

Deer Lodge, Montana

January 2, 2018

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 Member Doug Crachy. Commissioner Mannix called in sick.

Jody Walker, Clerk and Recorder, presented the correspondence.

Sandy Porter reported on the progress of the Blue Ribbon Pavilion kitchen. Nothing additional has been done since last meeting. All that is left is to install the 3-phase electrical panel and the grill vent. The vent will require good weather to cut through the roof.

Commissioner Sager nominated Commissioner Crachy as Presiding Officer. Commissioner Crachy seconded the nomination. Commissioner Sager nominated Commissioner Mannix as temporary presiding officer. Commissioner Crachy seconded the nomination. All voted yes in favor of 2018-01 for Commissioner Crachy as Presiding Officer and Commissioner Mannix as temporary presiding officer.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION FOR COMMISSIONERS' PRESIDING OFFICER OF BOARD - 2018

2018 - 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 Doug Crachy as Presiding Officer, to preside over the County Commissioners' meetings for the calendar year 2018 and Ralph E. Mannix, Jr. 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 Doug Crachy shall be and is hereby elected as presiding officer for calendar year 2018 and Ralph E. Mannix, Jr. 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, 2018.

Done this 2nd day of January, 2018.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DOUG CRACHY, Member

s/ RALPH E. MANNIX, JR., Member

s/ DANIEL G. SAGER, Member

ATTEST:

s/ JODY WALKER, Clerk and Recorder

Resolution 2018-02 - Resolution for County Office Hours – 2018 was presented. Commissioner Crachy moved to adopt Resolution 2018-02 with Commissioner Sager seconding the motion. The motion carried after discussion.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION FOR COUNTY OFFICE HOURS – 2018

2018-2

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

WHEREAS, the Board of County Commissioners of Powell County, Montana, have determined that because Christmas falls on a Tuesday, they wish to close the Powell County Courthouse at 2:00 P.M. on Monday, December 24, 2018; 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 and will close on Monday, December 24, 2018 at 2:00 P.M.

Dated this 2nd day of January, 2018.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DOUG CRACHY, Member

s/ RALPH E. MANNIX, JR., Member

s/ DANIEL G. SAGER, Member

ATTEST:

s/ JODY WALKER, Clerk and Recorder

Resolution 2018-03 – Resolution for Commissioners’ Meeting Dates and Office Hours- 2018 was presented. Commissioner Sager moved to adopt Resolution 2018-03 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 – 2018

2018 - 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, 2018.

Dated this 2nd day of January, 2018.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DOUG CRACHY, Member

s/ RALPH E. MANNIX, JR., Member

s/ DANIEL G. SAGER, Member

ATTEST:

s/ JODY WALKER, Clerk and Recorder

Resolution 2018-04 – Resolution for Per Diem/Travel Rates – 2018 was presented. Commissioner Sager moved to adopt Resolution 2018-04 with Commissioner Crachy seconding the motion. The motion carried after discussion.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION FOR PER DIEM/TRAVEL RATES – 2018
2018 - 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, 2018.

Dated this 2nd day of January, 2018.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DOUG CRACHY, Member

s/ RALPH E. MANNIX, JR., Member

s/ DANIEL G. SAGER, Member

ATTEST:

s/ JODY WALKER, Clerk and Recorder

Resolution 2018-05 – Resolution Setting Treasurer’s Fees – 2018 was presented. Commissioner Sager moved to adopt Resolution 2018-05 with Commissioner Crachy seconding the motion. The motion carried after discussion.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION SETTING TREASURER’S FEES - 2018

2018-5

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	\$15.00
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	\$15.00
Preparation and Filing of Tax Deed	\$25.00

Dated this 2nd day of January, 2018.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DOUG CRACHY, Member

s/ RALPH E. MANNIX, JR., Member

s/ DANIEL G. SAGER, Member

ATTEST:

s/ JODY WALKER, Clerk and Recorder

Resolution 2018-06 – Resolution for Rate of Credit for Incarceration – 2018 was presented. Commissioner Sager moved to adopt Resolution 2018-06 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 - 2018

2018-6

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 2nd day of January, 2018.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DOUG CRACHY, Member

s/ RALPH E. MANNIX, JR., Member

s/ DANIEL G. SAGER, Member

ATTEST:

s/ JODY WALKER, Clerk and Recorder

Resolution 2018-07-Resolution Setting Sheriff's Service of Process Fee-2018 was presented. Commissioner Sager moved to adopt Resolution 2018-07 with Commissioner Crachy seconding the motion. The motion carried after discussion.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION SETTING SHERIFF'S SERVICE OF PROCESS FEE - 2018

2018-7

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 2nd day of January, 2018.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DOUG CRACHY, Member

s/ RALPH E. MANNIX, JR., Member

s/ DANIEL G. SAGER, Member

ATTEST:

s/ JODY WALKER, Clerk and Recorder

Resolution 2018-08 – Resolution Setting Planner's Fees - 2018 was presented. Commissioner Sager moved to adopt Resolution 2018-08 with Commissioner Crachy seconding the motion. The motion carried after discussion.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION SETTING PLANNER'S FEES – 2018

2018-8

WHEREAS, the Montana Legislature has proved 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 2nd day of January, 2018.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DOUG CRACHY, Member

s/ RALPH E. MANNIX, JR., Member

s/ DANIEL G. SAGER, Member

ATTEST:

s/ JODY WALKER, Clerk and Recorder

Resolution 2018-09 – A Resolution Establishing a Location for Posting Public Notice – 2018-9 was presented. Commissioner Sager moved to adopt Resolution 2018-09 with Commissioner Crachy seconding the motion. The motion carried after discussion.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

A RESOLUTION ESTABLISHING A LOCATION FOR POSTING PUBLIC NOTICE

2018 - 9

Whereas, Section 7-1-2121 MCA establishes requirements when public notice is to be provided by publication; and,

Whereas, Section 7-1-2122 MCA establishes requirements when public notice is to be provided by mail; and,

Whereas, House Bill 334 (2013) establishes requirements when public notice is to be provided by posting and is codified as 7-1-2123 MCA.

NOW, THEREFORE BE IT RESOLVED Powell County hereby designates the following location(s) as the location where public notice will be provided when public notice is to be done by posting:

The bulletin board near the west entrance on the basement floor of the courthouse.

The glass case located in the rotunda on the main floor, north wall.

This Resolution is effective January 1st, 2018

Done this 2nd day of January, 2018.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DOUG CRACHY, Member

s/ RALPH E. MANNIX, JR., Member

s/ DANIEL G. SAGER, Member

ATTEST:

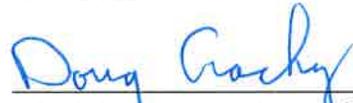
s/ JODY WALKER, Clerk and Recorder

Julie Schroder from the Powell County Chamber presented a letter asking for use of the Community Center on Jan 4 and that the fees be waived. Commissioners agreed to waive the fees.

County Attorney, Lewis Smith, stopped by to ask for copies of the resolutions that were approved.

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

APPROVED:



DOUG CRACHY, Presiding Officer

ATTEST:



JODY WALKER, Clerk

Deer Lodge, Montana

January 3, 2018

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

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 # 59832 - # 59891 were issued and a record of such is on file in the office of the Clerk and Recorder.

Fred Kuchinski, Courthouse Maintenance man was in to discuss the dead trees in the Courthouse lawn that should be removed. Would be best if removed in the winter when the ground is frozen.

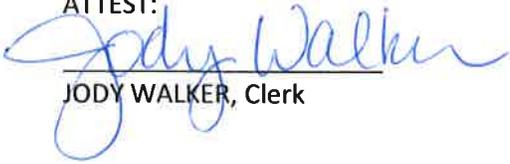
Commissioner Sager attended a conference call with Western Montana Mental Health board at 4:00 p.m.

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

APPROVED:


DOUG CRACHY, Presiding Officer

ATTEST:


JODY WALKER, Clerk

Deer Lodge, Montana

January 16, 2018

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

Jody Walker, Clerk and Recorder, presented the correspondence.

Sandy Porter was in to report on the progress on the Blue Ribbon Pavilion construction. Cooper City Sheet Metal was there and will get vent work done this week.

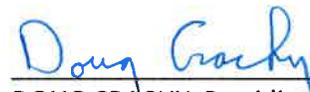
The Commissioners reviewed and signed the Grant Paperwork for Disaster and Emergency Services Coordinator, Ruth Koehler, for non-construction programs. Paperwork reduction project 0348-0040. It was moved by Commissioner Sager and seconded by Commissioner Mannix to sign. Motion carried.

Scott Laird from Theodore Roosevelt Conservation Partnership was in to discuss proposed resource management plan of the Bureau of Land Management. They support Backcountry Conservation Areas in the Chamberlin, Marcum Mountain and Hoodo Mountain areas of Powell County.

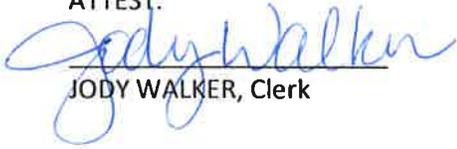
The commissioners hosted a meeting with the Forest Service (FS) and Department of Natural Resources and Conservation (DNRC). In attendance was Heather DeGiest Helena Ranger District, Rachel Feigley Seeley Lake Ranger District, Cameron Raser Pintler District FS, Joe Asher Bureau of Land Management Missoula, Matt Arno DNRC, and Kristen Baker-Dickenson DNRC Clearwater.

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

APPROVED:


DOUG CRACHY, Presiding Officer

ATTEST:


JODY WALKER, Clerk

Deer Lodge, Montana

January 17, 2018

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

Jody Walker, Clerk and Recorder, presented the correspondence.

County Sheriff, Scott Howard, and Dwight O'Hara stopped by for a visit.

Claims against the County were examined, approved and ordered paid by the Board of Commissioners for the month of January, 2018, warrant # 59913 - # 59985 were issued and a record of such is on file in the office of the Clerk and Recorder.

Heather Gregory, Deputy Coroner for Powell County, handed in her resignation effective January 31, 2018.

The Commissioners received notice that Treasure State Endowment Program (TSEP) funds were frozen under special session until 2019.

Michelle Edmunds from Westaff, our Human Resource Consultant, was in to discuss our Supervisor Training scheduled for the afternoon. She was accompanied by Corrine Moore.

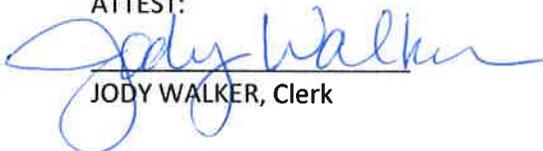
The Commissioners attended Supervisor Training.

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

APPROVED:


DOUG CRACHY, Presiding Officer

ATTEST:


JODY WALKER, Clerk

Deer Lodge, Montana

January 29, 2018

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

Jody Walker, Clerk and Recorder, presented the correspondence.

Rod Berry, Landfill Supervisor, called to report that the Landfill was broken into. The Sheriff was notified and went out and investigated. MACo Property and Casualty was also notified.

The drawing of salary warrants #22090 - #22089 for Officers, Deputies, Foremen, Clerks and Appointees from various accounts for the month of January, 2018, were approved and a record of such is on file in the office of the Clerk and Recorder.

County Attorney, Lewis Smith, was in to give an update on his office. He would like more secretarial staff.

Ruth Koehler was in to discuss driver safety training which she will look into.

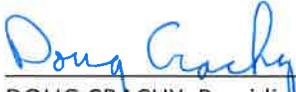
Brian Robbins from Anaconda Department of Natural Resources and Conservation (DNRC) was in to give the Commissioners an update on the Anaconda unit as he missed the Interagency meeting earlier in the month.

Rory Zarling from Fish Wildlife & Parks was in to discuss fishing access sites on the Upper Clark Fork River. They have one million dollars of Natural Resource Development Program funds for access sites from Milltown to Warm Springs sites they will be doing in Powell County including Gold Creek, Kohrs Bend and Race Track Pond. Powell County Planner, Carl Hamming, was also in attendance.

Sandy Porter was in to give an update on the Blue Ribbon Pavilion. Ruth Koehler was also in attendance. The fan and make up air for the hood is installed on the roof and the electrical panel is in and working. The dishwasher needs to be installed.

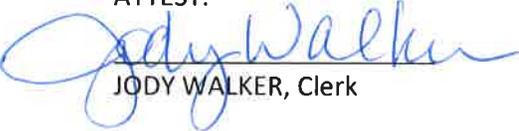
On motion, the meeting was adjourned at 5:00 P.M.

APPROVED:



DOUG CRACHY, Presiding Officer

ATTEST:



JODY WALKER, Clerk

Deer Lodge, Montana

January 30, 2018

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

Jody Walker, Clerk and Recorder, presented the correspondence.

County Planner, Carl Hamming, brought in the final Plats of the Pfahler Subdivision that were approved by the Planning Board and the Commissioners for signing.

Ken Hosford and Ruth Koehler were in to discuss a personnel issue. We had a conference call with Corrine Moore from Westaff.

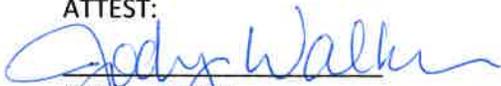
Darren Smith and Lori Schalk from the Powell County Ambulance were in to discuss their lease with the County on the Ambulance Garage at the Old Hospital. The Ambulance is running in the red and asked if we could help by not charging the \$300.00 a month lease that they are currently paying. It was moved by Commissioner Mannix and seconded by Commissioner Sager to not charge rent for the garage at this time, starting in February. Motion carried. Mayor Zane Cozby was also present.

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

APPROVED:


DOUG CRACHY, Presiding Officer

ATTEST:


JODY WALKER, Clerk

Deer Lodge, Montana

January 31, 2018

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

Jody Walker, Clerk and Recorder, presented the correspondence.

Received news that County Superintendent of Schools, Jules Waber, passed away last night.

County Weed Coordinator, Karen Laitala and Cheryl Wood were in to give an update on the Weed Board.

Sheila Finco, Powell County IT Manager, was in to notify the Commissioners of a bill for our web site that she received in August for work that was on their end that we are not responsible for. The bill is from Johnson & Associates, Inc. She is not going to pay it unless they can prove that we are responsible for it.

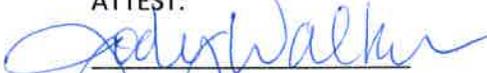
On motion, the meeting was adjourned at 5:00 P.M.

APPROVED:



DOUG CRACHY, Presiding Officer

ATTEST:



JODY WALKER, Clerk