

Deer Lodge, Montana

September 3, 2020

The Board of Commissioners for Powell County, Montana, met in special session at 1:00 o'clock A.M. Present: Presiding Officer Daniel G. Sager and Member Doug Crachy, also present Ann O'Toole and Charlene Shaul.

Ann and Charlene presented the budget with changes made from the previous week. Commissioner Crachy moved and Commissioner Sager seconded the motion to approve the adoption of the FY 2020-2021 Budget by Resolution 2020-25. Motion carried.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA

RESOLUTION FOR ADOPTING A BUDGET FOR POWELL COUNTY
FISCAL YEAR 2020-2021
RESOLUTION 2020-25

WHEREAS, pursuant to Section 7-6-4024 MCA, the Board of County Commissioners of Powell County, Montana has met with department heads and elected officials and held public hearings on the proposed budget of Powell County for fiscal year 2020-2021 as required by law; and

WHEREAS the final budget has been prepared in accordance with state statutes and is balanced so that the appropriations do not exceed the projected beginning balances plus the estimated revenue of each fund; and

WHEREAS, Sections 7-6-4020 through 7-6-4036 MCA provide for the fixing of various tax levies to raise funds sufficient to meet said expenditures authorized in the budget; and

WHEREAS, the Board of County Commissioners of Powell County has held hearings and passed resolutions as applicable per Sections 7-6-4024 and 7-6-4030, MCA; and

WHEREAS, the Montana Department of Revenue has certified to the County Commissioners that the value of a county-wide mill is \$18,661 and the value of a road district mill is \$15,649; and

NOW THEREFORE BE IT RESOLVED that the final county budget as set out in the final budget filed with the Powell County Clerk and Recorder this date be hereby adopted as the final budget subject to the conditions as set forth below.

IT IS FURTHER RESOLVED that appropriations are authorized to defray the expenses and liabilities for the fiscal year.

IT IS FURTHER RESOLVED that the legal spending limits are set at the department level for the General Fund (1000) and at the fund level for all other funds; however, appropriations may only be transferred between line items within, not amongst, the following categories:

- Salaries and Wages (object codes 100-199)
- Operations and maintenance (object codes 200-599 and 700-799)
- Debt service (object codes 600-699)
- Transfers out (object codes 800-899), and
- Capital outlay (object codes 900-999)

IT IS FURTHER RESOLVED that the County Commissioners may transfer appropriations between line items and amongst categories within the same fund or department by motion at a public meeting.

IT IS FURTHER RESOLVED by this Board of County Commissioners that the levies set out in the final budget filed with the Powell County Clerk and Recorder, and in the attached spreadsheets, be fixed and adopted for fiscal year 2020-2021, based on the county-wide mill value of \$18,661 and road district mill value of \$15,649.

IT IS FURTHER RESOLVED that pursuant to 7-6-4036, this Board of County Commissioners fixes the levies for all other taxing jurisdictions within the county as detailed in the attached schedule.

This Budget Resolution shall be effective on July 1, 2020.
Dated this 3rd day of September, 2020.

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

ATTEST:
s/ JODY WALKER, Clerk and Recorder

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

APPROVED:
DAN SAGER, Presiding Officer

ATTEST:
JODY WALKER, Clerk

Deer Lodge, Montana

September 8, 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. Jody Walker, Clerk and Recorder, presented the correspondence.

Ruth Koehler briefed the Commissioners on fair issues and Disaster & Emergency Services.

Commissioner Sager reported on prospective County Planner Peter Scholtz. He will meet Bob Stone at the Canadian border today, and be transported to Deer Lodge. He will meet with the Commissioners on Wednesday and the Planning Board on Thursday.

Claims against the County were examined, approved and ordered paid by the Board of Commissioners for the month of August 2020, warrant # 64858 - # 64933 were issued and a record of such is on file in the office of the Clerk and Recorder.

The Commissioners set the base Elected Official's salary at \$45,560.00. Commissioner Mannix moved and Commissioner Sager seconded the motion to approve Salary Resolution 2020-26.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA
ELECTED OFFICIALS SALARIES
RESOLUTION 2020 – 26

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

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

NOW THEREFORE, IT IS HEREBY RESOLVED, that salaries for the Powell County Elected Officials be established as follows for fiscal year 2020-2021.

For the Powell County Clerk and Recorder, Treasurer, Clerk of the District Court, Justice of the Peace, and Superintendent of Schools the salary shall be \$45,560.00. The County Attorney's salary shall be considered full time and receive a salary of \$99,124.43 as required by Section 7-4-2706 (2).

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, Clerk of District Court, Justice of the Peace, and Treasurer shall also receive \$2,000.00 additional compensation allowed by statute.

The County Commissioners of Powell County and the City Council of the City of Deer Lodge have examined the workload statistics for the Justice of the Peace/City Judge and have determined that a fair division of the workload in the office is 85% for County and 15% for the City matters. Referenced in Resolution 2010-4 on file in the Clerk and Recorder's office.

The Powell County Sheriff's salary shall be \$55,670.80 per year, computed by using the base elected official's salary of \$45,560.00, and adding an additional compensation of \$2,000.00, plus a longevity payment of one percent (1%) per year of service, 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 (elected officials' salary) plus longevity payment of one percent (1%) per year of service, 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 captain's salary shall be 90 percent (90%) of the base salary of the Sheriff plus longevity payment of one percent (1%) per year of service, 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, plus a longevity payment of one percent (1%) per year of service, 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 \$17,312.80 per year.

The County Commissioners shall receive a base salary of \$34,170.00 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, 2020.

Dated this 8th day of September, 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

Powell County Sheriff Roselles reported on the Labor Day Weekend. Things went well with no major problems.

Peggy Kerr is going to report on the Commissioner meetings and City Council meetings for the Silver State Post.

County Attorney, Kathryn McEnery, introduced Ed O'Donnell to the Commissioners. He will be doing an internship in Powell County this semester.

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

APPROVED:
DAN SAGER, Presiding Officer

ATTEST:
JODY WALKER, Clerk

Deer Lodge, Montana

September 9, 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.

Bob Stone reported on his trip to Sweet Grass to pick up perspective planner.

Peter Scholtz came in to meet the Commissioners in person for the first time. He and the Board had a good discussion on the direction of the Planning Department and thoughts where the Commissioners would like to see the county progress to. Peter was introduced to Planning Assistant Ann O'Toole who gave him a tour.

Brian Bartkowiak from Natural Resource Damage Program (NRDP) asked the board if they could use the Yellowstone Trail to access the river for testing from Deer Lodge to Garrison. The Commissioners gave approval but stated he would need to also work with the Park Board as the trail was under their jurisdiction.

Peggy Kerr came in to interview the Commissioners.

Peter Scholtz accepted the County Planner position.

Public Hearing was held to increase fees from \$10.00 per unit per month to \$12.00 per unit per month for the Deer Lodge Disposal District per Resolution 2020-27. There was no objection from the public. Commissioner Crachy moved and Commissioner Mannix seconded the motion to increase Deer Lodge Disposal District fee. Motion carried.

BOARD OF COUNTY COMMISSIONERS
POWELL COUNTY, MONTANA
RESOLUTION TO ADOPT RATE INCREASE – DEER LODGE DISPOSAL DISTRICT
RESOLUTION NO. 2020 - 27

WHEREAS, Powell County has been managing solid waste for residents of the Deer Lodge Disposal District for a number of years, and

WHEREAS, since 2017, the fee associated with solid waste management has been \$10 per month per unit, and

WHEREAS, there has been a substantial increase in operating costs, and a need to acquire and develop land for the future expansion of the Deer Lodge Landfill, creating the need for increased service charges assessed.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to section 7-6-4013, MCA, the Board of Commissioners of Powell County hereby authorizes an increase in the services charges assessed to the landowners and service users of the Deer Lodge Disposal District from \$10.00 per unit per month to \$12.00 per unit per month.

Approved by the Board of County Commissioners this 9th day of September, 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

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

APPROVED:

DAN SAGER, Presiding Officer

ATTEST:

JODY WALKER, Clerk

Deer Lodge, Montana

September 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 Member Ralph E. Mannix, Jr.

Jody Walker, Clerk and Recorder, presented the correspondence.

Commissioners signed agreement with Montana State University to continue a contract with Robert Walker as County Extension Agent.

Department meeting was held. Sheriff Roselles reported on Covid-19 concerns. He purchased a fogger which he is using in the jail. He is happy with it. Disaster & Safety Coordinator, Ruth Koehler volunteered to purchase one for the courthouse. Clerk of Court, Jill Paull, discussed a need for court document storage. Weed Coordinator, Karen Laitala, reported that it has been a bad year for weeds and that she is still spraying. She will

demonstrate a drone spray at the upcoming Weed Board meeting. Bo Walker reported on Extension office. Superintendent of schools reported he has all state reports in that are due and that all schools are open in one way or another.

Julie Schroder and Melanie Sanchez came in to talk about what the County would like her to pursue next year.

Gerald Mentzer, Jason Smith, and Bruce Anderson were bid winners on the surplus equipment from Road District #3.

County Attorney, Kathryn McEnery and Justice Court Judge, Melissa Gallagher discussed the contract with the City for the Justice of the Peace to also handle the City Judge duties. Judge Gallagher will study past usage to determine if the percentages of City-County are still equitable to both parties and report back.

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

APPROVED:
DAN SAGER, Presiding Officer

ATTEST:
JODY WALKER, Clerk

Deer Lodge, Montana

September 22, 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.

Jody Walker, Clerk and Recorder, reported there was no correspondence.

District #2 Road Foreman Steve Foreman, Steve Pocha and Crewman Rod Huelet returned the vac sweeper to Deer Lodge and discussed road projects and equipment with the Commissioners.

Diane Mavrinac and Kimberly Buck and were in to discuss the constitutionality of the Governor's mask mandate. The Commissioners will discuss with County Attorney and see if they can get a Attorney General's opinion.

Ruth Koehler, Disaster & Safety Officer visited with the Commissioners.

Todd Fickler said he is having trouble locating the county property line for ditch work. He may need to bring in a surveyor.

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

APPROVED:
DAN SAGER, Presiding Officer

ATTEST:
JODY WALKER, Clerk

Deer Lodge, Montana

September 23, 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.

Jody Walker, Clerk and Recorder, presented the correspondence.

Commissioner Sager reported on Airport Board meeting. Commissioner Mannix reported on the Weed Board meeting.

Ann O'Toole, Planner Assistant, reported when she contacted Peter Schultz to request he return hire contract, he informed her he had taken another job. The Commissioners will restart the process to fill the Planner position.

Claims against the County were examined, approved and ordered paid by the Board of Commissioners for the month of September 2020, warrant # 64934 - # 65006 were issued and a record of such is on file in the office of the Clerk and Recorder.

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

APPROVED:
DAN SAGER, Presiding Officer

ATTEST:
JODY WALKER, Clerk

Deer Lodge, Montana

September 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.

The drawing of salary warrants #23006 - #23037 for Officers, Deputies, Foremen, Clerks and Appointees from various accounts for the month of September 2020, were approved and a record of such is on file in the office of the Clerk and Recorder.

Nadine Wadsworth, Project Director for Department of Natural Resource & Conservation (DNRC) was in to discuss the Floodplain Mapping project. Ann O'Toole from

Planning was in attendance and Jerry Grebenc attended on the phone. Flood plain maps for flood insurance were done in 1980 and updated in 1994. They are not accurate with new information. This project will better define the flood plain.

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

APPROVED:
DAN SAGER, Presiding Officer

ATTEST:
JODY WALKER, Clerk

Deer Lodge, Montana

September 29, 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 presented a contract for mutual aid between Montana State Prison and the Powell County Sheriff's Department. The contract was reviewed by the County Attorney and Commissioners. Commissioner Mannix moved and Commissioner Crachy seconded the motion to accept the contract. Motion carried.

Sherriff Roselles discussed the pending state requirements for dispatch being able to accept test messages and computer replacement to be compatible with their system. They will need to have new software. He has researched and will purchase the best buy.

Amanda Bohrer from DUI Task Force presented the amended bylaws for the Powell County DUI Task Force. The amended portion reduces the number of voting members from 8 to 5. The Commissioners agreed an odd number would be more efficient and a 5-member board would be easier to always have a quorum. Commissioner Crachy moved and Commissioner Mannix seconded the motion to accept the bylaws as amended. Motion carried.

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

APPROVED:
DAN SAGER, Presiding Officer

ATTEST:
JODY WALKER, Clerk

Deer Lodge, Montana

September 30, 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.

Kyla Johnson presented the draft Capital Improvement Plan for the Airport for Commissioner approval and a request for reimbursement NO 4 for Deer Lodge City-County airport AIP 016 Project. Commissioner Crachy moved and Commissioner Mannix seconded the motion to approve. Motion carried.

The Commissioners conducted phone interviews with applicants for the Powell County Planner position.

Commissioner Mannix attended the DUI Task Force meeting.

Commissioner Mannix and Sager attended the MACo Public Lands Committee Zoom meeting. Commissioner Crachy attended the MACo Transportation Committee Zoom meeting.

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

APPROVED:
DAN SAGER, Presiding Officer

ATTEST:
JODY WALKER, Clerk