Officer

ATTEST:


DIANE S. GREY, Clerk

Deer Lodge, Montana

February 21, 2012

The Board of Commissioners for Powell County, Montana, met in regular session at 9:30 o'clock A.M. Present: Presiding Officer Donna Young and Member Cele Pohle.

The Board met with Jennifer Spring, Alan Bird, Deer Lodge Medical Center and Jim Hadley with regards to the Public Health Nurse position.

At 10:00 A.M. Commissioner Mannix joined the group.

Charlene Bucha-Gentry from the Beaverhead-Deer Lodge Forest briefed the Commissioners on the status and condition of the budgets and staffing issues that will impact the forest.

At 11:00 A.M., County Treasurer, Lisa Smith spoke with the Board regarding mobile homes. The tax roll and the delinquent tax list will be reviewed. Discussion will be held in April for further issues.

At 11:30 A.M., Clerk and Recorder/Assessor Diane Grey presented correspondence.

At 12:00 noon, Commissioner Pohle attended the Airport Board meeting.

At 1:00 P.M., the Commissioners met with the Health Board. Those in attendance were Donna Young, Bernard Barton, Jennifer J. Spring, Chad J. Lanes, Darryl Barton, Michelle Corbin, M.D., Ralph E. Mannix, Jr., Cele Pohle, Lewis Smith and Scott Howard. Presiding Officer Donna Young called the meeting to order. Darryl Barton introduced himself and spoke of health emergencies, etc. and deliverable funding by March. Dr. Corbin stated that she thought she was in a supporting role when she became the Public Health Officer. She said she spent four hours investigating Sexually Transmitted Diseases (STDs). During this time until a Public Health Nurse is hired, she will be paid \$100.00 per hour for her time. The Public Health Program is in transition. Commissioner Young asked if the Deer Lodge Medical Center would be willing to assume one half time nursing position by March. Sheriff Howard discussed an increase of pregnancies and statutory rape cases. County Attorney Lewis Smith and Sheriff Howard's discussed the moral decline of the youth of our community. Sanitarian Chad Lanes reported on the Monte Dobson Junk Vehicle problem. Mr. Dobson was instructed by Bruce Meyer to put up a fence and he complied. The Board will discuss the county road with Mr. Dobson. Junk Vehicle Graveyard, Ferguson inventory report and food inspection was discussed. The next meeting will be around the first of April.

At 2:00 P.M., Planner Brian Bender met with the Board. He will be the county representative for the Department of Environmental Quality Design Team for the Clark Fork designs. This section will be Phase I – Upper Section in Reach A.

At 2:30 P.M., Chris Laity with Great West Engineering, met with the Board for the Center Street Bridge Stabilization bid opening. Presiding Officer Donna Young opened the meeting. H & H Contractor,

Inc.'s bid was \$45,550.00 and Deer Lodge Asphalt's bid was \$27,875.00. Mr. Laity will review the bids. Chris Laity recommended Deer Lodge Asphalt to be awarded the bid on February 22nd, 2012 at 4:00 P.M.

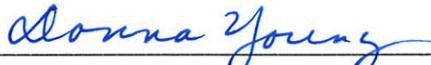
Mr. Laity updated the Commissioners on various projects including the Roundhouse, Johnson Creek, Cottonwood Education Center, Watershed Resources Coalition, and the Blue Ribbon Pavilion.

Mark Hathaway met with the Board regarding the WiFi at the Community Center.

Commissioner Pohle moved and Commissioner Mannix seconded the motion to accept the Community Development Block Grant Montana Distressed Wood Product Industry Recovery and Stabilization Program (CDBG/WPIRS) loan to Sun Mountain Lumber to extend the contract for an additional twelve months to end December 12, 2012. The motion carried.

On motion, the meeting was adjourned at 5:00 o'clock P.M.

APPROVED:


DONNA YOUNG, Presiding Officer

ATTEST:


DIANE S. GREY, Clerk

Deer Lodge, Montana

February 22, 2012

Commissioners Donna Young and Cele Pohle attended the TwoMedicine Health workshop at 10:00 A.M. Commissioner Mannix attended the Drug in the Work Place webinar with the Powell County road crews and landfill supervisor.

At 11:00 A.M., Commissioner Pohle was on a phone conference meeting for the Headwaters Rural Development.

At 1:00 P.M., Commissioner Pohle and Commissioner Young were in session.

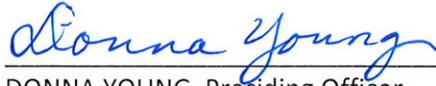
At 2:00 P.M., Commissioner Mannix attended the TwoMedicine Workshop.

At 4:00 P.M., Commissioner Mannix moved and Commissioner Pohle seconded the motion to award the Center Street Bridge Stabilization to Deer Lodge Asphalt for the amount of \$27,875.00. The motion carried.

Commissioner Mannix reported on the Wolf Co-ordination Task Force Conference that was held in Missoula on February 17, 2012.

On motion, the meeting was adjourned at 5:00 o'clock P.M.

APPROVED:



DONNA YOUNG, Presiding Officer

ATTEST:



DIANE S. GREY, Clerk