

Deer Lodge, Montana

April 6, 2020

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

Resolution 2020-15 authorizing the Clerk & Recorder to conduct the June 2, 2020 Primary Election as an all-mail ballot election was presented. The board had agreed on March 25, 2020 to sign when the resolution as soon as it was ready. Chairman Sager signed on March 26, 2020 to meet the election timeline deadline.

RESOLUTION NO. 20-15

A RESOLUTION REQUESTING ELECTION ADMINISTRATOR -JODY WALKER CONDUCT THE JUNE 2, 2020 PRIMARY ELECTION AS A MAIL BALLOT ELECTION

WHEREAS, Executive Orders 2-2020 and 3-2020 declare that a state of emergency exists in Montana due to the global outbreak of COVID-19 Novel Coronavirus; and

WHEREAS, Montana Governor Steve Bullock on March 25, 2020 issued a Directive Implementing Executive Orders 2-2020 and 3-2020 and providing for measures to implement the 2020 June primary election safely; and

WHEREAS, the Governor's Directive permits Counties in Montana to conduct the June 2, 2020 primary election under the mail ballot provisions of Title 13, Chapter 19 and includes measures required for safe registration and voting; and

WHEREAS, Section 13-19-202, MCA authorizes a governing body to request that a particular election be conducted under the mail ballot provisions of Title 13, Chapter 19; and

WHEREAS, the Powell County Commissioners on March 17, 2020 declared a Public Health Emergency in Resolution 2020-13; and

WHEREAS, a polling place election poses risks to the health and safety of voters, poll workers, and non-voters alike; and

WHEREAS, the Centers for Disease Control and Prevention recommends election officials "[e]ncourage mail-in methods of voting if allowed in the jurisdiction," and "[e]ncourage early voting, where voter crowds may be smaller throughout the day";

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners hereby request that Election Administrator Jody Walker conduct the June 2, 2020 Primary under the mail ballot provisions of Title 13, Chapter 19 and in accordance with the Governor's March 25, 2020 Directive Implementing Executive Orders 2-2020 and 3-2020 and providing for measures to implement the 2020 June primary election safely.

DATED this 26th day of March, 2020.

BOARD OF POWELL COUNTY COMMISSIONERS

s/ DANIEL G. SAGER, Presiding Officer

ATTEST:

s/JODY WALKER, Clerk and Recorder

District #2 Road Foreman, Steve Pocha, asked the Commissioners the decision made by the Powell Rural Disposal District Board in regards to his salary as a relief driver.

Claims against the County were examined, approved and ordered paid by the Board of Commissioners for the month of March 2020, warrant # 64204 - # 64273 were issued and a record of such is on file in the office of the Clerk and Recorder.

Powell County Sheriff Roselles and Undersheriff Micu updated the Commissioners on the steps taken with the jail, inmates, deputies, dispatchers, and first responders while under the threat of COVID-19.

Commissioner Crachy signed close-out for grant funding for Telegraph Road rebuilding and black top.

On motion, the meeting adjourned at 4:00 P.M.

APPROVED:

DAN SAGER, Presiding Officer

ATTEST:

s/JODY WALKER, Clerk

Deer Lodge, Montana

April 7, 2020

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

Ambrel McKetchnie, Powell County Victim Advocate, brought in documentation for the grant from MT Board of Crime Control, 19-V01-92405, in the amount of \$179,427.00 with local match of \$44,856.00 for a total of \$224,283.00. The grant is for period July 1, 2019 through June 30, 2021. Presiding Officer Sager signed the document accepting the grant.

County Attorney, Kathryn McEnergy, concurred with our plan to have all three Commissioners in office on Mondays and then only one Commissioner in on Tuesday and Wednesday during the COVID-19 crisis. Absent Commissioners will be in phone contact if necessary.

Jody Walker, Clerk and Recorder, presented the correspondence. Conducted closed meeting concerning a personnel issue.

On motion, the meeting adjourned at 4:00 P.M.

APPROVED:

DAN SAGER, Presiding Officer

ATTEST:
JODY WALKER, Clerk

Deer Lodge, Montana

April 20, 2020

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

Jody Walker, Clerk and Recorder, presented the correspondence. The Commissioners examined and ordered paid the claim for the State Workers Comp for employees.

The Commissioners provided the Department of Natural Resource & Conservation (DNRC) with additional information that they required for their application for Operating Grant Funds.

On motion, the meeting adjourned at 4:00 P.M.
APPROVED:

DAN SAGER, Presiding Officer

ATTEST:

JODY WALKER, Clerk

Deer Lodge, Montana

April 21, 2020

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

Jody Walker, Clerk and Recorder, presented the correspondence.

Finance Officer, Charlene Shaul and County Treasurer, Pam Reighard were in to update the Commissioners on conversations with the new auditor. A phone conference call with auditors is scheduled at 2:00 p.m.

Claims against the County were examined, approved and ordered paid by the Board of Commissioners for the month of April 2020, warrant # 64274 - # 64326 were issued and a record of such is on file in the office of the Clerk and Recorder.

County Attorney, Kathryn McEnery was in to discuss the loss of Deputy County Attorney to the MT Department of Corrections and the conference call with the auditors.

Commissioners attended a conference call with Jonathan Weaver from Great West Engineering, Greg Mullen from NPDP, and with Gary Swant and Andy Fischer from the Park Board. The discussion was on whether to use all of resurfacing money on Phase 1, or transfer some of it to Phase 2 Development. Will conduct on-site visit to Phase 1 on Saturday April 25, and Tuesday April 28 to Phase 2.

County Attorney McEnery and Deputy Attorney Patrick Moody were in to discuss Resolution 2020-16. Commissioner Crachy moved and Commissioner Mannix seconded the motion to accept Resolution 2020-16. Motion carried. Patrick also received a sincere thank you for his service.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA
RESOLUTION No. 2020-16

Whereas, the Powell County Attorney has requested prosecutorial assistance in the investigation and prosecution of all non-Powell County pre-release escapes and Montana State Prison cases, and

Whereas, it is desired and deemed appropriate that a special deputy county attorney be appointed to assist in the prosecution of the aforementioned case, and

Whereas, Mont. Code Ann. § 44-4-111 authorizes and contemplates that the training coordinator for county attorneys and the bureau chief of Prosecution Services Bureau (together with the deputies within said bureau) act as special counsel on request of the county attorney and upon the approval of the board of county commissioners, and

Whereas, Mont. Code Ann. § 2-15-501(6) authorizes the Attorney General to provide assistance to county attorneys in the discharge of his or her duties.

It Is Hereby Resolved:

That the attorneys assigned to the Prosecution Services Bureau of the Department of Justice are hereby appointed as special deputy county attorneys for Powell County for the purpose of assisting in the prosecution of the aforementioned cases and that any of said deputies can fulfill the functions set out in Mont. Code Ann. § 44-4-103. This appointment begins the date of this resolution and expires on June 30, 2021

It is Further Resolved:

That under the terms of this agreement, no fee will be charged for attorney time provided by the Bureau based upon the fact that pursuant to the internal operational policies adopted by the Attorney General September 1, 1999, assistance in such cases is provided without an hourly fee. Witness fees and expenses, jury costs, and other normal costs associated with trial will be the County's responsibility as with all other prosecutions.

Dated this 21st day of April, 2020.

BOARD OF POWELL COUNTY COMMISSIONERS
s/DANIEL G. SAGER, Presiding Officer
s/RALPH E. MANNIX, JR., Member
s/DOUG CRACHY, Member

ATTEST:

s/JODY WALKER, Clerk and Recorder

Conference call with Downey & Denning auditors for the county. Present were the Commissioners, the Finance Officer Shaul, Treasurer Reighard, Clerk & Recorder Walker and County Attorney McEnergy. Downey & Denning will have the Annual Financial Report and Audit completed on time. They will also work with staff to train them.

On motion, the meeting adjourned at 4:00 P.M.

APPROVED:

DAN SAGER, Presiding Officer

ATTEST:

JODY WALKER, Clerk

Deer Lodge, Montana

April 22, 2020

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

Jody Walker, Clerk and Recorder, presented the correspondence. County Attorney, Kathryn McEnergy updated the Commissioners on the status of cases that were being appealed.

Road District #2 Forman Steve Pocha was in to discuss chip seal on the back road.

On motion, the meeting adjourned at 4:00 P.M.

APPROVED:

DAN SAGER, Presiding Officer

ATTEST:

JODY WALKER, Clerk

Deer Lodge, Montana

April 27, 2020

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

Jody Walker, Clerk and Recorder, presented the correspondence.

Maintenance Supervisor, David Moore, talked to the Board about a bagger for the lawn mower. The Commissioners suggested that he look at his budget to maybe replace his aging mower with a new commercial unit.

The drawing of salary warrants #22859 - #22884 for Officers, Deputies, Foremen, Clerks and Appointees from various accounts for the month of April 2020, were approved and a record of such is on file in the office of the Clerk and Recorder.

Met with the Department Heads in the rotunda on reopening the Courthouse to public traffic after input from each department. It was decided to unlock doors on May 4, 2020, general restrictions will be posted on the doors. Each office shall post additional requirements as to how many people will be allowed in their office at a time and any other restrictions they may impose. Any employees that are at high risk to COVID-19 or has someone in their family who is high risk may take administrative leave with pay, work from home, or work alternative hours when no one else is in the Courthouse.

On motion, the meeting adjourned at 4:00 P.M.

APPROVED:

DAN SAGER, Presiding Officer

ATTEST:

JODY WALKER, Clerk

Deer Lodge, Montana

April 28, 2020

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

Jody Walker, Clerk and Recorder, presented the correspondence.

Sheriff Roselles was in for discussion on special mill levy which will appear on the ballot. He informed the Board on steps he is taking to move to the next generation 911 Service. He also reported that the hospital has offered to do COVID-19 antibody testing for First Responders at cost of the test and County Health Board will pay for the test.

On motion, the meeting adjourned at 4:00 P.M.

APPROVED:

DAN SAGER, Presiding Officer

ATTEST:
JODY WALKER, Clerk

Deer Lodge, Montana

April 29, 2020

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

Fair Board Chair Ruth Koehler came in to discuss whether to plan on holding the fair and what capacity, just 4-H & FFA projects to having a regular full fair. The Fair Board will meet Thursday to further the discussion.

Acting Planner Ann O'Toole said she is registered for the 2-Day Grant Writing program that the Commissioners had suggested she take. Jody Walker, Clerk and Recorder, presented the correspondence. On motion, the meeting adjourned at 4:00 P.M.

APPROVED:

DAN SAGER, Presiding Officer

ATTEST:
JODY WALKER, Clerk