

Deer Lodge, Montana

January 3, 2017

The Board of Commissioners for Powell County, Montana, met in regular session at 10:00 o'clock A.M. Present: Presiding Officer Ralph E. Mannix, Jr., and Members Daniel G. Sager and Doug Crachy.

Jarita Neckels, Deputy Clerk and Recorder, presented the correspondence.

Commissioner Sager attended the City Planning Board meeting. Commissioner Mannix attended the Watershed Restoration Council meeting.

Commissioner Crachy moved and Commissioner Sager seconded the motion to sign the contract with Life Flight Network to provide emergency air transport for any resident of the county when picked up in Powell County through July 1, 2017.

Commissioner Crachy nominated Commissioner Sager as Presiding Officer. Commissioner Mannix seconded the nomination. Commissioner Sager nominated Commissioner Crachy as temporary presiding officer. Commissioner Mannix seconded the nomination. All voted yes in favor of 2017-01 for Commissioner Sager as Presiding Officer and Commissioner Crachy as temporary presiding officer.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION FOR COMMISSIONERS' PRESIDING OFFICER OF BOARD - 2017

2017 - 1

WHEREAS, Section 7-4-2109 MCA requires the Commissioners to elect one of its members' presiding officer. The presiding officer shall preside at all meetings of the Board, and in case of the presiding officer's absence or inability to act, the members present shall select one of their number to act temporarily as presiding officer; and

WHEREAS, the Board of County Commissioners of Powell County, Montana have elected Daniel Sager as Presiding Officer, to preside over the County Commissioners' meetings for the calendar year 2017 and Doug Crachy to act as the temporarily presiding officer in the presiding officer's absence or inability to act.

NOW, THEREFORE BE IT RESOLVED by this Board of County Commissioners that Daniel Sager shall be and is hereby elected as presiding officer for calendar year 2017 and Doug Crachy shall be and is hereby elected to act as the temporarily presiding officer in the presiding officer's absence or inability to act.

This Resolution is effective January 1, 2017.

Done this 3rd day of January, 2017.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DANIEL G. SAGER, Member

s/ DOUG CRACHY, Member

s/ RALPH E. MANNIX, JR., Member

ATTEST:

s/ JODY WALKER, Clerk and Recorder

Resolution 2017-02 - Resolution for County Office Hours – 2017 was presented. Commissioner Crachy moved to adopt Resolution 2017-02 with Commissioner Mannix seconding the motion. The motion carried after discussion.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION FOR COUNTY OFFICE HOURS – 2017

2017-2

WHEREAS, Section 7-4-102 MCA requires the Board of County Commissioners to set the office hours for the various county offices; and

WHEREAS, the Board of County Commissioners of Powell County, Montana, have determined that all county offices will be open from 8:00 A.M. to 5:00 P.M., Monday through Friday except during legal holidays as established by the Montana Association of Counties; and

WHEREAS, according to Section 7-4-102 MCA the County Treasurer may, in the interest of the safekeeping of funds, securities, and records under their control, close their offices during the period from noon to 1:00 P.M. every day; and

NOW, THEREFORE, BE IT RESOLVED by this Board of County Commissioners that the Powell County Courthouse will be opened Monday through Friday except during legal holidays as set forth by the Montana Association of Counties and that the County Treasurer may close their office from noon to 1:00 P.M. every day.

Dated this 3rd day of January, 2017.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DANIEL G. SAGER, Member

s/ DOUG CRACHY, Member

s/ RALPH E. MANNIX, JR., Member

ATTEST:

s/ JODY WALKER, Clerk and Recorder

Resolution 2017-03 – Resolution for Commissioners’ Meeting Dates and Office Hours- 2017 was presented. Commissioner Mannix moved to adopt Resolution 2017-03 with Commissioner Crachy seconding the motion. The motion carried after discussion.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION FOR COMMISSIONERS’ MEETING DATES AND OFFICE HOURS – 2017

2017 - 3

WHEREAS, Section 7-5-2122 MCA requires the Commissioners to set the dates of their meetings;
and

WHEREAS, the Board of County Commissioners of Powell County, Montana have determined that the following dates shall be set for meetings:

The first Monday, Tuesday and Wednesday of the month;

The third Monday, Tuesday and Wednesday of the month;

The last Monday, Tuesday and Wednesday of the month.

If a legal holiday falls on a Monday, the meeting days will only be Tuesday and Wednesday of the affected week.

Meeting dates are subject to change.

WHEREAS, Section 7-4-102 MCA requires the Commissioners to set the office hours; and

WHEREAS, the Board of County Commissioners of Powell County, Montana have determined that the following office hours shall be set for meetings:

Office hours will be 10:00 A.M. to 12:00 Noon and then 1:00 P.M. to 5:00 P.M., except during the months of April, May, June, July, August and September the hours shall be 9:00 A.M. to 12:00 Noon and then 1:00 P.M. to 4:00 P.M.

NOW, THEREFORE BE IT RESOLVED by this Board of County Commissioners that the meeting dates and office hours for the Powell County Commissioners shall be and are hereby adopted as reflected above.

This Resolution is effective January 1, 2017.

Dated this 3rd day of January, 2017.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DANIEL G. SAGER, Member

s/ DOUG CRACHY, Member

s/ RALPH E. MANNIX, JR., Member

ATTEST:

s/ JODY WALKER, Clerk and Recorder

Resolution 2017-04 – Resolution for Per Diem/Travel Rates – 2017 was presented. Commissioner Crachy moved to adopt Resolution 2017-04 with Commissioner Mannix seconding the motion. The motion carried after discussion.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION FOR PER DIEM/TRAVEL RATES – 2017
2017 - 4

WHEREAS, it is recommended that counties adopt a Resolution establishing mileage and per diem rates for business travel; and

WHEREAS, the Powell County Board of Commissioners hereby set the following rates for mileage and per diem rates for business travel:

State rates will be adopted for travel expenses according to Sections 2-18-501, 2-18-502 and 2-18-503 MCA.

NOW, THEREFORE BE IT RESOLVED by this Board of County Commissioners that the above stated amounts shall be and are hereby adopted.

This Resolution is effective January 1, 2017.

Dated this 3rd day of January, 2017.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DANIEL G. SAGER, Member

s/ DOUG CRACHY, Member

s/ RALPH E. MANNIX, JR., Member

ATTEST:

s/ JODY WALKER, Clerk and Recorder

Resolution 2017-05 – Resolution Setting Treasurer’s Fees – 2017 was presented. Commissioner Crachy moved to adopt Resolution 2017-05 with Commissioner Mannix seconding the motion. The motion carried after discussion.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION SETTING TREASURER’S FEES - 2017

2017-5

WHEREAS, the Montana Legislature has provided in 7-6-4013 MCA that the County Commissioners shall set fees for costs for County Offices by resolution: and

WHEREAS, the County Treasurer’s Office is permitted to charge fees for the costs defined in 15-17-121 MCA (2011); and

WHEREAS, the County Treasurer has tracked the time it takes to do certain tasks defined in 15-17-121(2)(a) MCA and has made recommendations to the County Commissioners for the average time and costs to perform the following tasks on a routine basis:

- (i) Preparing the list of delinquent taxes;
- (ii) Preparing the notice of pending tax lien sale;
- (iii) Conducting the tax lien sale;
- (iv) Assigning the county’s interest in a tax lien to a third party;
- (v) Identifying interested persons entitled to notice of the pending issuance of a tax deed;
- (vi) Notifying interested persons;
- (vii) Issuing the tax deed; and
- (viii) Any other administrative task associated with accounting for or collecting delinquent taxes; and

WHEREAS, the County Commissioners of Powell County, Montana have examined the fee proposals from the County Treasurer and their underlying basis and comparable fees from other counties and have determined that the following are fair fees for the services performed by the Treasurer’s Office in the preparation of documentation of delinquent taxes and the process of assigning the county’s interest in the property and in issuing the tax deed(s):

Assignment Fee	\$75.00
Delinquent Tax Report	\$40.00
Preparation and Filing of Tax Deed	\$25.00; and

NOW, THEREFORE, it is hereby resolved by the County Commissioners of Powell County, Montana as follows:

The Office of the Powell County Treasurer shall charge the following fees to the public and taxpayers:

Assignment Fee	\$75.00
Delinquent Tax Report	\$40.00
Preparation and Filing of Tax Deed	\$25.00

Dated this 3rd day of January, 2017.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DANIEL G. SAGER, Member

s/ DOUG CRACHY, Member

s/ RALPH E. MANNIX, JR., Member

ATTEST:

s/ JODY WALKER, Clerk and Recorder

Resolution 2017-06 – Resolution for Rate of Credit for Incarceration – 2017 was presented. Commissioner Mannix moved to adopt Resolution 2017-06 with Commissioner Crachy seconding the motion. The motion carried after discussion.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION FOR RATE OF CREDIT FOR INCARCERATION - 2017

2017-6

WHEREAS, the Montana Legislature has directed all Counties to annually set the rate for credit for incarceration of inmates while awaiting trial or sentencing pursuant to 46-18-403 MCA; and

WHEREAS, if a judgment is for a fine and imprisonment until the fine is paid, the detainee shall be allowed a credit of \$65.00 for each day of incarceration; and that an inmate is responsible for the actual costs of medication, medical services, or hospitalization while detained in a detention center, based upon the individual's ability to pay and/or private provider health care coverage, or a bona fide and responsible third-party payer, and

WHEREAS, the amount to be credited should not exceed the amount of the fine.

NOW, THEREFORE, IT IS HEREBY RESOLVED, that the amount of credit for an inmate at the Powell County Jail shall be the sum of \$65.00 per day up to the amount of the fines levied for the offense upon which the inmate was incarcerated.

Dated this 3rd day of January, 2017.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DANIEL G. SAGER, Member

s/ DOUG CRACHY, Member

s/ RALPH E. MANNIX, JR., Member

ATTEST:

s/ JODY WALKER, Clerk and Recorder

Resolution 2017-07-Resolution Setting Sheriff's Service of Process Fee-2017 was presented. Commissioner Crachy moved to adopt Resolution 2017-07 with Commissioner Mannix seconding the motion. The motion carried after discussion.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION SETTING SHERIFF'S SERVICE OF PROCESS FEE - 2017

2017-7

WHEREAS, the Montana Legislature has provided in 7-6-4013 MCA that the County Commissioners shall set fees for costs for County Offices by Resolution; and

WHEREAS, the County Sheriff's Office is permitted to charge fees as approved by the governing body for the costs of civil service of process and other civil papers as defined in Section 7-3-2141 MCA (2011); and

WHEREAS, the County Sheriff's Office is permitted by law to charge fees for other services; and

WHEREAS, the Powell County Sheriff has made recommendations to the County Commissioners to increase the set fee for service of civil process at \$70.00 per service (includes mileage); and has established a schedule of fees for other services provided by the Sheriff's Office; and

WHEREAS, the County Commissioners of Powell County, Montana have examined the fee proposals from the Powell County Sheriff and their underlying basis and have determined that the flat fee of \$70.00 per civil service of process and other civil papers as defined in Section 7-32-2141(1)(a through n) MCA (2011) and the other fees is a fair fee for the services performed by the Sheriff's Office; and

NOW, THEREFORE, it is hereby resolved by the County Commissioners of Powell County, Montana, as follows:

The Office of the Powell County Sheriff shall charge a flat fee of \$70.00 per civil service of process and other civil papers as defined in Section 7-32-2141 (1) (a through n) and that the Powell County Sheriff's Office shall charge the fees stated on the attached Fee Schedule.

Dated this 3rd day of January, 2017.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DANIEL G. SAGER, Member

s/ DOUG CRACHY, Member

s/ RALPH E. MANNIX, JR., Member

ATTEST:

s/ JODY WALKER, Clerk and Recorder

Resolution 2017-08 – Resolution Setting Planner's Fees - 2017 was presented. Commissioner Crachy moved to adopt Resolution 2017-08 with Commissioner Mannix seconding the motion. The motion carried after discussion.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION SETTING PLANNER'S FEES – 2017

2017-8

WHEREAS, the Montana Legislature has provided in 7-6-4013 MCA that the County Commissioners shall set fees for costs for County Offices by resolution; and

WHEREAS, the County Planner's Office is permitted to charge fees; and

WHEREAS, the County Commissioners of Powell County, Montana, have examined the fee proposals from the County Planner; and

NOW, THEREFORE, it is hereby resolved by the County Commissioners of Powell County, Montana, as follows:

The office of the County Planner shall charge the following fees to the public and taxpayers:

SEE ATTACHED EXHIBIT "A"

Dated this 3rd day of January, 2017.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DANIEL G. SAGER, Member

s/ DOUG CRACHY, Member

s/ RALPH E. MANNIX, JR., Member

ATTEST:

s/ JODY WALKER, Clerk and Recorder

District 1 Road Foreman, Ken Hosford, joined the Commissioners to interview candidates for the road crew position. All were interviewed and the job will be offered to the top interviewer.

On motion, the meeting was adjourned at 5:40 P.M.

APPROVED:


DANIEL G SAGER, Presiding Officer

ATTEST:


JODY WALKER, Clerk

Deer Lodge, Montana

January 4, 2017

The Board of Commissioners for Powell County, Montana, met in regular session at 10:00 o'clock A.M. Present: Presiding Officer Daniel G. Sager and Members Ralph E. Mannix, Jr., and Doug Crachy.

Sandy Porter reported on the progress of the Blue Ribbon Pavilion project. The spray insulation is completed, all interior framing is completed, and the exterior siding is being done. Materials for Safety Rail has been purchased but work has not started. Contractors are ready to begin plumbing, heating and electrical work.

Jody Walker, Clerk and Recorder, presented the correspondence.

Claims against the County were examined, approved and ordered paid by the Board of Commissioners for the month of December, 2017, warrant # 58054 - # 58110 were issued and a record of such is on file in the office of the Clerk and Recorder.

Kevin Perrault was in to discuss the Old Platen Press Building.

Superintendent of Schools, Jules Waber, brought in documentation to file for the budget amendment needed by the Avon School due to an increase in enrollment.

The Commissioners prepared a letter of support for the Helmville Community Club for a grant from the Historical Foundation.

Bob Rabel stopped in to wish a Happy New Year.

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

APPROVED:



DANIEL G SAGER, Presiding Officer

ATTEST:



JODY WALKER, Clerk

Deer Lodge, Montana

January 17, 2017

The Board of Commissioners for Powell County, Montana, met in regular session at 10:00 o'clock A.M. Present: Presiding Officer Daniel G. Sager and Members Ralph E. Mannix, Jr., and Doug Crachy.

Sandy Porter reported on the progress of the Blue Ribbon Pavilion project. The Prison Fire Crew is providing very welcome labor and the project is close to being on time and on budget. The siding and insulation are complete, the roof leaks are being addressed, and electrical & plumbing have begun.

Jody Walker, Clerk and Recorder, presented the correspondence.

Ruth Koehler, Disaster & Emergency Services (DES) Coordinator reported on the First Aid classes, and that the grant for the Pre-Disaster Mitigation Plan has not been presented yet.

Headwaters Resource Conservation and Development will hold a public meeting in Powell County February 2, 2017 at 3:00 p.m. on the five year Community Economic Development Strategy (CEDS) update.

The Ovando Valley Fire Department has requested the board to appoint Dan Masee, Bob Shepard, and Jim Bauer to their Board of Directors. With no objection, it will be done.

The Tri-County Weed Board presented the Vegetation Management Plan for 2016-2018. The Commissioners accepted it as written.

Commissioner Crachy attended the Local Emergency Planning Committee (LEPC) meeting, and Commissioner Sager attended the Airport Board meeting.

County Planner, Carl Hamming, discussed a vacancy on the Planning Board and Right of way for Park Board Trails.

Mike Saylor, from the Airport Board, submitted a request for reimbursement for 2014 Master Plan.

Commissioner Mannix reported on United Property Owners of Montana conference held in Helena on January 13-14, 2017. Commissioner Sager reported on testifying in favor of the Forest Liaison position funding the appropriations committee hearing. Commissioner Sager reported testifying to the Long Term appropriations subcommittee for the TSEP Grant for the Conley Street Bridge. Commissioner Crachy reported on the LEPC meeting.

Martha Smith, regional coordinator for DES, reported on update of Pre-Disaster Mitigation Plan.

Geographic Information Systems Analyst, Ricki Bauer, presented the Renewal Quotation for license renewal of ESRI at \$5,968.22. Commissioner Mannix moved to accept, and Commissioner Crachy seconded the motion. Motion carried.

Claims against the County were examined, approved and ordered paid by the Board of Commissioners for the month of January, 2017, warrant # 58111 - # 58152 were issued and a record of such is on file in the office of the Clerk and Recorder.

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

APPROVED:



DANIEL G SAGER, Presiding Officer

ATTEST:



JODY WALKER, Clerk