

Deer Lodge, Montana

April 25, 2016

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 o'clock A.M. Present: Presiding Officer Ralph E. Mannix, Jr., and Members Daniel G. Sager and Doug Crachy.

Jody Walker, Clerk and Recorder, presented the correspondence.

Jim Bosshardt came in to discuss presenting Cancer Insurance supplement to county employees. The Commissioners told him about availability of conference room and Community Center and stated he could present to all citizens or county employees only. He will decide and coordinate with County Clerk.

Commissioner Sager moved and Commissioner Crachy seconded the motion to approve and sign Resolution 2016-14 to authorize submission of TSEP application for Conley Street Bridge. Motion carried.

**RESOLUTION # 2016-14  
RESOLUTION TO AUTHORIZE SUBMISSION OF TSEP APPLICATION  
FOR THE CONLEY STREET BRIDGE PROJECT**

WHEREAS, Powell County is applying to the Montana Department of Commerce for financial assistance from the Treasure State Endowment Program (TSEP) to replace the Conley Street Bridge over the Clark Fork River;

WHEREAS, Powell County has the legal jurisdiction and authority to construct, finance, and maintain the proposed bridge improvements;

WHEREAS, Powell County agrees to comply with all State laws and regulations and the requirements described in the TSEP Application Guidelines and those that will be described in the TSEP Project Administration Manual;

WHEREAS, Powell County commits to provide the amount of matching funds as proposed in the TSEP Application; and

WHEREAS, REM Mannix, Powell County Commission Chair, is authorized to take the following action;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners submit this application to the Montana Department of Commerce, on behalf of Powell County to act on its behalf and to provide such additional information as may be required.

Passed and Approved this 20th day of April, 2016.

BOARD OF COMMISSIONERS  
POWELL COUNTY

s/ Ralph REM Mannix, Commissioner Chair  
s/ Doug Crachy, Commissioner  
s/ Dan Sager, Commissioner

Attested:  
s/ Jody Walker

Duane Hoxworth came in and discussed crushing gravel at McKee's.

Commissioner Sager moved and Commissioner Crachy seconded to pay right of way for Warm Springs Creek Road, Lower Dry Gulch Road, and Hoover Creek Road to the State in total of \$5,406.00. Motion carried. Ricki Bauer will look into getting final values for Upper Dry Gulch Road, Snowshoe Lateral Road, and Boulder Road.

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

APPROVED:



RALPH E. MANNIX, JR., Presiding Officer

ATTEST:



JODY WALKER, Clerk

Deer Lodge, Montana

April 26, 2016

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 o'clock A.M. Present: Presiding Officer Ralph E. Mannix, Jr., and Members Daniel G. Sager and Doug Crachy.

Jody Walker, Clerk and Recorder, presented the correspondence.

The drawing of salary warrants #21374- #21389 for Officers, Deputies, Foremen, Clerks and Appointees from various accounts for the month of April, 2016, were approved and a record of such is on file in the office of the Clerk and Recorder.

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

APPROVED:



RALPH E. MANNIX, JR., Presiding Officer

ATTEST:



JODY WALKER, Clerk

Deer Lodge, Montana

April 27, 2016

The Board of Commissioners for Powell County, Montana, met in regular session at 9:00 o'clock A.M. Present: Presiding Officer Ralph E. Mannix, Jr., and Members Daniel G. Sager and Doug Crachy.

Jody Walker, Clerk and Recorder, presented the correspondence.

The drawing of salary warrants #21390- #21404 for Officers, Deputies, Foremen, Clerks and Appointees from various accounts for the month of April, 2016, were approved and a record of such is on file in the office of the Clerk and Recorder.

Commissioner Crachy moved and Commissioner Sager seconded the motion to sign the agreement with Bullock Contracting, LLC to crush gravel at McKee's pit. Motion carried.

#### Agreement

This agreement is made this 27<sup>th</sup> day of April, 2016 between Bullock Contracting LLC P.O. Box 364 Boulder, Mt, 59632, hereinafter called the CONTRACTOR and Powell County Montana, hereinafter called the PERMIT HOLDER, so that the CONTRACTOR has permission to crush and remove gravel, and store equipment and materials within the boundary of Open Cut Mining Permit # 2047 for use on various projects. The property covered by this AGREEMENT is owned by Don and Mary Ann McKee of Helmville, Montana, hereinafter called the OWNER, and is described as being in the N ½ Sec 9, T14N, R11W, Powell County Montana.

The special conditions of this AGREEMENT are as follows:

1. This AGREEMENT is to remain in effect until completion of the Stemple Pass Road Project in Lincoln Montana, expected to be delivered by June 30, 2016.
2. The CONTRACTOR shall have a separate written agreement with OWNER, and the CONTRACTOR shall pay royalties to the OWNER for all materials removed from the OWNER'S premises by the CONTRACTOR.
3. In consideration of this agreement, the CONTRACTOR agrees to crush 1000 cubic yards of ¾ inch gravel and leave this gravel stockpiled on-site for use by the PERMIT HOLDER. In addition, the PERMIT HOLDER shall take possession of any and all sand and gravel materials left on the site at the completion of the project. In addition, the CONTRACTOR shall crush and stock pile 11,000 cubic yards of ¾ inch gravel for PERMIT HOLDER. CONTRACTOR shall be paid \$7.00 per surveyed cubic yard in stock pile by PERMIT HOLDER. PERMIT HOLDER will pay royalty fees to OWNER for all gravel crushed and stock piled by CONTACTOR for PERMIT HOLDER.
4. The CONTRACTOR agrees to report to DEQ and pay the gravel fees for all material removed from the OWNERS premises by the CONTRACTOR.
5. The CONTRACTOR agrees to restore the previously described property to the following condition: the topsoil will be stripped and saved, and any banks will be sloped to 3:1 or flatter. All work will be in accordance with the approved reclamation plan, but the topsoil and seeding will not be applied. A representative of the PERMIT HOLDER shall meet with the CONTRACTOR on site at the conclusion of the crushing to verify that the site has been left in acceptable condition.

6. This AGREEMENT in no way guarantees that the CONTRACTOR will remove any given quantities from the property nor will the CONTRACTOR be obligated to make any other considerations to the PERMIT HOLDER than those previously described in this AGREEMENT.

In WITNESS WHEREAS, the parties have executed this AGREEMENT by their proper officers, duly authorized herein.

As to the PERMIT HOLDER:

Powell County Commissioners

s/ Ralph E. Mannix, Jr.

As to the CONTRACTOR:

s/ Bullock Contracting LLC

Commissioner Sager to Western Montana Mental Health Board meeting.

Gary Swant and Brian Bender were in to discuss the donation of the Bauman property. The Park Board recommends accepting the property into the Park system as a rest stop on the trails along the river. Great West Engineering performed an Environmental Site Assessment (ESA) and found no environmental problems with property for inclusion in the park system. Commissioners agreed to accept the property as a donation from Bauman. Commissioner Crachy moved and Commissioner Sager seconded the motion to accept the property. Motion carried.

Karen Laitala, County Weed Coordinator, came in and discussed weed spraying and mapping.

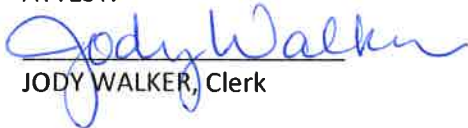
On motion, the meeting was adjourned at 4:00 o'clock P.M.

APPROVED:



RALPH E. MANNIX, JR., Presiding Officer

ATTEST:



JODY WALKER, Clerk