

Deer Lodge, Montana

July 11, 2012

The Board of Commissioners for Powell County, Montana, met in special session at 9:00 o'clock A.M. Present: Presiding Officer Donna Young and Members Ralph E. Mannix, Jr. and Cele Pohle. Financial Officer Jennifer Spring was also present.

The Board worked on the budget for fiscal year 2012-2013.

The Airport Grant Agreement, Grant #3-30-0021-010-2012, Rehabilitate Runway 12/30, Taxiways, and Aprons; Acquire and Install Weather Reporting Equipment (AWOS A-V); Remove Obstructions (Phase I – Design) was signed by Presiding Officer Young.

Sheriff Howard worked with the Board on his budget.

On motion, the meeting was adjourned at 4:00 o'clock P.M.

APPROVED:


DONNA YOUNG, Presiding Officer

ATTEST:


DIANE S. GREY, Clerk

Deer Lodge, Montana

July 16, 2012

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 o'clock A.M. Present: Presiding Officer Donna Young and Members Ralph E. Mannix, Jr. and Cele Pohle.

At 9:00 A.M., Gary Larson, Road Foreman for District One, met with the Board. Commissioner Pohle moved to accept the quote of \$15,000.00 from Oldcastle for a concrete culvert for the replacement of the wooden Freezeout Lane Bridge. Commissioner Mannix seconded the motion and the motion carried.

Commissioner Mannix signed the Modification #5 for the Johnson Creek Recreational Trail and Cottonwood Creek Outdoor Nature Education Center by consensus

The Board met with DUI Task Force supervisor Sarah Fraser and County Attorney Lewis Smith. Commissioner Mannix moved to adopt the DUI Task Force Plan, July 1, 2012 through June 30, 2013. Commissioner Pohle seconded the motion and the motion carried. At 1:00 P.M., Commissioner Young opened the Public Hearing for the Preliminary Budget. Those attending were County Attorney Lewis Smith, Clerk & Recorder/Assessor Diane Grey and Financial Officer Jennifer Spring. There was

no public in attendance. No public comments were received. The Public Hearing will be continued until the hearing for the Final Budget on September 5, 2012 at 1:00 P.M.

Presiding Officer Donna Young read the following Salary Resolution for fiscal year 2012-2013:

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION 2012-22

WHEREAS, Section 7-4-2504, Montana Code Annotated (MCA) requires elected officials salaries to be adopted by Resolution, and

WHEREAS, the Powell County Salary Commission has made recommendations to the Board of County Commissioners as required by law, and

NOW, THEREFORE, IT IS HEREBY RESOLVED, that salaries for Powell County Officials be established as follows for fiscal year 2012-2013:

For the Powell County Clerk and Recorder, Treasurer, Clerk of the District, Justice of the Peace, and Superintendent of Schools, shall be \$34,798.61. The County Attorney's salary shall be \$85,831.19.

The Powell County Superintendent of Schools shall also receive an additional \$400.00, as required by Section 7-4-2503(2)(a). The Clerk and Recorder shall also receive \$2,000.00 additional statutory compensation as Election Administrator. The Treasurer shall receive \$2,000.00 additional compensation.

The Powell County Sheriff's base salary shall be \$36,798.61 per year computed by using the base elected official's salary of \$34,798.61, but adding a bonus of \$2,000.00, but years of service during any year in which the salary is set at the same level as the salary of the prior fiscal year may not be included in any calculation of longevity increases. The Undersheriff's salary shall be 95 percent (95%) of the base salary of the Sheriff, but years of service during any year in which the salary is set at the same level as the salary of the prior fiscal year may not be included in any calculation of longevity increases. The Sheriff's Deputies salaries shall be 85 percent (85%) of the base salary of the Sheriff, but years of service during any year in which the salary is set at the same level as the salary of the prior fiscal year may not be included in any calculation of longevity increases as prescribed by Section 7-4-2510 MCA.

The Powell County Coroner shall receive a base salary of \$13,250.65 per year.

The County Commissioners shall receive a base salary of \$26098.96 plus an additional \$2,000.00 as prescribed by Section 7-4-2107, MCA.

These salaries are set in accordance with Montana Law, and shall be effective as of July 1, 2012.

Dated this 16th day of July, 2012.

BOARD OF COUNTY COMMISSIONERS

s/ Donna Young, Presiding Officer

s/ Ralph E. Mannix, Jr., Member

s/ Cele Pohle, Member

ATTEST:

s/ Diane S. Grey, Clerk & Recorder

Commissioner Mannix moved to adopt Resolution No. 22 and Commissioner Young seconded the motion. All were in favor with Commissioner Pohle abstaining. Commissioner Pohle stated she was abstaining from the vote because of the merit pay of \$2,000.00 for the Treasurer.

Mayor Mary Ann Fraley confirmed by phone that the meeting on the 30th would be acceptable for them regarding discussion on the Main Street Bridge and the Law Enforcement Contract.

Commissioner Young opened the Hearing for the Beaverhead County Compactor proposed for the Deer Lodge Rural Disposal District. County Attorney Lewis Smith was present. Commissioner Pohle moved to adopt the Resolution and Commissioner Mannix seconded the motion. The motion carried. Mr. Smith will draw up a letter of Agreement with the Beaverhead County Commissioners. Attorney Smith will also draw up an Agreement with the Deer Lodge Rural Refuse District. Payments will be made to the county twice a year in June and December. The interest rate will be two percent (2%) on \$100,000.00 for a three year period. The first payment will be due in December, 2012.

RESOLUTION

POWELL COUNTY BOARD OF COUNTY COMMISSIONERS

RESOLUTION NO. 2012-23

At a meeting duly noticed and held the 16th day of July, 2012, the Powell County Board of County Commissioners passed the following Resolution:

WHEREAS, the Beaverhead County Refuse Disposal District possesses a Caterpillar 816F Compactor, SN BMR0465 which is scheduled for replacement and which is no longer needed by the Beaverhead County Refuse Disposal District; and

WHEREAS, the Deer Lodge Rural Refuse Disposal District currently uses a converted logging skidder that has been re-configured as a compactor at its landfill, which is inadequate for the job that it is tasked to do; and

WHEREAS, the Beaverhead County Refuse Disposal District has negotiated the purchase of a new compactor from Western States Equipment of Missoula, Montana and can either trade the machine in on the new machine or may sell it to another city, county or political subdivision pursuant to Sections 7-8-101(1) and 7-8-2211(2) MCA; and

WHEREAS, Beaverhead County has negotiated that it would receive \$100,000.00 as a trade-in for the old machine with Western States Equipment; and

WHEREAS, Powell County has informed the Beaverhead County Board of County Commissioners that it will pay Beaverhead County the same sum of money that Beaverhead County would receive for the compactor as a trade-in to purchase the compactor; and

WHEREAS, The Powell County Board of County Commissioners passed a Resolution of Intent on June 18, 2012, providing notice of their intent to purchase the Compactor from Beaverhead County and caused Notice of the same to be published in the Silver State Post as required by law on June 27 and July 4, 2012; and

WHEREAS, the Beaverhead County and Powell County Boards of County Commissioners wish to consummate a sale of Beaverhead County's Caterpillar 816F Compactor to Powell County for the sum of \$100,000.00, pursuant to Section 7-8-101(1) MCA.

NOW THEREFORE, it is hereby resolved that the Powell County Board of County Commissioners shall purchase Beaverhead County's Caterpillar 816F Compactor for the sum of \$100,000.00. The County Commissioners shall secure funding to be paid back by the Deer Lodge Rural Refuse Disposal District.

Done this 16th day of July, 2012.

POWELL BOARD OF COUNTY COMMISSIONERS'

s/ Donna Young, Presiding Officer

s/ Ralph E. Mannix, Jr., Commissioner

s/ Cele Pohle, Commissioner

Seal

Diane S. Grey, Clerk and Recorder

On motion, the meeting was adjourned at 4:00 o'clock P.M.

APPROVED:


DONNA YOUNG, Presiding Officer

ATTEST:


DIANE S. GREY, Clerk

Deer Lodge, Montana

July 17, 2012

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 o'clock A.M. Present: Presiding Officer Donna Young and Members Ralph E. Mannix, Jr. and Cele Pohle.

At 10:00 A.M., Brandon and Anna Marie Thomas, Bruce Thomas, County Planner Brian Bender and County Lewis Smith met with the Board. Commissioner Pohle updated the Thomas' on the Tuesday July 10th meeting with Marijo Brady, the Federal Emergency Management Agency (FEMA) representative from Denver and Traci Spears, Department of Natural Resources & Conservation (DNRC) (NFIP/CAP coordinator) specialist, Mitigation Division. Brian Bender updated the Thomas' on what potential problems the FEMA and Department of Natural Resource Council (DNRC) have raised as issues of the placement of their house in the floodplain. The detail study of the FEMA Flood Map will necessitate a civil engineer to shoot elevation on the property - to produce an engineering analysis to satisfy FEMA requirements. The Thomas' will pursue a civil engineer and notify Planner Bender upon securing an engineer to produce a no rise certificate. Planner Bender will offer whatever technical assistance he can.

Commissioner Mannix reported on the Fair Board meeting. The next meeting will be August 9, 2012. Dawn Sackman Hauptman was appointed from Granite County to the Fair Board.

The Board sent the following to the Helena Ranger District, Helena National Forest:

Scoping Comments for the Telegraph Vegetation Project

The Powell County Commissioners support the Proposed Action for the Treatments and Methods for the Telegraph Vegetation Project.

Powell County has been actively supporting the protection of the communities from wildfire. Proper timber management will improve forest health and vegetation while providing economic benefits from logging. In 2005, the Board commissioned a Community Wildfire Protection Plan to assess these issues throughout the County.

The proposed vegetation project would also help protect people and properties from wildfire in the Upper Little Blackfoot and Telegraph drainages. This was also addressed in the Elliston Fuels Reduction Project. Since the time of the Protection Plan, more insect damage has occurred, making this project even more necessary. Many of these important projects have not happened due to lawsuits by environmental groups.

The Powell County Commissioners support this Proposed Action to improve the landscape for fire mitigation, forest health, and economic benefits from thinning and other treatments.

Thank you for your consideration.

POWELL COUNTY COMMISSIONERS

s/ Donna Young, Presiding Officer

s/ Ralph E. Mannix, Jr., Member

s/ Cele Pohle, Member

On motion, the meeting was adjourned at 4:00 o'clock P.M.

APPROVED:


DONNA YOUNG, Presiding Officer

ATTEST:


DIANE S. GREY, Clerk

Deer Lodge, Montana

July 19, 2012

The Board of Commissioners for the County of Powell, Montana, met in regular session at 9:00 o'clock A.M. Present: Presiding Officer Donna Young and Members Ralph E. Mannix, Jr. and Cele Pohle.

At 11:00 A.M., Chris Laity with Great West Engineering, briefed the Commissioners on the Montana Off System Bridge Nomination Program. We decided to nominate Conley, Center and Spotted Dog bridges to the state. These bridges will score well for replacement and on the off system bridge program.

At 1:00 P.M., bids were opened for the Sediment Removal. Those in attendance were Chris Laity, Brian Porter and Jeff McQueary with M & P Excavating and Bruce Anderson with Deer Lodge Asphalt. The bids were as follows:

Deer Lodge Asphalt - \$24,999.00

M & P Excavating - \$51,950.00

Both bids were in compliance. The bid award will be on August 6th, 2012 at 10:00 A.M.

At 2:00 P.M., Lori Wood, Helena National Forest Ranger, met with the Board. Discussion was held on the Telegraph Vegetation Project. The public comment period will be July 31st, 2012.

At 3:00 P.M., the Board met with Tony Pfaff and Mary Ann Saylor. Discussion was held regarding Public Health.

On motion, the meeting was adjourned at 4:00 o'clock P.M.

APPROVED:

ATTEST:



DIANE S. GREY, Clerk



DONNA YOUNG, Presiding Officer